

PUBLIC MEETING – Monday, September 24, 2012 at 8:00 p.m.

There will be a Public Meeting of the Mayor and Council of the Borough of Glen Rock on Monday, September 24, 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 – present
Council Member Orseck – present
Council Member Biggs – present**

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

2. FLAG SALUTE/ANNOUNCEMENTS

Miles Richardson led the Council and audience in the flag salute.

The following residents were honored for their years of service and commitment to the Borough. Each resident had a proclamation written and read in their honor.

Council member Nogara read the following honoring Bill Koenecke:

**A CEREMONIAL PROCLAMATION
TO HONOR BILL KOENECKE**

WHEREAS, in a variety of volunteer programs, committees and organizations throughout the Borough, and in particular on the Shade tree Advisory Committee, you, Bill Koenecke, have been an active public asset for many years, AND

WHEREAS you joined the Shade Tree Advisory Committee as a charter member in 1975 and have served as chairman of the group and always you have served with distinction, AND

WHEREAS you attained 37 years of service with the Shade Tree Advisory Committee in 2012 and that achievement deserves special recognition, AND

WHEREAS the skill, compassion and stability that you have provided to the residents of Glen Rock by your substantial contributions has been greatly appreciated by everyone,

NOW THEREFORE

because our residents place high value on your long-term dedication and because, in a fundamental way, you have made Glen Rock a better town,

The Mayor and Council of the Borough of Glen Rock declare that, for the time period 12.01 am to 11.59 pm on September 25th, 2012, the Borough of Glen Rock will be re-named Billkoeneckeville, NJ 07452.

**Congratulations on your accomplishment.
Thank you for your service and dedication.**

Several audience members also thanked Bill for his service.

Council member Orseck read the following proclamation honoring Bob Klein:

**A CEREMONIAL PROCLAMATION
TO HONOR ROBERT KLEIN**

WHEREAS, the vitality of a community is dependent on and heightened by the contributions of its individual residents and the services they provide to the community year after year, and

WHEREAS, one particular service, the summer program called Wednesday Something, which began at the Borough Pool twenty years ago as an experimental program to provide the local kids with something to do on Wednesday evenings, has become a municipal tradition because of the determination of one person, Robert Klein, and

WHEREAS, in a paradoxical but beneficial way, Bob Klein has brought sunshine to the Borough through this extraordinarily successful evening program, and

WHEREAS, through this successful program, Bob Klein has enhanced the Borough's image and become a local celebrity by radiating friendliness and spunk,

SO THEREFORE,

To recognize Bob's contributions to the Borough, I, John van Keuren, defender of celebrated residents, and the entire Borough Council, declare that on Wednesday, September 26th, the name of the Borough of Glen Rock will be changed to Robertkleinville, NJ 07452.

Mayor van Keuren read the following proclamation honoring Simon Toffell:

**A CEREMONIAL PROCLAMATION
TO HONOR SIMON TOFFELL**

WHEREAS, to make a popular program even more popular is like trying to add the proverbial big strawberry on top of the mound of ice cream...not an easy thing to do, but

WHEREAS, when it is accomplished successfully it sparkles and you can see evidence of the achievement immediately. And

WHEREAS the particular strawberry placer that we honor tonight is named Simon Toffell and his achievement...the strawberry, so to speak...is evidence year after year at the Wednesday Something program -- the games that he conceived and implemented for groups of kids on the grass beside the pool, and

WHEREAS, Simon by using his own kind of genius, has demonstrably enhanced a successful program and made it a lot more fun for the age group that was originally targeted when Wednesday Something was created, and

THEREFORE,

Because Simon, by his initiative and creativity, has enhanced the Wednesday Something program and securely placed the strawberry squarely on top of the mound of ice cream,

IN APPRECIATION, WE

The entire Borough Council and I, John van Keuren, declare that on Thursday, September 27th, the name of the Borough of Glen Rock will be changed to Simontoffellville, NJ 07452.

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 (9/12/12)

Resolution No. 210-12

Offered by Council Member Biggs

Seconded by Council Member O'Hagan

BE IT RESOLVED, that the Minutes of:

September 12, 2012

Be accepted as submitted.

ROLL CALL:

Council Member O'Hagan - yes

Council Member Orseck – yes

Council Member Biggs – yes

Council Member Pazan - absent

Council Member Surrago - yes

Council Member Nogara – yes

2. Resolution for Payment of Bills

Resolution No. 211-12

Offered by Council Member Biggs

Seconded by Council Member O'Hagan

BE IT RESOLVED, that the following bills of the Borough of Glen Rock be paid in the amount of \$ 3,968,095.85.

GR Payroll	591,885.35
GR Library	52,509.58
GRBOE	1,751,298.00
GRVAC	75,550.00
P.S.E.&G.	28,635.24
NJSHBP	323,050.14
L.J. Freudenlich, ESQ	50,163.84
SUBTOTAL	\$ 2,873,092.15
Miscellaneous	131,321.01
General Capital	307,868.10
Payroll Account	515,602.06
DDEF	155.00
Trust Other	140,041.53
Developer's Fees	16.00
Total Payment of Bills	\$ 3,968,095.85

ROLL CALL:

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

3. Resolution for Emergency Authorization for Down Payment on Improvement

Resolution No. 212-12

Offered by Council Member Biggs

Seconded by Council Member O'Hagan

WHEREAS, an emergency has arisen with respect to funding for the down payment on improvements for the project Radio Communication System Upgrade, and no adequate provision was made in 2012 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of the emergency appropriation created including the appropriation to be created by this resolution is \$9,000.00, and three percent of the total operations in the budget for the year 2012 is \$510,849.84.

NOW THEREFORE BE IT RESOLVED by not less than two-thirds of all the members thereof affirmatively concurring that in accordance with N.J.S.A. 40A:4-48,

- 1. An emergency appropriation be and the same is hereby made for Down Payment on Improvements in the amount of \$9,000.00.**
- 2. That said emergency appropriation shall be provided in full in the 2013 budget.**
- 3. That two certified copies of this resolution be filed with the Director of Local Government Services.**

ROLL CALL:

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

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

4. Resolution Authorize Extension of Leaf Removal Contract (RVH Mulch)

Resolution No. 213-12

Offered by Council Member Biggs

Seconded by Council Member O’Hagan

RESOLUTION EXTENDING LEAF DISPOSAL BID

WHEREAS, the Borough of Glen Rock received bids for Leaf Disposal on November 9, 2011 and the lowest bid came from RVH Mulch Supply, LLC of Wyckoff, NJ NY and was awarded on November 9, 2011, Resolution 208-11; and

WHEREAS, RVH Mulch Supply and performed the leaf removal and disposal in accordance with the specifications; and

WHEREAS, Local Public Contracts Law N.J.S.A. 40A:11-15 allows for the performance of goods and services shall be awarded for a period not to 12 consecutive months; and

WHEREAS, the Borough would like to exercise their right to extend this contract until November 30, 2012; and

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Glen Rock, hereby awards an extension of the 2011 Leaf Disposal Contract to RVH Mulch Supply, of Wyckoff, NJ and the amount to be increased by the CPI using a 3% increase in price from last year not to exceed \$5.00 per cubic yard subject to certification of funds by the CFO.

ROLL CALL:

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

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

5. Resolution To Cancel Tax Refund or Overpayments

Resolution No. 214-12

Offered by Council Member Biggs

Seconded by Council Member O’Hagan

RESOLUTION TO CANCEL TAX REFUND OR OVER PAYMENTS

WHEREAS, N.J.S.A. 40A:5-17 allows for the cancellation of property tax refunds or delinquent amounts in the amount of less than \$10.00; and

WHEREAS, the governing body authorizes the Tax Collector to cancel the following over payments all in 1st, 2nd and 3rd quarter year 2012: Block 16 Lot 14 amount \$.02, Block 25 Lot 6 amount \$.01, Block 33 Lot 9 amount \$.01, Block 69 Lot 9 amount \$.01, Block 97 Lot 4 amount \$.01, Block 120 Lot 7 amount \$.51, Block 127 Lot 23 amount \$.90, Block 171 Lot 5 amount \$.60, Block 255 Lot 5

amount \$.01, block 239 Lot 9 amount \$.01,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Glen Rock, County of Bergen, State of New Jersey, hereby authorize the Tax Collector to cancel said tax amount.

ROLL CALL:

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

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

6. Resolution Authorizing Agreement with Atlantic Coast Fiber (Recycling)

Resolution No. 215-12

Offered by Council Member Biggs

Seconded by Council Member O’Hagan

RESOLUTION AUTHORIZING RECYCLING MATERIAL CONTRACT

WHEREAS, the Borough of Glen Rock, pursuant to the provisions of Borough Ordinance §184.1 et seq, has established a mandatory program for recycling materials as defined therein;

WHEREAS, the Borough of Glen Rock is in need of a vendor to sell its recyclable materials;

WHEREAS, NJSA 40A:11-5(s) exempts from public bid contracts covering the marketing of recyclable materials recovered through a recycling program;

WHEREAS, Atlantic Coast Fiber, LLC has submitted a proposal for a three (3) year agreement¹ with one two (2) year option under the same terms dated October 1, 2012 setting forth the anticipated price to be paid to the Borough for the recycling material described therein. A copy of said proposal is on file in the office of the Borough Clerk; and

WHEREAS, the proposal of Atlantic Coast Fiber, LLC has been recommended for approval by the Director of the Department of Public Works and has been reviewed and approved by the Borough Attorney.

NOW THEREFOR BE IT,

RESOLVED, by the Borough Council of Glen Rock, that the Mayor and the Borough Clerk are hereby authorized to enter into a contract with Atlantic Coast Fiber, LLC in the form on file with the Borough Clerk, for a term of three (3) years.

ROLL CALL:

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

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

7. Resolution for Professional Service Agreement (Liebman)

Resolution No.: 216-12

Offered by Council Member: Biggs

Seconded by Council Member: O'Hagan

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT

WHEREAS, the Borough of Glen Rock is in need of professional legal services for the year 2012 to advise and assist the Governing Body, Borough Administrator, Department Heads, and the administrative staff members, and to undertake and complete all other duties and responsibilities as assigned to the attorney by the Borough; and

WHEREAS, Wells, Jaworski, Libeman & Paton, LLP has submitted a proposal dated January 5, 2012, setting forth the anticipated hourly charges/costs to be assessed to the Borough of Glen Rock for the 2012 contract term; and

WHEREAS, pursuant to the provisions of the New Jersey Campaign Contribution and Expenditures Reporting Act, specifically N.J.S.A. 19:44A-205, the Borough has determined and certified in writing that the value of the services will exceed \$17,500.00; and

WHEREAS, Wells, Jaworski, Lieman & Paton , has completed and submitted a Business Entity Disclosure Certification which certifies that Wells, Jaworski, Lieman & Paton has not made any reportable contributions to a political or candidate committee in the Borough of Glen Rock, in the previous one year and that the contract will prohibit Wells, Jaworski ,Lieman & Paton from making any reportable contributions through the term of the contract; and

WHEREAS, the Governing Body has determined that Wells, Jaworski, Lieman & Paton is to be the most qualified firm to assist the Borough in its legal needs for 2012; and

WHEREAS, legal services are a professional service exempt from public bidding requirements, but notice of this resolution must be published in a legal newspaper as required by the Local Public Contracts Law; and

NOW THEREFOR BE IT RESOLVED, by the Borough Council of Glen Rock that the Borough Administrator is hereby authorized to enter into a contract with Wells, Jaworski, Lieman & Paton as declared herein; and be it further

RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and be it further

RESOLVED, that the Borough Clerk shall cause to be published, notification of the award of the Professional Services Contract as required by the Local Public Contracts Law.

ROLL CALL:

Council Member O'Hagan - yes

Council Member Orseck – yes

Council Member Biggs – yes

Council Member Pazan - absent

Council Member Surrago - yes

Council Member Nogara – yes

8. Resolution for Award of Contract to Parkmobile, USA, Inc.

Resolution No. 217-12

Offered by Council Member Biggs

Seconded by Council Member O'Hagan

AUTHORIZING AWARD OF CONTRACT TO PARKMOBILE, USA, INC.

WHEREAS, the Borough of Glen Rock is interested in utilizing Smartphone technology to offer pay by phone parking to Glen Rock non-residents as an alternative method to pay for commuter parking within designated sites without the need for parking meter equipment; and

WHEREAS, Parkmobile USA, Inc. provides a free mobile app to consumers who are interested in using the service as an alternative to paying with coins at parking meters and users are assessed a \$0.35 fee, per transaction, in addition to the parking meter charges only when they utilize the service. There is no additional service or contract fee for the Borough of Glen Rock; and

WHEREAS, Parkmobile USA, Inc. provides this service at no cost to the Borough of Glen Rock, and shall not charge the Borough of Glen rock any costs for the integration of its system(s) or for the management of the project and the services; and

WHEREAS, a web-based management site will be established that enforcement officers will be able to access all payment activity for enforcement of the parking ordinances.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Glen Rock that the Borough Administrator is hereby authorized to execute a two (2) year agreement, in a form acceptable to the Borough Administrator and approved by the Borough Attorney, between the Borough of Glen Rock and Parkmobile USA, Inc., for the Pay By Phone Parking System.

ROLL CALL:

Council Member O'Hagan – yes

Council Member Pazan - absent

Council Member Orseck – yes

Council Member Surrago - yes

Council Member Biggs - yes

Council Member Nogara – yes

9. Resolution Acknowledging Sprint/Nextel Cell Site Modifications

Resolution No. 218-12

Offered by Council Member Biggs

Seconded by Council Member O'Hagan

**A RESOLUTION AUTHORIZING IMPROVEMENTS TO EQUIPMENT/FACILITIES
BY SPRINT SPECTRUM REALTY COMPANY, L.P., A SUCCESSOR WITH INTEREST
TO SPRINT SPECTRUM L.P. (“SPRINT NEXTEL”)**

WHEREAS, Sprint Nextel executed a land lease agreement with the Borough of Glen Rock and Village of Ridgewood (“Landlord”) dated May 30, 2006 (“Lease”) with respected to the placement of a cellular tower facility at real property located at 561 Prospect Street, Glen Rock, NJ (“Site”); and

WHEREAS, pursuant to the terms of the lease, the consent of the landlord is a condition precedent for making physical modifications to the equipment within Sprint Nextel’s leased area on the Site; and

WHEREAS, Sprint Nextel, by letter of the Borough of Glen Rock and Village of Ridgewood dated August 20, 2012, has submitted a construction drawing, a copy of which is on file with the Borough Clerk, detailing the proposed modifications/improvement to be made by Sprint Nextel at the leasehold site; and

WHEREAS, the Borough Officials have reviewed the construction plans and find the improvements outlined therein acceptable, subject however to the approval by the Village of Ridgewood and the Construction Official of the Borough of Glen Rock.

NOW THEREFORE, be it

Resolved that the Borough Administrator is hereby authorized to grant the approval of the Borough of Glen Rock to the proposed improvements to the Sprint Nextel leasehold site as set forth in the August 20, 2012 letter from Site Sector (representative of Sprint Nextel) and the construction plans appended thereto; and be it further

RESOLVED, that the resolution shall become effective upon adoption of a similar approval resolution of the Village of Ridgewood; and be it further

RESOLVED, that Spring Nextel shall submit all required building application to the Borough of Glen Rock Construction Official for the approval to construct the proposed equipment improvement/modifications.

ROLL CALL:

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

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

10. Resolution for Renewal of Phone Service Contract with Optimum Lightpath

Resolution No. 219-12

Offered by Council Member Biggs

Seconded by Council Member O’Hagan

RESOLUTION AUTHORIZING INTERNET SERVICE AGREEMENT CONTRACT

WHEREAS, the Borough of Glen Rock is in need of a vendor to provide internet service;

WHEREAS, NJSA 40A:11-5(f) exempts from public bid contracts covering the “supplying of any product or the rendering of any service by a public utility, which is subject to the jurisdiction of the Board of Public Utilities or the Federal Energy Regulatory Commission or its successor, in accordance with tariffs and schedules of charges made, charged or exacted, filed with the board or commission”;

WHEREAS, Optimum Lightpath, Inc., current internet provider to the Borough, has submitted a proposal for a three (3) year renewal agreement¹ dated September 18, 2012 setting forth the anticipated price to be paid to the Borough for the internet service described therein. A copy of said proposal is on file in the office of the Borough Clerk; and

WHEREAS, the proposal of Optimum Lightpath, Inc. has been recommended for approval by the Borough Administrator and has been reviewed and approved by the Borough Attorney.

NOW THEREFOR BE IT, RESOLVED, by the Borough Council of Glen Rock, that the Mayor and the Borough Clerk are hereby authorized to enter into a renewal contract with Optimum Lightpath, Inc., in the form on file with the Borough Clerk, for a term of three (3) years at a monthly recurring charge of \$2,612.00, together with any applicable Federal or State taxes, if applicable.

ROLL CALL:

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

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

11. Resolution Authorizing Issuance of Site Work Permit (B 106 L26)

Resolution No. 220-12

Offered by Council Member Biggs

Seconded by Council Member O'Hagan

RESOLUTION AUTHORIZING ISSUANCE OF SITE WORK PERMIT

WHEREAS, the Mayor and Council have been made aware of the need for a five (5) foot fence in the rear of the property located at 45 Iona Place (Block 106, Lot 26) due to a medical condition of one of the residents living at the property;

WHEREAS, the proposed fence exceeds the permitted height of four (4) feet in the A-2 Residential Zone;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council direct the Building Department to issue a site work permit to the owners of 45 Iona Place to construct a five (5) high fence in the rear yard of their property, subject to the following:

1. Completed site work permit application
2. Two copies of the survey of the property with the fence delineated
3. Letter from a physician verifying need
4. Letter from the homeowner indicating that the fence will either be removed or reduced to a conforming four (4) height upon cessation of need

¹Permitted pursuant to N.J.S.A. 40A:11-15(1)(C)(8)

ROLL CALL:

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

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

12. Resolution for Tax Appeal Settlement (B53 L5)

Resolution No. 221-12

Offered by Councilman Biggs

Seconded by Councilman O’Hagan

RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT

(B 53, L 5)

WHEREAS, there is pending before the Bergen County Tax Board of New Jersey, the matter of Thomas Seibold v Borough of Glen Rock and

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 2012 assessment; 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 Bergen County Tax Board settlement do hereby ratify the following settlement¹:

<u>PROPERTY OWNER</u>	<u>BLOCK/ LOT</u>	<u>YEAR</u>	<u>ORIGINAL ASS’MENT</u>	<u>SETTLEMENT</u>
Thomas Seibold	53/5	2012	\$1,218,200.00	\$1,120,000.00

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) 2012 (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.

ROLL CALL:

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

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

13. Resolution for Tax Appeal Settlement (B244 L11)

Resolution No. 222-12

Offered by Councilman Biggs

Seconded by Councilman O’Hagan

RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT

(B244, L 11)

WHEREAS, there is pending before the Bergen County Tax Board of New Jersey, the matter of Rostislav Satanovsky v Borough of Glen Rock and

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 2012 assessment; 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 Bergen County Tax Board settlement do hereby ratify the following settlement²:

<u>PROPERTY OWNER</u>	<u>BLOCK/ LOT</u>	<u>YEAR</u>	<u>ORIGINAL ASS’MENT</u>	<u>SETTLEMENT</u>
Rostislav Satanovsky	244/11	2012	\$730,300.00	\$700,000.00

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) 2012 (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.

ROLL CALL:

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

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

Motion to accept consent agenda by Council Member Biggs
Seconded by Council Member O'Hagan

ROLL CALL:

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

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

4. MOTIONS

Departmental Reports

Council member Biggs (*Communications*) – Met with GRTV and webmaster. Additional information will be put up regarding the Recycling Center and curbside pick-ups.

Council member O'Hagan (*Public Safety*) – School has opened and residents are reminded to slow down when driving, particularly around school drop-off and pick-up times. Sunday, October 7th the GRFD will host a free Pancake Breakfast for people to tour the firehouse and equipment. People are asked to be more cognizant of the parking guidelines at the Recycling Center during sports events, please be aware of where you are parking.

Council member Orseck (*Parks & Recreation*) – The October 9th RAB meeting has been changed to October 2nd. Fall sports have begun with registration up. Game On Glen Rock will be having a gala on Thursday, October 18th. The Glen Rock Arboretum is also conducting a fundraiser for their proposed educational building. Both groups will have a presence at the Street Fair. Thank you to Barbara Macdonald and Karen Mitchell for their support of the Wednesday Something program.

Council member Nogara (*Licenses & Franchises*) – As liaison to the Shade Tree Committee congratulations were extended to Bill Koenecke.

Council member Surrago (*Public Works*) – The Recycling Center project is on schedule. The interior of the building is complete, paving of the parking lot should occur next week. Information on new recycling procedures will be made available to residents through various media.

Miles Richardson – High School Liaison – The turf field has been installed, looking great. School has been in session for three weeks.

Mayor van Keuren announced on October 22nd one of the topics on the agenda will be the 2013 calendar. To alleviate any concerns (particularly of one side of town receiving more garbage pick-ups than the other) any resident wishing to voice an opinion/concern should attend this meeting. All parties involved in the publication of the calendar will be in attendance, i.e. the DPW supervisor, calendar coordinator and Council.

Motion to accept reports as filed:
Motion by Council Member Orseck
Seconded by Council Member Nogara

ROLL CALL:

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

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

5. ORDINANCES

Ordinance Procedure # 1669 (Bond Ordinance - \$525,000)

Date of Introduction: September 24, 2012

Council Resolution #223-12

Introduced by Council Member O’Hagan

Seconded by Council Member Nogara

Be It Resolved by the Borough Council of the Borough of Glen Rock that BOND ORDINANCE TO AUTHORIZE THE RADIO COMMUNICATION SYSTEM UPGRADE PROJECT BY AND FOR THE BOROUGH OF GLEN ROCK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$525,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATIONS AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPTION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

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 October 10, 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 - yes
Council Member Orseck – yes
Council Member Biggs - yes

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

ORDINANCE NO. # 1669

BOND ORDINANCE TO AUTHORIZE THE RADIO COMMUNICATION SYSTEM UPGRADE PROJECT BY AND FOR THE BOROUGH OF GLEN ROCK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$525,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of Glen Rock, in the County of Bergen, State of New Jersey

(the "Borough") is hereby authorized to undertake the Radio Communication System Upgrade Project by and for the Borough. Said improvement is being undertaken in conjunction with the Village of Ridgewood and shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$525,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the total estimated cost of said purpose is \$525,000, and (4) \$25,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$500,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$5,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$25,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough or heretofore appropriated for down payments on capital improvements or for the capital improvement fund by an emergency appropriation, are now available to finance said purpose. The sum of \$25,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$500,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$500,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the

Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$500,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough expects to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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

Les – Doremus Avenue – Les expressed dissatisfaction on the five-story building he has heard that is to be built on Doremus. Mayor van Keuren replied there is a group looking at two locations for senior housing. One of those locations is the rear part of 175 Rock Road. One of the questions that arise with senior housing is how large of a building can the surrounding neighborhood support, how many people are we trying to serve. Mayor van Keuren stated Les’ comments are not the first he has heard; however he noted this project is going to be a community participation project adding there are no plans and we’re just in the planning stages. Mayor van Keuren reiterated there are no plans and this decision will rely heavily on public comment.

7. ADJOURNMENT

**Motion to adjourn the meeting was made by Council member Orseck
Seconded by Council member Surrago
Meeting adjourned at 8:45 p.m.**