

PUBLIC MEETING – Thursday, January 21, 2010 at 8:00 p.m.

There will be a Public Meeting of the Mayor and Council of the Borough of Glen Rock on Thursday, January 21, 2010, 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 Statute. 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 – present
Council Member Surrago – present
Council Member Nogara - present**

2. FLAG SALUTE/ANNOUNCEMENTS

Council member Orseck 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 Payment of Bills

Resolution No. 32-10

Offered by Council Member Pazan

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 \$3,529,172.46.

Board of Education	\$ 2,000,124.00
Payroll	267,524.27
BCCLS Computer	39,258.00
B.C. JIF	107,373.89
PSE&G	41,482.43

Capital	250,000.00
Ridgewood Water	19,642.08
PVSC	129,738.70
BCUA	29,002.58
Environmental Renewal	20,269.50
Subtotal	\$ 2,904,415.45
Miscellaneous	72,090.19
Capital	552,666.82
Total Payment of Bills	\$ 3,529,172.46

ROLL CALL:

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

2. Resolution for Valley Hospital for 2010 Community Program Services

Resolution No. 33-10

Offered by Council Member Pazan

Seconded by Council Member O’Hagan

RESOLUTION WITH VALLEY HOSPITAL FOR 2010 COMMUNITY PROGRAM SERVICES

WHEREAS, there exist a need for the Borough of Glen Rock Health Department to provide public health services as prescribed by the New Jersey Public Health Council;

WHEREAS, the Valley Hospital can assure compliance with the 2010 Community Program Service Bid as follows;

Child Health Clinics	Adult Health Clinics
Flu Clinics Adult Health	Board of Health Visits

WHEREAS, the Valley Hospital has agreed to provide public health services through a contract agreement with the Borough of Glen Rock - Department of Health for the calendar year 2010; and

WHEREAS, the fee is to be in an amount not to exceed \$12,861.91 for services under the contract; and

WHEREAS, it has been certified that this meets the statues and regulations concerning the award of said contract;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Glen Rock as follows:

- 1. That Paul Herrlett, President of the Board of Health , is hereby authorized and directed to execute an agreement with the Valley Hospital to perform public health services of a professional nature for the 2010 Community Program Services for the period of January 2008, through December 31, 2010, at a cost not to exceed \$12,861.91 for the above services; and**

2. This contract is awarded without competitive bidding in accordance with N.J.S.A. 40A:11-5(2); and

BE IT FURTHER RESOLVED, that the Chief Financial Officer will certify, that funds will be available upon adoption of the 2009 Current Fund Budget in accordance with N.J.A.C. 5:30 14.5

ROLL CALL:

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

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

3. Resolution for Professional Services Borough Sanitarian Inspector (M. Dillon)

Resolution No 34-10

Offered by Council Member Pazan

Seconded by Council Member O'Hagan

WHEREAS, the Borough of Glen Rock requires certain professional services for the calendar year of 2010 and

WHEREAS, it is anticipated that the expenditure for such professional services will exceed the sum of \$17,500 in said calendar year; and

WHEREAS, it is contemplated that the 2010 budget will contain the necessary appropriations estimated to be reasonably required for each said professional service;

NOW, THEREFORE BE IT RESOLVED, By the Mayor and Council of the Borough of Glen Rock that the following appointments be and they are hereby made for the calendar year 2010.

Sanitarian Inspector

Michele Dillon

BE IT FURTHER RESOLVED that the aforesaid appointments were made without competitive bidding under the provision of N. J. S. A. 40A:11-5 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession and whose practice is regulated by law;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published within ten (10) days after passage as required by law.

ROLL CALL:

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

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

4. Resolution for Shared Services with Bergen County for Paris Grant

Resolution No 35-10

Offered by Council Member Pazan

Seconded by Council Member O'Hagan

**RESOLUTION FOR SHARED SERVICES FOR PARIS GRANT FUNDING
WITH BERGEN COUNTY**

WHEREAS, the State of New Jersey has launched its pioneering Public Archives and Records Infrastructure Support (PARIS) grant program to meet the strategic records management, preservation, and storage needs of the county and municipal governments; and

WHEREAS, a top priority of the PARIS grants program is to achieve efficiencies of cost and operation through shared services and to create a service structure for municipalities that do not have the resources to create one for themselves; and

WHEREAS, in 2010 -11 grant cycle, priority funding will be given to county projects shares services projects with its constituent municipalities; and

WHEREAS, the Borough of Glen Rock desires to collaborate with the County of Bergen in the performance PARIS Grant Shared Services; and

WHEREAS, the Borough of Glen Rock is acknowledging that their eligible funding of \$40,000.00 will be leveraged with the County of Bergen; and

WHEREAS, the Borough of Glen Rock is acknowledging that the County of Bergen would be both the lead agency and the applicant for such a proposal; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Glen Rock that the Borough of Glen Rock does support and commit to cooperation and participation in the PARIS grant for the purposes set forth above, and to execute and deliver all documents required incident thereto.

ROLL CALL:

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

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

5. Resolution Awarding Bid for a Flow N Dump Truck (Cornell Equip)

Resolution No 36-10
Offered by Council Member Pazan
Seconded by Council Member O’Hagan

**RESOLUTION AUTHORIZING AWARD OF BID FOR THE PURCHASE OF ONE (1) FLO ‘N
DUMP TRUCK BODY**

WHEREAS, one (1) bid was received by the Borough Clerk on December 7, 2009 the purchase of a “Flo ‘N Dump” truck body and accessory equipment (the “Equipment”); and

WHEREAS, the Governing Body has reviewed the recommendations made by the Borough Administrator, Director of Public Works and Borough Attorney on said bid and have determined that Cornell Equipment Co., Inc., to be the lowest responsible bidder in the bid amount of \$62,000.00; and

WHEREAS, the Chief Financial Officer has certified sufficient funds are available for the purchase of the Equipment.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Glen Rock that the contract for the purchase of a Flo 'N Dump truck body and all accessory equipment set forth in the specifications and bid proposal is hereby awarded to Cornell Equipment Co., Inc. on their bid of \$62,000.00; and be it further

RESOLVED, that the Mayor and Borough Clerk are hereby authorized and directed to execute the contract for same.

ROLL CALL:

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

6. Resolution for Central Bergen Mutual Fire Aid Agreement

Resolution No.: 37-10

Offered by Council Member: Pazan

Seconded by Council Member: O'Hagan

RESOLUTION FOR CENTRAL BERGEN MUTUAL FIRE AID ASSOCIATION AGREEMENT

WHEREAS, the Central Bergen Mutual Fire Aid Association of ELMWOOD PARK, FAIR LAWN, GLEN ROCK, MAYWOOD, PARAMUS, RIVER EDGE, ROCHELLE PARK AND SADDLE BROOK have bonded together in mutual aid agreement to supply equipment and manpower to each other in case of any fire where outside assistance is needed; and

WHEREAS, to relieve any department of the financial burden incurred by the use of their extinguishing agent by other departments, it is mandatory the replacement be made to the supplying department within forty-eight (48) hours after the use of such agent;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Glen Rock, that the Mayor is authorized to execute an approval to supplement the existing mutual aid agreement to require that replacement of extinguishing agent use by another fire department on a mutual aid call be made to the supplying department within forty-eight (48) hours after the use of such extinguishing agent, and that all towns involved be allowed use of each others' radio frequency whenever necessary in connection with mutual aid calls, which approval shall be for a term of one year, effective January 1, 2010; and

BE IT RESOLVED, by the Mayor and Council of the Borough of Glen Rock that the Borough Clerk is hereby authorized and directed to forward a copy of the within resolution to the aforementioned municipalities.

ROLL CALL:

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

7. Resolution Amending Total Sewer Root Control

Resolution No. 38-10

Offered by Council Member Pazan

Seconded by Council Member O'Hagan

RESOLUTION AMENDING TOTAL SEWER ROOT CONTROL

WHEREAS, the Borough of Glen Rock awarded a contract for Sewer Line Chemical Root Control on November 23, 2009 to Municipal Sales, Inc of Queensbury, NY, Resolution No. 294-09, and

WHEREAS, the bid was awarded based on the lowest price per foot, and

WHEREAS, it was determined by the Director of Public Works, Robert Tirserio, that an additional 5,000 feet of sewer line was in need of root control, therefore resulting in an additional amount of \$4,495.50, bringing the total contract to \$25,178.80

BE IT RESOLVED, by the Borough Council of Glen Rock, that the total amount to be disbursed to Municipal Sales, Inc. of Queensbury, NY, for Sewer Line Chemical Root Control is hereby amended to an amount of \$25,178.80 subject to certification of funds by the CFO.

ROLL CALL:

Council Member O'Hagan - yes

Council Member Pazan - yes

Council Member Orseck - yes

Council Member Surrago - yes

Council Member Biggs - yes

Council Member Nogara - yes

8. Resolution to Permit Issuance of One New Plenary Consumption License

Resolution No. 39-10

Offered by Council Member Pazan

Seconded by Council Member O'Hagan

**A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF
GLEN ROCK DETERMINING TO PERMIT THE ISSUANCE OF ONE NEW
PLENARY RETAIL CONSUMPTION LICENSE WITHIN THE BOROUGH OF
GLEN ROCK AND SETTING FORTH THE CRITERIA FOR APPLICATIONS
FOR SUCH LICENSE**

WHEREAS, pursuant to N.J.S.A. 33:1-12.14 of the New Jersey Alcoholic Beverage Control Law, the Borough of Glen Rock is permitted to issue three (3) Plenary Retail Consumption Licenses; and

WHEREAS, license number 0222-33-010-002 (the "License") was previously held and used by Sinabaldo Leone at the Rock Café in the Borough of Glen Rock having acquired the license by bid in 2004; and

WHEREAS, based on the representations of the duly appointed representatives of the Estate of Sinabaldo Leone, during the 2008-2009 License renewal period, Sinabaldo Leone was gravely ill, incapacitated and unable to effectuate proper renewal of the license; and

WHEREAS, during and subsequent to this renewal period of the License, Sinabaldo Leone not only remained incapacitated, but subsequently, passed away in December of 2008.

WHEREAS, neither Sinabaldo Leone nor the initial Executor designated under the Last Will and Testament of Sinabaldo Leone had taken the necessary steps to renew the License; and

WHEREAS, the Executor designated under the Last Will and Testament of Sinabaldo Leone was removed by Temporary Order dated June 12, 2009, which Order became permanent in or about August, 2009; and

WHEREAS, based on the representations of the duly appointed representatives of the Estate of Sinabaldo Leone, immediately prior to Sinabaldo Leone's incapacitation, a Contract was entered into for the transfer of the liquor license to the then owner of the Rock Café location; and

WHEREAS, license transfer was unable to take place due to Sinabaldo Leone's incapacitation and subsequent non-renewal of the license (by the decedent and the Executor); and

WHEREAS, the duly appointed representatives of the Estate of Sinabaldo Leone confirmed that the Estate seeks to avoid litigation regarding reissuance of the License, without waiving the Estates rights to petition the A.B.C. for reissuance of the License based upon the exceptional circumstances detailed above; and

WHEREAS, the Borough Council has concluded that it is in the best interests of the Borough to avoid the time and expense of protracted litigation concerning the status of said License; and

WHEREAS, only two (2) Plenary Retail Consumption Licenses are presently issued in the Borough of Glen Rock; and

WHEREAS, the Borough Council has determined to permit the issuance of one (1) Plenary Retail Consumption License under certain conditions and provided that there is a qualified applicant for such license.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Glen Rock, assembled in public session this 21st day of January, 2010, as follows:

1. The Borough Council of the Borough of Glen Rock, pursuant to the authority conferred by *N.J.S.A. 33:1-33.1 et. seq.*, has determined to issue one (1) new Plenary Retail Consumption License and to accept application(s) for the new license.

2. Applications for the new license will be accepted following the publication of notice pursuant to this resolution and up to and up to and include 4:00 p.m. on Friday, February 25th, 2010. Applicants shall deliver a fully completed 12-page application, in triplicate original, together with the check for \$2,000.00 payable to the Borough of Glen Rock, and shall thereafter also deliver any proof of qualification to hold an alcoholic beverage license as may be requested.

3. Applicants shall also comply with all other provisions of *N.J.A.C. 13:2-2.1 et. seq.*, including, but not limited to, publication of notice of application.

4. A new license will be issued to an applicant who will operate a restaurant (as defined in *N.J.S.A. 33:1-33.1*) within the Borough of Glen Rock, who has a site which has received

preliminary Borough approvals for construction of such restaurant or which restaurant already exists.

5. Nothing in this resolution shall require the new license to be issued if there is no qualified applicant meeting the preferred criteria expressed herein. If there is more than one qualified applicant meeting the preferred criteria, the license will be issued to the applicant and for the site which will best serve the public interest and in the sound discretion of the Borough Council.

6. If no new license shall have been issued pursuant to this resolution by August 1, 2010, no new license shall thereafter be issued without further resolution of the Borough Council determining to issue a new license.

7. Upon issuance of a new license, the license fee shall be prorated in accordance with statute. All fees tendered by unsuccessful applicants shall be returned to them upon issuance of the new license or immediately after August 1, 2010, whichever shall first occur.

8. The Borough Clerk shall cause notice of the determination herein to issue a new license to be published forthwith in *The Record*, a newspaper circulating generally in the Borough of Glen Rock, twice, one week apart, in the following form:

-NOTICE-

Take notice that the Borough Council of the Borough of Glen Rock has determined by Resolution No. _____ to issue one (1) new Plenary Retail Consumption License. The new license will only be issued to an applicant who will operate a restaurant (as defined in *N.J.S.A. 33:1-33.1*) within the Borough of Glen Rock and who has a site which has received Borough approval for construction of such restaurant or a restaurant already existing in the Borough. Applicants for such license shall submit a fully-completed 12-page application, in triplicate original, together with fees of \$2,000.00, payable to the Borough of Glen Rock and \$200 payable to the Division of Alcoholic Beverage Control, and shall thereafter also deliver any and all information as may be requested by the Borough Council and/or the Borough Police Department. Applicants shall also comply with all other requirements of *N.J.A.C. 13:2-2.1, et. seq.*, including publication of notice of application. Applications and fees shall be submitted to Jacqueline Scalia, Glen Rock Borough Clerk, at the Glen Rock Borough Municipal Building, Harding Plaza, Glen Rock, New Jersey, 07452-1798, on or before 4:00 p.m. on February 15, 2010. Any new license will be issued not later than August 1, 2010. The full text of the determining Resolution may be viewed in the office of the Borough Clerk.

Roll Call:

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

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

Motion to accept consent agenda by Council Member Pazan

Seconded by Council Member O'Hagan

Roll Call:

Council Member O'Hagan - yes
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 Surrago – Requested that residents do not put cardboard boxes on the curb for rubbish pick-up. DPW will not pick up, only on corrugated designated days.

Council member Orseck – There will be a turf field meeting soon. Recreational basketball has begun and spring sports registration is underway.

Council member Pazan – The next Finance Meeting will be February 2nd. The Finance Committee has heard from all of the departments and currently is working on numbers for the Council. Council member Pazan noted Governor Christie has indicated more State Aid will be cut to the municipalities.

Council member O’Hagan – Reminded residents not to use cell phones while driving. There will be a drill night for the Fire Department on Thursday night.

Council member Biggs – Continues to meet with website company to initiate improvements. Hopefully will be able to implement easier posting process by March. Currently the tentative date for the Municipal Building Open House is Saturday, April 10th.

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

Jim Seaton – Ferndale Road – Mr. Seaton commented that in East Hampton residents are charged \$101/month for two pick-ups a month at the curb. Mr. Seaton asked what the town will do with the dirt that is removed for the turf field. Mr. Seaton reminded the Council that is our dirt and could go to the repair of the roads.

Mayor van Keuren stated currently there are no provisions in our budget to support any turf field effort. Mayor van Keuren added in addition to the negatives Mr. Seaton spoke about there are some positives also.

Mr. Seaton asked if the Council was planning on co-signing any bonds or loans for the turf field.

Council member Orseck stated the Recreation Advisory Board has not asked the Council for any funding.

5. ADJOURNMENT

Motion to adjourn the meeting was made by Council member O’Hagan

Seconded by Council member Orseck

Meeting adjourned at 8:24 p.m.

Jacqueline Scalia, Borough Clerk