

PUBLIC MEETING
MINUTES

The Public Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:32PM. Adequate notification was published in the official newspaper of the Borough of Montvale. Clint Miller led the Pledge of Allegiance to the Flag, and roll call was taken.

OPEN PUBLIC MEETING STATEMENT

Adequate notice of this meeting was provided to The Bergen Record and/or The Ridgewood News, informing the public of the time and place according to the provisions of the Open Public Meeting Law (Chapter 231, P.L. 1975).

Also Present: Mayor Mike Ghassali; Borough Attorney, Joe Voytus; Borough Engineer, Andrew Hipolit; Administrator/Municipal Clerk, Maureen Iarossi-Alwan; and Deputy Municipal Clerk, Fran Scordo

ROLL CALL:

Councilmember Arendacs
Councilmember Curry
Councilmember Koelling

Councilmember Lane – via telephone
Councilmember Roche
Councilmember Russo-Vogelsang

PROCLAMATION: Girl Scout Week March 8-14, 2020**ORDINANCES:**

PUBLIC HEARING ORDINANCE NO. 2020-1477 AN ORDINANCE TO AMEND ORDINANCE NO. 2019-1466 & ORDINANCE NO. 2019-1469 TO PROVIDE FOR AND DETERMINE THE RATE, AMOUNT AND METHOD OF PAYMENT OF COMPENSATION TO PERSONS HOLDING CERTAIN OFFICES AND POSITIONS OF EMPLOYMENT IN THE BOROUGH OF MONTVALE, COUNTY OF BERGEN AND STATE OF NEW JERSEY

BE IT ORDAINED BY the Mayor and Council of the Borough of Montvale as follows:

SECTION 1. Each of the offices and positions of employment hereinafter named that are not established or created by virtue of any statutes or of any ordinance, resolution, or other lawful authority heretofore exercised by the Borough of Montvale, is hereby established, created, ratified and confirmed.

SECTION 2. The rate of compensation of the persons holding any of the hereinafter named offices and positions of employment whose compensation shall be on an annual basis and shall be payable semi-monthly is hereby fixed and determined to be as set opposite the title of each of the hereinafter named offices and positions of employment.

Title		2020 Salary Range	
1.	Borough Administrator (PT)	\$48,000 -	55,000
2.	Safety Director	\$6,000 -	8,000
3.	Chief Financial Officer (PT)	\$18,000 -	25,000
4.	Municipal Clerk (PT)	\$70,000 -	101,000
5.	Deputy Municipal Clerk (PT)	\$40,000 -	55,000

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6.	Floater/ Admin. Assistant to Administrator	\$40,000 -	50,000
7.	Tax Collector (PT)	\$53,000 -	70,000
8.	Tax Assessor	\$33,000 -	40,000
9.	Treasurer/Purchasing Agent	\$75,000 -	88,000
10.	Deputy Treasurer	\$51,000 -	63,000
11.	Accounts Payable Clerk	\$40,000 -	45,000
Title		2019 Salary Range	
12.	Secretary, Planning Board/Land Use Admin. (PT)	\$70,000	90,000
13.	Planning Board Secretary Special Meetings	\$45 -	\$60/hour
14.	Board Secretary, Clerical/Recording	\$130 -	\$150
15.	Office Manager (PT)	\$4,000 -	7,000
16.	Registrar Vital Statistics	\$800 -	1,200
17.	Deputy Registrar Vital Statistics	\$250 -	600
18.	Construction Code Official	\$35,000 -	50,000
19.	Building Sub Code Official	\$35,000 -	50,000
20.	Building Inspector	\$25 -	\$55/hour
21.	Zoning Officer	\$8,000 -	11,000
22.	Property Maintenance Officer	\$2,900 -	5,000
23.	Construction Dept. Control Person	\$40,000 -	65,000
24.	Plumbing Sub Code Official	\$ 22,000 -	30,000
25.	Plumbing Inspector	\$25 -	\$50/hour
26.	Fire Sub Code Official	\$14,000 -	18,000
27.	Fire Sub Code Official special inspections	\$25 -	\$50/hour
28.	Electrical Sub Code Official	\$35,000 -	46,000
29.	Electrical Sub Code Official special inspections	\$25 -	\$50/hour
30.	Fire Prevention Official	\$20,000 -	43,000
31.	Fire Inspector/ Senior/Deputy Fire Official	\$7,600 -	24,000
32.	Municipal Court Administrator	\$65,000 -	77,000
33.	Deputy Municipal Court Administrator	\$49,000 -	59,000
34.	Court Security	\$20 -	\$27/hour
35.	Violations Clerk	\$38,000 -	43,000
36.	Police Secretary	\$40,000 -	46,000
37.	Administrative Assistant for Police Chief	\$50,000 -	60,000
38.	Emergency Mgmt. Coordinator	\$5,000 -	7,000
39.	Deputy Emergency Mgmt. Coordinator	\$3,000 -	6,000

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40.	Library Director	\$80,000	97,000
41.	Library – Library Adult Services	\$40,000 -	61,000
42.	Library (PT)	\$13 -	\$50/hour
43.	Library (PT) meetings	\$120 -	\$225/mtg
44.	Facilities Building & Property Inspector	\$25,000 -	31,000
45.	Director, Public Assistance	\$5,000 -	8,000
46.	Director of Recreation	\$50,000 -	\$61,000
47.	Van Drivers (PT)	\$20 -	\$25/hour
48.	Station Technicians (PT)	\$15 -	\$20/hour
49.	Booker Cable Access TV	2,000 -	5,000
50.	Archivist Records Manager/D.A.R.M.	\$25 -	\$28/hour

SECTION 3. The rate of compensation of the persons holding any of the hereinafter named offices, whose compensation shall be on an annual basis and payable semi-monthly, is hereby fixed and determined as follows:

Title		2019 Salary Range	
A.	Municipal Judge	\$38,000 -	42,000
B.	Mayor	\$8,000 -	10,000
C.	Councilpersons (each)	\$6,000 -	8,000

SECTION 4: The rate of compensation of persons holding any of the hereinafter named offices in the Police Department, whose compensation shall be on an annual basis, and payable semi-monthly, is hereby fixed and determined as follows:

Title		2019 Salary Range	
A.	Chief	\$197,000 -	225,850
B.	Captain	\$171,000 -	204,000
C.	Lieutenant (Base Wage)	\$156,032 -	159,152
D.	Sergeants (Base Wage)	\$145,197 -	148,101
E.	Detective – Additional per year	\$400 -	2,100
F.	Juvenile Officer – Addt'l per year	\$400 -	
G.	Asst. Juvenile Officer – Addt'l per year	\$350 -	
H.	Special Police Officer Class III	\$40,000 -	51,000
I.	Special/Auxiliary Police	\$20/hour -	\$25/hour
J.	School Cross Guard/Police Matrons	\$20/hour -	\$25/hour

SECTION 4A: The rate of compensation of persons holding any of the hereinafter named offices in the Police Department, hired AFTER January 1, 2005, whose compensation shall be on an annual basis, and payable semi-monthly, is fixed and determined as follows:

Police Officers Schedule (Base Wage Each) Per Contract hired AFTER January 1, 2005		
0-6 months	\$44,236 -	45,121
6 months – 1 year	\$50,664 -	51,677
1 – 2 years	\$57,091 -	58,233
2 – 3 years	\$69,943 -	71,342
3 – 4 years	\$82,797 -	84,452
4 – 5 years	\$95,648 -	97,562
5 – 6 years	\$108,501 -	110,671
6 – 7 years	\$121,356 -	123,783
7 – 8 years	\$134,208 -	136,892

SECTION 4B: In addition to the compensation stated above, Full Time Employees in Section 4 and Section 4A, shall be paid an annual longevity increment pursuant to the following schedule:

Years of Service	Officers Hired BEFORE January 1, 2005	Officers Hired AFTER January 1, 2005
After four (4) years	1%	-
After six (6) years	2%	-
After eight (8) years	3%	1%
After ten (10) years	4%	2%
After twelve (12) years	5%	3%
After fourteen (14) years	6%	4%
After sixteen (16) years	7%	5%
After eighteen (18) years	8%	6%
After twenty (20) years	-	7%
After twenty-two (21) years	-	8%
After twenty-three (23) years	9%	9%

SECTION 5. The Borough Treasurer shall present semi-monthly or as established by Resolution to the Governing Body for approval warrants drawn to the order of the Borough of Montvale Payroll Account and the Borough of Montvale Salary Account.

At the first meeting of the Governing Body in January of each year, there shall be approved accounts to be designated "The Borough of Montvale Payroll Account" and "The Borough of Montvale Salary Account" and from time to time the Borough Treasurer upon receipt of a warrant for the amount due each Payroll, shall deposit the same to the credit of these accounts, charging the appropriate budgetary accounts therewith. The Borough Treasurer shall thereafter draw checks on said accounts to the employees entitled to payment therefrom.

Any employee hired under the terms of a Special Library Grants, salary will be determined by the Authority making such grant.

The Mayor and Borough Council may by adoption of a resolution and by approved payroll advice, increase compensation (base wage adjustment or one-time merit/bonus increase) of any salaried employee in the above schedule, who has reached their maximum, up to 10% above the pay range maximum.

At each regular meeting of the Governing Body of the Borough of Montvale, the Treasurer shall submit for the approval or ratification as the case may be, the necessary payroll amounts due to the several officers and employees for compensation.

Such officers as may be determined by the Governing Body, as established by resolution, shall be authorized to sign warrants drawn in favor of the Payroll Account, upon due notice that the payrolls have been approved by the proper certifying authorities.

SECTION 6. This ordinance shall be operative as of January 1, 2020, and salaries paid shall be adjusted in accordance with the terms of this ordinance.

SECTION 7. All other ordinances and parts of ordinances inconsistent herewith are hereby appealed.

SECTION 8. This ordinance shall take effect immediately upon publication in the manner provided by Law.

Ordinance No. **2020-1477** was introduced for second reading by Councilmember Russo-Vogelsang; seconded by Councilmember Koelling; Clerk read by title only;

Motion to open meeting to the public by Councilmember Koelling; seconded by Councilmember Arendacs - all ayes

No Public Comment

Motion to close meeting to the public by Councilmember Koelling; seconded by Councilmember Russo-Vogelsang - all ayes

Motion to adopt on Second and Final Reading in Ridgewood News by Councilmember Lane; seconded by Councilmember Curry; Clerk read by title only - A roll call vote was taken --- all ayes

PUBLIC HEARING ORDINANCE NO. 2020-1478

AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTERS 56 AND 128 OF THE CODE OF THE BOROUGH OF MONTVALE TO REVISE AND/OR SUPPLEMENT THE SUBMISSION REQUIREMENTS FOR SUBDIVISION AND SITE PLAN APPROVAL

WHEREAS, the Borough of Montvale Planning Board is desirous of updating its formal submission requirements related to applications for subdivision and site plan approval; and

WHEREAS, the Planning Board has requested that the Governing Body adopt an ordinance setting forth all submission requirements, so that applicants are on notice of the documents that must be prepared in order to be able to submit a complete application.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Montvale as follows:

Section 1. Chapter 56 of the Borough Code is hereby amended by deleting the text of §56-20 in its entirety and replacing it as follows:

§56-20 Minor Subdivision Plat Requirements.

An applicant for minor subdivision approval shall submit the following along with the application:

- A. The minor subdivision application shall be accompanied by 5 large copies (at least 24 inches by 36 inches but no more than 30 inches by 42 inches) and 17 half-size copies of a minor subdivision plat and one digital PDF copy (via email, CD, or thumb drive) of the plat and any other documents required below. The minor subdivision plat shall be accurately drawn, based on a survey within the past two years, to a scale of not less than one-inch equals 50 feet. The following information shall be provided on the minor subdivision plat:
- (1) Name and address of the applicant.
 - (2) Name of subdivision, if different from that of the applicant.
 - (3) Name of record owner, if other than the applicant.
 - (4) Lot and block designation of the property.
 - (5) Name, address, license number, and seal of the person, firm, or organization preparing the plat.
 - (6) North arrow.
 - (7) Written and graphic scales.
 - (8) Date prepared with all subsequent revisions noted on the plat.
 - (9) Review Block for signature of Board Engineer, Board Secretary, and Chairperson.
 - (10) A key map showing the location of the tract with reference to the surrounding area showing the lot and block number(s) of the tract, lot and block numbers of adjacent properties, rights-of-way, zoning districts, and municipal boundaries. The map shall be drawn at a scale of no less than one-inch equals 1,000 feet.
 - (11) An aerial photograph with the tract boundaries to evaluate effects upon existing vegetation and surrounding land uses.
 - (12) The boundaries of the tract shall be clearly identified by a heavy solid line. Any subdivision line(s) shall be clearly identified and labeled.

- (13) The lot area of the existing lot(s) of the entire tract calculated in acres and the lot area of the proposed lots calculated in square feet and acres. This shall include the total number of lots proposed.
- (14) The existing zoning of the property and on all adjacent lands.
- (15) Tabulation of all applicable zone district bulk requirements with a comparison to the existing and proposed conditions on all proposed lots. All calculations to determine bulk regulations shall be provided (i.e. lot coverage, building height, floor area ratio, etc.).
- (16) List of all variances and waivers/exceptions being sought by the Applicant.
- (17) The location and the lot and block numbers of all proposed lots verified by the Borough Tax Assessor.
- (18) The location of all existing structures, wooded areas, existing watercourses, rock outcrops, depressions, lakes and ponds, and any other significant environmentally sensitive or natural terrain within the entire tract and within 200 feet thereof.
- (19) The location of existing wells and septic systems on site and within 100 feet of the tract.
- (20) The location of all trees exhibiting a diameter of four or more inches, measured at 12 inches above the ground.
- (21) A delineation of all trees having a diameter of four or more inches proposed to be removed from the new lot being created, measured at 12 inches above the ground.
- (22) Metes and bounds of all property lines of the entire tract and the new lot(s) being created.
- (23) Location of all existing railroad bridges, culverts, drainage pipes, underground storage tanks, rights-of-way, fences, and buildings.
- (24) Drawings of all existing and proposed drainage and utility layouts.
- (25) Location of the required building envelopes with front, rear, and side yard setback dimensions on each proposed lot.
- (26) Location of any wetland areas and associated wetland transition areas as determined by a letter of interpretation from the NJDEP or a qualified wetlands expert and a metes-and-bounds survey of said wetlands. Said areas shall be appropriately flagged in the field.
- (27) Location of any flood hazard areas with delineation and elevation of the 100-year flood boundary.
- (28) Existing topography shown at five-foot intervals interpolated for United States Coast and Geodetic Survey map for the entire tract. Additionally, all lands with a topographic slope of 15% or greater in its natural state shall be separately designated on the topographic map of the tract as well as any other area of the tract identified as steep slopes in the Ordinance.
- (29) Plans illustrating all proposed streets with the following information:

- (a) Street centerline plan and profiles.
 - (b) Street centerline curve data including central angle, tangent distance, radius, arc length, chord distance, and chord bearing.
 - (c) Right-of-way dedication and improvement, if applicable.
 - (d) Sight triangle easements, if applicable.
 - (30) Location and width of all existing and proposed easements, including utilities, drainage, and access. The area of all proposed easements shall be provided in square feet.
 - (31) Landscape plan illustrating the location of all proposed plantings, including street trees, mulched areas, and lawn areas along with a table detailing the proposed planting botanical name, common name, size, quantity, and planting details.
- B. Soil erosion and sediment control plan. If more than 500 cubic yards of soil is proposed to be moved (cut plus fill), an application for a Major Soil Movement Permit and information in accordance with Section 104.4 shall be submitted.
- C. Stormwater management plan, 3 copies.
- D. Environmental Impact Statement in accordance with Article X of Chapter 56.
- E. Plans meeting the requirements of the Map Filing law if a map rather than deeds are to be filed with the Bergen County Clerk's office.

Section 2. Chapter 56 of the Borough Code is hereby amended by deleting the text of §56-26 in its entirety and replacing it as follows:

§56-26 Preliminary Major Subdivision Submission Requirements.

An applicant for preliminary major subdivision approval shall submit the following along with the application:

- A. The Preliminary Major Subdivision application shall be accompanied by 5 large copies (at least 24 inches by 36 inches but no more than 30 inches by 42 inches), 17 half-size copies, and one digital PDF copy (via email, CD, or thumb drive) of the proposed subdivision, and all the documentation listed below. The proposed subdivision shall be accurately drawn to a scale of not less than one-inch equals 50 feet and certified by a licensed professional engineer and land surveyor as to the existing features and boundaries. The subdivision plat shall be in conformance with the Map Filing Law, P.L. 1960, c. 141, (N.J.S.A. 46:23-9.9 et seq.). All design features shall be prepared by a licensed professional engineer.
- B. Preliminary plat details. The preliminary major subdivision plan shall contain the following:
- (1) Title of development.
 - (2) North arrow.

- (3) Graphic scale and reference meridian.
- (4) Lot and block number(s), which shall appear on each Sheet in the Title Block as well as on the plans.
- (5) Address of property.
- (6) Name and address of record owner.
- (7) Name and address of applicant, if other than the record property owner.
- (8) Name, address, license number, and seal of the person preparing the subdivision.
- (9) If the owner of the premises is other than an individual, the name and address of the partners or officers of the entity making the submission.
- (10) Certification of owner, if other than the applicant, authorizing submission.
- (11) Date prepared with all subsequent revisions noted on the plat.
- (12) A key map showing the location of the tract with reference to the surrounding area showing the lot and block number(s) of the tract, lot and block numbers of adjacent properties, rights-of-way, zoning districts, and municipal boundaries. The map shall be drawn at a scale of no less than one-inch equals 1,000 feet.
- (13) An aerial photograph with the tract boundaries to evaluate effects upon existing vegetation and surrounding land uses.
- (14) All distances shall be in feet and decimals of a foot and all bearings shall be given to the nearest 10 seconds.
- (15) The names, as shown on current tax records, of all owners within 200 feet of the subdivision, together with the lot and block numbers of the said property.
- (16) The boundaries of the tract shall be clearly identified by a heavy solid line. Any subdivision line(s) shall be clearly identified and labeled.
- (17) The existing lot area of the existing lot(s) of the entire tract calculated in acres and the lot area of the proposed lots calculated in square feet and acres. This shall include the total number of lots proposed.
- (18) The existing zoning of the property and on all adjacent lands.
- (19) Tabulation of all applicable zone district bulk requirements, with a comparison to the existing and proposed conditions. All calculations to determine bulk regulations shall be provided (i.e. lot coverage, building height, floor area ratio, etc.)
- (20) Location of the required building envelopes with front, rear, and side yard setback dimensions on each proposed lot.
- (21) List of all variances and waivers/exceptions being sought by the Applicant.

- (22) The location and the lot and block numbers of all proposed lots verified by the Borough Tax Assessor.
- (23) Survey data showing boundaries of the property, building, or setback lines and lines of existing and proposed streets, lots, reservations, easements, and areas dedicated to the public use, including grants, restrictions, and rights-of-way. The area of all proposed easements shall be provided in square feet.
- (24) Reference to any existing or proposed covenants, deed restrictions, or exceptions covering all or part of any parcel. A copy of such covenants, deed restrictions, or exceptions shall be submitted with the application.
- (25) The distances, measured along the right-of-way lines of existing streets abutting the property, to the nearest intersections with other public streets.
- (26) Location of all existing and proposed buildings and all other structures, including walls, fences, culverts, bridges, underground storage tanks, fences, and driveways, with spot elevations at the corners of such buildings and structures. Structures to be removed shall be indicated by dashed lines; structures to remain shall be indicated by solid lines.
- (27) Location of existing wells and septic systems on site and within 100 feet of the tract.
- (28) Location of all existing and proposed storm drainage structures and utility lines, whether publicly or privately owned, with pipe sizes, grades and directions of flow, locations of inlets, manholes or other appurtenances and appropriate invert and other elevations. If any existing utility lines are underground, the estimated location of said utility lines shall be shown. Included shall be plans and profiles of storm drains, sanitary sewers, water mains and other structures.
- (29) Grading plan illustrating existing and proposed contours with a contour interval of no less than two feet. Existing contours are to be indicated by dash lines; and proposed contours are to be indicated by solid bold lines. All contour elevations shall be referenced to the United States Coast and Geodetic Survey level benchmarks, and such elevations shall be shown in feet and hundredths of a foot. Additionally, any lands with a topographic slope of 10% to 15%, 15% to 20%, or 20% or greater in its natural state shall be separately designated on the topographic map of the tract and a breakdown of steep slope square footage and percentages provided for existing and proposed grading.
- (30) Location of existing rock outcrops, high points, watercourses, depressions, lakes and ponds, marshes, wooded areas, and other significant existing environmentally sensitive or natural features within the entire tract and within 100 feet thereof.
- (31) Location of any flood hazard areas with delineation and elevation of the 100-year flood boundary, as determined by survey.
- (32) Location of all trees exhibiting a diameter of four or more inches, measured 12 inches above the ground, including a table listing all trees by size (dbh) and species.
- (33) A delineation of all trees having a diameter of four or more inches proposed to be removed from the new lot being created, measured 12 inches above the ground, including a table listing all trees by size (dbh) and species.

- (34) Location of any wetland areas and associated wetland transition areas as determined by a letter of interpretation from the NJDEP or a qualified wetlands expert and a metes-and-bounds survey of said wetlands. Said areas shall be appropriately flagged in the field.
- (35) All proposed streets and street names, with profiles, indicating the grading; and cross sections showing width of roadway, location and width of sidewalks and location and size of utility lines conforming to the Borough standards and specifications. Proposed final grades of all streets shall be shown to a scale of one inch equals five feet vertical and one inch equals 50 feet horizontal on sheets 22 inches by 36 inches, and drawings shall include both plans and profiles and shall show elevations of all monuments referred to United States Coast and Geodetic Survey level bench marks, and such elevations shall be shown in feet and hundredths of a foot.
- (36) The location of all existing and proposed water lines, valves and hydrants, and all sewer lines. The location of all existing and proposed inverts for the sewer lines.
- (37) Existing and proposed stormwater drainage systems. All plans shall be accompanied by a plan sketch showing all existing drainage within 500 feet of any boundary and all areas, such as paved areas, grassed areas, wooded areas and any other surface area contributing to the calculations, and showing methods used in the drainage calculations.
- (38) Any lands subject to the Farmlands Assessment Act of 1964 shall be duly noted as to the valuation, assessment, and taxation.
- (39) A chart showing the designation of all lines, symbols, and characters as demonstrated on the plan.
- (40) Appropriate signature blocks for the required approving authority's signature.
- (41) Landscape plan illustrating the location of all proposed plantings, including street trees, mulched areas, and lawn areas along with a table detailing the proposed planting botanical name, common name, size, quantity, and planting details.
- (42) Appropriate details to Borough, County, and State standards including, but not limited to, sidewalks, curbs, paving, street signs, drainage, etc.
- (43) Locations, size, and details of all existing and proposed signs.
- (44) Lighting plans, including location, type, wattage, height, and isolux lines.
- (45) Details of traffic control devices with direction of traffic flow.
- (46) Location of fire lanes and other parking restrictions.
- (47) Location of solid waste storage and screening means.
- (48) Location of any area(s) proposed to be used for snow removal equipment staging and/or the temporary storage of snow,

- (49) Such other information or data as may be required by the approving authority or the County Planning Board for determination that the details of the subdivision are in accordance with the standards of this Chapter, the Zoning Ordinance and all other applicable laws, ordinances or resolutions.
- C. Name, phone number, email address, license number of the Architect, Landscape Architect, Planner, and Traffic Engineer, if applicable.
- D. Soil erosion and sediment control plan. If more than 500 cubic yards of soil is proposed to be moved (cut plus fill), an application for a Major Soil Movement Permit and information in accordance with Section 104-4 shall be submitted.
- E. A statement accompanying the preliminary major subdivision plan detailing the type of structures to be constructed, approximate start and completion date of construction, and if the development is proposed in phases, a phasing plan shall be submitted.
- F. Environmental Impact Statement in accordance with Article X of Chapter 56.

Section 3. Chapter 56 of the Borough Code is hereby amended by deleting the text of §56-33 in its entirety and replacing it as follows:

§56-33 Final Major Subdivision Submission Requirements and Details.

An applicant for final major subdivision approval shall submit the following along with the application:

- A. The Final Major Subdivision application shall be accompanied by 5 large copies (at least 24 inches by 36 inches but no more than 30 inches by 42 inches), 17 half-size copies, and one digital copy PDF copy (via email, CD, or thumb drive) of the proposed final subdivision and all the required documents below. The plat shall not differ substantially from the approved preliminary plat.
- B. The final plat shall be drawn at a scale of not less than one-inch equals 50 feet and in compliance with all the provisions of the Map Filing Law, P.L. 1960, c. 141, (N.J.S.A. 46:23-9.9 et seq.). The final plat shall show or be accompanied by the following:
- (1) Information sufficient to demonstrate that all conditions of preliminary approval and additional details at the time of preliminary approval, if previously granted, have been satisfied.
 - (2) The date, name, property address and Block and Lot of the subdivision, name of the owner, graphic scale, and reference meridian.
 - (3) The tract boundary lines, right-of-way lines of streets, street names, easements and other rights-of-way, land to be reserved or dedicated to public use, all lot lines and other site lines; the accurate dimensions, bearings and deflection angles and radii arcs and central angles of all curves; the area of each lot.
 - (4) The names, exact locations and widths of all existing and recorded streets intersecting or parallel to the plot boundaries within a distance of 200 feet.

- (5) The purpose of any easement or land reserved or dedicated to public use shall be designated, and the proposed use of sites, other than residential, shall be noted.
 - (6) The proposed lot, block and street numbers on the tract, including lot and block numbers of abutting properties.
 - (7) The location and description of all monuments.
 - (8) The names of owners of adjoining unsubdivided lands.
 - (9) When approval of a plat is required by any other officer or body of any municipality, county, or state, such approval shall be certified on the plat or evidence shall be submitted that application has been made for such approval.
 - (10) Appropriate details to Borough, County, and State standards, including, but not limited to, sidewalks, curbs, paving, street signs, drainage, etc.
 - (11) Such additional requirements as the approving authority may deem reasonably necessary to accomplish the intent and purpose of this Chapter.
- C. A certification by a licensed engineer or land surveyor as to the accuracy of the details of the plat.
 - D. Certification and will serve letters from water, sewer, electric, and gas utilities.
 - E. Four (4) copies and one digital PDF copy (via email, CD, or thumb drive) of all deeds with metes and bounds description for proposed easement dedications including dedication of additional road right-of-way.
 - F. A certification that the Applicant is the agent or owner of the land or that the owner has given consent.
 - G. A certificate from the Tax Collector that all taxes and municipal assessments are paid as of the date of application.
 - H. Written proof that the lands set aside or shown for easement, public use or streets are free and clear of all liens and encumbrances.
 - I. Copies of completed and submitted applications to the Bergen County Planning Board and Bergen County Soil Conservation District, if applicable.
 - J. Written verification of proposed tax lot number(s) from Borough Tax Assessor.

Section 4. Chapter 128 of the Borough Code is hereby amended by deleting the text of §128-8.7 in its entirety, and replacing it as follows:

§128-8.7 Sketch Plat Submission Requirements.

An applicant for sketch plat approval shall submit the following along with the application:

- A. The applicant shall submit 5 large copies (at least 24 inches by 36 inches but no more than 30 inches by 42 inches), 17 half-size copies, and one digital PDF copy (via email, CD, or thumb drive) of a completed application form, and all other required documentation in this section.

- B. In addition to the filing of an application and copies thereof as provided herein, the applicant shall file a sketch plat for the purpose of preliminary review or proceed immediately to file a formal site development plan as is provided for in §128-8.9 of this Chapter. In the event that the applicant elects to file a sketch plat with the approving authority, copies thereof shall be provided simultaneously with the application to those persons and agencies provided in §128-8.9 of this Chapter.
- C. The sketch plat, if submitted, shall be sufficiently detailed and understandable so as to show the subject property and surrounding land and shall set forth at least the following information:
- (1) Lot and block designation(s) of the property and the development name.
 - (2) Property address.
 - (3) Name and address of the applicant and record owner of the property, if other than the applicant.
 - (4) Name, phone number, email address, license number, and seal of the person, firm, or organization preparing the sketch plat and for whom the sketch plat has been prepared.
 - (5) Name, phone number, email address, license number of the Architect, Landscape Architect, Planner, and Traffic Engineer, if applicable.
 - (6) Date prepared with all subsequent revisions noted on the sketch plat and dated.
 - (7) North arrow, written and graphic scales, and reference meridian.
 - (8) A key map showing the location of the property with reference to the surrounding area showing the lot and block number(s) of the property, lot and block numbers of adjacent properties, rights-of-way, zoning districts, and municipal boundaries. The map shall be drawn at a scale of no less than one-inch equals 1,000 feet and include a north arrow and written and graphic scales.
 - (9) The location, names, and existing widths of the adjacent streets, rights-of-way, and curblines.
 - (10) Names of all owners of record of adjacent properties within 200 feet of the tract, together with the lot and block numbers of the properties as shown on the most recent municipal tax records.
 - (11) The existing zoning of the property and on all adjacent lands.
 - (12) Tabulation of all applicable zone district bulk requirements with a comparison to the existing and proposed conditions. All calculations to determine bulk regulations shall be provided (i.e. lot coverage, building height, floor area ratio, etc.).
 - (13) List of all variances and waivers/exceptions being sought by the Applicant.
 - (14) Location and width of any existing watercourse, existing rock outcrops, depressions, lakes and ponds, wooded areas, marshes, and any other significant environmentally sensitive or natural terrain features as may be determined by survey.

- (15) Location of any flood hazard areas with delineation and elevation of the 100-year flood boundary or stormwater overflow within 200 feet of the tract.
- (16) Location of uses and outline of structures including walls, fences, culverts, underground storage tanks, bridges, and roadways presently located on the subject property and on properties immediately adjacent thereto for a distance of 200 feet.
- (17) Location of existing wells and septic systems on-site and within 100 feet of the property.
- (18) Location of paved areas, sidewalks, vehicular accesses, and circulation elements between the property and public streets.
- (19) Location of any existing sewers, culverts, or waterlines.
- (20) The location of existing and proposed buildings with front, rear, and side yard setback dimensions and structural improvements.
- (21) Location and area of proposed sidewalks, driveways, loading areas, off-street parking, or other paved areas.
- (22) Any proposed grading including the locations of proposed streets.
- (23) Any proposed utilities, including stormwater drainage.
- (24) Existing and proposed contours of the land, with a contour interval of not less than two feet. Existing contours are to be indicated by dashed lines and proposed contours are to be indicated by solid lines. The reference datum shall be the United States Coast and Geodetic Survey data or other datum acceptable to the Borough Engineer.
- (25) Location of all lands with a topographic slope of 15% or greater in its natural state shall be separately designated on the topographic map of the property. A table shall accompany the map that provides existing and proposed steep slopes on the property in both square feet and percent.
- (26) All trees exhibiting a diameter of four inches or more measures 12 inches above the ground shall be specifically located, and all trees proposed to be removed shall be specified and provided in tabular format with size (dbh) and species.
- (27) Landscape Plan illustrating the location illustrating the location of all proposed plantings, including street trees, mulched areas, and lawn areas along with a table detailing the proposed planting botanical name, common name, size, quantity, and planting details.
- (28) Soil erosion and sediment control plan. If more than 500 cubic yards of soil is proposed to be moved (cut plus fill), an application for a Major Soil Moving Permit and information in accordance with Section 104.4 shall be submitted.

D. A written description of the proposed use and off- and on-tract improvements.

Section 5. Chapter 128 of the Borough Code is hereby amended by deleting the text of §128-8.9 in its entirety and replacing it as follows:

§128-8.9 Preliminary Site Plan Submission Requirements; formal site development plan filing procedure.

The applicant shall, simultaneously with the filing of the application herein provided for or at any time thereafter, proceed to file a detailed site plan and with respect thereto shall proceed as follows:

A. Preliminary Site Plan and copies.

- (1) File 5 large copies (at least 24 inches by 36 inches but no more than 30 inches by 42 inches), 17 half-size copies, and one digital PDF copy (via email, CD, or thumb drive) of the site development plan and related information with the Secretary of the Board.
- (2) Said plan and copies shall be submitted to the Board Secretary at least 21 days prior to the Board meeting at which approval is requested and shall be accompanied by the fees and deposits in the amounts herein set forth in this Chapter referable to the site development plan review.

B. An application shall be considered perfected and filed when the application forms have been duly submitted, the fees and deposits paid, and the Borough Engineer and the Borough Planner shall have certified that the site development plan has been drawn in accordance with §128-8.9 of this Chapter and is otherwise in a form required for the formal action of the Board.

C. The officials to whom a copy of the site development plan has been submitted shall forward to the Board, not later than eight days prior to the second regular meeting of the Board succeeding the perfection of the application, their recommendations and comments, if any, in writing, concerning the site development plan. The Board shall consider the recommendations thus advanced but shall proceed in the absence of such recommendations.

D. The applicant shall cause the site development plan to be prepared by a licensed professional engineer or land surveyor. Site development plan elements shall include those listed below, which are appropriate to the proposed development or use:

- (1) Scale and dimensions. The map shall be at a scale of 10, 20, 30 or 40 feet to the inch, except that if the property has a maximum dimension in excess of 900 feet, a scale of 50 feet to the inch may be used.
- (2) Description data.
 - (a) Lot and block designation(s) of the property and title of development.
 - (b) Address of the property.
 - (c) Name and address of the record owner of the property and applicant, if other than the record property owner.
 - (d) Name, address, license number, and seal of the person, firm, or organization preparing the plan and for whom the plan has been prepared.

- (e) Date prepared with all subsequent revisions shall be noted on the plan.
 - (f) North arrow, written and graphic scales, and reference meridian.
 - (g) Sufficient description or information to designate precisely the boundaries of the property bearings which begin to the nearest 10 seconds or closer. The error of closure shall not exceed one in 10,000.
 - (h) The location, names, and existing widths of adjacent streets, rights-of-way, and curblines.
 - (i) A key map showing the location of the property with reference to the surrounding area showing the lot and block number(s) of the property, address, lot and block numbers of adjacent properties, rights-of-way, zoning districts, and municipal boundaries. The map shall be drawn at a scale of no less than one-inch equals 1,000 feet and include a north arrow and written and graphic scales.
 - (j) An aerial photograph with the property boundaries to evaluate effects upon existing vegetation and surrounding land uses.
 - (k) Names of all owners of record of adjacent properties within 200 feet of the site, together with the lot and block numbers of the subject premises as shown on the most recent municipal tax records.
 - (l) Location, width, and purpose of all existing and proposed easements, including, but not limited to, utility, drainage, sight, and access easements, within or joining the property.
 - (m) Tabulation of all applicable zone district bulk requirements with a comparison to the existing and proposed conditions. All calculations to determine bulk requirements shall be provided (i.e. lot coverage, building height, floor area ratio, etc.)
 - (n) List of all variances and waivers/exceptions being sought by the Applicant.
 - (o) Approval block for signatures of the Board Chairperson, Board Secretary, Borough Engineer, and any outside agencies required to approve the proposed development.
- (3) Natural features.
- (a) Existing and proposed contours of the land, with a contour interval of not less than two feet. Existing contours are to be indicated by dashed lines and proposed contours are to be indicated by solid bold lines. The reference datum shall be the United States Coast and Geodetic Survey data or other datum acceptable to the Borough Engineer.
 - (b) Location and width of any existing watercourse, existing rock outcrops, depressions, lakes and ponds, marshes, wooded areas, and any other environmentally sensitive or natural terrain features as may be determined by survey.
 - (c) Location of any wetland areas and wetland transition areas as determined by a letter of interpretation from the NJDEP or a qualified wetlands expert and a metes-and-bounds survey of said wetlands. Said areas shall be appropriately flagged in the field.

- (d) Location of any flood hazard areas with delineation and elevation of the 100-year flood boundary or stormwater overflow including a metes-and-bounds description of the same, within 200 feet of the site.
 - (e) All lands with a topographic slope of 15% or greater in its natural state shall be separately designated on the topographic map of the site. The Applicant shall provide a breakdown of existing and proposed steep slopes on the property in square feet and percent.
 - (f) All trees exhibiting a diameter of four inches or more measured 12 inches above the ground shall be specifically located, and all trees proposed to be removed shall be specified. The Applicant shall present a table of existing and proposed trees to be removed by size (dbh).
- (4) Existing structures and utilities.
- (a) Location of all uses, buildings, and structures drawn to scale on and within 100 feet of the subject property. All structures including walls, fences, culverts, bridges, roadways, underground storage tanks that are existing and proposed to remain shall be indicated with spot elevations. Structures to be removed shall be indicated by dashed lines.
 - (b) Location of all paved areas, sidewalks, vehicular access, and circulation elements, including rights-of-way, traffic control, directional signage, and railroads, between the site and public streets.
 - (c) Location, dimensions, grades, and flow direction of existing streets, culverts, and waterlines, as well as other underground and aboveground utilities, including sanitary sewer, water, stormwater management, telephone, electric, gas, and cable TV, within and adjacent to the property.
 - (d) Any existing buildings, structures, and walls that are of historic importance or are of important archaeological, cultural, scenic or architectural significance on the subject property or within 200 feet of the property shall be so noted on the plans.
 - (e) Location and details of existing signage, lighting, landscaping, and solid waste areas to remain.
 - (f) The location of existing wells and septic systems on site and within 100 feet of the site.
- (5) Proposed development.
- (a) The applicant shall set forth in detail the exact use to be made of the property and the buildings and structures thereon including, but not limited to, required yard and setback areas, lot coverage and building coverage calculations, and building height in feet and stories.
 - (b) The location of the proposed buildings or structural improvements with spot elevations at each corner of the proposed buildings. Floor space of all buildings, number of employees, housing units or other capacity measurements, where required, shall be so indicated.
 - (c) Survey of the site signed and sealed by a licensed professional land surveyor.

- (d) Location, size, and details of all proposed signs.
- (e) Lighting plans including location, type, wattage, height, direction, power, time of use, construction details, isolux lines, and location of security lighting, if proposed.
- (f) Preliminary architecture plans, prepared by a licensed professional architect, which includes floor plans and building elevations illustrating floor area and room divisions, building height, facade design, and roof-mounted equipment, if applicable.
- (g) Landscape plan illustrating the location of all proposed plantings, including street trees, mulched areas, and lawn areas along with a table detailing the proposed planting botanical name, common name, size, quantity, and planting details.
- (h) Details of traffic control devices with direction of traffic flow.
- (i) Location of fire lanes and other parking restrictions.
- (j) Soil erosion and sediment control plan. If more than 500 cubic yards of soil is proposed to be moved (cut plus fill), an application for a Major Soil Movement Permit and information in accordance with Section 104.4 shall be submitted.
- (k) The location, arrangement, and construction of proposed sidewalks, driveways, loading areas, off-street parking areas, bicycle parking areas, solid waste and recycling disposal areas, fences, retaining walls, outdoor storage areas, or other paved areas. Improvements such as roads, parking areas, sidewalks, and other design details shall be indicated including dimensions of parking stalls, access aisles, curb radii and traffic flows, and handicapped persons access facilities shall be provided.
- (l) Any proposed grading shall be illustrated at an interval of not less than two feet.
- (m) Location and design of proposed utility structures and lines, on-tract stormwater drainage with manholes, inlets, pipe sizes, grades, inverts, and flow directions, telephone, electric, water, gas, sanitary sewer, and cable TV lines.
- (n) Location of proposed area(s) to be used for snow equipment staging and/or the temporary storage of snow.
- (o) Location of any contemplated public improvements on or adjoining the property as indicated by the Borough Engineer.
- (p) If the site development plan is to be developed in phases, a Phasing Plan shall be submitted.
- (q) A garbage and refuse recycling plan providing for an area reserved for the separation of garbage and recyclable materials, inclusive of provisions for the storage of recyclable and nonrecyclable waste and areas reserved for the pickup of such.
- (r) Appropriate details to the Borough, County, and State standards including sidewalks, curbs, paving, street signs, drainage, etc.

E. An outline of any existing and proposed deed restrictions or covenants.

- F. Name, phone number, email address, and license number of the Architect, Landscape Architect, Planner, and Traffic Engineer, if applicable.
- G. Environmental Impact Statement in accordance with Article XVII of Chapter 128.
- H. Copies of completed and submitted applications to the Bergen County Planning Board and Bergen County Soil Conservation District, if applicable.
- I. Stormwater Management Plan, if applicable, 3 copies.

Section 6. Chapter 128 of the Borough Code is hereby amended and supplemented by adding a new §128-8.9.1 as follows:

§128-8.9.1 Final Site Plan Submission Requirements.

The applicant shall, simultaneously with the filing of the application herein provided for or at any time thereafter, proceed to file a detailed site plan and with respect thereto shall proceed as follows:

- A. In addition to the requirements provided in §128-8.9, 5 large copies (at least 24 inches by 36 inches but no more than 30 inches by 42 inches), 17 half-size copies, and one digital PDF (via email, CD, or thumb drive) of the following information shall be submitted for all final major site plans:
 - (1) The preliminary site plan resolution of approval along with all proposed additions, modifications, or departures from said approval, if applicable.
 - (2) Final construction documents, including:
 - (a) Final site plans, prepared by a licensed professional engineer, for development, including construction details and engineering data.
 - (b) Final architecture plans, prepared by a licensed professional architect, detailing the proposed floor plans and building elevations and the size, materials, colors, and textures of the building façade.
 - (c) Final landscape plans substantially conforming to the preliminary landscape plan and detailing specifications for all landscape improvements, planting details, and irrigation and maintenance details.
 - (3) Certification and will serve letters from water, sewer, electric, and gas utilities.
 - (4) Four copies of all deeds with metes and bounds description for proposed easement dedications including dedication of additional road right-of-way.

Section 7. Severability.

If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated and shall remain in full force and effect.

Section 8. Effective date.

This Ordinance shall take effect immediately upon adoption and publication according to law.

Section 9. Repeal of inconsistent ordinances.

All ordinances and parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Ordinance No. **2020-1478** was introduced for second reading by Councilmember Russo-Vogelsang; seconded by Councilmember Koelling; Clerk read by title only;

Motion to open meeting to the public by Councilmember Koelling; seconded by Councilmember Curry
- all ayes

Jarret Schumacher

Ask for clarification regarding that this is only to modify the submission requirements; the borough attorney stated yes.

Motion to close meeting to the public by Councilmember Curry; seconded by Councilmember Koelling
- all ayes

Motion to adopt on Second and Final Reading in Ridgewood News by Councilmember Koelling ; seconded by Councilmember Curry; Clerk read by title only - A roll call vote was taken --- all ayes

INTRODUCTION ORDINANCE NO. 2020-1479 AN ORDINANCE AUTHORIZING THE BOROUGH OF MONTVALE TO ACQUIRE CERTAIN REAL PROPERTY KNOWN AS 26 NORTH KINDERKAMACK ROAD, MONTVALE, NEW JERSEY, IDENTIFIED AS BLOCK 1601, LOT 7, PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, N.J.S.A. 40A:12-1, ET SEQ.
(Public Hearing March 31, 2020)

A motion to Introduce Ordinance **2020-1479** for first reading was made by Councilmember Russo-Vogelsang; seconded by Councilmember Koelling; Clerk read by title only; Councilmember Curry made a motion that this ordinance be passed on first reading and advertised in The Bergen Record; seconded by Councilmember Curry - A roll call was taken – all ayes

MEETING OPEN TO PUBLIC:

Agenda Items Only

Motion to open meeting to the public by Councilmember Koelling; seconded by Councilmember Arendacs – all ayes

Carolee Adams

Referencing the Ordinance 2020-1479, what is the asking price for the property; the attorney stated \$414,000; Mrs. Adams asked if this will be COAH housing. The attorney stated yes.

Motion to close meeting to the public by Councilmember Koelling; seconded by Councilmember Curry
– all ayes

MEETING CLOSED TO PUBLIC:

Agenda Items Only

MINUTES:

February 25, 2020

A motion to accept minutes by Councilmember Lane; seconded by Councilmember Curry – all ayes

MINUTES CLOSED/EXECUTIVE SESSION:

February 25, 2020

This was pulled to a later date**RESOLUTIONS: (CONSENT AGENDA*)**

*All items listed on a consent agenda are considered to be routine and non-controversial by the Borough Council and will be approved by a motion, seconded and a roll call vote. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

65-2020 A Resolution Authorizing a Two-Year Extension of a Contract with New Jersey Elevator Inspection Agency for Elevator Inspection Services Pursuant to N.J.S.A. 40A:11-15

WHEREAS, in 2017, after a public procurement process authorized by and in accordance with the *Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.*, the Borough did award a three-year contract (the "Contract") for Municipal Elevator Inspection Agency services to New Jersey Elevator Inspection Agency ("NJEIA"), which contract is set to expire on March 31, 2020; and

WHEREAS, pursuant to the terms of the Contract and N.J.S.A. 40A:11-15, the Borough and NJEIA are entitled to and desire to extend the Contract for an additional two (2) years; and

WHEREAS, the Borough has determined that NJEIA has been performing its services in an effective and efficient manner; and

WHEREAS, the fees in the Contract with NJEIA shall remain the same for this two-year extension; and

WHEREAS, all other terms and conditions of the Contract shall remain the same.

NOW, THEREFORE, BE IT RESOLVED that the Montvale Governing Body does hereby authorize a two-year extension to the Agreement with NJEIA, subject to the following terms and conditions:

Duration

The duration of the Agreement shall be extended by mutual agreement of the parties for two (2) additional years, or until March 31, 2022.

Compensation

The fees to be charged shall remain the same as is set forth in the parties' original agreement.

Other Provisions

All other provisions of the Agreement shall remain the same.

BE IT FURTHER RESOLVED that the Mayor, Borough Clerk and all other appropriate employees and officials are hereby directed, authorized and empowered to execute all documents necessary to effectuate the purposes of this resolution, subject to approval as to form by the Borough Attorney.

67-2020 Authorize Hiring /Part-Time Fire Prevention Inspector / Samuel Antoshak

WHEREAS, the Uniform Fire Safety Act, (P.L. 1983, c.383) was enacted for the purpose of establishing a system for the enforcement of fire safety standards throughout the State of New Jersey; and

WHEREAS, the Uniform Fire Safety Act authorizes municipalities to provide for local enforcement and to establish local enforcement agencies for that purpose; and

WHEREAS, the Borough of Montvale has opted to have the Uniform Fire Safety Act enforced locally; and

WHEREAS, the Fire Inspector shall carry out the duties in accordance with the Uniform Fire Safety Act and the NJ Administrative Code.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale that Samuel Antoshak is hereby appointed a as Part Time Fire Inspector, effective February 18th 2020.

68-2020 Requesting County of Bergen Road To Provide Road Improvements To Chestnut Ridge Road within the Borough of Montvale

WHEREAS, the Borough is requesting that the County install certain modifications and improvements to Chestnut Ridge Road from Upper Saddle River Road north to the New York State line; and
WHEREAS, Chestnut Ridge Road has seen a marked increase in both passenger and truck traffic in recent years on Chestnut Ridge Road as well as our concerns over the recent fatality; and
WHEREAS, the Borough Engineer in consultation with the Montvale Police Department recommends that the County install shoulder lines in an effort to narrow the road and control traffic; and
WHEREAS, signage is also recommended (as a minimum) to be installed south of Upper Saddle River Road notifying drivers on Chestnut Ridge Road northbound that the "lanes narrow" ahead;
WHEREAS, the Mayor and Council request that the County implement these changes as soon as possible in consultation with the Borough Engineer and Montvale Police Department.

69-2020 Requesting County of Bergen To Provide Road Improvements To Kinderkamack Road & East Grand Avenue within the Borough of Montvale

WHEREAS, the Borough is requesting that the County install certain modifications and improvements to signage and signals at the intersection of Kinderkamack Road North and Grand Avenue; and
WHEREAS, due to concerns over pedestrian safety during school hours, the Borough Engineer in consultation with the Montvale Police Department is recommending that right turns on red from Kinderkamack Road northbound onto Grand Avenue eastbound be prohibited during the hours of 7:00 - 9:00 am and 2:00 – 4:00 pm; and
WHEREAS, the Mayor and Council request that the County implement these changes as soon as possible in consultation with the Borough Engineer and Montvale Police Department.

Introduced by: Councilmember Koelling; seconded by Councilmember Curry - a roll call was taken - all ayes

66-2020 A Resolution Authorizing the Borough of Montvale Police Department to Apply, Enroll and Participate in the Department of Defense Law Enforcement Support Office ("LESO") 1033 Program to Enable the Montvale Police Department to Request and Acquire Excess Department of Defense Equipment

WHEREAS, the Department of Defense Law Enforcement Support Office ("LESO") facilitates a law enforcement support program, which originated from the National Defense Authorization Act of Fiscal Year 1997; and

WHEREAS, Federal law permits the Secretary of the United States Department of Defense to transfer to municipal, federal and State agencies personal property of the Department of Defense that the secretary determines is suitable for use by agencies in law enforcement activities; and

WHEREAS, informally known as the "1033 Program", this initiative allows local law enforcement agencies to obtain, at little or no cost, surplus federal property, including vehicles, small arms, rescue equipment, medical supplies, and even office supplies originally intended for use by the United States Armed Forces; and
WHEREAS, although equipment is provided through the 1033 Program at no cost to municipal law enforcement agencies, these entities are responsible for costs associated with the maintenance, fueling and upkeep of this equipment, and for specialized training for its operation; and

WHEREAS, on March 16, 2015, Governor Christie signed Senate Bill No. 2364 (P.L. 2015, c.23), which now establishes, in the absence of federal requirements, a system of local oversight over local law enforcement agencies that participate in and acquire equipment through the 1033 Program; and

WHEREAS, pursuant to N.J.S.A. 40A:5-30.2a, municipal governing bodies must now authorize participation in the 1033 Program by a "resolution adopted by a majority of the full membership of the governing body of a local unit prior to transmittal of any such application to the State Coordinator" of the 1033 Program; and

WHEREAS, pursuant to N.J.S.A. 40A:5-30.2b, the acquisition of any property by a local law enforcement agency shall be approved by a "resolution adopted by a majority of the full membership of the governing body"; and

WHEREAS, the Chief of Police of the Montvale Police Department has requested that the Governing Body authorize the Police Department to participate in the 1033 Program; and

WHEREAS, the Governing Body of the Borough of Montvale has determined that it is in the best interests of the residents of the Borough of Montvale to authorize the Police Department to apply, enroll and participate in the 1033 Program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, County of Bergen, State of New Jersey, as follows:

1. The Chief of Police or his designee, on behalf of the Montvale Police Department, is hereby authorized and empowered to apply, enroll and participate in the Department of Defense Law Enforcement Support Office 1033 Program, with the authorization to participate terminating on December 31 of the current calendar year.
2. The Chief of Police shall be responsible for ensuring compliance with the requirements for participation as outlined in 10 U.S.C. 2576a for all controlled equipment.
3. The Montvale Police Department is hereby authorized to acquire items of non-controlled property designated as DEMIL A, which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Montvale Police Department, without restriction.
4. The Montvale Police Department is further authorized to acquire the identified "DEMIL B through Q" property on Exhibit A, attached hereto and expressly made a part hereof, if it shall become available in the period of time for which this resolution authorizes.
5. The Police Chief shall develop and implement a full training plan and policy for the maintenance and use of any acquired property; and
6. Pursuant to N.J.S.A. 40A:5-30.2b, the Chief of Police, or his designee, shall maintain an inventory of surplus property obtained under the 1033 Program, and shall provide a quarterly accounting of all property obtained through the 1033 Program, which shall be available to the public upon request; and
7. This resolution shall take effect immediately and shall be valid to authorize requests to acquire the above-identified DEMIL A property and DEMIL B through Q property that may be made available through the 1033 Program during the period of time for which this resolution authorizes, with Program participation and all property request authorization terminating on December 31 of the current calendar year.

Introduced by: Councilmember Koelling; seconded by Councilmember Arendacs - all ayes
Councilmember Curry asked what type of equipment; the borough attorney stated that this resolution is routine, and it all depends on the availability of specific items.

BILLS: Municipal Clerk read the Bill Report.

Motion to pay bills by Councilmember Lane; seconded by Councilmember Koelling - all ayes

REPORT OF REVENUE: Municipal Clerk read the Report of Revenue – February

COMMITTEE REPORTS:

Council President Arendacs

Engineering

PSEG project has begun;

DPW

All fields are ready for the season; major clean-up of the recycle center; pot hole repairs have begun.

Construction

Revenue for 2020 was approximately \$15,000 above from last year; March should have more permits as the warm weather approaches

Councilmember Koelling

Police

Monthly report included in original minutes

Board of Health

Covid-19 please wash hands and avoid large crowds; reminder to license your pets;

Councilmember Russo-Vogelsang

Local BOE

New member of the board was sworn in; they are paying close attention with CDC, NJ Dept of Education, and the NJ Dept of Health;

Municipal Alliance

Hills Valley Coalition will be hosting an event on April 22;

Councilmember Curry

Website

New website up and running;

Planning Board

Waypoint at 127 Summit Ave will be continued at the next meeting on March 17

TV Access

Next interview will be on March 18 with Lieutenant Foley and Andy Hipolit

Seniors

Will be postponing their pizza and bingo on Friday night and the St. Patrick's day party;

Councilmember Roche

Regional BOE

Cancelling all trips with foreign travel; no plans to close the school at this time; interviewing for new principals for both schools;

Special Events/Recreation

Summer Camp – June 29 through July 24; camp registration will begin March 2 through May 1;

Environmental Commission

Setup an email: friendsofmontvale@montvaleboro.org looking for volunteers;

Councilmember Lane

Fire Dept

18 fire calls, 2 drills and 2 work details;

Finance

Will be passing the budget in coming month

MAYOR

Meeting with mayors and all officials to see what to do about COVID-19

ENGINEER'S REPORT:

Andrew Hipolit
Report/Update
No Report

ATTORNEY REPORT:

Joe Voytus, Esq.
Report/Update

Asked for council approval for Maser to do the environmental services for 26 N Kinderkamack Road; a motion by Councilmember Koelling; seconded by Councilmember Arendacs – all ayes; an approval resolution will be provided for next meeting.

UNFINISHED BUSINESS:

Mayor Ghassali mentioned the borough parking lot permits expire April 30; currently there are 11 spots being leased at \$50.00 annually; also Perfect Limo currently leases 12 spots; Mayor Ghassali mentioned he will ask the Police department not to issue summons on cars without permits until a new policy is established, so this way the new riders of the HIP bus can use the parking lot.

NEW BUSINESS:

None

COMMUNICATION CORRESPONDENCE:

None

MEETING OPEN TO THE PUBLIC:

HEARING OF CITIZENS WHO WISH TO ADDRESS THE MAYOR AND COUNCIL:

Upon recognition by the Mayor, the person shall proceed to the floor and give his/her name and address in an audible tone of voice for the records. Unless further time is granted by the Council, he/she shall limit his/her statement to five (5) minutes. Statements shall be addressed to the Council as a body and not to any member thereof. No person, other than the person having the floor, shall be permitted to enter into any discussion, without recognition by the Mayor.

Motion to open meeting to the public by Councilmember Koelling; seconded by Councilmember Arendacs - all ayes

Carolee Adams

Requests official response about the on-going validation of COAH residents: what is the process to ensure residents continue to qualify for affordable housing, i.e. has there income increased?

Cars parking in the 3 lots surrounding the RR tracks: NJ Transit lot has 100 spaces/102 parked/10 NY cars; "Tulip Building" lot also full with only 4 NY plates; lot next to "gas station" had 21 cars/4 out of state. This affirms why we should never have considered selling the "gas station" lot when added cars will come from the Mercedes development to use the train. It also affirms that the suggestion to buy the "Tulip Building" and use for a Senior Center is poor advice due to lack of parking space and unsafe driving for seniors exiting over the tracks and crossing between oncoming traffic from both So. and No. Kinderkamack.

Pedestrian Safety - several examples:

-Crosswalks from the train to the parking lots and across the tracks to the cleaners need improved markings and lighting. Noted difficulty crossing in-between vehicles to catch or disembark from the train.

-3 teen girls on bikes w/o helmets could not safely cross over Grand by Pascack. No crosswalk. No cars stopped.

-Crosswalk at top of Grand at Hillcrest needs a warning light and/or remove crosswalk; very dangerous.

Carolee encouraged the Mayor, the Borough Engineer, and the MPD, with the cooperation of the schools, to develop a pedestrian safety effort - maybe biking too - and start that effort NOW!

Hoving Home: Shared event at Montvale Evangelical honoring this 53 year old faith-based organization in 4 states that rebuilds the lives of women shattered by addictions; has realized a proven 82% success rate; and has been recognized by the President at the White House; the NJ State Legislature, AG Grewal, and the Bergen County Freeholders. Its website: HovingHome.org It also has a non-profit business Unshattered.org creating purses, etc., by its graduates from even retired West Point uniforms.

Clint Miller

Mentioned that the NY/NJ Fire Department has a donation clothing bin currently at the recycle center and would like permission to add another bin; Councilmembers all agreed.

Jarret Schumacher

Asked for clarification regarding the purchase of 26 N Kinderkamack Road, is this being appropriated in this year's budget; the borough attorney stated the funds are from the Affordable Housing Trust Fund which is funded from development fees collected from non-residential and residential development.

In talking with other towns about school closings, please consider the children that get their meals from the schools; now is the time to consider a new master plan to include sidewalks on certain streets.

Motion to close meeting to the public by Councilmember Curry; seconded by Councilmember Koelling
- all ayes

MEETING CLOSED TO THE PUBLIC:

ADJOURNMENT

Motion to adjourn Public Meeting by Councilmember Koelling; seconded by Councilmember Russo-Vogelsang - all ayes

Meeting was adjourned at 8:26pm

ADJOURNMENT:

The next Meeting of the Mayor and Council will be held March 31, 2020 at 7:30 p.m.

BUDGET INTRODUCTION:

March 31st, 2020

BUDGET PUBLIC HEARING:

April 28th, 2020

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk