

MINUTES
Regular Council Meeting
Council Chambers
Monday, January 25, 2016
8:00pm

CALL THE MEETING TO ORDER

Council President Bromberg called the meeting to order at 8:00 pm in the Council Chambers located at 406 Rivervale Road, River Vale, New Jersey 07675.

SALUTE TO FLAG

Council President Bromberg asked all in attendance to rise and join him in a Salute to the Flag.

SUNSHINE LAW STATEMENT

Council President Bromberg read the Sunshine Statement into the record, as follows:

"In accordance with the provisions set forth in the Open Public Meetings Law, notification of this meeting has been sent to all officially appointed Township newspapers and notice is posted at the Municipal Office."

ROLL CALL

Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg were present. Councilman Ben-Yishay was absent.

Also present: Mayor Glen Jasionowski, Business Administrator Gennaro Rotella, Township Attorney Silvana Raso, Township Engineer Christopher Statile and Township Clerk, Karen Campanelli.

Mayor's Comments

The Mayor reported that the Township got through the recent snow storm very well. He was in constant contact with Rich, Gennaro and Chief Giordano and did not receive any complaints during the entire event. The Mayor gave a brief overview of the storm. There were no major breakdowns, they used 6,000 gallons of brine, every block was plowed a minimum of five times and the DPW worked a total of 30 straight hours. Mayor Jasionowski also reported that on social media people commented that the quality of the roads in River Vale was much better during the storm compared to other Towns. The Mayor added that the DPW did a really great job.

Council Comments

Councilman Donovan echoed the Mayor's comments. Councilman Donovan reported that when he travels back and forth through both Hillsdale and Westwood you can see what a fantastic job our DPW does plowing.

Councilman Donovan shared a story about the Township's new and first female Fire Chief. He explained how Chief Kellie Goodell took the time to let his daughter Kaitlin interview her for her 3rd grade project on "Heroes." Councilman Donovan continued that Kellie had recently declined an interview to be on the CBS Morning Show but took the time to answer questions and pose for pictures with Kaitlin for her project. Councilman Donovan wanted to publicly thank Kellie.

Councilwoman Sieg thanked Rich and the DPW for a job well done during the recent snow storm. She also commented that the roads in some of the surrounding Towns were nowhere near as good as River Vale's. Councilwoman Sieg added that once again they did an excellent job; crediting their strong leader and team.

Councilman Criscuolo also extended his thanks to everyone that worked through the storm.

Council President Bromberg reported that he was out on the roads Saturday during the storm and was pleasantly surprised as to how well maintained the roads were in River Vale. He thanked the Superintendent and DPW for a great job.

Administrator's Report

Mr. Rotella commented on the storm and the benefits of having Rich as our DPW Director. He explained that Rich is always very upbeat and maintains an even keel throughout the storm. Mr. Rotella added that it's very reassuring for both himself and the administration and he appreciates the work Rich has done.

Mr. Rotella next reported that the fencing has been installed at the DOMUS project and the neighbors are very pleased. He added that the landscaping is complete and looks great.

Engineer's Report

Mr. Statile reported that the contractor for the DOMUS project has started painting the units and the kitchen and bathroom fixtures are being installed. The contractor for the Rivervale Road project had been at a stand still waiting for materials which were delivered today. Mr. Statile added that the project has progressed to about 100 feet north of the Golf Course entrance.

Mr. Statile next reported that he and Gennaro had a meeting with United Water to discuss integrating their water main replacement project with the County's Rivervale Road project. United Water is replacing the water main from Old Tappan Road to Piermont. Mr. Statile feels it is in the best interest of the Township to coordinate both projects. He is meeting with United Water again in about a month to discuss again.

Mr. Statile reported that he has submitted an application for Discretionary Aid for Poplar Road and plans on submitting an application for the sidewalks on Westwood Avenue to Coopers Lane as well. He also gave an update on the MWD project. Mr. Statile added that most of the site work is complete and they plan on having a tenant in by March.

1st Hearing of the Public

Motion by Councilman Donovan; second by Councilwoman Sieg to open the meeting to the public.

Mario Medici—614 Sloat Place – Mr. Medici has lived in the area for 42 years and has been a resident of River Vale for the past 8. He recalled the first time he saw a deer when he was running around the reservoir in the mid ‘80’s. Mr. Medici commented that progressively he is seeing more and more deer around his home and on his property. This past September he took the suggestion of writing a letter to the NJ Division of Fish & Wildlife; from which he received no response. Mr. Medici has also tried various different methods to discourage the deer including deer resistant shrubs.

Mr. Medici also offered some of his own suggestions including sterilization, relocating the herd to upstate New York and baiting a method used to force the deer to another town. Mr. Medici doesn’t know what to do; the deer are eating his shrubs and his neighbors and he has no plans to replace them.

Mayor Jasionowski responded that the deer have been a topic of conversation for the past year. The Mayor has spoken about the problem with other Mayors and our Legislators. He explained that the problem with relocating the deer would be that other deer would find their way into Town. The Mayor added that relocating the deer is also very expensive and there is no support for a hunt. Mayor Jasionowski is watching Upper Saddle River who is trying to address the deer problem but have not yet resolved the issue. The Mayor doesn’t have an answer for the problem; however he believes there will always be deer in the area. He noted that they are seeing more accidents, more sightings during the day and the deer are not afraid of people or pets. He stressed that no one has given the Towns a viable solutions; that is both cost effective and will last more than one season.

Mr. Medici feel the deer problem will cause property values to decline.

Council President Bromberg feels they need to find a balance so the deer become less of a nuisance. He suggested that perhaps if people stop planting certain shrubs the deer will over time and naturally reduce in population.

There being no further questions or comments motion by Councilman Criscuolo; second by Councilman Donovan to close the meeting to the public.

RESOLUTIONS

Motion by Councilman Donovan; second by Councilwoman Sieg to approve Resolution #2016-51 as follows:

Resolution #2016-51

RESOLUTION APPROVING MINUTES JANUARY 11, 2016 REGULAR COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the January 11, 2016 Regular Meeting of the Township Council are hereby approved.

ROLL CALL VOTE

Councilman Donovan, Councilwoman Sieg and Council President Bromberg voted yes. Councilman Criscuolo abstained. Councilman Ben-Yishay was absent.

Motion by Councilman Donovan; seconded by Councilwoman Sieg to approve Resolutions #2016-50 through 57 with the exception of #2016-51 as a Consent Agenda as follows:

Resolution #2016-50

RESOLUTION APPROVING MINUTES JANUARY 1, 2016 SINE DIE COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the January 1, 2016 Sine Die Meeting of the Township Council are hereby approved.

Resolution #201-52

RESOLUTION APPROVING THE RAFFLE LICENSE FOR THE AHA PARENTS' GUILD

BE IT RESOLVED that the following license to conduct an on premises 50/50 Raffle is issued to:

NAME:	AHA Parents' Guild 315 Hillside Avenue Demarest, NJ 07627
LOCATION OF RAFFLE:	Florentine Gardens 97 Rivervale Road River Vale, NJ 07675
DATE OF RAFFLE:	March 15, 2016 (6:30pm to 10:30pm)
I.D. #:	102-5-15835
RAFFLE LICENSE:	RL 452

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

Resolution #2016-53

RESOLUTION

STATE TAX APPEAL

REFUND OF TAX OVERPAYMENTS

WHEREAS, the property owner of 667 Woodside Avenue (B302, L9.01) was rendered a State Tax Appeal decision for a reduced assessment for the following years;

2014 Refund \$ 1,999.36

2015 Refund \$ 2,066.24

and

WHEREAS, the property owner is requesting a refund for overpayment of their taxes.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale, that the Treasurer is hereby authorized to issue a municipal check payable as follows:

“Spiotti & Esposito, PC Attorney Trust Account”

271 US Highway 46
Suite
F105-106
Fairfield, NJ 07004-2471

\$ 4,065.60

Resolution #2016-54

RESOLUTION CONFIRMING PROFESSIONAL SERVICES APPOINTMENTS TO THE PLANNING BOARD

WHEREAS, on January 12, 2016 the Planning Board held their Annual Reorganization meeting; and

WHEREAS, at this meeting the Planning Board by Resolution appointed both their Board Attorney and Engineer as follows:

- **Marc Leibman, Esq., Kaufman, Semeraro & Leibman, LLP—Planning Board Attorney**
- **Christopher P. Statile, Statile Associates PA—Planning Board Engineer**

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of River Vale confirms the Planning Board appointments for a term of one (1) year ending on December 31, 2016.

Resolution #2016-55

RESOLUTION APPROVING THE RAFFLE LICENSE FOR THE SMITH SCHOOL PTA

BE IT RESOLVED that the following license to conduct an off premises 50/50 Raffle is issued to:

NAME: Ann Blanche Smith School PTA
1000 Hillsdale Avenue
Hillsdale, NJ 07642

LOCATION OF RAFFLE: Florentine Gardens
97 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: April 14, 2016 (7:00pm to 11:00pm)

I.D. #: 211-5-27896

RAFFLE LICENSE: RL 453

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

Resolution #2016-56

RESOLUTION APPROVING THE RAFFLE LICENSE FOR THE SMITH SCHOOL PTA

BE IT RESOLVED that the following license to conduct a Tricky Tray Raffle is issued to:

NAME: Ann Blanche Smith School PTA
1000 Hillsdale Avenue
Hillsdale, NJ 07642

LOCATION OF RAFFLE: Florentine Gardens
97 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: April 14, 2016 (7:00pm to 11:00pm)

I.D. #: 211-5-27896

RAFFLE LICENSE: RL 454

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

Resolution #2016-57

RESOLUTION FOR PAYMENT OF BILLS

BE IT RESOLVED by the Township Council of the Township of River Vale, County of Bergen, State of New Jersey, that the Business Administrator be, and hereby is authorized to pay the following claims:

CURRENT ACCOUNT claims in the amount of: \$20,131.65

RESERVE CURRENT ACCOUNT claims in the amount of:	\$138,639.66
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$47,819.48
ANIMAL TRUST ACCOUNT claims in the amount of:	\$1,022.20
MISCELLANEOUS TRUST ACCOUNT claims in the amount of:	\$0.00
RECREATION TRUST ACCOUNT claims in the amount of:	\$4,131.40
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$79,762.78
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	\$0.00
HOUSING TRUST ACCOUNT claims in the amount of:	\$2,699.33
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$150.00
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$23,473.21
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$0.00
CAPITAL ACCOUNT claims in the amount of:	\$ 104,991.46
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$999.65
SPECIAL TRUST ACCOUNT claims in the amount of:	\$280.00
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$0.00
TOTAL CLAIMS TO BE PAID	\$424,100.82

BE IT FURTHER RESOLVED by the Township Council of the Township of River Vale that the following claims have been paid by the Business Administrator prior to the Bill List Resolution in the following amounts:

CURRENT claims in the amount of:	\$2,987,268.72
RESERVE CURRENT ACCOUNT claims in the amount of:	\$141,106.35
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$60,214.60
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$0.00
HOUSING TRUST ACCOUNT claims in the amount of:	\$0.00
STATUTORY ACCOUNT claims in the amount of:	\$516,623.60
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	\$0.00
RECREATION TRUST ACCOUNT claims in the amount of:	\$1,963.81
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$0.00
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$52.12
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$ 0.00
MISCELLANEOUS TRUST ACCOUNT claims in the amount of:	\$0.00
CAPITAL ACCOUNT claims in the amount of:	\$120.00
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$ 0.00
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$0.00
SPECIAL TRUST ACCOUNT claims in the amount of:	\$0.00
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$0.00
BOND TRUST ACCOUNT claims in the amount of:	\$0.00
TOTAL CLAIMS PAID	\$3,707,349.20

TOTAL BILL LIST RESOLUTION **\$4,131,450.02**

**MANUAL DISBURSEMENTS
BILL LIST FOR JANUARY 25, 2016**

12/30/2015 – Transfer Payroll	\$ 232,780.66
01/15/2016 – Transfer Payroll	\$ <u>283,842.94</u>

TOTAL STATUTORY ACCOUNT DISTRIBUTIONS **\$ 516,623.60**

ROLL CALL VOTE

Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes. Councilman Ben-Yishay was absent.

The taking of still, motion or digital pictures, either on film, videotape, or any other form, type, method or medium of photographic or electronic recording, intended, in whole or in part, for commercial use of viewing on television, in theaters, or for advertising purposes other than the advertising of the property for sale or lease; or

C.

The assembling and setting up on private and/or public property, including but not limited to the property which is being filmed, videotaped or otherwise recorded, of all equipment needed for the filming, videotaping or other forms of recording referenced in Subsection (1) or (2) of this definition above, as well as the removal of the same upon completion.

Permit required; form; fees; regulations.

A.

No person shall film or permit filming within the Township of River Vale without first obtaining a permit, which permit shall set forth the location of such filming and the date or dates when filming shall take place.

B.

Permits shall be obtained in the office of the Construction Official, and the application for the permit shall be in a form approved by the Construction Official, accompanied by a fee and filed at least five working days prior to the date of filming, along with a cash bond to cover any expenses the Township might incur as the result of the filming, the balance, if any, to be returned by the Township of River Vale. If the television filming is to take place on Township property or will affect the use of the Township property, then the application for the permit shall be filed at least 30 days prior to the date of filming.

C.

Fees for permit for filming and the amount of a cash bond to cover expenses shall be as indicated in this Chapter.

D.

A permit shall be sufficient to authorize outdoor or indoor filming for two days within a period of not more than 10 days beginning on the date of issuance of the permit. If the filming does not take place on the dates specified in the permit due to inclement weather or other good cause, the Construction Official may issue a new permit at no additional fee.

E.

No more than one permit for each resident may be issued in any one calendar year.

Requirements for permit.

A.

No permit shall be issued for filming within the Township of River Vale unless the applicant for such permit:

(1)

Provides insurance coverage for bodily injury for any one person in the amount of \$100,000 and for any aggregate occurrence in the amount of \$500,000.

(2)

Specifies in writing that the Township of River Vale will be indemnified and saved harmless from any and all liability or damages.

(3)

Where filming takes place on private property, obtains permission of the owner in writing.

(4)

Agrees to comply with all lawful directives issued by the Township of River Vale Police Department, Fire Department and all other departments where deemed necessary and has prepaid all costs associated with such directives, including but not limited to the cost of the presence of such police personnel which may be required. Any vehicles used in connection with or relating to the filming shall not be parked in any driveway nor shall the aggregate length of all such vehicles exceed the length of the lot frontage of the property on which the filming is occurring. All such vehicles must be parked in front of the property on which the filming is to take place.

B.

The holder of a permit shall be responsible for the removal, upon completion of filming, of all debris and equipment, or upon the expiration of the permit, whichever comes first.

C.

Filming shall be permitted only Monday through Friday, and shall commence not earlier than 8:00 a.m. and shall be completed not later than 7:00 p.m. Notwithstanding any provision of this Chapter to the contrary, no filming shall take place on any "holiday," which for the purposes of this Chapter shall mean any federal, state or local holiday or any date during the school year on which the public schools of the Township of River Vale are closed.

D.

No permit applied for shall issue unless first authorized by the Construction Official or his or her designee, the Chief of Police or his or her designee, and the Township Administrator or his or her designee. The Construction Official must refuse to issue a permit when the report by the Township of River Vale Police Department is to the effect that said filming would endanger the public health, safety or welfare. Any person aggrieved by the decision may appeal to the Mayor and Council by filing said appeal within 10 days after the adverse decision. Said appeal shall be heard and decided by the Mayor and Council within 30 days after being filed

E.

The Mayor and Council may authorize a waiver of any of the requirements or limitations of this chapter.

F.

The applicant shall notify the Construction Official at least 24 hours before filming in order to give the Official sufficient opportunity to notify the affected departments so that they may have an authorized representative inspect the site.

G.

The owner of the property on which the filming is to occur shall, not later than 24 hours before such filming is to commence, give written notice to all residents within 200 feet of the property on which the filming is to occur of the date(s) and time(s) on which the filming is to occur.

Applicability.

The provisions of this chapter shall not apply to the filming of news stories concerning the Township of River Vale and any of the Township activities.

Violations and penalties.

Any person found guilty by the Municipal Court of violating any provision of this chapter shall, for each day that filming takes place without the permit required under this chapter, be fined not less than \$1,000 nor more than \$2,000.

FEES

A.

Permit fee: \$5,000. Said permit fee shall be nonrefundable.

B.

Cash bond (amount to be refunded will be less any expenses incurred by the Township due to filming): \$2,500.

ROLL CALL VOTE

Councilman Criscuolo, Councilman Donovan, Councilwoman Sieg and Council President Bromberg voted yes. Councilman Ben-Yishay was absent.

2nd Hearing of the Public

Motion by Councilman Criscuolo; second by Councilwoman Sieg to open the meeting to the public.

There being no questions or comments motion by Councilman Donovan; second by Councilwoman Sieg to close the meeting to the public.

ADJOURNMENT

Motion by Councilman Donovan; seconded by Councilman Criscuolo to adjourn the meeting at 8:35pm.

ATTEST:
Karen Campanelli
Township Clerk

Council President
Mark Bromberg