

MINUTES
Regular Council Meeting
Council Chambers
Monday, January 22, 2018
8:00pm

CALL THE MEETING TO ORDER

Council President Bromberg called the meeting to order at 8:00pm 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 Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg were present.

Also present: Business Administrator/CFO Gennaro Rotella, Township Attorney Silvana Raso, Township Engineer Chris Statile, Township Clerk Karen Campanelli and Environmental Consultant Lois Spagnola.

Council Comments

There were no Council comments this evening.

Business Administrator's Report

Mr. Rotella commented on several resolutions including the approval of various legal updates to the Personnel Handbook, the approving the Local PBA Agreement and the CDBG application for ADA Improvements.

Township Engineer's Report

Mr. Statile reported that Gennaro is ordering the Giordano Playground equipment and Mark Lane Pavilion on State contract. Both projects will require site prep work weather permitting. The pond aerators for the Golf Course are on order as well. He next gave an update on the Community Development Block Grants. One grant application has been submitted for improvements to the Men's Room showers at the RVCC and a second grant has been submitted for sidewalk and handicap access improvements at the Community Center.

Councilman Ben-Yishay had questions about the Lighting Protection System for the Mark Lane Pavilion and whether it was included in the project plans. Gennaro assured all that it would be included in the project.

Councilman Donovan commented that he is grateful for Chris Statile and all his work in securing grant funding for the Township. He is also appreciative for the great job Chris does and how well he helps manage costs for the Township

STATUS REPORT

The Environmental Group—Lois Spagnola

Lois Spagnola opened her report by thanking the Mayor and Council for allowing her firm to work with the Township. Ms. Spagnola presented a slide show of the various projects she has worked on over the past several years. The first significant project was the 2010 Green Acres project at the Golf Course. She

explained that there were several environmental road blocks from the DEP that had to be resolved before the Township could obtain their grant funding. Gennaro Rotella added that it took 4 to 5 years to resolve these issues. He further commented that if it were not for Lois and her team the Township would not have received the funding from both the State and County government. Ms. Spagnola reported that the issues at the Golf Course pertained to the maintenance garage and above ground tanks. She explained the different forms of remediation as being either active or passive. The State had initially requested that the top two feet of soil at the Golf Course be removed. Fortunately, they were able to deal with the problem through passive remediation. The reasons being that no food is being grown at the Golf Course and the Course is also considered to be a cap which protects from exposure of any chemicals.

Ms. Spagnola stated that as long as the property remains a Golf Course they have a viable cap in place. The cap was acceptable to the State; however, every year the golf course must be photographed to ensure that everything is still in place and there are no substantial changes. She added that every two years the photos and a report must be submitted to the DEP for certification.

The next project reported on was the vapor intrusion sampling of the area behind the Police department; the old DPW site. She explained that many years ago tanks were removed that had leaked; and all the contamination was not successfully removed from the ground. The problem at this location is that the contaminated soil is migrating and affecting the ground water. As part of the remediation, they first conducted vapor intrusion sampling; these results showed no negative affects inside the buildings or for people entering the buildings. Ms. Spagnola stated that the best way resolve this issue was excavate the entire area behind the building. She reported that they dug down 21 feet in order to excavate the contaminated soil. This was necessary to prevent the contamination from continuing to migrate and the ground water problem would continue. Ms. Spagnola further explained that as part of this project they had to install ground water monitoring wells to show that the excavation was effective.

She next reported on the Meskers site which has had Phase I and prebuilding boring tests completed. Mr. Rotella commented that the goal was to have the entire site ready and checked for when the Township is ready to move forward. He added that the results were good and that the Township has been very proactive with regard to remediating these issues.

Council President Bromberg thanked Ms. Spagnola for a very comprehensive report.

COUNCIL DISCUSSION

Proposed ordinance prohibiting feeding the deer:

Council President Bromberg reported that the Township already has an ordinance prohibiting feeding wildlife on public property. This proposed ordinance was put forth as more of a safety issue due to people intentionally feeding the deer in locations either on or nearby their property. Council President Bromberg further explained that this is creating a safety hazard with the deer crossing roadways which in turn has increased the incidence of motor vehicle accidents. He added that this ordinance is an initial step with regard to our considered Deer Management program. Therefore, the ordinance both addresses a public safety issue and demonstrates to the Fish, Game & Wildlife that we are being proactive.

Mr. Rotella reported that there have been many incidences recently of homeowners feeding deer in several areas on Rivervale Road and Westwood Avenue which is causing major traffic issues. The current Township ordinances only prohibits feeding wildlife in public parks and not private property.

Councilman Donovan commented that considering the increasing public safety issues we are having with the deer population he feels this is warranted and a good idea. His question was whether they should consider increasing fines to repeat offenders.

Mr. Rotella suggested that fines could be similar to the dumpster or POD ordinance; where we do first issue warnings. Councilman Donovan agreed that they want to be fair to the residents that stop after they are warned. In the event, that someone continues to feed the deer despite being warned this ordinance will have teeth and still give latitude to those enforcing authorities.

Councilman Ben-Yishay agreed that a do not feed ordinance is a very important first step in our deer management strategy. He questioned how the message would get out to the public if this passes. Mr. Rotella will discuss with the Mayor; and suggested it could be through the electronic board and email blast.

1st Hearing of the Public

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

Jim Hanna—381 Sunset –commented that he approached the Council 2 to 3 years ago about an Historical Committee and is questioning the status. Mr. Hanna feels the longer we wait the more information that is lost. Council President Bromberg will check with the Mayor regarding Mr. Hanna’s request.

Mr. Hanna also asked for an update on the defibrillators for the Fire Department. Mr. Rotella responded that the defibrillators have been ordered for the public buildings. Mr. Hanna commented that it was his intent to have the defibrillators for the Fire Department buildings and Ambulance Corps. Mr. Rotella stated that was not the way this transpired and the intent was based upon public buildings. Councilman Donovan added that regardless of the intent; the Township has taken a step in the right direction by ordering defibrillators for the public buildings and we can look into ordering for the Fire Department.

Bob Fortsch—511 Bernita Drive—commented on resolution #66 where he believes there is a typo and that it should be listed as a Joint Land Use Board.

Richard Tax—Montview Place—reported on the growing deer herd on his property.

Lois Spagnola—The Environmental Group—commented on the deer issue. Ms. Spagnola stated that she has sat on several Conservation Committees including one in her hometown in Cornwall, New York. They also have a serious deer problem. Ms. Spagnola first explained that most people feed the deer because they care about the animals; however, they don’t realize that feeding them corn is bad for their digestive system.

She also explained that since they reintroduced the coyote in Orange County New York they now have the booming coyote population. As a result, you are seeing more coyote in Bergen County due to the growing deep population. Ms. Spagnola suggested trying to educate the residents to not feed the deer because you’re not helping them.

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

RESOLUTION

Motion by Councilwoman Sieg; seconded by Councilman Donovan to approve Resolution 2018-57 as follows:

Resolution #2018-57

RESOLUTION APPROVING MINUTES JANUARY 1, 2018 REORGANIZATION MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the January 1, 2018 Reorganization meeting of the Township Council are hereby approved.

ROLL CALL VOTE

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

RESOLUTIONS

Motion by Councilman Ben-Yishay; seconded by Councilman Donovan to approve Resolutions 2018-58 through 2018-74 as a Consent Agenda as follows:

Resolution #2018-58

RESOLUTION SUPPORTING MUTUAL AID PLAN AND RAPID DEPLOYMENT FORCE

WHEREAS, the Police Departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order; and

WHEREAS, law enforcement officials also have a responsibility to provide for preparedness against natural emergencies such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, riots, terrorist incidents and bombings, state and national emergencies; and

WHEREAS, this plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. APP. A: 9-40.6, and

WHEREAS, this plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property, and

WHEREAS, it is the desire of the Mayor and Council of the Township of River Vale to participate in mutual aid plan and rapid deployment force in accordance with the plan as submitted by the Bergen County Chief's Association.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of River Vale that the Police Department of the Township of River Vale under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the mutual aid plan and rapid deployment force, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor and all municipalities in Bergen County.

Resolution #2018-59

RESOLUTION APPROVING LIQUOR LICENSE RENEWAL FOR THE TERM JULY 1, 2017 THROUGH JUNE 30, 2018

BE IT RESOLVED, the following liquor license holder has paid the required fee to the Township of River Vale for renewal of their license for the July 1, 2017 through June 30, 2018 term.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of River Vale that the following license is hereby renewed.

PLENARY RETAIL CONSUMPTION LICENSE

#0253-33-002-006	Dayawati, LLC 123 Van Riper Lane Woodcliff Lake, NJ 07677 (Pocket License)	\$2,000.00
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Resolution #2018-60

RESOLUTION

**STATE TAX APPEAL
REFUND OF TAX OVERPAYMENTS**

WHEREAS, the following property owners were rendered State Tax Appeal decisions for a reduced assessments; and

WHEREAS, the property owners are requesting a refund for overpayment of their taxes for the years listed below.

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 checks payable as follows:

2017
Block 914, Lot 7
609 Woodland Ct.
River Vale, NJ
Refund \$870.80

Check payable to:

Jacobus & Associates, LLC, Trustee for FERRARA, JOHN & CONCETTA
201 Littleton Road, 1st Floor
Morris Plains, NJ 07950

2016

Block 914, Lot 9.01
601 Woodland Ct.
River Vale, NJ
Refund \$1,493.71

2017

Block 914, Lot 9.01
601 Woodland Ct.
River Vale, NJ
Refund \$1,537.58

Check payable to:

Jacobus & Associates, LLC, Trustee for LEVINE, STEVEN & ERICA
201 Littleton Road, 1st Floor
Morris Plains, NJ 07950

Resolution #2018-61

RESOLUTION AMENDING THE PERSONNEL POLICIES AND PROCEDURES MANUAL

WHEREAS, the Township Council shall from time to time review, amend and adopt personnel policies and procedures to assist in the fair and uniform application of Federal and State employment related law for all Township employees; and

WHEREAS, the Administration has reviewed the Personnel Policies and Procedures Manual adopted on April 22, 2004 and determined the need to amend the manual.

NOW THEREFORE BE IT RESOLVED by the Township Council that the amendments to the Personnel Policies and Procedures Manual are hereby approved.

Resolution #2018-62

RESOLUTION REQUIRING THE DIRECT DEPOSIT OF PAYCHECKS

WHEREAS, P.L. 1981, C. 385 (c.52:14-15A) was amended by the Senate and General Assembly of the State of New Jersey to provide that municipalities may provide for mandatory direct deposit of net pay for all employees on or after July 1, 2014; and

WHEREAS, the Chief Financial Officer and Human Resources Coordinator recommend the municipality adopt this requirement for mandatory direct deposit of net pay as it provides an increase in efficiency and a decrease in the cost of producing and replacing lost checks; and

WHEREAS, the employees of the municipality shall indicate, in writing to the Chief Financial Officer, the relevant banking information to which the deposit shall be made on behalf of the employee; and

WHEREAS, the Chief Financial Officer may determine special exceptions to the policy for seasonal and temporary employees.

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of River Vale that effective March 1, 2018 mandatory direct deposit of net pay for all employees of the Township of River Vale shall be made to the specific banking institution(s) provided by each employee.

Resolution #2018-63

RESOLUTION APPROVING THE RAFFLE LICENSE FOR FAMILY PROMISE (OFF PREMISES 50/50)

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

NAME: Family Promise of Bergen County
100 Dayton Street
Ridgewood, NJ 07450

LOCATION OF RAFFLE: Edgewood Country Club
449 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: June 12, 2018 (11:00am)

I.D. #: 490-4-33633

RAFFLE LICENSE: RL 508

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 #2018-64

RESOLUTION APPROVING THE RAFFLE LICENSE FOR COCCIA FOUNDATION (OFF PREMISES 50/50)

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

NAME: Coccia Foundation
23 Leswing Avenue
Saddle Brook, NJ 07663

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

DATE OF RAFFLE: June 25, 2018 (4:00pm – 6:00pm)

I.D. #: 441-4-36087

RAFFLE LICENSE: RL 509

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 #2018-65

RESOLUTION EXTENDING THE CONTRACT FOR JANITORIAL SERVICE

WHEREAS, on October 19, 2017 the Township of River Vale received bids for the provision of Janitorial Services to both the Township of River Vale and the Borough of Montvale; and

WHEREAS, the Township rejected all bids submitted to allow for revisions to the bid specifications; and

WHEREAS, the Business Administrator is recommending extending the Janitorial Services contract on an interim basis to

**National Maintenance Services, Inc.
63 Tenafly Road
Englewood, NJ 07631**

WHEREAS, the Chief Financial Officer has certified that funds are available in the Current Fund Account.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of River Vale that contract with National Maintenance Services, Inc., is hereby extended for the continued provision of Janitorial Services for both the Township of River Vale and the Borough of Montvale.

BE IT FURTHER RESOLVED that the Business Administrator is hereby directed to prepare the bid specifications for the above mentioned service contract.

Resolution #2018-66

RESOLUTION CONFIRMING PROFESSIONAL SERVICES APPOINTMENTS TO THE JOINT PLANNING BOARD

WHEREAS, on January 16, 2018 the Joint Planning Board held their Annual Reorganization meeting; and

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

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

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of River Vale confirms the Joint Planning Board appointments for a term of one (1) year ending on December 31, 2018.

Resolution #2018-67

RESOLUTION AUTHORIZING THE MAYOR TO SIGN LOCAL 206 PBA AGREEMENT

BE IT RESOLVED, by the Township Council of the Township of River Vale that the Mayor is hereby authorized to sign the Agreement with the New Jersey State Policemen’s Benevolent Association Inc., Pascack Valley Local No. 206 River Vale Unit.

BE IT RESOLVED that the term of this contract shall be for four (4) years effective January 1, 2018 through December 31, 2021.

BE IT FURTHER RESOLVED, that the Township Attorney has reviewed and approved said contract.

Resolution #2018-68

RESOLUTION SUPPORTING THE INITIATIVE OF RIVER VALE BOY SCOUT TROOP 206 TO CONSTRUCT 9-11 MEMORIAL AT THE EMS PARK

WHEREAS, Luke Rowe of River Vale Boy Scout Troop 206 is a Life Scout currently working on his service project as part of obtaining his Eagle Badge; and

WHEREAS, Luke Rowe has obtained two pieces steel from the World Trade Center. He plans to construct one memorial at the Holdrum Middle School and another at the Township’s EMS Park; and

WHEREAS, Luke Rowe wishes to work in cooperation with the Township of River Vale to construct the memorial at the EMS Park.

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of River Vale hereby supports the initiative of Luke Rowe and commends him for providing the Township with a fitting reminder and tribute to the victims of the September 11th attacks.

Resolution #2018-69

RESOLUTION AUTHORIZING BERGEN COUNTY COOPERATIVE PURCHASE FOR THE RIVER VALE COUNTRY CLUB (STORR TRACTOR COMPANY)

WHEREAS, the Township of River Vale is a party to a cooperative purchasing agreement

with the Bergen County Cooperative Pricing Council a cooperative purchasing program organized pursuant to N.J.S.A. 40a:11-10 and N.J.A.C. 5:34-7.11; and

WHEREAS, the Local Public Contracts Law authorizes a municipality to purchase goods and services through duly-formed cooperative purchasing system without advertising for bids; and

WHEREAS, the Township of River Vale has a need to purchase, on a timely basis the following equipment for the River Vale Country Club utilizing Bergen County Cooperative Pricing contracts:

	<u>Contract Price</u>
Toro Thatching Reel Kit for the Toro Greensmaster Triplex	\$ 7,636.17
Toro Groundsmaster 3500-D	\$ 32,270.35
Toro Reelmaster 5410	\$ 24,000.00
Toro Pro-Core 648	\$ 23,540.06
Toro Workman GTX Utility Vehicle	\$ 8,626.06
Toro Workman HDX-D-4WD	\$ 18,000.00
Toro Greensmaster 3150-Q	\$ 16,500.00
TOTAL	\$ 130,572.64

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of River Vale that the Purchasing Agent is hereby authorized to enter into a lease/purchase contract with Storr Tractor Company, 3191 Route 21, Somerville, New Jersey 08876 (Bergen County Contract Bid #16-10) pursuant to all conditions of the individual contracts.

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or other similar document.

Resolution #2018-70

RESOLUTION AUTHORIZING BERGEN COUNTY COOPERATIVE PURCHASE FOR THE RIVER VALE COUNTRY CLUB (WILFRED MACDONALD, INC.)

WHEREAS, the Township of River Vale is a party to a cooperative purchasing agreement with the Bergen County Cooperative Pricing Council a cooperative purchasing program organized pursuant to N.J.S.A. 40a:11-10 and N.J.A.C. 5:34-7.11; and

WHEREAS, the Local Public Contracts Law authorizes a municipality to purchase goods and services through duly-formed cooperative purchasing system without advertising for bids; and

WHEREAS, the Township of River Vale has a need to purchase, on a timely basis the following equipment for the River Vale Country Club utilizing Bergen County Cooperative Pricing contracts:

	<u>Contract Price</u>
Salsco Greens Roller	\$ 12,875.35
Turfco Model Torrent 2	\$ 7,250.40
Turfco Tow Behind Spinner Topdresser	\$ 15,511.60
TOTAL	\$ 35,637.35

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of River Vale that the Purchasing Agent is hereby authorized to enter into a lease/purchase contract with Wilfred MacDonald, Inc. 10 Maple Avenue, Pine Brook, New Jersey 07058 (Bergen County Contract Bid #16-10) pursuant to all conditions of the individual contracts.

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the

purchase order or other similar document.

Resolution #2018-71

ENDORSEMENT OF COMMUNITY DEVELOPMENT BLOCK GRANT FOR 2017 UNPROGRAMMED FUNDS FOR ADA COMPLIANT IMPROVEMENTS – RIVER VALE SENIOR CENTER

WHEREAS, a Bergen County Community Development grant of \$26,450 has been proposed by the Township of River Vale for ADA compliant improvements to the River Vale Senior Center in the Township of River Vale, and;

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and;

WHEREAS, the aforesaid project is in the best interest of the people of the Township of River Vale, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of River Vale hereby confirms endorsement of the aforesaid project.

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Resolution #2018-72

PAYMENT OF BILLS

BE IT RESOLVED by the Township Council of the Township of River Vale that the Business Administrator is hereby authorized to pay the following claims:

CURRENT ACCOUNT claims in the amount of:	\$	30,793.56
RESERVE CURRENT ACCOUNT claims in the amount of:	\$	128,388.04
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$	88,640.37
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:	\$	8,888.69
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:		
ANIMAL TRUST ACCOUNT claims in the amount of:	\$	443.19
MISCELLANEOUS TRUST ACCOUNT claims in the amount of:		
RECREATION TRUST ACCOUNT claims in the amount of:	\$	8,054.87
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$	12,038.74
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:		
HOUSING TRUST ACCOUNT claims in the amount of:	\$	2,379.00
JUNIOR POLICE ADADEMY TRUST ACCOUNT claims in the amount of:		
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:		
OPEN SPACE TRUST ACCOUNT claims in the amount of:		
CAPITAL ACCOUNT claims in the amount of:	\$	18,399.41
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$	446.25
SPECIAL TRUST ACCOUNT claims in the amount of:	\$	2,340.00
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$	1,807.88
TOTAL CLAIMS TO BE PAID	\$	302,620.00

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 ACCOUNT claims in the amount of:	\$	3,062,455.58
RESERVE CURRENT ACCOUNT claims in the amount of:	\$	428,497.44
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$	43,199.07
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:	\$	66,555.67
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:		
MISCELLANEOUS TRUST ACCOUNT claims in the amount of:		
ANIMAL TRUST ACCOUNT claims in the amount of:		
ACCUMULATED ABSENCES TRUST ACCOUNT claims in the amount of:		

RECREATION TRUST ACCOUNT claims in the amount of:	\$	1,436.00
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$	8,222.51
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:		
HOUSING TRUST ACCOUNT claims in the amount of:		
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$	900.30
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:		
OPEN SPACE TRUST ACCOUNT claims in the amount of:		
CAPITAL ACCOUNT claims in the amount of:	\$	19,000.00
PLANNING BOARD TRUST ACCOUNT claims in the amount of:		
SPECIAL TRUST ACCOUNT claims in the amount of:		
ZONING BOARD TRUST ACCOUNT claims in the amount of:		
TOTAL CLAIMS PAID	\$	3,630,266.57
TOTAL BILL LIST RESOLUTION	\$	3,932,886.57

**MANUAL DISBURSEMENTS
BILL LIST FOR January 22, 2018**

12/15/2017 Transfer Payroll	\$	316,298.50
12/29/2017 Transfer Payroll	\$	253,564.72
1/12/2018 Transfer Payroll	\$	283,692.78
TOTAL STATUTORY ACCOUNT DISTRIBUTIONS	\$	853,556.00

Resolution #2018-73

RESOLUTION APPROVING THE RAFFLE LICENSE FOR BERKLEY SCHOOL PTO (ON PREMISES 50/50)

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

NAME: PTO Berkley School Inc.
812 Berkley Street
New Milford, NJ 07646

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

DATE OF RAFFLE: February 15, 2018 (7:00pm – 11:00pm)

I.D. #: 341-5-35952

RAFFLE LICENSE: RL 510

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 #2018-74

RESOLUTION APPROVING THE RAFFLE LICENSE FOR BERKLEY SCHOOL PTO (TRICKY TRAY)

BE IT HEREBY RESOLVED that the following license to conduct Tricky Tray raffle is issued to:

NAME: PTO Berkley School Inc.
812 Berkley Street
New Milford, NJ 07646

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

DATE OF RAFFLE: February 15, 2018 (7:00pm – 11:00pm)

I.D. #: 341-5-35952

RAFFLE LICENSE: RL 511

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.

ROLL CALL VOTE

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

Ordinances for 1st Reading

Motion to Introduce: Councilman Donovan

Second: Councilman Criscuolo

ORDINANCE #330-2018

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN NEW JERSEY AMENDING CHAPTER 112 OF THE CODE, ENTITLED "FIRE PREVENTION"

BE IT ORDAINED by the Township Council of the Township of River Vale that Chapter 112 is amended as follows:

**ARTICLE I
Administration and Enforcement**

§ Section 112-8. Fees.

B. Application fee. The application fee for a permit shall follow the New Jersey Uniform Fire Code 5:70-2.9(c), or as amended by the New Jersey Uniform Fire Code.

Permit	Fee
Type 1	\$ 54.00 (change from \$ 42)
Type 2	\$ 214.00 (change from \$166)
Type 3	\$ 427.00 (change from \$ 331)
Type 4	\$ 641.00 (change from \$ 497)

**ARTICLE II
Smoke Detectors and Carbon Monoxide Detectors**

§ Section 112-15. Fees.

A. Request for a CSDCMAC received more than 10 business days prior to the change of occupant: \$45.00. (change from \$35)

B. Request for a CSDCMAC received four business to 10 business days prior to the change of occupant: \$ 90.00. (change from \$70)

C. Request for a CSDCMAC received fewer than four business days prior to the change of occupant: \$161.00. (change from \$125)

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

ROLL CALL VOTE

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

Ordinances for 1st Reading

Motion to Introduce: Councilman Donovan

Second: Councilman Ben-Yishay

ORDINANCE #330-2018

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN NEW JERSEY AMENDING CHAPTER 142 OF THE CODE, ENTITLED "LAND USE"

**ARTICLE I
General Provisions**

§ Section 142-3. Definitions. (add the following definitions)

- *Quadplex.* Four attached dwellings in one building in which each unit has at least three outside exposures, shares common walls with an adjoining unit and is either above or below another unit.
- *Residential/Golf Course Development:* A development that includes both attached residential housing and an 18-hole Regulation Golf Course. The Residential/Golf Course Development must contain both the attached housing and the 18-hole regulation golf course. Standards for Residential/Golf Course Development as contained in §142-224A must be met.
- *Townhouse.* An attached one-family dwelling in a row of at least two units, each with its own front and rear access to the outside and each separated from any other unit by no more than two common walls.

**ARTICLE L
Division Into Districts**

§142-224. A-1 Residence District (change to read)

The permitted uses of buildings and premises in the A-1 District shall be the same as those established for the A District, except that the following use shall also be permitted in the A-1 Residence District:

Residential/Golf Course, subject to the standards established herein

A. Residential/Golf Course Development Regulations

- 1) **Minimum Tract Area:** The total land area required for residential/golf course development shall be 150 acres. The golf course may include lands outside the Township of River Vale, however, the minimum tract area requirement herein specified shall be exclusive of any such lands.
- 2) **Required Principal Uses:** The Residential/Golf Course development shall contain the following use components:
 - (a) A minimum 18-hole regulation golf course. The golf course shall be a minimum length of 6,000 yards collectively measured by each of 18 holes, from the center of the rearmost tee to the center of the green of each hole. The course shall be held under separate ownership and subdivided from the residential units provided for herein.
 - (b) The residential component consisting of any, or all of the following designed to appeal to an age-targeted luxury market comprising young professional and empty nester households: quadplexes and townhouses, except that not less than 70% of all residential dwellings shall be townhouse units.

- (c) Ten percent (10%) of all the residential units shall be set aside and designated as affordable to low- and moderate-income households. Said set aside provisions shall be pursuant to the New Jersey Uniform Housing Affordability Controls (UHAC), the current applicable rules as included in the Township's Master Plan Housing Element, and/or any and all affordable housing decisions made by the New Jersey Superior, Appellate, or Supreme Court (the "Affordable Units"). The 10% affordable set-aside is a required component of any Residential/Golf Course Development.
- (d) A building containing 100% Affordable Units (the "Affordable Building"). Ten percent (10%) of all the total number of the residential units developed on the residential component shall be affordable and located in the Affordable Building.

3) Permitted Accessory Uses.

- (a) Accessory uses shall be permitted in conjunction with the golf course use, provided that the operation of such uses are clearly incidental and subordinate to the use of the golf course:

- [1] Clubhouse facilities including dining, a lounge, meeting, banquet and catering facilities primarily for on-site consumption.
- [2] Tennis and Golf pro shop.
- [3] Swimming pool, tennis, racquet courts, paddle tennis and/or similar outdoor amenities typical to country club uses in the region and designed for club member use.
- [4] A driving range and practice putting green.
- [5] Maintenance facilities for storage of equipment and supplies used on-site.
- [6] Caretaker dwellings and housing for seasonal employees working on-site. Said housing shall be prohibited should the golf course component cease to exist and/or be open for use.
- [7] Gatehouses not to exceed 175 square feet of interior area designed to match the exterior architectural style of the residential units.
- [8] Off-street parking minimum: four spaces per hole, and one per driving range tee.
- [9] Signage, including a monument identification sign and directional signage as approved by the Planning Board.

- (b) The following accessory uses shall be permitted in conjunction with the residential use:

- [1] Active recreational facilities including clubhouses, swimming pools, and tennis courts, for the exclusive use of residents and guests.
- [2] Passive open space recreational amenities including walking trails and jogging paths, exercise courses, gathering and seating areas.
- [3] Facilities intended for the social and recreational needs of residents, such as exercise rooms, lounge areas, game and resident meeting rooms.
- [4] Gatehouses not to exceed 175 square feet of interior area designed to match the exterior architectural style of the residential units. A gatehouse entry feature with a divided median and enhanced landscape plantings may be incorporated into the design of the shared access driveway or residential access driveway.

[5] Signage, including a monument identification sign and directional signage as approved by the Planning Board.

4) Residential Development and Design Standards

(a) The residential development shall follow the NJ Residential Site Improvement Standards (RSIS), as amended.

(b) Vehicular and pedestrian access shall be directly from Bergen County Roads. Access from local streets is not permitted.

(c) The maximum gross residential density shall not exceed 1.5 dwelling units per acre as applied to the total tract area for the Residential/Golf Course Development. Total number of (i) market rate dwelling units shall not exceed 226 and (ii) affordable dwelling units shall not exceed 24.

(d) There shall be no more than three bedrooms per unit. All units shall have a minimum of a one car garage exclusive of the affordable units. Affordable Building units shall not have a garage.

(e) There shall be no more than five dwellings in any single building containing townhouse units. The Affordable Building shall contain no more than 24 units.

(f) No less than 50% of all buildings containing townhouses shall contain four or fewer dwelling units.

(g) No more than four attached units may be constructed without providing a front exterior façade setback/stagger of a minimum of two feet.

(h) Minimum distance between buildings:

[1] Front to front: 50 feet

[2] Side to side: 15 feet

[3] Front to side: 15 feet

[4] Rear to rear: 30 feet

[5] Side to rear: 20 feet

The above setbacks may be reduced by up to 20% if any of the following are met: i) there is an angle of 20 degrees or more between the buildings; ii) the encroachment is for a deck or enclosed patio extension; iii) the building projection is less than 15 feet wide.

(i) Maximum height of a principal building or structure: 2½ stories or 45 feet, with the exception that the Affordable Building shall have a maximum height of three stories, 50 feet.

(j) Maximum height of an accessory building or structure: 1 story or 25 feet.

(k) Minimum setback of a principal building or structure to a public street right-of-way, other than an existing municipal street: 50 feet. Said setback excludes reserved road easements.

(l) Minimum setback of an accessory building or structure to a public street: 25 feet.

(m) Any land that is not used for principal or accessory buildings or structures, streets, parking areas, driveways, walkways, hardscaped areas, patios or decks shall be maintained as passive open space.

(n) Minimum building setback to internal roadways: 22 feet from the pavement edge where there is an intervening driveway serving a garage and a public sidewalk adjacent to the road; 10 feet otherwise. No parking shall be permitted over sidewalks.

(o) To insure that the residential component of development is not located in any area where it can be reasonably anticipated that golf balls may land and injure a resident, pedestrian visitor or motorist, a golf

course safety zone shall be established using generally acceptable guidelines for same as part of the overall project design.

(p) Residential Design Guidelines.

To the extent practical, townhouse dwelling units should be designed such that units either have direct or partial golf course views; back on to internal open space corridors; or are placed within small neighborhood clusters. Clusters of dwelling units should be designed in consideration of the natural landscape. Where possible, mature trees shall be preserved and incorporated into the overall landscape design. Stormwater management ponds should be designed to serve as an open space amenity to the residential component of the development, as well as serve their intended function for flood control, groundwater recharge, and fire protection purposes.

(q) Townhouse dwelling units should have a compatible architectural theme, with variations in exterior design and color which complement such a theme. This shall include varying building and/or façade orientation, modifying dwelling unit widths and heights, changing rooflines and altering color and fenestration patterns. A minimum of 30% of any exterior building façade area should be comprised of either a brick or stone material, or combination thereof.

The facades of townhouses in a group shall be varied by changed front yard setbacks and variation in materials or design so that not more than two abutting townhouses will have the same front yard setback and the same or essentially the same architectural treatment of facades and roof lines.

The appearance of attached garages shall be minimized, with the remainder of the elevation devoted to living area or porch. Attached garages located on the unit frontage shall be recessed from the building face or porch facade (4 ft. minimum). Where two-car garages for two different units are adjacent, the garage faces for the two units should be offset from each other (4ft. minimum). Garage doors shall have extensive fenestration, including panels, trim details and windows. Paired, single-car garage doors are encouraged.

(r) The internal street network shall be designed to provide visual interest by employing any or all of the following: curvilinear streets, primary and secondary cul-de-sacs with or without associated landscaped islands, and shared internal driveways.

Internal streets shall be designed in accordance with the NJ RSIS including on-street parking, sidewalks, planted buffers, except as otherwise established herein. The "Rural Lane" RSIS definition shall be applied to "lanes" leading to eight (8) or fewer town house units or two (2) quadplex buildings (eight (8) units).

(s) No individual resident unit shall be constructed so as to provide direct vehicular ingress or egress to any major County thoroughfare, arterial, or collector street. The Affordable Building parking lot entrance may have direct access to a county road.

(t) A Traffic Investigation shall be provided as part of the Land Use Board review of the Residential/Golf Course development.

(u) Fire Protection Access. All buildings proposed to be constructed within any project containing private streets must be so arranged and located that firefighting apparatus can park and reach any building with a one hundred fifty-foot long hose extending from such equipment. This one hundred fifty-foot hose length must be measured as the structure/building is laid on the ground and may not be measured as the aerial radius from the parked equipment.

In addition, fire hydrants must be so located and provided within the project boundaries so that four hundred feet of fire hose, extending on the ground from the hydrant, can reach the furthest part of any building within the boundaries of the site. Entrances to all buildings containing residential dwellings must be illustrated on the sign plan of any project containing private streets.

Townhouse developments shall provide fire hydrants on or adjacent to the area to be developed as required by the fire department.

(v) A homeowners association or condominium association shall be established to maintain all common areas associated with residential development. The Affordable Building and associated common areas shall be maintained by the affordable property owner.

5) Landscaping

(a) Street trees shall be provided along all interior street frontages of a site, at least every 30 ft. on average, but in no case more than 40 ft.

(b) A minimum of 10' of landscaping or grass area shall be provided between the front elevation of each townhouse unit and the common access drive, as measured from the edge of pavement or sidewalk, if present. Paths or walkways to individual front doors, utility easements and driveways may occur in this area, but only if the dominant amount of the area remains available to support significant landscaping. At least one tree per unit front must be provided.

(c) At least 30 percent of the total site area exclusive of the golf course, must be devoted to landscaping. No landscaped strip or tree pocket smaller than 25 square feet may be counted toward the total required landscaping. Utilities may occur within required landscaping, but only if underground utilities will not preclude appropriate planting, including trees, and only if utilities are adequately screened from view.

6) Landscape Buffers

(a) Width and Location. There shall be a minimum 25 foot wide opaque landscaped buffer provided along all public road rights-of-way which completely visually separates the residential component of the development. Buffers shall consist of natural vegetation, earthen berms, evergreen and pine trees, shrubs, deciduous trees, decorative walls, fencing, or combinations thereof designed to provide a year-round visual screen and separation from the public roads.

(b) Required Planting Area. Total landscaping required within the buffer is set forth below. Width for a buffer shall be measured from the respective property line. Where buffers turn at property corners, the length measurements determining plant quantities are not required to overlap.

(c) Calculating Required Plantings. The total amount of required landscaping within the required buffer shall be calculated based on a point system. The point system, as established below, ensures that a minimum level of landscaping is achieved during development while maintaining flexibility.

When calculating points or quantities of plants, fractions shall be rounded upward to the higher whole number.

PLANT TYPE POINTS

Large Tree	12
Small Tree	6
Large Shrub	3
Medium Shrub	2
Small Shrub	1

(d) Points for Individual Vegetation in Buffers:

(e) Existing healthy vegetation may be counted toward the required landscaping, if it is used as a year-round sight obstruction buffer. The Planning Board and Board Engineer shall conduct site inspections in order to determine whether the existing vegetation is useable as a visual obstruction buffer. In order to do so, the landscape plan shall indicate the type, number and size of existing plants which are sufficient to comply with the respective buffer yard. It shall not be necessary to indicate the total inventory of existing plants. Only plants required to meet the provisions of this Ordinance are required to be listed.

The following minimum buffer planting standards shall be used to provide year-round opaque screening:

(f) Planted earthen berm 4 ft. high from the existing ground surface.

(g) Minimum number of large and small trees, one per 40 linear ft.

(h) Minimum number of points per linear feet of buffer = 1.2.

7) Vegetation Size Standards

The minimum allowable plant size for new installations shall be as set forth herein. Due to the variation between genus and species, the caliper or height necessary for newly installed plant materials may vary.

(a) Large trees shall measure a minimum 2.5 inches in caliper at Chest Height and be 8 to 10 feet in height at the time of planting.

(b) Small trees shall measure a minimum 1.5 to 2.5 inches in caliper at Chest Height for single-stem trees or 1 to 1.5-inches in caliper for multi-stem trees, and at least 6 to 8 feet in height at the time of planting.

(c) Large shrubs shall measure a minimum of 3½ to 4 feet in height at the time of planting. Shrubs planted for screening purposes shall form the required density to block visibility within three years from the date of installation.

(d) Medium shrubs shall measure a minimum of 2 to 3½ feet in height at the time of planting. A mix of deciduous and evergreen shrubs is encouraged in order to obtain a variety of color and texture throughout the year.

(e) Small shrubs shall measure a minimum of 18 to 24 inches in spread and/or height at the time of planting. A mix of deciduous and evergreen shrubs is encouraged in order to obtain a variety.

(f) Living ground covers shall provide 100 percent coverage on the ground within one (1) year of installation, except for mulch or turf which shall provide 100 percent coverage upon installation. Organic mulch may be used around plantings to maintain soil moisture and prevent the growth of weeds, but cannot be substituted for required plantings. Inorganic ground covers consisting of river rock or similar materials may be substituted for organic ground cover.

(g) All plant material, except ground covers, shall be approved by the Planning Board. Consideration shall be given to the environmental conditions of the site, such as soil, topography, climate, microclimate, pattern of sun movement, prevailing winds and precipitation, and air movement to ensure that plant materials will be established successfully. Tree selection for street yards, or other locations within utility rights-of-way, shall consider the presence or planned addition of overhead utility lines. Such trees shall be small and medium trees that are pest- and disease-resistant and are slow growing.

(h) Trees for reforestation restitution/replacement shall be indigenous to the Township.

(i) The Planning Board Engineer may approve the installation of comparable substitution plant materials to satisfy the requirements of the approved landscape plan when the approved plants and landscape materials are not available at the time that installations are to occur, or when other unforeseen conditions prevent the use of the exact materials shown on the approved landscape plan. Significant changes that require the replacement and relocation of more than 25 percent of the plant materials shall require a new landscape plan and approval by the Planning Board.

(j) Except for street yard trees, a mix of genus and species of trees, shrubs, ground covering, perennials and annuals is encouraged, but not required, in order to avoid potential loss due to infectious disease, blight, or insect infestation. Street yard trees shall retain a reasonably uniform pattern along a street with the same block or corridor.

8) Restitution/Reforestation for Trees Removed. The provisions of the Township ordinances pertaining to tree removal and replacement shall apply in addition to the above required buffers above.

9) Site Lighting. Landscape plans shall include provisions for lighting on-site and along public street frontages. Post-top mounted L.E.D. lights are recommended. Lighting should be adequate to assure safety and visibility in common areas but should not produce glare or be of an intensity inappropriate for a residential environment. The Planning Board shall have ultimate authority over the number and placement of street lighting fixtures.

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

ROLL CALL VOTE

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

Ordinances 2nd Reading & Public Hearing

Motion to Adopt: Councilman Criscuolo

Second: Councilman Ben-Yishay

Motion by Councilman Donovan; second by Councilman Criscuolo to open the public hearing on Ordinance 329-2018.

There being no questions or comments from the public; motion by Councilman Criscuolo seconded by Councilman Donovan to close the Public Hearing on Ordinance 329-2018

ORDINANCE #329-2018

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN NEW JERSEY AMENDING CHAPTER 33 OF THE CODE, ENTITLED "POLICE DEPARTMENT" ARTICLE I SECTION 33-8 PROMOTIONS

BE IT ORDAINED by the Township Council of the Township of River Vale that Chapter 33 is amended as follows:

**ARTICLE I
Establishment; Composition; Membership**

§ Section 33-8. Promotions.

H. Candidates who achieve an overall score of 70% or greater shall be placed on a two-year promotional list. (change from one-year)

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

ROLL CALL VOTE

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

2nd Hearing of the Public

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

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

RESOLUTION

Motion by Councilman Ben-Yishay; seconded by Councilwoman Sieg to approve Resolution 2018-75 as follows:

Resolution #2018-75

RESOLUTION AUTHORIZING COUNCIL TO ENTER INTO CLOSED SESSION

BE IT RESOLVED, pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 *et seq.* the Township Council of the Township of River Vale will now convene into Closed Session for a discussion of the Fair Share Housing litigation and contract negotiations with Edgewood Country Club.

BE IT FURTHER RESOLVED that upon adjourning from Closed Session no action will be taken.

ROLL CALL VOTE

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

Motion by Councilman Donovan second by Councilwoman Sieg to adjourn the meeting from Closed Session.

ADJOURNMENT

Motion by Councilman Criscuolo; second by Councilman Ben-Yishay to adjourn the meeting at 9:20pm.

ATTEST:
Karen Campanelli, Township Clerk

Council President
Mark Bromberg

