

**MINUTES**  
**Regular Council Meeting**  
**Monday, March 25, 2019**  
**8:00pm**

**CALL THE MEETING TO ORDER**

Council President Bromberg called the meeting to order at 8:01pm 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, Councilwoman Criscuolo, Councilwoman Sieg and Council President Bromberg were present. Councilman Donovan was absent.

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

**Mayor's Comments**

Mayor Jasionowski reported that they have made some changes way they operate and the choices available at the Food Pantry. He further reported that since these changes have been made the building is immaculate and the service has greatly improved. They now offer fresh fruits and vegetables and may expand services to include clothing. The Mayor commended the whole team for doing a tremendous job.

**Council Comments**

Council members Ben-Yishay, Sieg and Criscuolo had no comments this evening.

Council President Bromberg thanked Kathy Villone and added that the Food Pantry looks great.

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**Business Administrator's Report**

Mr. Rotella commented on Resolution #123 rejecting the bids for the miniature Golf Course. He reported that they received only one (1) bid that was extremely high; much higher than anticipated. Mr. Rotella explained that they are going to take a step back, review the design and revisit at a later date.

Mr. Rotella next reported that the Golf Course opened up this weekend and had a very good turnout.

**Township Engineer's Report**

Mr. Statile reported that the 2019 street roster for the Road Program is ready for when the Council decides to go out to bid. Mr. Rotella added that the Capital Ordinance is on for 1<sup>st</sup> reading this evening, a second reading at the next meeting and they should be ready by the end of April.

Mr. Statile is reviewing the plans for the Sidewalk Project and this project should be out to bid shortly. His staff continues working on updating the Tax Maps.

He next gave a brief update on the Fairways at Edgewood development currently before the Joint Planning Board. Mr. Statile met with their Site Design Professionals to review his comments with the Board. He further reported that he is reviewing their soil data with his licensed professional to ensure the testing they performed was adequate and done properly.

Mr. Statile reported that Gennaro should be receiving a contract for the 2019 Open Space Grant Applications; therefore, they can start formulating the projects for both the monument and the amphitheater.

Mr. Statile reported that the announcements for the 2019 NJDOT grant awards will be going out over the next 2 weeks. And shortly after that will be the announcements for the Safe Routes to School grant program.

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**1st Hearing of the Public**

Motion by Councilwoman Sieg; second by Councilman Ben-Yishay to open the meeting to the public.

David Rice -539 Bernita Drive—commented that 3 to 4 years ago he received his Resident Card for the Golf Course and he has recently been notified that he is being charged \$25.00 to reapply for his Resident Card. Mr. Rice questioned why this is necessary since he already has a card.

Mayor Jasionowski responded that there are people abusing the privilege who no longer live in Town. He explained that they need to continually ensure that the people that have the card are truly residents. The Mayor further explained that the fee is nominal per year for the discounted rate to play River Vale. He also noted that the County Courses do the same every year.

The Mayor commented that they do not run the Golf Course; Long Ball Management runs the Course and keeps them updated on items like this that will impact the community. Mr. Rice does not agree with the fee and was not aware of the abuse; he recommends those people should not be permitted to play at all.

Councilman Criscuolo clarified that the problem is they have no way to enforce and therefore this is the preventative measure. He detailed that the people they pay to run the Golf Course have reported there is an issue; and they have also explored the way other Towns handle this problem. Councilman Criscuolo explained that other Towns have put this procedure in place to prevent the abuse.

Mark Nagelhout—44 Parkview Drive, Park Ridge—commented that he attended the meeting recognizing the CERT Team members and he was very impressed. Mr. Nagelhout thanked the Mayor and Council for having the Animal Protection League in to present. He also asked if there has been any further discussion or decisions regarding the status of the deer.

Council President Bromberg responded that they have not had a discussion yet but everyone on the dais has taken all the information from the professionals that attended the meetings under advisement. He added that at some point in the near future they will be considering and discussing the issue and coming up with a solution.

The Mayor commented that they won't be inviting anyone else to speak and they feel they have done everything that they need to do. Mayor Jasionowski added that sometime in the near future they will have a public discussion and make a decision.

Mr. Nagelhout reported that they are here to help and they have a lot of knowledge and experience with non-lethal wildlife conflict management and solutions. He reported that they have also helped with the geese; assisting Edgewater from a lethal plan to a non-lethal plan through habitat modification.

Mr. Nagelhout requested the Township to push the State to accept and approve non-lethal sterilization practices. He feels the State is being biased and unfair and they are asking Towns to push the State to be more flexible with regard to non-lethal plans. He next read several Saddle River Police reports regarding the deer hunt which he also emailed to the Mayor and Council. Mr. Nagelhout concluded that it is inhumane and unacceptable that the State Division of Fish & Wildlife is promoting this in our community.

Kim Nagelhout—Park Ridge—commented that hunting has no place in our community and she truly believes they can find a way to make a non-lethal plan work. She also volunteered their services and added that they are here to help.

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.

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**RESOLUTIONS**

Motion by Councilman Criscuolo; second by Councilwoman Sieg to approve Resolution #2019-120 as follows:

**Resolution #2019-120**

**RESOLUTION APPROVING MINUTES MARCH 11, 2019 REGULAR MEETING**

**BE IT RESOLVED**, by the Township Council of the Township of River Vale that the minutes of the March 11, 2019 Regular meeting of the Township Council are hereby approved.

**ROLL CALL VOTE**

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

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**Council Discussion**

Council President Bromberg commented the Resolution authorizing the Mayor to sign the Settlement Agreement with the Estate of Bonnabel. He stated his concerns are that there may be some amendments to this agreement and issues with the timeline if they don't approve this evening. He added that they are also waiting for Planning Board comments. Council President Bromberg requested that the Council give the Mayor the authorization to sign the agreement. Mayor Jasionowski suggested authorizing the Mayor to sign with feedback from the Planning Board; and when he receives the feedback he will share with the Council prior to executing the agreement.

Ms. Raso added that there is a Court deadline imposed that the agreement be executed. She explained that there are a couple different signatories required; one is the Mayor and Council, the other is the Planning Board. The Planning Board has to make their own decision regarding authorizing executing the agreement on their behalf. Ms. Raso added that the Mayor and Council also make this decision independently. She further explained that nothing the Council does this evening in allowing the Mayor to sign prohibits the Planning Board from making their own decision.

Councilman Criscuolo questioned the deadline; Ms. Raso responded March 29<sup>th</sup>. Mayor Jasionowski reminded that this agreement has been approved in Closed Session already. Councilman Criscuolo questioned what will happen if the deadline to sign is the 29<sup>th</sup>; and Planning Board is not going to be able to sign by that time. Ms. Raso responded that if Planning Board can't sign by the 29<sup>th</sup>; which appears to be the case, then they will have to ask the Court for permission to extend execution of the agreement for the Planning Board.

Motion by Councilman Ben-Yishay; second by Councilwoman Criscuolo to approve Resolution #2019-121 through #2019-127 as a Consent Agenda as follows:

**Resolution #2019-121**

**RESOLUTION APPROVING THE RAFFLE LICENSE FOR THE NORTH JERSEY FRIENDSHIP HOUSE (TRICKY TRAY)**

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

- NAME: North Jersey Friendship House  
125 Atlantic Street  
Hackensack, NJ 07601
- LOCATION OF RAFFLE: Florentine Gardens  
79 Rivervale Road  
River Vale, NJ 07675
- DATE OF RAFFLE: April 11, 2019 (6:00pm – 10:00pm)
- I.D. #: 180-4-26880
- RAFFLE LICENSE: RL 568

**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 #2019-122**

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN SETTLEMENT AGREEMENT WITH THE ESTATE OF HENRY J. BONNABEL IN RE FAIR SHARE OBLIGATION OF THE TOWNSHIP OF RIVER VALE DOCKET NO. BER-L-6277-15**

**BE IT RESOLVED**, the Defendant-Intervenor Estate of Henry J. Bonnabel is desirous to partially settle the lawsuit entitled In Re Fair Share Obligation of the Township of River Vale, DOCKET NO. BER-L-6277-15, without the risk, cost or burden of further litigation, agree in exchange for their mutual promises, terms and conditions more thoroughly described in the Settlement Agreement.

**BE IT FURTHER RESOLVED**, by the Township Council of the Township of River Vale that the Mayor is hereby authorized to sign the Settlement Agreement with the Estate of Henry J. Bonnabel.

**Resolution #2019-123**

**RESOLUTION REJECTING BID FOR MINIATURE GOLF COURSE IMPROVMENTS PROJECT**

**WHEREAS**, on February 28, 2019 the Township of River Vale advertised bid specifications for the River Vale Country Club Miniature Golf Course Improvements project in accordance with N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, bid submissions were received on Thursday, March 21, 2019 at 10:30am; and

**WHEREAS**, one (1) bid was received from Applied Landscape Technologies, 145 River road, Montville, New Jersey; and

**WHEREAS**, the Administration has reviewed the submission and determined the one bid from Applied Technologies is over the cost estimate for said project and recommends rejecting the bid pursuant to N.J.S.A. 40A:11-13.2(a).

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of River Vale that the one (1) bid received for the River Vale Country Club Miniature Golf Course Improvement project be rejected.

**BE IT FURTHER RESOLVED**, that the Administrator and Township Clerk are hereby authorized to re-advertise for bids the aforementioned project.

**Resolution #2019-124**

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE AMENDMENT TO THE DEVELOPER'S AGREEMENT WITH BEAR-BROOK BUILDERS, LLC (135 RIVERVALE ROAD)**

**WHEREAS**, on December 10, 2018 the Township entered into a Developer's Agreement with Bear Brook Builders, LLC for the subdivision and development of the property located at 135 Rivervale Road (Block 2103, Lot(s) 10) into eight (8) new lots; and

**WHEREAS**, the Township Engineer has recalculated the Performance Guarantee figures in order to be consistent with the current statute N.J.S.A 40:55D-53 (a) (1) which is detailed in an estimate dated January 16, 2019.

**NOW THEREFORE BE IT RESOLVED** that the Township Council of the Township of River Vale hereby authorize the Mayor to execute the Amendment to the Developer's Agreement with Bear-Brook Builders, LLC.

**Resolution #2019-125**

**RESOLUTION  
Introduction of 2019 Budget**

**BE IT RESOLVED**, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Township of River Vale, Bergen County, New Jersey for the year 2019.

**BE IT FURTHER RESOLVED**, that said budget be published in the Ridgewood News in the issue of March 29, 2019 and that a hearing on the Budget will be held at the Municipal Complex on April 22, 2019 at 8:00 o'clock (P.M.) or as soon thereafter as the matter may be reached.

**Resolution #2019-126**

**Resolution Authorizing Increase in Deferred School Taxes for Regional High School Taxes**

**WHEREAS**, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any amounts, and

**WHEREAS**, the Township wishes to increase Deferred School Taxes to an amount permitted under State statutes and to be effective at December 31, 2018.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2018 as follows:

|                                   | <b>Deferred<br/>Local<br/>District School<br/>Taxes</b> |
|-----------------------------------|---|
| Amount Deferred December 31, 2017 | \$3,907,136   |
| Amount Deferred December 31, 2018 | <u>4,157,136</u>  |
| <b>Amount of Increase</b>         | <b><u>\$ 250,000</u></b>                                |

**BE IT FURTHER RESOLVED**, by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

**Resolution #2019-127**

**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:                            | \$        | 388,224.94        |
| RESERVE CURRENT ACCOUNT claims in the amount of:                    | \$        | 64,209.58         |
| GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:      | \$        | 73,957.62         |
| RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of: | \$        | 68.75             |
| UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:                 |           |                   |
| ANIMAL TRUST ACCOUNT claims in the amount of:                       |           |                   |
| MISCELLANEOUS TRUST ACCOUNT claims in the amount of:                | \$        | 300.00            |
| RECREATION TRUST ACCOUNT claims in the amount of:                   | \$        | 8,425.00          |
| PRIVATE DUTY TRUST ACCOUNT claims in the amount of:                 | \$        | 44,590.03         |
| PUBLIC ASSISTANCE TRUST ACCOUNT claims in the amount of:            |           |                   |
| HOUSING TRUST ACCOUNT claims in the amount of:                      | \$        | 343.50            |
| JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:        |           |                   |
| GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:        | \$        | 16,095.00         |
| OPEN SPACE TRUST ACCOUNT claims in the amount of:                   |           |                   |
| CAPITAL ACCOUNT claims in the amount of:                            | \$        | 1,752.40          |
| PLANNING BOARD TRUST ACCOUNT claims in the amount of:               | \$        | 180.75            |
| SPECIAL TRUST ACCOUNT claims in the amount of:                      | \$        | 6,410.29          |
| ZONING BOARD TRUST ACCOUNT claims in the amount of:                 |           |                   |
| <b>TOTAL CLAIMS TO BE PAID</b>                                      | <b>\$</b> | <b>604,557.86</b> |

**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:                            | \$ | 3,431,259.70 |
| RESERVE CURRENT ACCOUNT claims in the amount of:                    |    |              |
| GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:      | \$ | 124,898.32   |
| RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of: |    |              |
| UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:                 |    |              |

|  |               |                         |
|--|---------------|-------------------------|
| TAX SALE PREMIUM TRUST ACCOUNT claims in the amount of:      |               |                         |
| ANIMAL TRUST ACCOUNT claims in the amount of:                | \$            | 180.00                  |
| MISCELLANEOUS TRUST ACCOUNT claims in the amount of:         |               |                         |
| RECREATION TRUST ACCOUNT claims in the amount of:            | \$            | 720.00                  |
| PRIVATE DUTY TRUST ACCOUNT claims in the amount of:          |               |                         |
| OPEN SPACE 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: | \$            | 38.01                   |
| GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of: |               |                         |
| GREEN ACRES TRUST ACCOUNT claims in the amount of:           |               |                         |
| CAPITAL ACCOUNT claims in the amount of:                     |               |                         |
| SPECIAL TRUST ACCOUNT claims in the amount of:               |               |                         |
| PERFORMANCE BOND TRUST ACCOUNT claims in the amount of:      |               |                         |
| ZONING BOARD TRUST ACCOUNT claims in the amount of:          |               |                         |
| <b>TOTAL CLAIMS PAID</b>                                     | <b>\$</b>     | <b>3,557,096.03</b>     |
| <br><b>TOTAL BILL LIST RESOLUTION</b>                        | <br><b>\$</b> | <br><b>4,161,653.89</b> |

**MANUAL DISBURSEMENTS  
BILL LIST FOR March 25, 2019**

|  |                  |                          |
|--|------------------|--------------------------|
| 2/28/2019  | Transfer Payroll | \$ 260,100.36            |
| 3/15/2019  | Transfer Payroll | \$ 281,581.04            |
| <br><b>TOTAL STATUTORY ACCOUNT DISTRIBUTIONS</b> |                  | <br><b>\$ 541,681.40</b> |

**ROLL CALL VOTE**

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

**Ordinances for 1<sup>st</sup> Reading**

Motion to Introduce: Councilwoman Sieg

Second: Councilman Ben-Yishay

**ORDINANCE #352-2019**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, BERGEN COUNTY, NEW JERSEY TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A-4-45.14) FOR CALENDAR YEAR 2019**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Governing Body of the Township of River Vale in the County of Bergen finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Governing Body hereby determines that a 1.0% increase in the budget of said year, amounting to \$111,538 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE BE IT ORDAINED**, by the Governing Body of the Township of River Vale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the Township of River Vale shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by up to 3.5%, amounting to \$390,383, and that the CY 2019 municipal budget for the Township of River Vale be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**ROLL CALL VOTE**

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

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**Ordinances for 1<sup>st</sup> Reading**

Motion to Introduce: Councilman Criscuolo

Second: Councilman Ben-Yishay

**ORDINANCE #353-2019**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE TOWNSHIP OF RIVER VALE AND APPROPRIATING \$1,353,490 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,225,816 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF RIVER VALE TO FINANCE THE SAME**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of River Vale, in the County of Bergen, New Jersey (the "Township"), as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$1,353,490, including the aggregate sum of (a) \$60,000 in moneys now held by the Township and previously contributed by the Borough of Montvale for the purposes set forth in Sections 3(e) of this bond ordinance and (b) \$67,674 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds are hereby

authorized to be issued in the principal amount of \$1,225,816 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (a) Purpose: Park improvements, including, but not limited to, improvements at Veterans Memorial Park, playground security systems at Mark Lane Complex and Giordano Playground, and electronic locking systems for the senior center, ballfields and country club, and including all work and materials necessary therefor or incidental thereto.

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|--|-----------|
| <u>Appropriation and Estimated Cost:</u>       | \$163,680 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$155,496 |
| <u>Period or Average Period of Usefulness:</u> | 15 years  |
| <u>Amount of Down Payment:</u>                 | \$8,184   |

- (b) Purpose: Acquisition of information technology and telecommunications equipment, including items with a unit cost less than \$5,000, including, but not limited to, portable radios for the Volunteer Ambulance Corps, pagers, radios and communication equipment for the Volunteer Fire Department and computers for the Police Department, and including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$42,405 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$40,285 |
| <u>Period or Average Period of Usefulness:</u> | 5 years  |
| <u>Amount of Down Payment:</u>                 | \$2,120  |

- (c) Purpose: Acquisition of equipment for the Township’s Volunteer Fire Department, including, but not limited to, firefighter personal protective equipment, and hose, nozzle, appliances and equipment, and including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$38,700 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$36,765 |
| <u>Period or Average Period of Usefulness:</u> | 10 years |
| <u>Amount of Down Payment:</u>                 | \$1,935  |

- (d) Purpose: Acquisition of equipment for the Township’s Volunteer Fire Department, including, but not limited to, search, rescue and extrication equipment, and including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$71,405 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$67,835 |
| <u>Period or Average Period of Usefulness:</u> | 15 years |
| <u>Amount of Down Payment:</u>                 | \$3,570  |

- (e) Purpose: Acquisition of vehicles (excluding passenger car and station wagon) for the Department of Public Works, including, but not limited to, mason dump truck, dump truck, pickup trucks and sewer truck and push cameras, and including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$443,300 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$361,135 |
| <u>Period or Average Period of Usefulness:</u> | 5 years   |
| <u>Amount of Down Payment:</u>                 | \$22,165  |
| <u>Montvale contribution:</u>                  | \$60,000  |

- (f) Purpose: Acquisition of vehicles (excluding passenger car and station wagon), including Police Chief’s vehicle, including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$50,600 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$48,070 |
| <u>Period or Average Period of Usefulness:</u> | 5 years  |
| <u>Amount of Down Payment:</u>                 | \$2,530  |

- (g) Purpose: Acquisition of information technology and telecommunications equipment with a unit cost greater than \$5,000, including, but not limited to, fingerprinting machine, and including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$26,400 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$25,080 |
| <u>Period or Average Period of Usefulness:</u> | 7 years  |
| <u>Amount of Down Payment:</u>                 | \$1,320  |

- (h) Purpose: Construction of a salt shed storage building for the Department of Public Works, and including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$77,000 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$73,150 |
| <u>Period or Average Period of Usefulness:</u> | 20 years |
| <u>Amount of Down Payment:</u>                 | \$3,850  |

- (i) Purpose: Reconstruction and resurfacing of various streets and roads in the Township to Class A standards, as provided in the Local Bond Law, as identified on a list on file in the office of the Township Clerk, and including all work and materials necessary therefor or incidental thereto.

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| <u>Appropriation and Estimated Cost:</u>       | \$440,000 |
| <u>Maximum Amount of Bonds or Notes:</u>       | \$418,000 |
| <u>Period or Average Period of Usefulness:</u> | 20 years  |
| <u>Amount of Down Payment:</u>                 | \$ 22,000 |

(j) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(k) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of

the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the Township may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.02 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,225,816, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$123,045 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Township reasonably expects to commence acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the several improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Township hereby covenants to take any action necessary or refrain from taking such action in order to preserve the exclusion from gross income of interest on the bonds and notes authorized hereunder which are issued as tax-exempt bonds as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 11. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**ROLL CALL VOTE**

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

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**Ordinances for 2<sup>nd</sup> Reading & Public Hearing**

Motion to Adopt: Councilwoman Sieg

Second: Councilman Ben-Yishay

Motion by Councilman Ben-Yishay; second by Councilman Criscuolo to open the Public Hearing on Ordinance #351-2019.

There being no questions or comments from the public; motion by Councilman Criscuolo second by Councilwoman Sieg to close the Public Hearing on Ordinance# 351-2019.

**ORDINANCE #351-2019**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY AMENDING CHAPTER 105 ARTICLE III OF THE CODE ENTITLED "TOWNSHIP FEE SCHEDULE" SECTION B "RECREATION" CAMP FEES**

**BE IT ORDAINED** by the Township Council of the Township of River Vale that Chapter 105 Article III is amended as follows:

**§ 105-5. Fee Schedules.**

**B. Recreation:**

| <u>Camp</u>                       | <u>Fee (per camper)</u>       |
|-----------------------------------|-------------------------------|
| <b>Camp Have Some Fun</b>         |                               |
| Monday to Friday                  | <del>\$350</del> <b>\$375</b> |
| Monday, Wednesday and Friday only | <del>\$310</del> <b>\$335</b> |
| Tuesday and Thursday only         | <del>\$265</del> <b>\$290</b> |
| <b>Kindergarten Camp</b>          | <del>\$265</del> <b>\$270</b> |
| <b>Safety Town</b>                | <del>\$65</del> <b>\$85</b>   |

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

**ROLL CALL VOTE**

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

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**2<sup>nd</sup> Hearing of the Public**

Motion by Councilman Criscuolo; second by Councilman Ben-Yishay to open the meeting to the public.

David Rice—539 Bernita Dr.—commented on resolution #123 rejecting the bids. He feels the Town does not need a mini golf course and questioned how it would be funded. Mayor Jasionowski clarified that the Golf Course would borrow the money, pay it back and it would not be on the taxpayers. The Mayor further explained that the Golf Course is a Utility and the Management Company will borrow the money and pay back their own loans.

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.

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**RESOLUTION**

Motion by Councilman Criscuolo; second by Councilman Ben-Yishay to approve Resolution #2019-128 as follows:

**Resolution #2019-128**

**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 a discussion regarding possible property acquisition.

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

**ROLL CALL VOTE**

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

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

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**ADJOURNMENT**

Motion by Councilman Criscuolo; second by Councilman Ben-Yishay to adjourn the meeting at 8:50pm.

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ATTEST:  
Karen Campanelli, Township Cler

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Council President  
Mark Bromberg

