

MINUTES
Regular Council Meeting
Council Chambers
Monday, June 25, 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: Township Attorney Silvana Raso, Township Engineer Chris Statile and Township Clerk Karen Campanelli.

Council Comments

There were no Council comments this evening.

Township Engineer's Report

Mr. Statile reported that he held the pre-construction meeting with 4 Clean-Up regarding the 2018 Road Program. The contractor plans to start the project in late July and the paving should take two weeks to complete. Mr. Statile commented that 2.2 miles of road will be paved and with the extra money they will be able to pave an additional street.

He next reported that the Giordano Playground is under construction and should be complete within the next two weeks. He added that once the installation is complete the next step will be the DPW putting down fall protection wood chips. Additionally, the playground entrance needs to be modified to be handicap accessible.

Mr. Statile also held a pre-construction meeting with Winterberry Irrigation for the sprinkler project at the River Vale Country Club. Regarding the Ambulance Corps project, Mr. Statile is waiting for the Architect to approve the drawings so the contractor can move forward with the project.

Mr. Statile reviewed the status of the 2019 Open Space Grant application for the refurbishment of the Enterprise and improvements to the amphitheater. He has also asked both Kelly Ippolito and the Police Chief for any sidewalk suggestions for the 2019 Safe Routes to School grant application.

Mayor Jasionowski arrived at 8:10pm.

1st Hearing of the Public

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

Steve Velthaus—330 Rivervale Road—Chief Velthaus announced that Jimmy Hanna is celebrating his 50 year as a volunteer Fireman in River Vale Fire Department. Chief Velthaus added that he appreciated the Mayor attending the reception the Fire Department held for Jim.

The Chief also reported that there was a house fire on June 5th; they were able to contain the fire to one bedroom and received mutual aid from Westwood, Emerson and Old Tappan. He also reported on several new and Junior members joining the Fire Department.

Major Jasionowski thanked the Chief on doing a great job knocking down the house fire and a phenomenal job on the event for Jimmy Hanna.

Council President Bromberg extended his congratulations and thanked for Jim Hanna for his service with the Fire Department.

Rob Fortsch-511 Bernita Drive—reported on another successful cigar night held at the River Vale Country Club. He detailed that the first time they held this event in 2013 they made \$3,500; last year they netted over \$11,000 and this year they netted over \$ 14,000. They also had 69 dinners and a good time was had by all. Mr. Fortsch further reported that two years ago he approached Don Bosco about joining the Cigar Night event; however, he has been unsuccessful. He added that Chief Giordano, who is a Don Bosco alumni; has offered to work with the new Don Bosco Alumni Director. Chief Giordano has also suggested organizing a joint Bergen Catholic/Don Bosco Cigar Night and possibly a competitive Golf Tournament.

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

Mayor's Comments

Mayor Jasionowski reported on a recent meeting of the Golf Course Advisory Committee. He was pleased to report that they had 100% attendance and it was a great meeting. He further reported that the Golf Course is having their best year yet; the rounds are up and the greens look incredible. The Mayor also reported that this Friday ESPN will be filming at the Golf Course for a special feature. Mayor Jasionowski thanked the General Manager, new Superintendent and staff at the Country Club for doing a tremendous job. He further reported that the Committee had a lot of good ideas moving forward and you'll see a lot of exciting things in the future.

Council Discussion

Regarding Chapter 174 of the Township Code "Peddling and Soliciting" adding a section entitled "No-Knock List"

The Mayor opened the discussion. He has been speaking with the Police Department and Township Attorney and at this time the Township has certain policies in place permitting solicitors in Town. The Mayor explained that our residents would prefer that no one solicits. He further explained that there are many organizations that are asking for permits to solicit; who when either turned down or presented with the requirements to solicit are then suing the Towns. Mayor Jasionowski further explained the only remedy is a No-Knock ordinance. He then briefly reviewed the process. The Police Department would send out a reverse 911 to inform residents that they can register for the No-Knock List by allowing them to opt-in or out. The Mayor then explained that when a vendor comes to Town, they would get their background check, issued their permit and then receive a list of all the homes they cannot solicit from.

Mayor Jasionowski feels there is no down side to the ordinance because the residents are making the decision whether they want solicitors to knock on their door. The Mayor would like the Council to consider this ordinance.

Council President Bromberg commented that this is a great idea and supports it. He also feels it's great to give the residents the opportunity to be on the list and also the possibility of having a sticker/emblem that can be placed on their window or door. Council President Bromberg; however, does not want to make the sticker a requirement. He feels it should not be incumbent for the resident to display the sticker; but rather the responsibility of the person soliciting to check the list.

Councilman Ben-Yishay suggested that the list should be updated every five years so the residents would not have to renew annually. He feels this would be less labor intensive as far as the maintenance of the list. Council President Bromberg agreed that five years is a reasonable amount of time. Councilman Ben-Yishay questioned if the registration form would be available on the Township website.

Mayor Jasionowski responded that yes there would be a registration form on-line; however, initially the Police Department would do the heavy lifting informing residents through email blasts. The Mayor feels that once the Township has a No-Knock ordinance and there's any level of participation on the list; organizations are not going to want to search through the list. He added that this ordinance will alleviate many of the concerns we've had.

Council President Bromberg questioned if there are certain groups that would be exempt for this ordinance; such as religious groups. The Township Attorney responded that the ordinance will have to address what type of people would be prevented from knocking. She explained that this ordinance would apply to individuals looking to sell goods or services and would not apply to any politicians, religious organizations or affect any freedom of speech issues.

Councilman Donovan questioned that with regard to private property why couldn't someone have a no-knock that keeps people from knocking on their door. Ms. Raso responded that there is no way to enforce it; if a resident posted their own signs stating no solicitors and they continue to have people come to their door their only recourse would be to swear out a summons against that person. Ms. Raso explained that most residents don't want to go to municipal court for this issue. She further explained that essentially this ordinance now makes this a violation that the Town can enforce and prevents the homeowner from having to go to court.

PUBLIC HEARING

Bergen County Trust Fund Municipal Program for Park Development Veteran's Memorial Park and Grove Field Complex

Motion by Councilman Criscuolo; seconded by Councilman Donovan to open the public hearing on the Bergen County Trust Fund Municipal Program for Park Development Veteran's Memorial Park and Grove Field Complex.

There being no questions or comments from the public. Motion by Councilman Criscuolo; seconded by Councilwoman Sieg to close the public hearing.

RESOLUTIONS

Motion by Councilman Criscuolo; seconded by Councilman Ben-Yishay to approve Resolution #2018-166 as follows:

Resolution #2018-166

RESOLUTION APPROVING MINUTES JUNE 11, 2018 COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the June 11, 2018 Council meeting of the Township Council are hereby approved.

ROLL CALL VOTE

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

Motion by Councilman Donovan; seconded by Councilman Ben-Yishay to approve Resolutions 2018-167 through 2018-176 as a Consent Agenda as follows:

Council Questions/Comments:

Councilman Ben-Yishay questioned whether the new Sports Bar in Town was going to have a Liquor License. The Mayor responded that the new restaurant would have a Liquor License which is presently a pocket license that has been held for years.

Councilman Criscuolo had questions regarding Resolution #171 reducing the Performance Guarantee for JPE Contractors. Mr. Statile responded that the developer has completed the installation of the storm water management systems, road and curbing. Councilman Criscuolo questioned the status of the residents who had had issues with the developer. Mr. Statile responded that those issues have been taken care of; except the one resident who is requesting the developer pay \$6,000 for the restoration of their property. The Mayor added that this issue does not involve the Town because it is a civil matter.

Resolution #2018-167

RESOLUTION APPROVING LIQUOR LICENSE RENEWALS FOR THE JULY 1, 2018 THROUGH JUNE 30, 2019 TERM

WHEREAS, the following liquor license holders have filed or submitted their renewal applications through the POSSE ABC portal and paid the required fee as directed by the Division of Alcoholic Beverage Control; and

WHEREAS, the following liquor license holders have paid the municipal fee and Tax Clearance Certificates have been received; and

WHEREAS, the applicants are qualified to be licensed per the standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, and pertinent Township Ordinances.

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of River Vale hereby authorizes the renewal of the following liquor licenses for the July 1, 2018 through June 30, 2019 term.

BE IT FURTHER REOLVED that the Township Clerk is hereby authorized to issue liquor licenses as follows:

PLENARY RETAIL CONSUMPTION LICENSES

#0253-33-007-008	ZOZOS USA LLC 625 Rivervale Road River Vale, NJ 07675	\$2,000.00
#0253-33-002-006	DAYAWATI LLC 123 Van Riper Lane Woodcliff Lake, NJ 07677 (Pocket License)	\$2,000.00
#0253-33-004-003	Edgewood Liquor License LLC 449 Rivervale Road River Vale, NJ 07675	\$2,000.00

PLENARY RETAIL DISTRIBUTION LICENSE

#0253-44-008-005	TENA Enterprises, Inc. 209 Rivervale Road River Vale, NJ 07624	\$1,500.00
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Resolution #2018-168

**TRUST FUND APPLICATION
MUNICIPAL ENDORSING RESOLUTION**

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides matching grants to municipal governments and to

nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the *Township of River Vale* desires to further the public interest by obtaining a matching grant of \$150,000 from the County Trust Fund to fund the following project: *Veteran's Memorial Park & Grove Field Complex Reconditioning and Expansion*; and,

WHEREAS, the governing body/board has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the governing body/board received held the required Public Hearing to receive public comments on the proposed park improvements in the application on June 25, 2018 and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the *Township of River Vale Council*:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of **June 18, 2018**, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, *Township of River Vale Council* has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That *Township of River Vale Council* is committed to providing a dollar for dollar cash match for the project; and,
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That *Township of River Vale Council* agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
6. That this resolution shall take effect immediately.

Resolution #2018-169

REFUND

(Kindergarten Camp Registration Fee)

WHEREAS, the following individual is requesting a refund of the Kindergarten Camp registration fee; and

WHEREAS, the Treasurer has certified the availability of funds in the Recreation Account.

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

**Vanessa Hefa
262 Washington Avenue
Hillsdale, NJ 07642**

Refund Amount: \$ 265.00

Resolution #2018-170

RESOLUTION
STATE TAX APPEAL
REFUND OF TAX OVERPAYMENT

WHEREAS, the following property owner was rendered a State Tax Appeal decision for a reduced assessment for 2016; and

WHEREAS, the property owner is requesting a refund for overpayment of their taxes as 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 check payable as follows:

2016

Block 402, Lot 13
529 Track Lane
River Vale, NJ

Refund \$ 2,276.81

Check payable to:

Jacobus & Associates, LLC, Trustee for Falesto, Frank & Jennifer
201 Littleton Road, 1st Floor
Morris Plains, NJ 07950

Resolution #2018-171

RESOLUTION
(Reduction Performance Guarantee)

WHEREAS, JPE Contractors had posted a Performance Guarantee of \$ 369,900.00 as required by the Developers Agreement for Major Subdivision located at 532 Cleveland Avenue (Block 1510, Lot 22); and

WHEREAS, the Township Engineer detailed in a letter dated April 25, 2018 that all utilities, storm water management, sanitary sewers, curbing and road asphalt have been completed. The Engineer further reported on the incomplete items covered by the Performance Guarantee; and

WHEREAS, the Township Engineer is requesting the Performance Guarantee be reduced to \$110,970.00 and consist of a 10% cash guarantee of \$11,097.00 and the balance of \$99,873.00 as a Letter of Credit; and

WHEREAS, the Township received a Letter of Credit from the Developer on May 22, 2018 stating said reduction to \$99,873.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that the Performance Guarantee be reduced.

BE IT FURTHER RESOLVED, by the Township Council of the Township of River Vale that the cash portion of the Performance Guarantee be released as follows:

JPE Contractors
9 Quail Ridge Road
Montvale, NJ 07645-2165

Amount: \$37,166.99

Acct: B-13-56-856-263

Resolution #2018-172

Resolution Re: **Change of Title, Text or Amount of Appropriation Pursuant to NJS 40A:4-85**

WHEREAS, NJS 40A:4-85 provides that the Director of the Division of Local Government

Services may, at the request of, or with the consent of, the governing body of any municipality, make such correction of the title, text or amount of any appropriation appearing in the budget as may be necessary to make said item of appropriation available for the purpose or purposes required for the needs of any municipality;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of NJS 40A:4-85, the Township of River Vale hereby requests the Director of the Division of Local Government Services to make the following correction in the 2018 budget:

FROM:

GENERAL APPROPRIATIONS	
OPERATIONS EXCLUDED FROM "CAP"	
Interlocal Municipal Services Agreement	
Dispatching and 911 Services	
Borough of Old Tappan	
Police – Salaries and Wages	\$126,893

TO:

GENERAL APPROPRIATIONS	
OPERATIONS EXCLUDED FROM "CAP"	
Interlocal Municipal Services Agreement	
Dispatching and 911 Services	
Borough of Old Tappan	
Salaries and Wages	\$ 63,447
Other Expenses	\$ 63,446

BE IT FURTHER RESOLVED that the foregoing correction is, in the opinion of the governing body, warranted and authorized by the statute referred to above, and is necessary for the orderly operation of the municipality for the reasons set forth:

Revision is necessary as a result of a change from a salaries individual to a contractual payment.

Resolution #2018-173

RESOLUTION APPROVING THE RAFFLE LICENSE FOR WEST RIDGE PTO (OFF PREMISES 50/50)

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

NAME:	PTO West Ridge School 18 South First Street Park Ridge, NJ 07656
LOCATION OF RAFFLE:	Florentine Gardens 97 Rivervale Road River Vale, NJ 07675
DATE OF RAFFLE:	November 14, 2018 (6:30pm – 8:30pm))
I.D. #:	374-5-34400
RAFFLE LICENSE:	RL 524

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 #2018-174

RESOLUTION APPROVING THE RAFFLE LICENSE FOR WEST RIDGE PTO (TRICKY TRAY)

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

NAME: PTO West Ridge School
18 South First Street
Park Ridge, NJ 07656

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

DATE OF RAFFLE: November 14, 2018 (6:30pm – 8:30pm))

I.D. #: 374-5-34400

RAFFLE LICENSE: RL 525

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 #2018-175

RESOLUTION APPROVING THE RAFFLE LICENSE FOR WEST RIDGE 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 West Ridge School
18 South First Street
Park Ridge, NJ 07656

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

DATE OF RAFFLE: November 14, 2018 (6:30pm – 8:30pm))

I.D. #: 374-5-34400

RAFFLE LICENSE: RL 526

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 #2018-176

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:

RESERVE CURRENT ACCOUNT claims in the amount of:	\$259,820.38
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$133,259.52
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:	\$742.45
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:	
ANIMAL TRUST ACCOUNT claims in the amount of:	\$19.20
MISCELLANEOUS TRUST ACCOUNT claims in the amount of:	
RECREATION TRUST ACCOUNT claims in the amount of:	\$5,059.97
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$24,824.70

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SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	
HOUSING TRUST ACCOUNT claims in the amount of:	\$923.33
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$4,954.00
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$97,415.00
CAPITAL ACCOUNT claims in the amount of:	\$1,641.15
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	
SPECIAL TRUST ACCOUNT claims in the amount of:	\$3,122.25
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$8,193.92
TOTAL CLAIMS TO BE PAID	\$539,975.87

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:	\$3,780,752.34
RESERVE CURRENT ACCOUNT claims in the amount of:	\$ 12,456.78
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$168,027.63
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:	
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:	\$1,392.41
TAX SALE PREMIUM TRUST ACCOUNT claims in the amount of:	
ANIMAL TRUST ACCOUNT claims in the amount of:	
MISCELLANEOUS TRUST ACCOUNT claims in the amount of:	
RECREATION TRUST ACCOUNT claims in the amount of:	\$2,270.00
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$1,383.32
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	\$10,800.00
HOUSING TRUST ACCOUNT claims in the amount of:	
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$29.94
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:	\$37,420.00
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	\$4,014,527.42

TOTAL BILL LIST RESOLUTION **\$4,554,503.29**

**MANUAL DISBURSEMENTS
BILL LIST FOR June 25, 2018**

5/15/201		
8	Transfer Payroll	\$ 243,830.05
5/30/201		
8	Transfer Payroll	\$ 355,811.17
6/15/201		
8	Transfer Payroll	\$ 271,038.37
TOTAL STATUTORY ACCOUNT DISTRIBUTIONS		\$ 870,679.59

ROLL CALL VOTE

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

Ordinances for 1st Reading

ORDINANCE #341-2018

Motion to Introduce: Councilman Criscuolo

Second: Councilwoman Sieg

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN STATE OF NEW JERSEY AMENDING CHAPTER 181 OF THE CODE ENTITLED "PROPERTY MAINTENANCE"

BE IT ORDAINED by the Township Council of the Township of River Vale that Chapter 181 is amended as follows:

§ Section 181-2. Additions, insertions, deletions and changes.

The following section is hereby added, inserted, deleted or changed.

A. Section 302.4 insert "seven inches" as maximum height.

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 2nd Reading and Public Hearing

ORDINANCE #340-2018

Motion to Adopt: Councilman Criscuolo

Second: Councilwoman Sieg

Motion by Councilman Criscuolo; seconded by Councilman Ben-Yishay to open the Public Hearing on Ordinance #340-2018.

There being no questions of comments from the public. Motion by Councilman Criscuolo; seconded by Councilwoman Sieg to close the Public Hearing on Ordinance #340-2018.

ORDINANCE OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53 TO FUND CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES

WHEREAS, the Township of River Vale, in the County of Bergen, New Jersey, has accrued accumulated severance liabilities due to the retirements and layoffs in the 2018 budget year; and

WHEREAS, N.J.S.A. 40A:4-53(h) permits a municipality to adopt an ordinance authorizing a special emergency appropriation in order to fund the cost of contractually required severance liabilities resulting from the layoff or retirement of employees.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of River Vale, in the County of Bergen and State of New Jersey, as follows:

SECTION 1. To fund the cost of accumulated severance liabilities resulting from retirements and layoffs in fiscal year 2018, there is hereby appropriated the sum of \$1,400,000 as a special emergency appropriation pursuant to N.J.S.A. 40A:4-53(h).

SECTION 2. For the purpose of financing the special emergency appropriation referred to in Section 1 above, special emergency notes of the Township are hereby authorized to be issued in the principal amount of \$1,400,000 pursuant to N.J.S.A. 40A:4-55. At least one-fifth (1/5) of all such special emergency notes, and the renewals thereof, shall mature and be paid in each year, so that all such special emergency notes shall have matured and have been paid not later than the last day of the fifth year following the date of adoption of this ordinance.

SECTION 3. All special emergency 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 (1) 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. Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this 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 N.J.S.A. 40A:4-55(b). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 ordinance is made. Such report shall 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 4. All special emergency notes issued pursuant to this ordinance shall be executed by the Chief Financial Officer and the Mayor of the Township, and shall be under the seal of the Township and attested by the Township Clerk. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the special emergency notes.

SECTION 5. In accordance with N.J.S.A. 40A:4-53, the Clerk is directed to file a copy of this Ordinance as adopted with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.

SECTION 6. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by N.J.S.A. 40:49-27.

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 Criscuolo; second by Councilwoman Sieg 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.

Councilman Ben-Yishay commented on how many Towns are preemptively passing ordinances to either prevent or allow the sale of marijuana legally with the anticipation that it will be a law shortly. He asks if the administration has given any thought as to what River Vale is going to do. The Mayor responded that if it's made legal there would be no basis to ban it. Council President Bromberg questioned if there would be State Supremacy with this case. Ms. Raso could not speculate because they don't know what the law is going to look like and that it also does not look like anything is going to happen with this issue this year. Ms. Raso further added that until the law is passed she can't tell the Township how to regulate it.

Mayor Jasionowski supports banning it; but you can't make something illegal when it's legal. Ms. Raso added that you will be able to see what the legislation looks like well in advance of it being adopted and she anticipates that there will be very strict licensing laws involved as well.

ADJOURNMENT

Motion by Councilwoman Sieg; second by Councilman Criscuolo to adjourn the meeting at 8:40pm.

ATTEST:
Karen Campanelli, Township Clerk

Council President
Mark Bromberg

