

**MINUTES**  
**Regular Council Meeting**  
**Monday, July 10, 2023**  
**Council Chambers 7:30pm**

**CALL THE MEETING TO ORDER**

Council Vice President Sieg called the meeting to order at 7:30pm.

**SALUTE TO FLAG**

Council Vice President Sieg asked all in attendance to join her in a Salute to the Flag.

**SUNSHINE LAW STATEMENT**

Council Vice President Sieg 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 Tolomeo, Councilman Ben-Yishay, and Council Vice President Sieg were present. Councilmembers Criscuolo and Donovan were absent.

**Also present:** Mayor Mark Bromberg, Business Administrator/CFO Gennaro Rotella, Township Attorney Christian Hibinski, Township Engineer Chris Statile, and Township Clerk Karen Campanelli.

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**Mayor's Comments**

Mayor Bromberg reported that the Township had a great Audit this year.

**Council Comments**

There were no Council comments this evening.

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**Administrator's Report**

Mr. Rotella also reported that once again the Township had an excellent audit. He added that this is not just a financial audit it is also an operations audit, and each department is reviewed. Mr. Rotella gave kudos to all the departments including the Golf Course. He further commented that we are extremely fortunate to have such an incredible group and he thanked the Mayor and Council for all their support.

**Township Engineer Report**

Mr. Statile reported that the Driving Range Confinement Netting project is moving along. The contractor ran into some bedrock when anchoring the poles, therefore there is a Change Order on this evening's agenda authorizing extra funding for the project.

Mr. Rotella added that they are also replacing the windows on the back on the clubhouse building.

Mr. Statile is setting up a pre-construction meeting with the contractor for the 2023 Road program. Once he has the schedule for the work and when the contractor expects to be finished, he will share with the Council.

Mr. Rotella also reported that the bid for the New Public Safety Complex is advertised with a receipt date of July 19<sup>th</sup>.

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**1st Hearing of the Public**

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

There being no questions or comments from the public. Motion by Councilman Ben-Yishay; second by Councilman Tolomeo to close the hearing of the public.

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**RESOLUTIONS**

Council Vice President Sieg tabled Resolutions #2023-170 and #2023-171 – Resolution Approving Minutes June 12, 2023 Council Meeting and the Minutes of the June 26, 2023 Council meeting .

Motion by Councilman Tolomeo second by Councilman Ben-Yishay to approve Resolutions #2023-172 through #2023-176 as a Consent Agenda as follows:

**Resolution #2023-172**

**RESOLUTION APPROVING LIQUOR LICENSE RENEWAL FOR THE JULY 1, 2023, THROUGH JUNE 30, 2024 TERM**

**WHEREAS**, the following liquor license holder has submitted their renewal application 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 holder has paid the municipal fee and a Tax Clearance Certificates have been received; and

**WHEREAS**, the applicant is 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 license for the July 1, 2023, through June 30, 2024, term.

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

**PLENARY RETAIL CONSUMPTION LICENSE**

#0253-33-005-005	P & D Inc.	\$2,000.00
	97 Rivervale Road	
	River Vale, NJ 07675	
	(Estate at Florentine Gardens)	

**Resolution #2023-173**

**RESOLUTION APPROVING THE 2022 AUDIT**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts, and financial transactions; and

**WHEREAS**, the Annual Report of Audit for the year 2022 has been filed by a Registered Municipal Accountant with the Township Clerk as per the requirements of N.J.S.A 40A:5-6, and a copy has been received by each member of the governing body; and

**WHEREAS**, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R. S. 52:27BB-34; and

**WHEREAS**, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

**General Comments**

**Recommendations**

and

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments

Recommendations

as evidenced by the group affidavit form of the governing body; and

**WHEREAS**, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the Township of River Vale hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**I HEREBY CERTIFY THAT THIS IS A TRUE  
COPY OF THE RESOLUTION PASSED BY THE  
TOWNSHIP COUNCIL AT THEIR REGULAR  
MEETING HELD ON JULY 10, 2023**

**Resolution #2023-174  
RESOLUTION**

(Escrow Refund)

**WHEREAS**, the owner of 230 Rockland Avenue (Block 1721, Lot 20) had posted escrow fees as required for a soil moving permit to expand his driveway and garage; and

**WHEREAS**, the Township Engineer has inspected said project and deemed the project complete, therefore the escrow balance may be released.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale that the remaining Escrow Deposit be released.

**BE IT FURTHER RESOLVED**, by the Township Council of the Township of River Vale that the Treasurer is hereby directed to issue a municipal check as follows:

**Payable to:**

**"Kevin Donahue"**

**Mailing Address:**

230 Rockland Avenue

River Vale, NJ 07675

**Refund Amount: \$ 65.00**

**Resolution #2023-175**

**RESOLUTION**

Letter of Credit Release

**WHEREAS**, the JPE Contractors, is the developer/owner of a Major Subdivision located at 532 Cleveland Avenue Block 1501, Lot 22; and

**WHEREAS**, the Subdivision was approved by the Planning Board on April 21, 2008, and the applicant posted a Performance Guarantee as required by the Developer’s Agreement; and

**WHEREAS**, the Township Engineer has conducted inspections and is recommending the Letter of Credit (\$99,873.00) portion of the Performance Guarantee be released to the applicant.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale that the Letter of Credit (No. 20007946) is hereby released.

**Resolution #2023-176**

**RESOLUTION APPROVING CHANGE ORDER NO. 1 RVCC DRIVING RANGE CONFINEMENT NETTING PROJECT (INCREASE)**

**WHEREAS**, on December 12, 2022, the Township awarded a contract to Z-Tech Contracting, LLC for the River Vale Country Club Driving Range Confinement Netting Project.; and

**WHEREAS**, there was additional rock excavation and anchor installation work required for this project; and

**WHEREAS**, this change order results in an increase to the contract sum.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale that Change Order No. 1 for the above-mentioned project be approved as follows:

Original Contract Sum	\$ 1,103,210.90
<u>Change Order #1 Increase</u>	<u>+ 26,790.40</u>
<b>New Contract Sum</b>	<b>\$1,130,001.30</b>

**ROLL CALL VOTE**

Councilman Tolomeo, Councilman Ben-Yishay, and Council Vice President Sieg voted yes. Councilmembers Criscuolo and Donovan were absent.

**Ordinances for 1st Reading**

**Ordinance #416-2023**

Motion to Introduce: Councilman Ben-Yishay

Second: Councilman Tolomeo

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY AMENDING CHAPTER 90 OF THE CODE ENTITLED CONSTRUCTION CODES, UNIFORM SECTION 90-4 “FEES”**

**BE IT ORDAINED** by the Township Council of the Township of River Vale that the Chapter 90-4 of the Code is hereby amended as follows:

**§ 90-4. Fees.**

**(3) Plumbing Subcode fees.**

ADD

(c) Annual Inspections

1. Annual testing of commercial backflow devices: \$50.00 per device

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

**ROLL CALL VOTE**

Councilman, Tolomeo, Councilman Ben-Yishay, and Council Vice President Sieg voted yes. Councilmembers Criscuolo and Donovan were absent.

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There were no Ordinances for 2<sup>nd</sup> Reading this evening.

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**2nd Hearing of the Public**

Motion by Councilman Tolomeo, second by Councilman Ben-Yishay to open the meeting to the public.

There being no questions or comments from the public. Motion by Councilman Tolomeo, second by Councilman Ben-Yishay to close the hearing of the public.

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**ADJOURNMENT**

Motion by Councilman Tolomeo; second by Councilman Ben-Yishay to adjourn the meeting at 7:44pm.

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Council Vice President Sieg

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ATTEST:  
*Karen Campanelli, Township Clerk*





