

MINUTES
Reorganization Meeting of the Mayor and Council
Tuesday, January 3, 2023
6:30 PM

Mayor McGuire called the meeting to order at 6:40 PM in the Council Chambers at 116 Paris Avenue, Northvale, New Jersey 07647.

Mayor McGuire read the Open Public Meetings Act Notice into the record as follows:

“This is a Reorganization Meeting of the Mayor and Council of the Borough of Northvale. The date, time and location of this meeting have been advertised in the official Newspapers of the Borough, filed with the Municipal Clerk, and posted on the bulletin board in the Municipal Building. All notice requirements of the Open Public Meetings Act for this meeting have been fulfilled. Please note the fire exits as required by law at public meetings.”

SALUTE TO THE FLAG

Mayor McGuire asked everyone to stand and join him in a salute to the flag led by Lieutenant Christian Mattessich of the US Marine Corps.

Sarah Lucero sang God Bless America, followed by the Invocation by Father Gerard Hahn.

PROCLAMATION

Mayor McGuire invited Wanda’s daughter Arlene and her children to come stand by him. He informs everyone that Wanda Worner is the former Borough Clerk who passed away suddenly in February of 2020. A month later the Borough was shut down due to the pandemic so we were unable to honor her. Wanda had been Clerk for 28 years from 1992 until 2022. She was the face of the Borough Hall. Mayor McGuire read the plaque that will be hanging in the Borough Hall in her honor.

Chief Ostrow spoke about knowing Wanda for 27 years. Wanda was special to the Borough and community. She was well known and looked up to by her peers. In 2003, under her direction, Northvale became the first municipality in the State to pursue and execute paperless Mayor and Council meetings. She was a long time member and past President of the Bergen County Municipal Clerks Association, Boro Municipal Housing liaison for COAH, and the Borough’s Registrar. She supervised over a total of 50 primary/regular elections, served under and provided guidance for 7 Mayors, 21 Council members, 6 Police Chiefs, and 3 CFOs. She was mostly dedicated to her daughters and grandchildren who she loved very much.

Laura Benvenuto also worked with Wanda since 1992. She spoke about when she was hired in Borough Hall. Wanda took her under her wing and taught her everything. She always came to Laura’s kids games and she misses her so much.

Mayor McGuire tells everyone that Wanda would have hated this. He continued with there are a lot of people that work in the Borough Hall that do not get praise and they are the unsung heroes. Councilman Mattessich told everyone that he never knew who Wanda was. His wife always told him what a wonderful person she was.

Assemblyman Robert Auth administered the Oath of Office to:

Joseph McGuire – Mayor – 4 year term expiring on 12/31/26
Marty Mattessich - Councilman - 3 year term expiring on 12/31/25
Domenic Menafra – Councilman – 3 year term expiring on 12/31/25

Mayor McGuire asked for roll call of the new Council:

Mayor McGuire	Present	Council President McMorrow	Present
Councilman Argiro	Present	Councilman Mattessich	Present
Councilman Hogan	Present	Councilman Menafra	Present

Other Officials Present:

Joseph Luppino, CFO
Frances Weston, Municipal Clerk

Mayor McGuire states that his Council seat has now been vacated. There are two years left on that term. The Northvale Republican Committee has 15 days to submit three names to the Council. The Council will then vote on one person. This new Council person will have to run for election in November.

Mayor McGuire thanked Mayor Pat Marana, Councilman Lou DeLisio and Councilman Ed Devlin for their service. It has become increasingly difficult to get people to come out to serve in these type of positions and he would like to thank them for the job that they did.

COUNCIL PRESIDENT

Mayor McGuire asked for a nomination for Council President.

Councilman Menafrá nominates Councilwoman McMorrow as 2023 Council President. Councilman Mattessich seconded the motion.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafrá	Yes
Council President McMorrow	Abstain		

Professional Appointments - Consent Agenda

All items are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Any item may be removed for further discussion or for a roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business”

Mayor McGuire asked for a motion and second to approve Professional Appointments Consent Agenda. Motion made by Councilman Argiro, seconded by Councilman Menafrá.

Approve the appointment of Bruno and Ferraro as Borough Attorney for a one year term ending 12/31/23

Approve the appointment of Neglia Group as Borough Engineer for a one year term ending 12/31/23

Approve the appointment of Steven Wielkocz of Wielkocz & Company, LLC as Borough Auditor for a one year term ending 12/31/23

Approve the appointment of Steven Rogut of Rogut McCarthy, LLC as Bond Counsel for a one year term ending 12/31/23

Approve the appointment of Giblin & Gannaio, LLC as Tax Appeal Attorney for a one year term ending 12/31/23

Approve the appointment of Neglia Group as Planner for a one year term ending 12/31/23

Approve the appointment of Boswell Engineering as Environmental Engineer -LSRP for a one year term ending 12/31/23

Approve the appointment of Bruno Associates Inc. as Grantswriter for a one year term ending 12/31/23

Approve the appointment of Mark P. Fierro, Esq. as Prosecutor for a one year term ending 12/31/23

Approve the appointment of Jordan D. Yuelys as Public Defender for a one year term ending 12/31/23

Approve the appointment of Associated Appraisal Group as Appraiser for a one year term ending 12/31/23

ON THE QUESTION – Councilman Hogan asked if we are pursuing different types of grants as the current grantwriter was paid \$15,000/year and the new one will be paid \$30,000/year. Mayor McGuire answered that a price had not been settled with them as yet. There may be different grants.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes		

Mayor McGuire read the Mayor’s appointments to the Planning/Zoning Board as follows:

YEAR	POSITION	NAME	TERM	BEGINNING	ENDING
2023	Class II	Howard Ostrow	1 year	1/1/23	12/31/23
	Class IV	Ryan Moran	4 year	1/1/23	12/31/26
	Class IV	Michael Puppelo	4 year	1/1/23	12/31/26
	Alternate #1	Wayne Degen	2 year	1/1/23	12/31/24
	Alternate #3	Andy Gullestad	2 year	1/1/23	12/31/24

Council’s Appointment to the Planning/Zoning Board – Class III

Mayor McGuire asked for a motion and second to approve Councilman John M. Hogan to be the Council’s appointment to the Planning/Zoning Board for a one year term ending 12/31/23. Motion made by Councilman Argiro, seconded by Council President McMorrow.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes		

Other Appointments – Consent Agenda

“All items are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Any item may be removed for further discussion or for a roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business”

Mayor McGuire asked for a motion and second for Consent Agenda for appointments to the Library Board of Trustees, Public Events Coordinator, Beautification Committee, Flood Committee, Recreation Committee Officers, Fire Department Line Officers, Ambulance Corps Line Officers and Executive Branch, and Crossing Guards.

Library Board of Trustees:

Maria Lucas 5 year term – 1/1/23 – 12/31/27

Board of Health

No expired terms

Iris Fallon, Public Events Coordinator – 1/1/23 – 12/31/23

Beautification – Flood Committee – One year term ending 12/31/23

Beautification	1 year term 1/1/23 - 12/31/23	Leigh Meola Lynn Smothergill
Flood Committee	1 year term 1/1/23 - 12/31/23	Peter Perretti

Recreation Committee Officers – One year term ending 12/31/23

Position/Name	Position/Name
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Chairperson – Sarah Kirch	Jr. Marksmanship – Heinz Schroeder
Secretary –	Softball – Krissy Mueller, Debbie Smith, Alexis Connelly
Baseball – Brendan Reilly, Matt Connelly	Basketball – Brandon Giordano
Soccer – Ken DeGennaro, Mario Nikac	

Approve Fire Department Line Officers – One year term ending 12/31/23

Position/Name	Position/Name
Chief – Gerard Smithson	Deputy Chief – Christopher Smithson
Captain – Tom Gaspari	Lieutenant – Edward Rejmaniak
Lieutenant – Christopher Bodrato	Lieutenant – Edward Witkowski
	Truck Engineer – Karl Braun SCBA Engineer – Christopher Smithson

Approve Ambulance Corps Line Officers & Executive Branch – One year term ending 12/31/23

Position/Name	Position/Name
Chief – Abbey Fallon	President – Kevin Trainor, Sr.
Asst. Chief – Zachary Stoffer	Vice President – Kara McMorrow
1 st Lieutenant – Taylor Stoffer	Treasurer –Thea McDaniel
2 nd Lieutenant – Samantha McKinley	Secretary – Alex Toroslar

POLICE DEPARTMENT PERSONNEL –

Approve the appointment of Crossing Guards & Alternate Crossing Guards – One year term ending 12/31/23

Name	Alternates
Robert Bacotti	Matthew Binder
Renee Binder	Joy Cioce
Maureen Coberly	Victor Cioce
Karen Frigiola	Adra Mayer
Richard Guttzeit	Timothy Morgan
Richard Scaglione	Linnell Navarro

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes		

Mayor McGuire read the Council 2023 standing committees and special committees. Mayor McGuire has made a new committee entitled Technology Committee. The Borough needs an upgrade to technology across the board since we are behind in a lot of areas.

COUNCIL APPOINTMENTS – 2023 STANDING COMMITTEES

Councilman Tom Argiro	Recreation; Parks & Playgrounds; Library; Open Space
Councilman John M. Hogan	Planning/Zoning Board; Building/Zoning; Insurance; Safety & Risk Management; Flood Committee; Licenses & Permits
Councilwoman Kara McMorrow	Police, OEM Emergency Management/Public Safety; Ambulance; Northvale Preschool; Community Events
Councilman Marty Mattessich	DPW; Buildings & Grounds; Beautification Committee; Senior Center; Golden Age Club

Councilman Domenic Menafra	Fire Department; Fire Prevention; Northvale School; Northern Valley Schools; Municipal Alliance
Open	Grants; NV Chamber of Industry & Commerce; Northern Valley Greenway; Municipal Court; Board of Health

COUNCIL APPOINTMENTS - 2023 SPECIAL COMMITTEES

Community Development Alternate:	Mayor McGuire Councilwoman McMorrow
Council Representative Alternate:	Councilman Mattessich Councilman Hogan
Personnel Committee	Councilman Argiro, Councilwoman McMorrow, Councilman Mattessich
Negotiation Committee	Councilman Hogan, Councilman Menafra, Open
Technology Committee	Councilman Argiro, Councilwoman McMorrow, Councilman Menafra

RESOLUTIONS – Consent Agenda –

“All items are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Any item may be removed for further discussion or for a roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business”

Mayor McGuire asked for a motion and second for Consent Agenda Resolutions #2023-01 through 2023-30. Motion made by Councilman Mattessich, seconded by Councilman Menafra.

RESOLUTION #2023-01

TITLE: CONFIRMATION OF PROFESSIONAL APPOINTMENTS & AUTHORIZE THE BOROUGH ATTORNEY TO PREPARE PROFESSIONAL SERVICE AGREEMENTS FOR SAME

WHEREAS, the Borough of Northvale requires the services of several professionals for the year 2023 as required by law and is authorized to retain such professionals without public bidding pursuant to N.J.S.A. 40A:11-5(a)(i) of the Local Public Contracts Law; and

WHEREAS, the budget for the year 2023 will contain the necessary appropriations in such amount as may be reasonably estimated and required for each such professional; and

WHEREAS, Mayor McGuire has duly appointed, and the Council of the Borough of Northvale has duly confirmed, the following professional appointments for the year ending December 31, 2023:

- Borough Attorney** - Bruno and Ferraro
301 Route 17 North, Suite 211
Rutherford, New Jersey 07070
- Duration - January 1, 2023 – December 31, 2023
- Amount - Fee schedule as per RFQ received December 2022

- Borough Auditor** - Steven Wielkotz, Ferraioli
Wielkotz & Company, LLC
401 Wanaque Avenue
Pompton Lakes, New Jersey 07442
- Duration - January 1, 2023 – December 31, 2023
- Amount - Fee schedule as per RFQ received December 2022

Borough Engineer	-	Neglia Group 34 Park Avenue, P.O. Box 426 Lyndhurst, New Jersey 07071
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Fee schedule as per RFQ received December 2023
Bonding Attorney	-	Steven Rogut Rogut McCarthy LLC 37 Alden Street Cranford, New Jersey 07016-2106
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Fee schedule as per RFQ received December 2022
Planner	-	Neglia Group 34 Park Avenue, P. O. Box 426 Lyndhurst, New Jersey 07071
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Fee schedule as per RFQ received December 2022
Tax Appeal Atty	-	Giblin & Gannaio, LLC 2 Forest Avenue, Suite 200 Oradell, New Jersey 07649
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Fee Schedule Promulgated by the Borough
Grantswriter	-	Bruno Associates Inc. 1373 Broad Street, Suite 203B Clifton, New Jersey 07013
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Retainer
Prosecutor	-	Mark P. Fierro, Esq. 1086 Teaneck, Road Teaneck, New Jersey 07666
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Per Borough Salary Ordinance
Public Defender	-	Jordan D. Yuelys 505 Main Street, Suite 304 Hackensack, New Jersey 07601
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Per Borough Salary Ordinance
Environmental Engineer LSRP	-	Boswell Engineering 330 Phillips Avenue South Hackensack, New Jersey 07606
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Fee schedule as per RFQ received December 2022
Appraiser	-	Associated Appraisal Group 6 Commerce Drive, Suite 303 Cranford, New Jersey 07016
Duration	-	January 1, 2023 – December 31, 2023
Amount	-	Fee schedule promulgated by the Borough

NOW, THEREFORE BE IT RESOLVED, that the services to be rendered pursuant hereto are hereby determined to be “Professional Services” pursuant to N.J.S.A. 40A:11-2(6) and the same are to be performed by a person and entity authorized by law to practice a recognized profession whose practice is regulated by law.

BE IT FURTHER RESOLVED, that the Mayor and Council hereby direct the Borough Attorney to prepare the Professional Service Agreements for execution and delivery by all of the above professionals.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby directed to cause a notice of the Contract Award to be published as required by law.

RESOLUTION #2023-02

TITLE: APPROVE COUNCIL MEETING DATES FOR THE YEAR 2023

BE IT RESOLVED, pursuant to “Open Public Meetings Law” P.L. 1975, c.231 adopted by the Legislature of the State of New Jersey effective January 1976, the dates, time and place of the meetings to be held by the Mayor and Council of the Borough of Northvale for the year 2023 be and they are as follows.

All Borough Council meetings to be held at the Municipal Center, 116 Paris Avenue, Northvale, New Jersey.

REORGANIZATION MEETING

Tuesday, January 3, 2023

COMBINED WORK AND REGULAR MEETINGS

February 8, March 8, April 12, May 10, June 14, July 12, August 9, September 13, October 11, November 15, December 13.

SINE DIE

December 26

RESIDENT OPEN MIC NIGHT

4th Tuesdays of the month at 7:00 PM.

BUDGET WORK SESSIONS

These meetings will be held on Tuesday Evenings at 7:00 PM or Saturdays at 10:30 AM commencing on a date to be determined and will continue until the completion of the 2023 budget.

RESOLUTION #2023-03

TITLE: DESIGNATE DUE DATES FOR TAXES AND INTEREST RATE FOR DELINQUENT TAXES

BE IT HEREBY RESOLVED, by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that taxes due the Borough of Northvale, shall be payable on February 1st, May 1st, August 1st and November 1st of each year, with a ten (10) day grace period, after which dates, if unpaid, they shall become delinquent; and

BE IT FURTHER RESOLVED, that from and after the respective dates hereinbefore provided for taxes to become delinquent, the taxpayer on property assessed shall be subject to interest of eight per centum (8%) on the first \$1,500 of delinquent tax payments; and eighteen per centum (18%) on amounts over \$1,500 and the interest shall remain at eighteen per centum (18%) until all delinquent balances are brought current; and

BE IT FURTHER RESOLVED, that the interest rate so stated will revert back to the due date on any installment of taxes received after the expiration of the ten day grace period or as otherwise provided in this resolution; and

BE IT FURTHER RESOLVED, that Chapter 75, Public Laws of 1991 permit a municipality a 6% penalty on delinquent accounts totaling \$10,000.00 as of December 31st of the current year.

NOW, THEREFORE BE IT RESOLVED, that the Tax Collector shall calculate interest to December 31 to determine delinquent accounts over \$10,000.00;

BE IT FURTHER RESOLVED, that the Tax Collector shall inform the so determined taxpayer in writing about this 6% flat fee penalty prior to December 1 of each year.

RESOLUTION #2023-04

TITLE: DESIGNATE OFFICIAL DEPOSITORIES AND SIGNATURES

BE IT RESOLVED, that PNC Bank, Valley National Bank, Bank of New York National Community Division, , Bank of America, Bank of New Jersey, Hudson City Bank, Kearny Federal Bank, JP Morgan Chase Bank, Connect One Bank, New Jersey Cash Management be and they are hereby designated as depositories for the deposit and withdrawal of funds for the Borough of Northvale for the year 2023 and the Chief Financial Officer is hereby directed to deposit funds for the Borough of Northvale to the depositories designated. All checks, with the exception of the payroll and payroll agency account, to be signed by two of the following: the Mayor, the President of the Council, the Chief Financial Officer and Municipal Clerk. Checks drawn on the payroll and payroll agency account to be signed by the Chief Financial Officer or Municipal Clerk.

BE IT FURTHER RESOLVED, that a facsimile signature of the Municipal Clerk may be used by the Chief Financial Officer in cases of extreme emergency.

BE IT FURTHER RESOLVED, that any one of the aforementioned four authorized signers is solely authorized to initiate wire transfers from the Current Account for payment of bond maturities and interest.

BE IT FURTHER RESOLVED, proper signature cards be filed with the respective banks or depositories.

RESOLUTION #2023-05

TITLE: INCLUDE THE FOLLOWING MUNICIPAL QUASI-ENTITIES IN THE BOROUGH'S INSURANCE PROGRAM

WHEREAS, the Borough of Northvale is a participating member of the Bergen County Municipal Joint Insurance Fund, relative to general liability and other coverages; and

WHEREAS, the "Fund" has adopted certain criteria to distinguish between bona fide municipal activities and other quasi-public entities not sponsored by the municipality and, therefore, not subject to coverage by the "Fund"; and

WHEREAS, it has been determined that in order to be covered by the "Fund" an organization or activity meet the test that its function is of the type that historically the Borough has provided with coverage and/or which services a bona fide public purpose typically met by local government, and the benefits of which are available to the municipality in general; and

WHEREAS, the Borough has asked the "Fund" to extend coverage to the following entities:

Class I –

Northvale Volunteer Fire Department

Class II –

Northvale Volunteer Ambulance Corps

Class III –

Northvale Public Library
Golden Age Club

Class IV - Athletic Organizations

Recreation Department Including:

Softball Indoor Soccer
Baseball Marksmanship Programs
Soccer
Basketball

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale as follows:

Section 1. It is hereby certified that the above listed organization exists within the Borough of Northvale as a bona fide charitable, educational, or recreational activities of the municipality in general and as such are sponsored or subsidized directly or indirectly by the municipality.

Section 2. The Borough of Northvale does hereby request that the activities described herein be covered for general liability coverage in accordance with the applicable limits and restriction.

Section 3. A certified copy of this Resolution shall be filed with the Secretary of the Bergen County Municipal Joint Insurance Fund.

RESOLUTION #2023-06

TITLE: AUTHORIZE MAYOR MCGUIRE TO SIGN AGREEMENT WITH MUNIDEX FOR SOFTWARE AND HARDWARE MAINTENANCE FOR VARIOUS DEPARTMENTS

RESOLUTION #2023-07

TITLE: DESIGNATE OFFICIAL NEWSPAPERS

BE IT RESOLVED, that the following newspapers are designated as the official news media for the Borough of Northvale, effective January 1, 2023.

The Bergen Record
The Star Ledger

RESOLUTION #2023-08

TITLE: ADOPT A CASH MANAGEMENT PLAN

WHEREAS, N.J.S.A. 40a:5-14 requires the Borough to adopt a Cash Management Program, and

WHEREAS, the Borough adopts its Cash Management Plan annually; and

WHEREAS, the Cash Management Plan shall be designated to assure to the extent practicable the investment of local funds in interest bearing accounts and may be modified from time to time in order to reflect changes in Federal or State law or regulation; and

WHEREAS, the Cash Management Plan shall be amended to incorporate the requirement of Local Finance Notice LFN 2017-24, dated at December 1, 2017 which allows the Borough of Northvale to invest in notes issued by New Jersey municipalities, counties, fire districts and boards of education without prior division approval; and

WHEREAS, the Local Finance Notice 2017-24, states the permitted debt obligations from the following local government entities are statutorily authorized to be incorporated into the Borough's cash management plan without being subject to a 397 day maturity limit:

- Parking Authorities (N.J.S.A. 40:11A-16)
- Sewage and Utilities Authorities (N.J.S.A. 40:14A-30 and 40:14B-62)
- County Improvement Authorities (N.J.S.A. 40:37A-84)
- Pollution Control Financing Authority (N.J.S.A. 40:37C-15)
- Water Commissions created pursuant to N.J.S.A. 40:62-108 et seq. (N.J.S.A. 40:62-133.12)
- Municipal Port Authorities (N.J.S.A. 40:68A-22)
- Bonds issued pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40:12A-1 et seq.) by housing authorities, redevelopment agencies, municipalities, and counties (N.J.S.A. 40A:12A-35)
- Municipal Shared Service Energy Authority (N.J.S.A. 40A:66-22)

WHEREAS, the Treasurer and/or CFO is authorized to purchase for investment securities authorized and approved in N.J.S.A. 40A:5-15.1, included in enclosed Appendix A

NOW, THEREFORE BE IT RESOLVED, that the Borough's Cash Management Plan be continued for 2023.

Objective

The purpose of the Cash Management Plan (the "Plan") is to provide the Borough of Northvale (the "Borough") with maximized current interest income earnings that are consistent with the providing liquidity and the preservation of principal, taking into account other financial obligations of the county. This plan is in compliance with the requirements of N.J.S.A. 40A:5-14 and N.J.S.A. 40A:5-15-1, which regulates investments by county and local government units and is administered by the NJ Division of Local Government Services.

The Plan establishes the policies and administrative framework regarding cash flow budgeting, investments, and financial institutions including banks and joint government investment programs as permitted by N.J.S.A. 40A:5-15.1 and P.L. 1997, Chapter 148 enacted June 30, 1997.

Cash Flow Budgeting

The Plan acknowledges that an accurate cash flow budget is a prerequisite to the effective management and utilization of the Borough's cash balances.

Prior to the beginning of each budget year the CFO shall cause to be prepared a monthly projection of all anticipated receipts and disbursements for the major operating accounts of the Borough for the coming year. During the course of the year, the CFO shall provide in a monthly report an updated cash flow projection for the remainder of the year, by month, as well as a record of actual cash flows of prior month.

The information derived from the cash flow projections will be utilized by the Treasurer and/or CFO in designing an investment strategy that is consistent with the projections.

The anticipated cash requirements as evidenced by the projections when considered in conjunction with current and projected market trends for interest rates shall be used to construct an appropriate investment portfolio matrix. The portfolio shall be at all times

cognizant of cash needs and market conditions as evidenced by the yield curve of eligible investment instruments.

In all cases of relationships with financial institutions, the CFO shall be aware, through the utilization of an external rating source, that the total amount of funds on deposit or invested with any single institution will be in accordance with parameters adopted annually to establish limits for deposit concentration among designed depositories.

The Borough reserves the right to reject quotations and withhold deposits from any institution deemed by the CFO, based on data from the rating service, to be at financial risk.

Banking Relationships

The Borough acknowledges that banking relationships help form the foundation upon which an effective and efficient cash management program is constructed.

Relationships that involve the provision of specialized or customized services that the Borough deems essential should be evidenced in writing and should include information regarding fees and charges as well as methodology used to compensate the bank providing these services.

As required to implement the Plan, the Borough CFO is authorized to establish account relationships with designated depositories on the CFO's signature in accordance with the Borough of Northvale. To securely, efficiently and expeditiously move funds among the depositories accordingly, of certain employees that should be authorized to affect transfers between accounts and to affect investment on behalf of the Borough.

Any bank providing documentation of qualification under the Governmental Unit Deposit Protection Act and having an office in Bergen County shall be a designated depository for County Funds, which includes but not limited to: Valley National Bank and NJ Cash Management Plan. Banking relations shall also extend to credit unions within the county, when state law or regulations permit it. However, decision as to which bank shall receive those funds and in what concentration shall be made in accordance with the guidelines adopted by the Borough based on information supplied by the external rating agency service utilized by the Borough to ensure maximum safety of those funds.

To assure that the Borough is receiving fair and competitive value from its relationships, the Borough CFO will establish a committee comprised of the CFO, Borough Clerk and the Mayor undertake, at least annually a review and analysis of those relationships. The review shall include, but not limited to, an analysis of balances, fees and charges, services provided, earnings credited and interest rates paid or allowed on accounts maintained by the County. Further, the CFO, with the committee shall examine at least twice a year the services offered and the charges and rates available for the provision thereof in the banking community to ensure a competitive atmosphere for the acquisition of the state of the art services for the Borough.

Reports

Monthly, the CFO shall prepare a report for the Governing Body which shall include a summary of all investments and investment activity as well as a compilation of deposits by the depository and account number. The report shall include all new accounts established, if any.

Audit Requirements

The Cash Management Plan shall be subject to the annual audit conducted pursuant to N.J.S.A 40A:5-4.

Cash Management Plan

APPENDIX A

N.J.S.A. 40A:5-15.1. Securities which may be purchased by local units

Securities which may be purchased by local units.

a.

When authorized by a cash management plan approved pursuant to N.J.S.40A:5-14, any local unit may use moneys which may be in hand for the purchase of the following types of securities which, if suitable for registry, may be registered in the name of the local unit:

(1)

Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;

(2)

Government money market mutual funds;

(3)

Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;

(4)

Bonds or other obligations of the local unit or bonds or other obligations of school districts of which the local unit is a part or within which the school district is located;

(5)

Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Local Government Services of the Department of Community Affairs for investment by local units;

(6)

Local government investment pools;

(7)

Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L.1977, c.281 (C.52:18A-90.4); or

(8)

Agreements for the repurchase of fully collateralized securities, if:

(a)

the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection

(b)

the custody of collateral is transferred to a third party;

(c)

the maturity of the agreement is not more than 30 days;

(d)

the underlying securities are purchased through a public depository as defined in section 1 of P.L.1970, c.236 (C.17:9-41); and

(e)

A master repurchase agreement providing for the custody and security of collateral is executed.

b.

Any investment instruments in which the security is not physically held by the local unit shall be covered by a third party custodial agreement which shall provide for the designation of such investments in the name of the local unit and prevent unauthorized use of such investments.

c.

Purchase of investment securities shall be executed by the "delivery versus payment" method to ensure that securities are either received by the local unit or a third party custodian prior to or upon the release of the local unit's funds.

d.

Any investments not purchased and redeemed directly from the issuer, government money market

mutual fund, local government investment pool, or the State of New Jersey Cash Management Fund, shall be purchased and redeemed through the use of a national or State bank located within this State or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L.1967, c.93 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

e.

For the purposes of this section:

(1)

"government money market mutual fund" means an investment company or investment trust:

(a)

which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. s.80a-1 et seq., and operated in accordance with 17 C.F.R. s.270.2a-7;

(b)

the portfolio of which is limited to U.S. Government securities that meet the

definition of an eligible security pursuant to 17 C.F.R. s.270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities in which direct investment may be made pursuant to paragraphs (1) and (3) of subsection of this section; and

(c)

which is rated by a nationally recognized statistical rating organization.

(2)

"local government investment pool" means an investment pool:

(a)

which is managed in accordance with 17 C.F.R. s.270.2a-7;

(b)

which is rated in the highest category by a nationally recognized statistical rating organization;

(c)

which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities in which direct investment may be made pursuant to paragraphs (1) and (3) of subsection a. of this section;

(d)

which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;

(e)

which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value ; and

(f)

which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L.1967, c.93 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities .

f. Investments in, or deposits or purchases of financial instruments made pursuant to this section shall not be subject to the requirements of the "Local Public Contracts Law," P.L.1971, c.198 (C.40A:11-1 et seq.).

L.1977,c.396,s.8;amended 1991, c.458, s.2; 1997, c.148

RESOLUTION #2023-09

TITLE: AUTHORIZE MAYOR MCGUIRE TO SIGN AGREEMENT WITH CONNOR STRONG RISK MANAGEMENT TO IMPLEMENT THE CDL PROGRAM FOR 2023

BE IT RESOLVED, that Mayor McGuire is hereby authorized to sign the above mentioned agreement.

RESOLUTION #2023-10

TITLE: APPROVE THE APPOINTMENT OF AN ALTERNATE BOROUGH PROSECUTOR FOR THE 2023 MUNICIPAL COURT SESSIONS

WHEREAS, there exists a need for an Alternate Borough Prosecutor; and

WHEREAS, the Mayor has nominated E. Carter Corrison, Jr., Laura Nunnick and Thomas Randall as Alternate Borough Prosecutors to act in the absence of the Borough Prosecutor and the Council has agreed to accept these nominations;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Northvale hereby appoint the above mentioned as Alternate Borough Prosecutors to act in the absence of the Borough Prosecutor for a term of one (1) year.

RESOLUTION #2023-11

TITLE: APPROVE THE APPOINTMENT OF BOROUGH RECYCLING COORDINATOR

BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale that Briant Bodrato be and is hereby appointed as the Borough's Recycling Coordinator for the year 2023.

RESOLUTION #2023-12

TITLE: APPROVE 2023 TOWING LICENSES FOR THE NORTHVALE POLICE DEPARTMENT

WHEREAS, the following companies have applied for a 2023 License to provide Towing services for the Northvale Police Department; and

WHEREAS, the Municipal Clerk has certified that all of the documents and information required to be provided have been received; and

WHEREAS, the Chief of Police has caused an investigation of the qualifications and facilities to be made and has found that the issuance of a license to the above mentioned companies will not present a danger to the public health, welfare and safety;

WHEREAS, after a consideration of the foregoing and of the provisions of N.J.S.A.40:48-2.49 and Chapter 184 of the Borough Code,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale:

(1) The issuance of a towing license to the following companies by the Municipal Clerk upon her receipt of the prescribed fee and the certificates of insurance and other documents and information set forth as requirements in section 184 of the Borough Code be and hereby is approved and ratified.

Bergen Brookside Towing
DTR Towing

DeMauro Towing
Rich's Automotive

Emerson Towing
JLS Towing D/B/A Northstar

RESOLUTION #2023-13

TITLE: 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 Borough of Northvale 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 Borough of Northvale that the Police Department of the Borough of Northvale and 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 #2023-14

TITLE: AUTHORIZING THE MUNICIPAL CLERK'S OFFICE TO MAINTAIN A PETTY CASH FUND IN THE AMOUNT OF \$100.00

WHEREAS, NJSA 40A:5-21 authorizes the establishment of a Petty Cash Fund for the Clerk's office of the Borough of Northvale; and

WHEREAS, said Petty Cash Fund was established by resolution of the Governing Body of Borough of Northvale; and

WHEREAS, said Petty Cash Fund received approval from the Director of the Division of Local Government Services on September 1, 1991; and

WHEREAS, it is the desire of the Mayor and Council that said fund be continued under the direction of the Municipal Clerk;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council, that:

1. During the year 2023, Frances Weston, Municipal Clerk, be and is hereby authorized and permitted to establish a Petty Cash Fund in the amount not to exceed \$100.00 pursuant to the provisions of NJSA 40A:5-21. Said Petty Cash Fund will be used by such office or department to pay for claims for small miscellaneous expenses; and

BE IT FURTHER RESOLVED, that this resolution shall be forwarded to the Director of the Division of Local Government Services for his/her records.

RESOLUTION #2023-15

TITLE: AUTHORIZING THE SENIOR CENTER TO MAINTAIN A PETTY CASH FUND IN THE AMOUNT OF \$100.00

WHEREAS, NJSA 40A:5-21 authorizes the establishment of a Petty Cash Fund for the Senior Center of the Borough of Northvale; and

WHEREAS, said Petty Cash Fund was established by resolution of the Governing Body of the Borough of Northvale; and

WHEREAS, said Petty Cash Fund received approval from the Director of the Division of Local Government Services on December 26, 1995; and

WHEREAS, it is the desire of the Mayor and Council that said fund be under the temporary direction of the Senior Center Director;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council, that:

1. During the year 2023, the Senior Center Director be and is hereby authorized and permitted to establish a Petty Cash Fund in the amount not to exceed \$100.00 pursuant to the provisions of NJSA 40A:5-21. Said Petty Cash Fund will be used by such office or department to pay for claims for small miscellaneous expenses.

BE IT FURTHER RESOLVED, that this resolution shall be forwarded to the Director of the Division of Local Government Services for his/her records.

RESOLUTION #2023-16

TITLE: AUTHORIZING THE BOROUGH OF NORTHVALE TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to enter into Cooperative Pricing Agreements; and

WHEREAS, the Borough of Northvale hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of work, materials and supplies; and

WHEREAS, the Borough of Northvale, County of Bergen, State of New Jersey, desires to participate in the Riverside Cooperative;

NOW, THEREFORE BE IT RESOLVED, on the 3rd day of January, 2023, the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, as follows:

TITLE

This Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Northvale

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11 (5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency;

CONTRACTING UNIT

The Lead Agency entering into contracts on behalf of the Borough of Northvale shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40-11-11, et. seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

RESOLUTION #2023-17

TITLE: APPOINTMENT OF PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, in accordance with NJAC 17:27-3.5 a Public Agency must annually designate an officer to serve as its Public Agency Compliance Officer; and

WHEREAS, the Public Agency Compliance Officer is responsible for assuring that no public contract may be awarded nor any monies paid until the contractor has agreed to contract performance which complies with the approve Affirmative Action Plan; and

WHEREAS, it is deemed necessary that the Public Agency (Borough of Northvale) shall designate an officer or employee to serve as the Public Agency Compliance Officer (P.A.C.O.), whose name, title, business address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, of every year; and

WHEREAS, the P.A.C.O. is the liaison official for matters concerning P.L. 1975, c. 127 and should have the authority to make the appropriate correction(s) to the Borough of Northvale’s contracting procedures, if required;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Northvale hereby appoint Frances Weston, Municipal Clerk, as Public Agency Compliance Officer in the Borough of Northvale for the year 2023 and that the

clerk is hereby directed to file a copy of this resolution with the Department of Treasury, Affirmative Action Office, CN-209, Trenton, New Jersey 08625-0209.

RESOLUTION #2023-18

TITLE: AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF CLOSTER FOR THE USE OF THE POLICE FIREARMS TRAINING FACILITY

WHEREAS, the Borough of Northvale (“Northvale”) and the Borough of Closter (“Closter”) intend to enter into a shared services agreement for the use by Northvale’s Police Department employees of the Closter Police Department Firearms Training Facility (“Facility”), located at 233 Blanch Avenue, Closter, New Jersey; and

WHEREAS, an agreement pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 to 65.35, is necessary to delineate the rights and responsibilities of the parties.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale that:

1. A shared services agreement between Northvale and Closter is hereby authorized for the above referenced purposes, to be on the terms set forth in the Closter Police Firearms Training Facility, Standard Operating Procedures, the terms of which are incorporated herein; and

2. This agreement authorization is contingent upon receipt of a concurring resolution from Closter. Upon receipt of Closter’s duly adopted concurring resolution, the Mayor and the Municipal Clerk are authorized to execute the necessary agreement in a form to be approved by the Borough Attorney.

OLD TAPPAN USE OF NORTHVALE FIREARMS FACILITY

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Northvale that the Mayor and the Municipal Clerk are hereby authorized to sign an agreement for the Borough of Old Tappan to use Northvale’s training facility for their firearms training.

RESOLUTION #2023-19

TITLE: MUTUAL AID AND ASSISTANCE AGREEMENT – TAPPAN FIRE DISTRICT

WHEREAS, it is the intention of the undersigned municipalities, its Fire Departments and respective Fire Companies, to enter into a mutual aid and assistance program pursuant to law as may be amended or modified by the following provisions in this agreement.

WHEREAS, this agreement is intended to supersede any earlier agreements which may have been signed by the parties hereto.

WHEREAS, this agreement shall be by and between the following boroughs, towns, municipalities, Fire Departments and Companies and the parties agree to be bound thereby.

Tappan Fire District - New York

Borough of Northvale - New Jersey

WHEREAS, this agreement shall become effective upon execution by all the parties hereto and shall remain in effect as to those parties unless and until a signator herein shall in writing notify all the remaining parties of its intention to be released from further obligations pursuant to the agreement and this intent to withdraw from the mutual aid and assistance program by given on thirty (30) day written notice. The agreement thereafter shall remain in full force and effect as regards the remaining signators herein.

THEREFORE, the parties hereto have formed a mutual aid and assistance program which upon proper request, transfer apparatus, equipment and personnel between the territories of the undersigned for the purpose of firefighting, covering up, drills and other emergency conditions as may reasonably require the aid and assistance of some or all of the parties hereto.

WHEREAS, the call for aid shall be limited to and regulated by the total resources as prepared by each Fire Department and made a part hereof.

THEREFORE, the following terms and conditions shall be made part of the agreement:

FIRST: In the event of an emergency, the Chief or incident commander of any municipal Fire Department which Department is a signator of this agreement or the Mayor of any municipality may request from the Chief or head of the Fire Department of any other municipality, which is a signator of this agreement, assistance to protect life or property outside the normal territorial limits of the Department to which such request is directed. Further, the Chief or head of any Department may request of the Chief or head of any other member Fire Department, its firefighters and apparatus upon reasonable notice to be agreed upon by the parties, for a drill or drills as may be deemed necessary or proper.

SECOND: The call for assistance or aid by any Department for emergency or drill must in all case be transmitted through the dispatched. Whenever possible, the Department so requesting shall issue route instructions, location of hazard, to direct the responding departments to its desired position.

THIRD: The Fire Chief or his designated assistant or assistants of the borough requesting aid shall be in charge of the scene and operation.

FOURTH: Any material change in the total resources as made a part hereof must be communicated immediately by telephone to each other member Department and within one (1) week thereafter confirmed in writing.

FIFTH: Full insurance coverage must be carried by all parties hereto.

SIXTH: There shall be semi-annual meetings of the Department and at each meeting there must be representation by a responsible officer of each Fire Department, which officer is authorized to act on behalf of his respective Department. The scheduling of the regular meetings shall hereafter be mutually agreed upon.

SEVENTH: There shall be no charge imposed against any member municipality receiving assistance for the apparatus, equipment or personnel responding from any other member municipality.

EIGHTH: If any member of such other Fire Department shall, in rendering such assistance, suffer any casualty or death, he or his designee or legal representative shall be entitled to all rights and privileges, workman's compensation, insurance benefits or other benefits to which such member would be entitled if such casualty or death occurred in the performance of his duties in the municipality or other territorial jurisdiction rendering such assistance.

NINTH: Should any party hereto fail to meet its obligations pursuant to this agreement and after proper investigation it is found that the department has repeatedly or deliberately or willfully violated the spirit and purpose of this agreement by its failure to properly respond or conduct itself in responding, the shall be dropped from this mutual aid and assistance program upon unanimous vote of the remaining members after written notice is sent to the accused member of the intent to drop said member. The written notice must be sent to all signators to this agreement setting forth the charges in detail. Thereafter, the accused party at a special meeting of all parties may present its position and/or defense of the charges. At that meeting or thereafter as the parties may agree, a vote to dismiss shall be called for.

RESOLUTION #2023-20

TITLE: MUTUAL AID AND ASSISTANCE AGREEMENT – SPARKILL – PALISADES FIRE DISTRICT

WHEREAS, it is the intention of the undersigned municipalities, its Fire Departments and respective Fire Companies, to enter into a mutual aid and assistance program pursuant to law as may be amended or modified by the following provisions in this agreement.

WHEREAS, this agreement is intended to supersede any earlier agreements which may have been signed by the parties hereto.

WHEREAS, this agreement shall be by and between the following boroughs, towns, municipalities, Fire Departments and Companies and the parties agree to be bound thereby.

Sparkill - Palisades Fire District - New York Borough of Northvale - New Jersey

WHEREAS, this agreement shall become effective upon execution by all the parties hereto and shall remain in effect as to those parties unless and until a signator herein shall in writing notify all the remaining parties of its intention to be released from further obligations pursuant to the agreement and this intent to withdraw from the mutual aid and assistance program by given on thirty (30) day written notice. The agreement thereafter shall remain in full force and effect as regards the remaining signators herein.

THEREFORE, the parties hereto have formed a mutual aid and assistance program which upon proper request, transfer apparatus, equipment and personnel between the territories of the undersigned for the purpose of firefighting, covering up, drills and other emergency conditions as may reasonably require the aid and assistance of some or all of the parties hereto.

WHEREAS, the call for aid shall be limited to and regulated by the total resources as prepared by each Fire Department and made a part hereof.

THEREFORE, the following terms and conditions shall be made part of the agreement:

FIRST: In the event of an emergency, the Chief or incident commander of any municipal Fire Department which Department is a signator of this agreement or the Mayor of any municipality may request from the Chief or head of the Fire Department of any other municipality, which is a signator of this agreement, assistance to protect life or property outside the normal territorial limits of the Department to which such request is directed. Further, the Chief or head of any Department may request of the Chief or head of any other member Fire Department, its firefighters and apparatus upon reasonable notice to be agreed upon by the parties, for a drill or drills as may be deemed necessary or proper.

SECOND: The call for assistance or aid by any Department for emergency or drill must in all case be transmitted through the dispatched. Whenever possible, the Department so requesting shall issue route instructions, location of hazard, to direct the responding departments to its desired position.

THIRD: The Fire Chief or his designated assistant or assistants of the borough requesting aid shall be in charge of the scene and operation.

FOURTH: Any material change in the total resources as made a part hereof must be communicated immediately by telephone to each other member Department and within one (1) week thereafter confirmed in writing.

FIFTH: Full insurance coverage must be carried by all parties hereto.

SIXTH: There shall be semi-annual meetings of the Department and at each meeting there must be representation by a responsible officer of each Fire Department, which officer is authorized to act on behalf of his respective Department. The scheduling of the regular meetings shall hereafter be mutually agreed upon.

SEVENTH: There shall be no charge imposed against any member municipality receiving assistance for the apparatus, equipment or personnel responding from any other member municipality.

EIGHTH: If any member of such other Fire Department shall, in rendering such assistance, suffer any casualty or death, he or his designee or legal representative shall be entitled to all rights and privileges, workman's compensation, insurance benefits or other benefits to which such member would be entitled if such casualty or death occurred in the performance of his duties in the municipality or other territorial jurisdiction rendering such assistance.

NINTH: Should any party hereto fail to meet its obligations pursuant to this agreement and after proper investigation it is found that the department has repeatedly or deliberately or willfully violated the spirit and purpose of this agreement by its failure to properly respond or conduct itself in responding, the shall be dropped from this mutual aid and assistance program upon unanimous vote of the remaining members after written notice is sent to the accused member of the intent to drop said member. The written notice must be sent to all signators to this agreement setting forth the charges in detail. Thereafter, the accused party at a special meeting of all parties may present its position and/or defense of the charges. At that meeting or thereafter as the parties may agree, a vote to dismiss shall be called for.

RESOLUTION #2023-21

TITLE: A RESOLUTION APPOINTING FRANCES WESTON AS THE MUNICIPAL HOUSING LIAISON FOR THE BOROUGH OF NORTHVALE

WHEREAS, the Borough of Northvale has petitioned the Superior Court of New Jersey for a Declaratory Judgment that its Housing Element and Fair Share Plan is compliant with its constitutional obligation to provide its fair share of the regional need for very-low, low, and moderate income housing; and

WHEREAS, the Borough's Housing Element and Fair Share Plan will result in the creation of housing units affordable to and intended for occupancy solely by qualified very-low, low, and moderate income households; and

WHEREAS, the Borough Council of the Borough of Northvale has determined to appoint and designate Frances Weston as its Municipal Housing Liaison, to fulfill the duties set forth in Ordinance #820-2006 (adopted May 10, 2006), creating the position of Municipal Housing Liaison; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Northvale, County of Bergen, that the Borough of Northvale hereby appoints Frances Weston as its designated Municipal Housing Liaison.

RESOLUTION #2023-22

TITLE: INTERBORO MUTUAL AID GROUP AGREEMENT

WHEREAS, it is the intent of the undersigned municipalities, its fire departments and respective fire companies to enter into a mutual aid and assistance program pursuant to and required by law as set forth in NJAC 5:75A-2.2, and

WHEREAS, this agreement is intended to supersede any earlier agreements which may have been signed between the parties hereto, and

WHEREAS, this agreement shall be by and between the following borough's, towns, municipalities, fire departments and fire companies and the parties agree to be bound thereby,

Alpine	Dumont	Norwood
Bergenfield	Harrington Park	Old Tappan
Closter	Haworth	Rockleigh
Cresskill	New Milford	Tenafly
Demarest	Northvale	

WHEREAS, it is necessary to have an agreement to define the obligations and duties of the parties of the Interboro Mutual Aid Group;

NOW, THEREFORE BE IT RESOLVED, in consideration of the mutual promises and covenants contained herein, the parties covenant and agree as follows:

- (1) Call for assistance: All calls for assistance among the Mutual Aid members shall be made through the dispatch facility of the department or municipality requiring assistance to the dispatch facility for the town from which assistance is requested. The request for assistance shall come from the Fire Chief or other ranking officer in charge of the fire or emergency incident. The town(s) requesting the assistance shall give the following information: location of the fire or emergency incident, route to be taken, and type of equipment requested. Towns requesting assistance shall have a police radio car on the town boundary line to meet the apparatus and escort them to the location of the fire or emergency incident if needed.
- (2) The Fire Chief, Deputy Fire Chief, Assistant Fire Chief or ranking officer in charge of the fire department that called for assistance shall be in charge of the fire or emergency incident in accordance with NJAC 5:75 et. seq. Apparatus reporting in from other towns shall report to the Staging Officer or other appropriate Commander at the scene prior to placing apparatus and personnel to work.
- (3) There shall be no charge imposed against any member municipality or department receiving personnel, apparatus or equipment.
- (4) Cost recovery may only be imposed where permitted by the New Jersey Uniform Fire Code; federal, state and local laws allowing for cost recovery involving hazardous material incidents; or cost recovery that is considered recoverable under law from responsible parties.
- (5) Each of the undersigned municipalities agrees to assume the cost of loss or damage to its own equipment.

- (6) It is understood and agreed that in the event of the failure of any of the departments to respond to the call for assistance, the department and municipality failing to respond shall in no way be liable.

It is understood that the Agreement will take effect and be operative by all municipalities and departments that sign same until such time as any municipality or department provides notice of their intent to withdraw from the mutual aid group. A 30-day written notice shall be given by any party to this Agreement of their intention to withdraw from this Agreement. The agreement shall remain in full force thereafter as regards the remaining signators.

RESOLUTION #2023-23

TITLE: RESOLUTION FOR EMPLOYEE HEALTH BENEFITS WAIVER

WHEREAS, the Borough of Northvale (“the Borough”) is a participating member of the New Jersey State Health Benefits Plan (“SHBP”); and

WHEREAS, N.J.S.A. 52:14-17.31a authorizes participating municipalities to provide financial incentives to eligible employees who waive coverage provided by the Borough if the employee has access to other health care coverage; and

WHEREAS, N.J.S.A. 52:14-17.31a(c) allows municipalities to pay eligible employees waiving SHBP coverage up to 25% or \$5,000, whichever is less, of the amount saved by the employer; and

WHEREAS, the waiver of such coverage by eligible employees would annually save the Borough substantial dollars in the payment of duplicative health care premiums for employees who have access to coverage elsewhere.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Northvale in the County of Bergen, State of New Jersey that the General Ordinances of the Borough governing Medical Insurance is hereby supplemented or amended as follows:

Medical Insurance Waiver:

Incentives for the waiver of health benefits coverage for eligible Borough employees shall be permitted pursuant to N.J.S.A. 52:14-17.31a-c as follows:

1. Borough employees who are eligible for health benefits coverage are permitted to waive such coverage and receive consideration for such waiver in the amount of 25% or \$5,000, whichever is less, of the amount saved if the employee can demonstrate that they have alternative coverage through the completion of a SHBP waiver form.
2. Borough employees who have waived health benefits coverage may reinstate such coverage in the event that they can demonstrate, by notice in writing, that their alternative coverage has been terminated. An employee who resumes coverage shall repay, on a pro rata basis, any amount received from the employer which represents an advance payment for a period of time during which coverage is resumed.
3. The health benefits waiver incentive shall not apply to any retiree.
4. The health benefits waiver incentive shall not apply to any part-time, elected or appointed official who may be eligible for SHBP participation in the Borough.
5. Any eligible employee who has waived health benefits coverage may reinstate such coverage for any reason during open enrollment periods even if alternative coverage remains available to them.

RESOLUTION #2023-24

TITLE: ADOPTING AN E-MAIL AND INTERNET CODE OF CONDUCT

WHEREAS, the Mayor and Council are desirous of supplementing the Borough's Personnel Policy to establish an E-Mail and Internet Code of Conduct;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that the Borough of Northvale Personnel Policy is hereby supplemented by the addition of the following:

(1) ***E-Mail and Internet Code of Conduct***

- (a) ***Statement of Purpose.*** Access to the Internet has been provided to public employees for the benefit of the Borough of Northvale and its residents. It allows employees to connect to information resources around the state, the country and the world. Every employee has a responsibility to maintain and enhance the Borough's public image and to use the Internet in a productive manner. To ensure that all employees are responsible, productive Internet users and are protecting the Borough's public image, the following guidelines have been established for using the Internet.
- (b) ***Acceptable uses of the Internet.*** Employees accessing the Internet are representing the Borough. All communications should be for professional reasons. Employees are responsible for seeing that the Internet is used in an effective, ethical and lawful manner. Databases may be accessed for information as needed. E-mail may be used for business contacts.
- (c) ***Unacceptable uses of the Internet.*** The Internet should not be used for personal gain or advancement of individual views. Solicitation of non-Borough business or any use of the Internet for personal gain is strictly prohibited. Use of the Internet must not disrupt the operation of the company network or the network of other users. It must not interfere with your productivity.
- (d) ***E-Mail communications.***
 - i. All employees are responsible for the content of all text, audio or images that they place and send over the Internet. Fraudulent, harassing or obscene messages are prohibited. All messages communicated on the Internet should have the sender's name attached. No messages will be transmitted under an assumed name. Users may not attempt to obscure the origin of any message. Information published on the Internet should not violate or infringe upon the rights of others. No abusive, profane or offensive language may be transmitted through the system. Employees who wish to express personal opinions on the Internet are encouraged to obtain their own names on other Internet systems.
 - ii. Notwithstanding the Borough's right to read and retrieve any electronic mail messages, such messages should be treated as confidential by other employees and accessed only by the intended recipient. Employees are not authorized to retrieve or read any e-mail messages that are not sent to them. Any exception to this policy must receive prior approval from a supervisor. Employees should not attempt to gain access to another employee's messages without the latter's permission.
- (e) ***Software.*** To prevent computer viruses from being transmitted through the system, there will be no unauthorized downloading of any software.
- (f) ***Copyright issues.*** Copyrighted materials belonging to entities may not be transmitted by Borough employees on the Internet. One copy of the

copyrighted material may be downloaded for your own personal use in research. Users are not permitted to copy, transfer, rename and/or delete information or programs belonging to other users unless given express permission to do so by the owner.

- (g) **Security.** All messages created, sent or retrieved over the Internet are the property of the Borough of Northvale. The Borough reserves the right to access and monitor all messages and files on the computer system as deemed necessary and appropriate. The confidentiality of any messages should not be assumed. Even when a message is erased, it is possible to retrieve and read that message. Further, the use of passwords for security does not guarantee confidentiality. All communications, including text and images, can be disclosed to law enforcement or other third parties without prior consent of the sender or receiver.
- (h) **Harassment.** Harassment of any kind is prohibited. No messages with derogatory or inflammatory remarks about an individual's or group's race, religion, national origin, physical attributes or sexual preference may be transmitted.
- (i) **Violation.** Violations of any guidelines listed above will be presented to the department supervisor. It may result in disciplinary action up to and including termination.

BE IT FINALLY RESOLVED, that a copy of this Resolution be forwarded to all Borough Employees.

RESOLUTION #2023-25

TITLE: RESOLUTION ADOPTING A FORM REQUIRED TO BE USED FOR THE FILING OF NOTICES OF TORT CLAIMS AGAINST THE BOROUGH OF NORTHVALE IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY TORT CLAIMS ACT, N.J.S.A. 59:8-6

WHEREAS, the New Jersey Tort Claims Act N.J.S.A. 59:8-6 provides that a public entity may adopt a form to be completed by claimants seeking to file a Notice of Tort Claim against the public entity; and

WHEREAS, the Borough of Northvale deems it advisable, necessary, and in the public interests to adopt a Notice of Tort Claim form in the form set forth in paragraphs 1 and 2 herein.

1. NOW, THEREFORE BE IT RESOLVED, by the governing body of the Borough of Northvale, that the attached Notice of Tort Claim form be and hereby is adopted as the official Notice of Tort Claim form for the Borough of Northvale; and

2. BE IT FURTHER RESOLVED, that all persons making claims against the Borough of Northvale, pursuant to the New Jersey Tort Claims Act, N.J.S.A. 59:8-1 et seq., be required to complete the form herein adopted as a condition of compliance with the notice requirement of the New Jersey Tort Claims Act.

RESOLUTION #2023-26

TITLE: RESOLUTION AUTHORIZING THE CLERK TO READVERTISE FOR REQUEST FOR QUALIFICATIONS FOR RISK MANAGEMENT CONSULTANT

WHEREAS, the Municipal Clerk advertised for Request for Professionals on November 17, 2022; and

WHEREAS, the Request for Professionals were received on December 8, 2022;

NOW, THEREFORE BE IT RESOLVED, that the Municipal Clerk is hereby authorized to readvertise for the position of Risk Management Consultant

RESOLUTION #2023-27

TITLE: RESOLUTON APPOINTING PIAZZA & ASSOCIATES AS THE ADMINISTRATIVE AGENT FOR THE BOROUGH OF NORTHVALE

WHEREAS, the Borough of Northvale has a constitutional obligation to provide affordable housing; and

WHEREAS, the Borough Council of the Borough of Northvale has determined to appoint and designate Piazza and Associates as its Administrative Agent.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Northvale, County of Bergen, that the Borough of Northvale hereby retains Piazza & Associates as its designated Administrative Agent.

RESOLUTION #2023-28

TITLE: RESOLUTION APPOINTING JULIA MARTINO AS PLANNING BOARD/BOARD OF ADJUSTMENT SECRETARY

WHEREAS, a vacancy has arisen in the position of Planning Board/Board of Adjustment Secretary; and

WHEREAS, Julia Martino has the requisite skills and experience to hold the position of Planning Board/Board of Adjustment Secretary; and

WHEREAS, it is in the best interest of the Borough of Northvale to appoint Julia Martino to the position of Planning Board/Board of Adjustment Secretary.

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Northvale hereby appoints Julia Martino to the position of Planning Board/Board of Adjustment Secretary at an annual salary of \$5,000.00.

RESOLUTION #2023-29

TITLE: RESOLUTION AUTHORIZING SUBMISSION OF A GRANT PROPOSAL TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FY23 LOCAL RECREATION IMPROVEMENT GRANT PROGRAM

WHEREAS, the Mayor and Council of the Borough of Northvale desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$100,000 for improvements to the baseball/soccer fields and basketball court at Veterans Park.

NOW, THEREFORE BE IT RESOLVED,

1. That the Mayor and Council of the Borough of Northvale does hereby authorize the application for such a grant; and

2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Northvale and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

RESOLUTION #2022-30

TITLE: APPROVE THE 2023 TEMPORARY BUDGET

WHEREAS, Section 40A:4-19 of the Revised Statutes of the Local Budget Act provides that, where any contract, commitments or payments are to be made prior to the adoption of the 2022 budget, temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, the Director of Local Government Services has authorized that the Temporary Budget for the year 2023 cannot exceed twenty six and one-fourth (26.25%) percent of the prior years appropriations; and

WHEREAS, temporary appropriations are limited to twenty six and one-fourth percent (26.25%) of the total appropriations of the 2022 budget (\$9,822,000) exclusive of any appropriations made for debt service (\$673,344.00), capital improvement fund (\$107,000.00) and for public assistance (\$0.00), in the said 2022 Budget, is the sum of \$2,373,433.00 plus Debt Service \$560,000.00 and Capital Improvement Fund \$50,000, for a maximum total of \$2,983,433.00.;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale, County of Bergen, that the following temporary appropriations in the amount of \$2,809,500 be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

Mayor and Council	
Salaries and Wages	9,000
Other Expenses	500
Administration & Executive	
Salaries and Wages	18,000
Other Expenses	25,000
Financial Administration	
Salaries and Wages	21,000
Other Expenses	7,000
Financial Audit	
Other Expense	10,000
Collection of Taxes	
Salaries and Wages	18,500
Other Expenses	3,000

Assessment of Taxes	
Salaries and Wages	6,000
Other Expenses	2,000
Legal Services & Costs	
Other Expenses	25,000
Engineering Services	
Other Expenses	25,000
Planning and Zoning Board	
Salaries and Wages	1,500
Other Expenses	3,000
Code Compliance	
Salaries and Wages	6,000
Other Expenses	500
Insurance	
Liability Insurance	75,000
Worker's Comp. Insurance	75,000
Other Insurance	3,000
Group Insurance Plan Employees	175,000
Police	
Salaries and Wages	550,000
Other Expenses	25,000
Radio Services	
Other Expenses	36,000
Fire	
Other Expenses	13,000
Fire House Rental	
Other Expense	10,000
Fire Hydrant Service	
Other Expense	20,000
Ambulance	
Other Expenses	7,000
Fire Prevention Bureau	
Salaries and Wages	10,000
Other Expenses	1,000
Streets and Roads- DPW	
Salaries and Wages	210,000
Other Expenses	50,000
Recycling	
Salaries and Wages	2,000

Other Expenses	3,000
Solid Waste Collection	
Other Expenses	90,000
Solid Waste Disposal	
Solid Waste Disposal	90,000
Buildings & Grounds	
Other Expenses	15,000
Sewer Maintenance	
Other Expenses	7,000
Parks & Playgrounds	
Other Expenses	8,000
Board of Health	
Salaries and Wages	5,000
Other Expenses	9,000
Animal Control	
Other Expenses	2,000
Senior Center	
Salaries and Wages	14,000
Other Expenses	4,000
Senior Trips Other Expenses	1,500
Public Events Celebration Other Exp	1,500
Municipal Court	
Salaries and Wages	16,000
Other Expenses	3,000
Public Defender	
Salaries and Wages	1,500
Prosecutor	
Other Expenses	3,500
Uniform Construction Code	
Salaries and Wages	32,000
Other Expenses	3,000
Utilities	
Electricity	20,000
Street Lighting	20,000
Telephone	12,000
Water	6,000
Gas	9,000
Gasoline	13,000
Social Security System	70,000
DCRP	500

Sewer Authority (BCUA)	170,000
Public Library (Allocate)	100,000
LOSAP	25,000
Sewer System Norwood	
Other Expenses	2,000
TOTAL APPROPRIATIONS:	2,199,500
CAPITAL IMPROVEMENT FUND	50,000
DEBT SERVICE	560,000
TOTAL TEMPORARY APPROPRIATIONS	2,809,500

ON THE QUESTION:

Councilman Hogan asked why are we readvertising for Risk Management Consultant. Mayor McGuire answered there are a few more people interested. For the month of January, we will continue with Otterstedt and then in February, we will bring on the new person.

Mayor McGuire asked Mr. Luppino to summarize Resolution #2023-08, the Cash Management Plan. Mr. Luppino congratulated everyone and looks forward to working with everyone. This Cash Management Plan is a model from the state. If we have excess funds, it allows us to invest in other government entities if we chose. He will come to each monthly meeting giving the cash position of the Borough. Mayor McGuire told Mr. Luppino that he appreciates him showing up monthly since we are not familiar with that.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes		

OPEN MEETING TO THE PUBLIC

Mayor McGuire opened the meeting to the public for questions or comments. There being no questions or comments, Mayor McGuire closed the meeting to the public.

Mayor McGuire asked the Council if they have any comments for 2023.

Councilman Menafra – thanked his wife, Carmela, for supporting him in the election and being behind him 110%. He thanked his kids for putting up with him. Also thanked the residents of Northvale for electing him and is looking forward to working with everyone for the betterment of Northvale.

Councilman Argiro – there are a lot of new faces up here. Everyone up here is for the betterment of the town. There will be learning curves and challenges along the way. These are all good individuals doing what is best for the town.

Council President McMorrow – is excited. This is her second year and is very happy for Joe. It was wonderful getting to know John and Tom and looking forward to working with Dom and Marty. Everyone is here for the right reasons. Bring on 2023!

Councilman Mattessich – thanked everybody here. He Thanked his wife, Annette, who helped guide him along with Joe and rest of the team. His kids have been very supportive. Joe has been wonderful. He is very excited to work with Dominic, Kara, John and Tom and continue to do what is good for the town.

Councilman Hogan – congratulated the new Mayor and Councilmen. Everyone work together for betterment of Northvale. Hope we have this big of a crowd at the Planning Board Reorganization meeting tomorrow night!

Mayor McGuire – thanked his wife, Sue, and sons John and Robert for supporting him throughout the campaign. He also thanked the Northvale Republican Committee and folks that supported him throughout the campaign. Also thanked the folks that came here tonight, my cousin and Aunt, Inlaws ,who are 2 days away from celebrating their 55th wedding anniversary, his brother and sister in law from Hoboken, and sister in law who came from Chicago. Thank you to the people of Northvale for their ideas and input that make this Borough go. We are all open to hearing from you. As per the Mayor’s commitment in his letter in the calendar, he will respond to everyone within 24 hours. More important note tomorrow is Recycling which is Wednesday not Thursday.

The benediction was given by Pastor Rich Martinez.

ADJOURNMENT

Mayor McGuire asked for a motion and second to adjourn the meeting at 7:32 PM. Motion made by Councilman Hogan, seconded by Council President McMorrow. All were in favor.

Joseph E. McGuire
Mayor

ATTEST:

Frances M. Weston
Frances M. Weston
Municipal Clerk

Approved: February 8, 2023