



**BOROUGH OF ENGLEWOOD CLIFFS
BERGEN COUNTY, NEW JERSEY**

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL

DATE: November 12, 2014

CALL TO ORDER: 8:00 P.M.

PRESENT AT ROLL CALL:

Council President	Joe Favaro
Councilman	Zhi Liang
Councilman	Ramon Ferro
Councilwoman	Gloria Oh
Councilman	Ed Aversa

ABSENT AT ROLL CALL:

Mayor	Joseph C. Parisi, Jr.
Councilman	Nunzio Consalvo

ALSO PRESENT:

Borough Attorney	E. Carter Corrison
Borough Engineer	Bernie Mirandi
Chief of Police	Michael Cioffi
DPW Superintendent	Mark Neville
CFO	Joe Iannaconi
Municipal Clerk	Lisette M. Duffy

FLAG SALUTE LEAD BY: Council President Favaro

BOROUGH CLERK STATED:

Adequate notice of this meeting was given to the press and posted as required. Date and time of these meetings was legally given as required by the "Open Public Meetings Act." This notice is on file with the Municipal Clerk and posted on the bulletin board. Minutes of this meeting will be made available to the public upon the completion of typing and proofreading by the Municipal Clerk.

Council President Favaro presided over the meeting due to absence of Mayor Parisi.

- **POLICE PRESENTATION** - Police Chief Cioffi spoke about a life saving event that occurred on October 19 in town. The teamwork and professionalism of the following individuals saved a life and Police Chief Cioffi presented a Life Saving Award to:

Police Officers: Sean Flannelly – Englewood Cliffs, Ralph Liquori - Fort Lee
EMT's from Englewood Hospital: Alex Murga, Larry Mintz
ALS(paramedics): Brian Wood, Gary Nicholas

- **MINUTES** Caucus Meeting Minutes of October 6, 2014
Regular Meeting Minutes of October 6, 2014

On a motion by Councilwoman Oh, seconded by Councilman Aversa, Caucus and Regular Meeting minutes of October 6, 2014 were approved.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Aversa

COMMITTEE REPORTS

DPW SUPERINTENDENT NEVILLE reported on leaf pick-up and utility patches. The substation for PE&G was cleaned up. The price of salt has gone up and he is concerned about the 2015 Budget.

Council President Favaro said that all residents should keep the leaves away from the curb.

BOROUGH ENGINEER MIRANDI reported that Pershing Pond has been cleaned up. The Riverside Cooperative roads have been paved. The 2014 Road Program has begun. The two bids for the Witte Field Basketball Court renovation has been rejected due to the high cost. He will work with the DPW superintendent to revise the bid package to reduce the cost.

BOROUGH ATTORNEY - no report

DEPARTMENT HEAD REPORTS for October 2014

Finance Department
Municipal Court
Building Department
Fire Department
Police Department
Borough Engineer

On a motion by Council Presdieth Favaro, the Department Head Reports for October 2014 were approved.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Aversa

- **CORRESPONDENCE:** Steven Muhlstock, Esq.

On a motion by Councilwoman Oh, seconded by Councilman Liang and carried unanimously, correspondence ordered filed:

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Aversa

CLAIMS FOR THE PERIOD: October 7, 2014 through November 12, 2014.

On a motion by Councilwoman Oh, seconded by Councilman Aversa and carried unanimously the Claims were ordered paid.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Aversa

Councilman Ferro questioned if Council President can vote.

Open to the Public

PUBLIC PORTION:

The Council President stated "IF ANYONE WISHES TO COMMENT ON THE RESOLUTIONS OR ANY OTHER ITEM OTHER THAN ORDINANCES, THEY MAY DO SO AT THIS TIME."

PUBLIC SPOKE:

Mary O'Shea, 12 Irving Ave, Englewood Cliffs, NJ had a question about the storm drainage on Irving Ave. yet. The resident also questioned the tax appeals and the \$800,000 surplus that was used to support the budget.

Rose Cravotta, 66 Elm Street, Englewood Cliffs, NJ commended DPW Superintendent, Mark Neville and the DPW for their exceptional work.

Carrol McMorrow, 7 Ridge Road, Englewood Cliffs, NJ spoke about tax appeals. She has requested that the tax assessor attend the next Council meeting to clarify tax reductions.

Councilwoman Oh responded to the resident's concerns. Every property owner has the right to speak to the tax assessor by December 1 for tax appeals.

Councilman Ferro would like to RICE Mr. Reggo and have him participate during the next Mayor and Council meeting to discuss tax appeals.

Council President Favaro said we would have to pay overtime for tax assessor to come to a council meeting. If we have a meeting on a Thursday night, his usual night to work, we will not have to pay overtime.

A motion was made by Councilman Ferro, seconded by Councilman Liang to RICE the Tax Assessor and have him attend a council meeting.

ROLL CALL:

AYES: Ferro, Liang

NAYS: Favaro, Oh, Aversa

Council President Favaro said he will invite the tax assessor to meet with the residents on a Thursday evening to discuss tax appeals. The meeting will be held in the Council's chambers.

Maria Vallari, 45 Jane Drive, Englewood Cliffs, NJ, spoke about tax appeals and the accessibility of the tax assessor to the residents.

Council President Favaro said it is better to have a specific meeting to discuss tax appeals.

Lynn Norton, 9 Willow Drive, Englewood Cliffs, NJ advised the public that the property tax card that is mailed to each resident explains the tax appeal process.

Mary O'Shea, 12 Irving Ave, Englewood Cliffs, NJ explained the process she went through for three tax appeals.

On a motion by Council President Favaro, seconded by Councilman Aversa and carried unanimously, the public portion was closed.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Aversa

COMMITTEE REPORTS

COUNCILMAN FERRO reported that garbage pick up on Thanksgiving, November 27th has been re-scheduled to Friday November 28th for the north and south side of town.

Council President Favaro asked about the progress on the generators for the pump stations.

DPW Superintendent reported the pump stations are working properly.

COUNCILMAN LIANG reported that EBOLA was discussed at the most recent Board of Health Meeting. The spread of the virus is at low risk.

COUNCILMAN AVERSA spoke about the fall programs. The Community Center is functioning. A meeting will be scheduled within the next few weeks to finalize its utilization. The Sub-Committee will meet the week before Thanksgiving to set a date for the tree lighting ceremony.

COUNCILWOMAN OH spoke about the CFO and Tax Collector position. The Borough Clerk has advertised for the position and several applicants have applied. She would like Councilman Liang to participate in the hiring process. The interview process has begun.

COUNCILMAN CONSALVO - absent

RESOLUTIONS 2014:

Consent Agenda

158 - Tax Appeal Alps LLC 120 Sylvan Ave

159 - Tax Appeal Choi 37 New Street

160 - Tax Appeal Bedrock 720 Palisade Ave

161 - Tax Appeal TAG Sylvan Corp at 910-920 Sylvan Ave

162 - Tax Appeal Unilever McNerney 700 Sylvan Ave

163 - Tax Appeal 51 N. Virginia Court (September Correspondence)

164 - Capital Budget Amendment

165 - Authorization to Award Bid to CrossMatch Technologies and the Mayor to Sign the Agreement

166 - Rejection of Bids for the Improvement of Witte Field Basketball Court

167 - Retirement of Joseph Iannaconi, Jr.

168 - Application LFB Bond Ordinance

169 - Emergency Resolution to Fund Tax Court Judgments

CONSENT AGENDA

All matters listed below are considered to be routine in nature and was enacted by one motion. There was separate discussion of these items. If any discussion was desired by the Council, that particular item was removed from the Consent Agenda and was considered separately

On a motion by Council Presdiwent Favaro, Resolutions 158 through 170 were adopted.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Aversa

NAYS:

RECUSE: Liang-163, Ferro-163, Oh-158

RESOLUTION 14-158

WHEREAS, Alps, LLC is the owner and/or taxpayer of property located at 120 Sylvan Avenue in the Borough of Englewood Cliffs, at Block 130, Lot 24; and

WHEREAS, taxpayers filed 2013 and 2014 real property tax appeals, which matters are presently pending in the Tax Court of New Jersey; and

WHEREAS, it is the opinion of the Tax Assessor, Appraiser and Tax Appeal Attorney that the settlement of these matters is in the best interests of the Borough of Englewood Cliffs;

NOW, THEREFORE, be it

RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that the Borough's Tax Appeal Attorney be and he is hereby authorized and directed to execute any and all documents necessary in order to settle litigation entitled Alps, LLC vs. Englewood Cliffs; and be it further

RESOLVED that for tax years 2013, the assessment of \$9,519,900 will be reduced to \$9,000,000, and for tax years 2014, the assessment of \$10,194,900 will be reduced to \$9,000,000, resulting in a total refund, inclusive of both years, of \$14,806; and be it further

RESOLVED that the aforesaid settlement is predicated upon a waiver of payment of interest on any refund.

RESOLUTION 14-159

WHEREAS, Kwan Ho & Eui Yul Choi are the owners and taxpayers of property located at 37 New Street in the Borough of Englewood Cliffs, at Block 508, Lot 9; and

WHEREAS, taxpayers filed 2012, 2013 and 2014 real property tax appeals, which matters are presently pending in the Tax Court of New Jersey; and

WHEREAS, it is the opinion of the Tax Assessor, Appraiser and Tax Appeal Attorney that the settlement of these matters is in the best interests of the Borough of Englewood Cliffs;

NOW, THEREFORE, be it

RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that the Borough's Tax Appeal Attorney be and he is hereby authorized and directed to execute any and all documents necessary in order to settle litigation entitled Choi vs. Englewood Cliffs; and be it further

RESOLVED that for each of the tax years 2012, 2013 and 2014, the assessment of \$1,776,900 will be reduced to \$1,600,000, resulting in a total refund, inclusive of all three years, of approximately \$4,500; and be it further

RESOLVED that the aforesaid settlement is predicated upon a waiver of payment of interest on any refund.

RESOLUTION 14 – 160

WHEREAS, Bedrock Realty Holdings, LLC is the owner and/or taxpayer of property located at 720 Palisade Avenue in the Borough of Englewood Cliffs, at Block 506, Lot 3; and

WHEREAS, taxpayer filed 2013 and 2014 real property tax appeals, which matters are presently pending in the Tax Court of New Jersey; and

WHEREAS, it is the opinion of the Tax Assessor, Appraiser and Tax Appeal Attorney that the settlement of these matters is in the best interests of the Borough of Englewood Cliffs;

NOW, THEREFORE, be it

RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that the Borough's Tax Appeal Attorney be and he is hereby authorized and directed to execute any and all documents necessary in order to settle litigation entitled Bedrock Realty Holdings, LLC vs. Englewood Cliffs; and be it further

RESOLVED that for tax year 2013, the complaint would be withdrawn, and the assessment of \$4,997,000 would remain intact, and for tax year 2014, the assessment of \$4,997,000 will be reduced to \$4,100,000, resulting in a refund of \$7,804; and be it further

RESOLVED that the aforesaid settlement is predicated upon a waiver of payment of interest on any refund.

RESOLUTION 14-161

WHEREAS, TAG Sylvan Corporate Center, LLC, located at 910-920 Sylvan Avenue, Block 1201, Lot 9.03, has filed real property tax appeals for the years 2008 through 2014; and

WHEREAS, McNerney & Associates, Inc. submitted a proposal for appraisal services in the amount of \$9,500 which is annexed hereto and made a part hereof; and

WHEREAS, the Committee has deemed that McNerney & Associates, Inc. is qualified to provide appraisal services for the Borough in defense of this matter; and

WHEREAS, the retention of McNerney & Associates, Inc. is in the best interests of the Borough;

NOW, THEREFORE, be it

RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that McNerney & Associates, Inc. is authorized to provide appraisal services at the above facilities in connection with pending real property Tax Court appeals entitled TAG Sylvan Corporate Center, LLC vs. Englewood Cliffs; and

BE IT FURTHER RESOLVED that the services to be provided by McNerney & Associates, Inc. do not require public bidding or solicitation; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute such contract; and

BE IT FURTHER RESOLVED that McNerney & Associates, Inc. shall be compensated for their services, in accordance with their proposal, in the amount of \$9,500; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has or will certify the existence of current funds which are necessary for the payment to McNerney & Associates, Inc. for the services to be rendered; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to maintain a copy of this Resolution and a copy of the proposal with McNerney & Associates, Inc., in her offices, for public inspection.

RESOLUTION 14-162

WHEREAS, Unilever Best Foods, Inc., located at 700 Sylvan Avenue, Block 806, Lot 7 and Block 808, Lot 9, has filed real property tax appeals for the years 2008 through 2014; and

WHEREAS, McNerney & Associates, Inc. submitted a proposal for appraisal services in the amount of \$5,000 which is annexed hereto and made a part hereof; and

WHEREAS, the Committee has deemed that McNerney & Associates, Inc. is qualified to provide appraisal services for the Borough in defense of this matter; and

WHEREAS, the retention of McNerney & Associates, Inc. is in the best interests of the Borough;

NOW, THEREFORE, be it

RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that McNerney & Associates, Inc. is authorized to provide appraisal services at the above facilities in connection with pending real property Tax Court appeals entitled Unilever Best Foods, Inc. vs. Englewood Cliffs; and

BE IT FURTHER RESOLVED that the services to be provided by McNerney & Associates, Inc. do not require public bidding or solicitation; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute such contract; and

BE IT FURTHER RESOLVED that McNerney & Associates, Inc. shall be compensated for their services, in accordance with their proposal, in the amount of \$5,000; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has or will certify the existence of current funds which are necessary for the payment to McNerney & Associates, Inc. for the services to be rendered; and

BE IT FURTHER RESOLVED that the Acting Borough Clerk is hereby directed to maintain a copy of this Resolution and a copy of the proposal with McNerney & Associates, Inc., in her offices, for public inspection.

RESOLUTION 14-163

WHEREAS, 51 North Virginia Court, LLC is the owner and taxpayer of property located at 51 North Virginia Court in the Borough of Englewood Cliffs, at Block 904, Lot 3; and

WHEREAS, taxpayers filed 2013 and 2014 real property tax appeals, which matters are presently pending in the Tax Court of New Jersey; and

WHEREAS, it is the opinion of the Tax Assessor, Appraiser and Tax Appeal Attorney that the settlement of these matters is in the best interests of the Borough of Englewood Cliffs;

NOW, THEREFORE, be it

RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that the Borough's Tax Appeal Attorney be and he is hereby authorized and directed to execute any and all documents necessary in order to settle litigation entitled 51 North Virginia Court, LLC vs. Englewood Cliffs; and be it further

RESOLVED that for tax years 2013 and 2014, the assessments of \$1,139,700 will be reduced to \$950,000, resulting in a total refund, inclusive of both years, of \$3,250; and be it further

RESOLVED that the aforesaid settlement is predicated upon a waiver of payment of interest on any refund.

RESOLUTION 14-165

RE: AWARD BID CROSSMATCH TECHNOLOGIES

WHEREAS, pursuant to GSA Contract GS-35F-0199R, “11. Cooperative Purchasing, Section 211 of the E-Government Act of 2002, amended the Federal Property and Administrative Services Act to allow for cooperative purchasing. Cooperative Purchasing authorizes State and local government entities to purchase information Technology (IT) supplies/products and services from the GSA’s Schedule 70 and the Consolidated Schedule contracts containing Information Technology (IT) Special Item Numbers (SINS). State and local government entities means: the states of the United States, counties, municipalities, cities, towns, townships, tribal governments, public authorities (including public or Indian housing agencies under the United States Housing Act of 1937, school districts, colleges and other institutions of higher education, council of governments (incorporated or not), regional or interstate government entities, or any agency or instrumentality of the preceding entities (including any local educational agency or institution of higher education), and including legislative and judicial departments. The Final Rule regarding Cooperative Purchasing was issued in the Federal Register on May 18, 2004, and was incorporated via Refresh 14.” has provided for a non-competitive contract to be awarded pursuant to said act to CrossMatch Technologies, (GSA Contract GS-35F-0199R), located at 3950 RCA Boulevard, Suite 5001, Palm Beach Gardens, Florida 433410; and

WHEREAS, the Police Department finds it necessary to up-date their technology program.

NOW, THEREFORE, BE IT RESOLVED, that the contract is hereby awarded to CrossMatch Technologies pursuant to the quote of October 24, 2014 concerning certain documents contained therein for the total price of \$18,761.79.

RESOLUTION 14- 166

WHEREAS, bids were duly advertised for certain improvements to Witte Field Basketball Court; and

WHEREAS, two bids were received; one by Diamond Construction, 35 Beaverson Boulevard, Brick, New Jersey 08723, in the amount of \$178,300; and the second by Classic Turf Company LLC, 437 Sherman Hill Road, Woodbury, Connecticut, 06798, in the amount of \$197,253.77; and

WHEREAS, there are insufficient monies appropriated to accept this bid.

NOW, THEREFORE, be it resolved that said bids are hereby rejected and that notice be given to the bidders of this action;

RESOLUTION 14-167

WHEREAS, Joseph Iannaconi, Jr. CFO and Tax Collector, has applied for retirement effective December 31, 2014; and

WHEREAS, the Mayor and Council extend their sincere gratitude for the outstanding service provided by Mr. Iannaconi to the municipality and to its residents.

NOW THEREFORE BE IT

RESOLVED, that the Mayor and Council of the Borough of Englewood Cliffs hereby accepts the retirement of Joseph Iannaconi, Jr., CFO and Tax Collector , and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Englewood Cliffs, in the County of Bergen and State of New Jersey that the retirement of Joseph Iannaconi, Jr. effective December 31, 2014, be and is hereby accepted.

RESOLUTION 14-168

RESOLUTION OF THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:2-51

WHEREAS, THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, NEW JERSEY (the "Borough"), desires to make application to the Local Finance Board for its approval of (i) the adoption of a refunding bond ordinance for amounts owed to others for taxes levied in the Borough (including the refunding of an emergency appropriation made for this purpose), and (ii) the approval of a maturity schedule for the refunding of said taxes owed to others, all pursuant to *N.J.S.A. 40A:2-51*; and

WHEREAS, the Borough believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the Borough;
- (c) the amounts to be expended for said purpose are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Borough and will not create an undue financial burden to be placed upon the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Englewood Cliffs in the County of Bergen, New Jersey as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Chief Finance Officer and Bond Counsel and the Clerk of the Borough, along with other representatives of the Borough, are hereby authorized to prepare such application and to represent the Borough in matters pertaining thereto. The Chief Finance Officer shall present the matter to the Local Finance Board.

Section 2. The Clerk of the Borough of Englewood Cliffs is hereby directed to file a copy of this Resolution and a copy of the proposed bond ordinance as passed upon first reading with the Local Finance Board for its consent as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute and to cause its consent to be endorsed upon the bond ordinance.

Recorded Vote

AYE
LIANG
FERRO
FAVARO
OH
AVERSA

NO

ABSTAIN

ABSENT
CONSALVO

RESOLUTION 14-169

**AN EMERGENCY RESOLUTION IN ACCORDANCE
WITH N.J.S.A. 40A:4-49 AUTHORIZING AN EMERGENCY
APPROPRIATION TO FUND STATE TAX COURT JUDGMENTS**

WHEREAS, an emergency has arisen with respect to the payment of State Tax Court judgments for prior year taxes levied in the Borough of Englewood Cliffs in the County of Bergen, New Jersey, and no adequate provision was made in the 2014 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above;

WHEREAS, the Borough's calendar year 2014 budget was adopted on June 18, 2014, and the extent and magnitude of said State Tax Court judgments was not anticipated and adequate provision was not made in such budget for the payment of same; and

WHEREAS, the total amount of the emergency appropriations created in fiscal year 2014, including the appropriation to be created by this resolution, is \$635,000, and three (3) percent of the total operating appropriations in the budget for 2014 is \$410,637; and

WHEREAS, the foregoing emergency appropriation together with all prior emergency appropriations created in 2014, if any, exceeds three (3) percent of the total current fund operating appropriations in the budget for 2014.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Englewood Cliffs, in the County of Bergen, State of New Jersey (by not less than 2/3 of all governing body members affirmatively concurring), that in accordance with N.J.S.A. 40A:4-49:

1. In accordance with N.J.S.A. 40A:4-49, petition shall be made to the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey (the "Director") for permission to exceed the statutory limit of 3 percent for the creation of an appropriation for the purpose set forth in the preambles hereof.
2. Subject to the approval of the Director, the Borough hereby authorizes and approves an emergency appropriation pursuant to N.J.S.A. 40A:4-46 and N.J.S.A. 40A:4-49 in the amount of \$635,000 to fund amounts owed by the Borough to the owners of various properties for taxes levied in the Borough, as more particularly described on a list of owners and properties available for inspection in the office of the Borough Clerk, and including all services necessary therefor and incidental thereto.
3. An emergency exists and the emergency appropriation provided for herein is necessary in order to meet a pressing need for public expenditures to protect or promote the public health, safety, morals or welfare of the inhabitants of the Borough.
4. Except to the extent that provision for paying, funding or refunding said emergency appropriation shall previously have been made by the authorization of bonds pursuant to the Local Bond Law with the approval of the Local Finance Board, said emergency appropriation shall be provided for in full in the 2014 budget, and is requested to be excluded from the appropriation cap, pursuant to N.J.S. 40A:4-43.3c(1).
5. In order to finance the emergency appropriation described in Section 1 of this resolution, the Borough is hereby authorized to borrow the sum of \$635,000 and to issue its emergency notes pursuant to N.J.S.A. 40A:4-51. The emergency notes authorized by this resolution may be issued in amounts and denominations not exceeding in the aggregate the amount of notes authorized herein, as determined by the chief financial officer of the Borough pursuant to this resolution. The Borough may finance the emergency appropriation from surplus funds available or may borrow money in a manner prescribed herein.
6. The following matters in connection with the notes are hereby determined:
 - (a) All notes issued hereunder and any renewals thereof shall mature at such time as may be determined by the chief financial officer within the limitations of the Local Budget Law;
 - (b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer;

- (c) The notes shall be in the form determined by the chief financial officer and the chief financial officer's signature upon the notes shall be conclusive as to such determination.
6. The chief financial officer is hereby authorized and directed to determine all matters in connection with the notes not determined by this or a subsequent resolution and the chief financial officer's signature upon the notes shall be conclusive as to such determination.
 7. The chief financial officer is hereby authorized to sell the notes from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.
 8. All notes issued pursuant to this resolution shall be executed by the chief financial officer and the Mayor and shall be under the seal of the Borough and attested by the Clerk of the Borough. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the notes.
 9. Any note issued pursuant to this resolution shall be a general obligation of the Borough. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the notes authorized herein and, unless otherwise paid or payment is provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.
 10. The chief financial officer is authorized and directed to report in writing to this governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.
 11. The statement required by the Local Finance Board has been filed with the Clerk and a copy shall be transmitted to the Director.
 12. Two (2) certified copies of this resolution as adopted shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.
 13. This resolution shall take effect immediately.

Recorded Vote

AYE
LIANG
FERRO

NO

ABSTAIN

ABSENT
CONSALVO

FAVARO
OH
AVERSA

RESOLUTION 14-170

WHEREAS, the Shade Tree Commission has solicited proposals and bids for arbor fertilization in regard to Witte Field; and; and

WHEREAS, they have determined that Nature's Trees, Inc., d/b/a SavATree is the best eligible entity to provide said services; and

WHEREAS, N.J.S.A 40A:11-3 provides that a contract may be awarded by the Borough by resolution in regard to such a proposal; and

WHEREAS, Nature's Trees, Inc., d/b/a SavATree has proposed to perform the necessary services in regard to same and the bid proposal and contract have been received.;

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby awards the contract to the Nature's Trees, Inc., d/b/a SavATree, in the amount of \$7,815.00 and that the Borough Attorney is authorized to prepare the appropriate agreement and the Mayor is authorized to sign same.

- **ORDINANCES 2014:** Introduction Public Hearing on December 10, 2014
 - 14-12 Refunding Bond Ordinance
 - 14-13 Authorize Special Emergency Appropriation for Accrued Severance Liabilities
 - 14-14 Amend and Supplement Building and Housing Section 9-17.4 Certificate of Continued Occupancy
 - 14-15 Amend Salary Ordinance for Fire Inspector - Annual Salary

FIRST HEARING AND INTRODUCTION – ORDINANCES

Ordinance 14-12 – Refunding Bond Ordinance Providing for the Funding of an Emergency Appropriation For The Payment Of Amounts Owing To Others For Taxes Levied In And By The Borough of Englewood Cliffs, in the County of Bergen, New Jersey, Appropriating \$635,000 Therefor and Authorizing the Issuance of \$635,000 Bonds or Notes of the Borough of Englewood Cliffs for Financing the Cost Thereof.

On a motion by Councilman Aversa, seconded by Councilwoman Oh and carried unanimously, Ordinance 14-12 entitled “REFUNDING BOND ORDINANCE PROVIDING FOR THE FUNDING OF AN

EMERGENCY APPROPRIATION FOR THE PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$635,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$635,000 BONDS OR NOTES OF THE BOROUGH OF ENGLEWOOD CLIFFS FOR FINANCING THE COST THEREOF” was introduced and passed on the first reading.

The Ordinance was **approved** on the following roll call, and the public hearing relative to this ordinance is scheduled for December 10, 2014.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Aversa

Ordinance 14-13 – An Ordinance of the Borough of Englewood Cliffs, in the County of Bergen, New Jersey, Authorizing a Special Emergency Appropriation Pursuant to N.J.S.A. 40A:4-53 To Fund Accumulated Severance Liabilities

On a motion by Councilman Aversa, seconded by Councilwoman Oh and carried unanimously, Ordinance 14-13 entitled “ AN ORDINANCE OF THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, NEW JERSEY, AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53 TO FUND ACCUMULATED SEVERANCE LIABILITIES” was introduced and passed on the first reading.

The Ordinance was **approved** on the following roll call, and the public hearing relative to this ordinance is scheduled for December 10, 2014.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Aversa

Ordinance 14-14 – An Ordinance To Amend And Supplement Chapter IX Entitled “Building And Housing” Of The General Ordinances And Revised Code of the Borough of Englewood Cliffs, Section 9-17 Entitled “Certificate of Continued Occupancy”, Specifically Section 9-17.4 Entitled “Applications”

On a motion by Councilman Aversa , seconded by Councilwoman Oh and carried unanimously, Ordinance 14-14 entitled “ AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER IX ENTITLED “BUILDING AND HOUSING” OF THE GENERAL ORDINANCES AND REVISED CODE OF THE BOROUGH OF ENGLEWOOD CLIFFS, SECTION 9-17 ENTITLED “CERTIFICATE OF CONTINUED OCCUPANCY”, SPECIFICALLY SECTION 9-17.4 ENTITLED “APPLICATIONS” was introduced and passed on the first reading.

The Ordinance was **approved** on the following roll call, and the public hearing relative to this ordinance is scheduled for December 10, 2014.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Aversa

Ordinance 14-15 – An Ordinance Fixing Salaries, Wages and Compensation For All Salaried, Appointed and Elected Officers Within the Borough of Englewood Cliffs, in the County of Bergen, and State of New Jersey

On a motion by Councilwoman Oh, seconded by Councilman Aversa and carried unanimously, Ordinance 14-15 entitled “ AN ORDINANCE FIXING SALARIES, WAGES AND COMPENSATION FOR ALL SALARIED, APPOINTED AND ELECTED OFFICERS WITHIN THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, AND STATE OF NEW JERSEY” was introduced and passed on the first reading.

The Ordinance was **approved** on the following roll call, and the public hearing relative to this ordinance is scheduled for December 10, 2014.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Aversa

COUNCIL PRESIDENT FAVARO STATED:

“IF THERE WAS ANY UNFINISHED BUSINESS AT THIS TIME

UNFINISHED / NEW BUSINESS:

Seeing and hearing none, the meeting was adjourned at 8:55 P.M.

Respectfully submitted by Lisette M. Duffy, RMC Borough Clerk.

ATTEST:



Lisette M. Duffy, RMC, Borough Clerk