

## **AGENDA**

SPECIAL MEETING, THURSDAY, JUNE 23, 2011 AT 7:00 P.M. OR AS SOON  
THEREAFTER AT BOROUGH HALL

### **OPEN PUBLIC MEETINGS ACT.**

BOROUGH CLERK: this meeting is being held in accordance with the rules and regulations of the Open Public Meetings Act of the State of New Jersey. Adequate notice of this meeting was provided by forwarding a Sunshine notice which included the time, date and location of this public meeting of the Mayor and Council.

### **ROLL CALL:**

COUNCIL MEMBERS: Councilman Yampaglia, Councilman Bianchi, Councilman Hughes, Councilman Johnson, Councilman Tanelli and Councilman Kearney

ALSO PRESENT: Mayor Peter C. Massa, Borough Clerk, Terence M. Wall, Borough Attorney, Gregory Randazzo

### **PLEDGE OF ALLEGIANCE**

### **PRESENTATION- ITALIAN AMERICAN CLUB**

### **MOTION TO SUSPEND THE REGULAR ORDER OF BUSINESS**

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Bianchi

ROLL CALL: All Council present vote in the affirmative

### **PUBLIC COMMENTS**

### **MOTION TO CLOSE PUBLIC COMMENTS**

INTRODUCED BY:

SECONDED BY:

ROLL CALL:

### **RESOLUTIONS ON CONSENT**

R-161-11 RESO RE: AUTHORIZATION TO PAY CLAIMS

R-162-11 RESO RE: APPROVAL OF PURCHASES OVER \$3,000.00 (**TABLED UNTIL JULY 14, 2011**)

R-163-11 RESO RE: A RESOLUTION TO ADOPT THE PROVISIONS OF CHAPTER 48 (N.J.S.A. 52:14.17.38) UNDER WHICH A PUBLIC EMPLOYER MAY AGREE TO PAY FOR THE STATE HEALTH BENEFITS PROGRAM (SHBP) AND/OR SCHOOL EMPLOYEES'

R-164-11 RESO RE: TO AUTHORIZE PARTICIPATION IN THE STATE HEALTH BENEFITS PROGRAM AND/OR SCHOOL EMPLOYEES HEALTH BENEFITS PROGRAM OF THE STATE OF NEW JERSEY

R-165-11 RESO RE: AMENDING R-318-10 PROMOTION TO SERGEANT

R-166-11 RESO RE: AMENDING R-83-11 PROMOTION TO SERGEANT

R-167-11 RESO RE: RENEWAL OF 2011-2012 LIQUOR LICENSES

R-168-11 RESO RE: APPOINTMENT OF FULL TIME CROSSING GUARD

R-169-11 RESO RE: REFUND OF MONIES DUE TO OVERPAYMENT

R-170-11 RESO RE: AUTHORIZING INCLUSION IN THE BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM

R-171-11 RESO RE: PASSAIC VALLEY SEWERAGE COMMISSION COST CUTTING ACTIONS

R-172-11 RESO RE: APPOINTMENT OF PER DIEM EMT

R-173-11 RESO RE: SUPPORT OF THE OVER THE LIMIT UNDER ARREST 2011 STATEWIDE CRACKDOWN

R-174-11 RESO RE: SHARED MUNICIPAL SERVICES (**PULLED FROM CONSENT**)

R-175-11 RESOLUTION REQUESTING THAT THE NEW JERSEY MEADOWLANDS COMMISSION'S EQUITABLE INTER-MUNICIPAL TAX SHARING PROGRAM BE PRESERVED AND THAT OTHER OPTIONS TO INCREASE THE FUND BE EXPLORED.

R-176-11 RESO RE: MINESHAFT MONITORING PROGRAM SCHUYLER AVE, FOREST STREET, MORTON PLACE, AVON PLACE, RENNER PLACE, STRATFORD PLACE AND CHILDREN'S CENTENNIAL PARK (**PULLED FROM CONSENT**)

R-178-11 RESO RE: PERSON TO PERSON TRANSFER OF LIQUOR LICENSE #0239-33-005-009

R-179-11 RESO RE: 2010 ROAD RESURFACING PROGRAM SUNSET AVE (RIVERVIEW AVE TO RIDGE ROAD)

R-180-11 RESO RE: RETIREMENT OF KATHLEEN PORFIDO

R-181-11 RESO RE: RETIREMENT OF REGINA GUILLEN

INTRODUCED BY: Councilman Bianchi

SECONDED BY: Councilman Kearney

ROLL CALL: All Council present vote in the affirmative

### **RESOLUTIONS ON CONSENT**

R-174-11 RESO RE: SHARED MUNICIPAL SERVICES

INTRODUCED BY: Councilman Hughes

SECONDED BY: Councilman Kearney

ROLL CALL:

AYES: Councilman Bianchi, Councilman Hughes, Councilman Johnson, Councilman Kearney

NAYS: Councilman Yampaglia, Councilman Tanelli

R-176-11 RESO RE: MINESHAFT MONITORING PROGRAM SCHUYLER AVE, FOREST STREET, MORTON PLACE, AVON PLACE, RENNER PLACE, STRATFORD PLACE AND CHILDREN'S CENTENNIAL PARK (**PULLED FROM CONSENT**)

INTRODUCED BY: Councilman Bianchi

SECONDED BY: Councilman Johnson

ROLL CALL:

AYES: Councilman Bianchi, Councilman Hughes, Councilman Johnson, Councilman Tanelli,  
Councilman Kearney

**ORDINANCE**

**FIRST READING OF ORDINANCES**

**ORDINANCE NO. 2079**

AN ORDINANCE TO AMEND CHAPTER 187 §9(B) OF THE CODE OF THE  
BOROUGH OF NORTH ARLINGTON ENTITLED “VEHICLES AND TRAFFIC”

( EXPLANATION - HANDICAPPED PARKING SPACE 33 HENDEL AVE)

INTRODUCED BY: Councilman Hughes  
SECONDED BY: Councilman Tanelli  
ROLL CALL: All Council present vote in the affirmative

EXCUSED: Councilman Yampaglia

R-177 -11 EXECUTIVE SESSION

INTRODUCED BY: Councilman Tanelli  
SECONDED BY: Councilman Bianchi  
ROLL CALL: All Council present vote in the affirmative

EXCUSED: Councilman Yampaglia

MOTION TO RETURN TO THE REGULAR ORDER OF BUSINESS

INTRODUCED BY: Councilman Tanelli  
SECONDED BY: Councilman Hughes  
ROLL CALL: All Council present vote in the affirmative

EXCUSD: Councilman Yampaglia

**ADJOURNMENT:**

MOTION TO ADJOURN

INTRODUCED BY:  
SECONDED BY:  
ROLL CALL:

(\*AGENDA IS SUBJECT TO CHANGE AS A RESULT OF THE MATTERS NOT KNOWN  
AT THE TIME OF PRINTING

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

R-161-11

RESO RE: AUTHORIZATION TO PAY CLAIMS

WHEREAS, There has been presented to the Mayor and Council Members of the Borough of North Arlington, the attached list of invoices requesting payment for the work, labor, services and materials to the Borough; and

WHEREAS, said attached list specify the exact line item in the budget or Ordinance to be charged therewith: \$ 3,861,844.76

WHEREAS, each of the purchases by said invoices have been duly authorized by the purchasing department, agent or office in respect to the goods and services received, as well as the Chief Financial Officer in regard to availability of funds;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of North Arlington, that the CFO is hereby authorized to pay the claims.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLLIA						
BIANCHI						
HUGHES						
JOHNSON						
TANELLI						
KEARNEY						
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

**VOID**

R-162-11  
RESO RE: APPROVAL OF PURCHASES OVER  
\$3,000.00

WHEREAS, the departments listed have requested to purchase the enumerated items on the attached list; and

WHEREAS, prices for the requested purchases were either obtained through written quotes, county contracts or state contracts; and

WHEREAS, certifications of funds have been received for these expenditures from the Chief Financial Officer of the Borough of North Arlington;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of North Arlington, Bergen County, New Jersey, that the attached list of purchase requests are hereby authorized.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

R-163-11

RESO RE: A RESOLUTION TO ADOPT THE PROVISIONS OF CHAPTER 48 (N.J.S.A. 52:14.17.38) UNDER WHICH A PUBLIC EMPLOYER MAY AGREE TO PAY FOR THE STATE HEALTH BENEFITS PROGRAM (SHBP) AND/OR SCHOOL EMPLOYEES'

- 1, BE IT RESOLVED the Borough of North Arlington, \_\_\_\_\_ SHBP/SEHBP ID NUMBER hereby elects to adopt the provisions of N...J.S.A. 52:14-17.38 and adhere to the rules and regulations promulgated by the State Health Benefits Commission and School Employees' Health Benefits Commission to implement the provision of that law.
2. This resolution affects employees as shown on the attached Chapter 48 Resolution Addendum it is effective on the 1<sup>st</sup> day of \_\_\_\_\_
3. We are aware that adoption of this resolution does not free us of the obligation to pay for post-retirement medical benefits of retirees or employees who qualified for those payments under any Chapter 88 Resolution or Chapter 48 Resolution adopted previously by this governing body.
4. We agree that this Resolution will remain in effect until properly amended or revoked with the SHBP and/or SEHBP. We recognize that, while we remain in the SHBP and/or SEHEP, we are responsible for providing the payment for post-retirement medical coverage as listed in the attached Chapter 48 Resolution Addendum for all employees who qualify for this coverage while this Resolution is in force.
5. We understand that we are required to provide the Division of Pensions and Benefits complete copies of all contracts, ordinances, and resolutions that detail post-retirement medical payment obligations we undertake. We also recognize that we may be required to provide the Division with information needed to carry out the terms of this Resolution.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

I, hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Borough of North Arlington, 214 Ridge Road, North Arlington, NJ 07031 on the 23rd day of June, 2011

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Terence M. Wall, RMC, QPA  
Borough Clerk

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North Arlington, NJ 07031  
201-991-6060 x 107

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

R-164-11

RESO RE: TO AUTHORIZE PARTICIPATION IN  
THE STATE HEALTH BENEFITS PROGRAM  
AND/OR SCHOOL EMPLOYEES HEALTH  
BENEFITS PROGRAM OF THE STATE OF NEW  
JERSEY

1 .BE IT RESOLVED the Borough of North Arlington \_\_\_\_\_  
hereby elects to participate in the \_\_\_\_\_ State Social Security I.D. Number  
Health Program provided by the New Jersey State Health Benefits Act of the State of New Jersey  
(N.J.S.A. 52:14-17.26 and N.J.S.A. 52:14-17.25 et. seq. and authorize coverage for all  
employees and their dependents thereunder in accordance with the statute and regulations  
adopted by the State Health Benefits Commission and/or School Employees' Health Benefits  
Commission.

2. A. ( ) We select to participate in the Employee Prescription Drug Plan defined  
N.J.S.A.52:14-17.25 et seq. and authorize coverage for all employees and their dependents in  
accordance with the statute and regulations adopted by the State Health Benefits Commission  
and/or School Employees' Health Benefits Commission.

B. ( ) We will be maintaining \_\_\_\_\_ as our prescription plan.  
Name of Plan

. C. ( ) We will not have a stand-alone prescription drug plan and understand that prescription  
drug coverage will be provided based on the medical plan chosen by the subscriber.

3 A. ( ) We elect to participate in the Employee Dental Plan defined by N.J.S.A. 52:14-17.25 et  
seq. and authorize coverage for all employees and their dependents in accordance with the statute  
and regulations by the State Health Benefits Commission

B. ( ) We will be maintaining \_\_\_\_\_ as our dental plan  
Name of Plan

C. ( ) We will not have a dental plan

4. We elect \_\_\_\_\_ hours per week (average) as the minimum requirement  
for full time status in accordance with N.J.A.C. 17:9-4.6.

5. As a participating employer we will remit to the State Treasury all charges due on account of  
employee and dependent coverage and periodic charges in accordance with the requirements of  
the statute and the rules and regulations duly promulgated thereunder.

6. We hereby appoint \_\_\_\_\_ to act as Certifying Officer in the  
administration of this program.

7. This resolution shall take effect immediately and coverage shall be effective as of \_\_\_\_\_ or as soon thereafter as it may be effectuated pursuant to the statutes and regulations (can be no less than 75 or 90 days pursuant to the provision of N.J.S.A. 17:9-1.4.

NOTE: An individual is permitted coverage as an employee, retiree, or dependent, multiple coverage under the SHEP or SEHEP is prohibited.

- 1. If not electing prescription drug coverage and/or dental plan participation through the State Health Benefits Program or School Employees' Health Benefits Program, attach copies of the current prescription drug and dental plan contracts.*
- 2. As of 6/1/2010 may not less than 25 hours per week for employees, or 35 hours per week for elected or appointed officials.*

\_\_\_\_\_  
Number of Employees

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC-QPA  
Borough Clerk

I hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Borough of North Arlington, 214 Ridge Road, North Arlington, New Jersey, 07031, on the \_\_\_\_\_-day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

201-991-6060 x 107

\_\_\_\_\_  
Employees State Social Security  
Identification Number

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

R-165-11

RESO RE: AMENDING R-318-10 PROMOTION  
TO SERGEANT

BE IT RESOLVED by the Mayor and Council of the Borough of North Arlington hereby amend R-318-10 promotion of Gary Edwards to the position of Sergeant, Certification No.PL110287, Certification date March 18, 2011. Promotion is subject to acceptance of a one year waiver in additional compensation with an effective date of January 1, 2011.

This promotion is further subject to Civil Service certification process and final approval required by the Department of Community Affairs.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

R-166-11

RESO RE: AMENDING R-83-11 PROMOTION TO SERGEANT

BE IT RESOLVED by the Mayor and Council of the Borough of North Arlington hereby amend R-83-11 promotion of Rui Encarnacao to the position of Sergeant. Certification No. PL110287, Certification date March 18, 2011. Promotion is subject to acceptance of a one year waiver in additional compensation with an effective date of February 25, 2011.

This promotion is further subject to Civil Service certification process and final approval required by the Department of Community Affairs.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ___x___ YES _____ NO						

R-167-11

RESO RE: RENEWAL OF 2011-2012  
LIQUOR LICENSES

**BE IT RESOLVED**, by the Mayor and Council of the Borough of North Arlington, Bergen County, New Jersey that the following applications for renewal of alcoholic beverage licenses within the Borough of North Arlington be and are hereby approved from July 1 2011 to June 30, 2012.

License Name	Trading As	License #	License Type
Ballinrobe Development Inc	Art O'Neill's Pub	0239-33-018-006	Consumption
Bionodolillo Pietro	Roma Restaurant	0239-33-004-002	Consumption
Calo Sass Post 4697	VFW	0239-31-030-001	Club
Bensi of N.A.	Bensi	0239-33-022-004	Consumption
Giuseppe Lassoni	Lassoni Ristorante, Inc..	0239-33-024-007	Consumption
General Store Corp	One Stop Wine & Liq.	0239-44-008-004	Distribution
Columbian Club	Knights of Columbus	0239-31-028-001	Club
VEEF LLC	Copper Mine Pub	0239-33-006-009	Consumption
Arlington Pizza, Inc.	Making Dough	0239-33-007-003	Consumption
185 River Road LLC	Euro Lounge Café	0239-33-012-007	Consumption
New North Arlington Bowl	New NJ Bowl	0239-33-021-003	Consumption
Trivedi Bharat	Dunn's Liquor	0239-44-027-007	Distribution
North Arlington Elks	1992 Elks Club	0239-31-029-001	Club
Riya Business Mgmnt Inc.	Lucky 7	0239-44-013-004	Distribution
Saftdarian R & M	M&R Liquor & Deli	0239-44-020-006	Distribution
Torcato Pereira	Tejo Restaurant Inc.	0239-33-015-006	Consumption
582 Ridge Road LLC	Hook & Ladder	0239-33-005-009	Consumption
Pike Inc.	Silver Bell Tavern	0239-33-023-007	Consumption
Arlington Diner		0239-33-019-005	Consumption
203 Prospect Deli, LLC	Prospect Deli & Liq.	0239-33-012-007	Distribution
288 River Road LLC	Backstreet Bar & Grill	0239-33-026-004	Consumption
Banjhil Inc.	JB Liquors	0239-44-017-007	Distribution
Edgar, Inc.	Hartleys	0239-33-016-005	Consumption
Metro Liq. At NA LLC	Metro Liquors	0239-44-011-006	Distribution

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

**CERTIFICATION**

I hereby certify this to be a true copy of a Resolution approved at the June 23, 2011 Special Council Meeting of the Mayor and Council of the Borough of North Arlington.

\_\_\_\_\_  
Terence M. Wall, RMC, QPA

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

R-168-11

RESO RE: APPOINTMENT OF FULL TIME  
CROSSING GUARD

BE IT RESOLVED by the Mayor and Council of the Borough of North Arlington to appoint Maria Kyc to the position of full time crossing guard effective September 1, 2011 to fill the vacancy of James Hislop.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

R-169-11

RESO RE: REFUND OF MONIES DUE TO  
OVERPAYMENT

WHEREAS, the following property had a duplicate payment; and

WHEREAS, a refund has been requested as follows:

B 088 L 031 Bac Tax Services Corp. \$1, 836.75  
PO Box 10211  
Van Nuys, CA 91499-6089

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of  
North Arlington that the Tax Collector issue the requested refund.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

R-170-11

**RESO RE: AUTHORIZING INCLUSION IN THE  
BERGEN COUNTY COMMUNITY  
DEVELOPMENT PROGRAM**

WHEREAS, certain Federal funds are potentially available to the County of Bergen Under Title I of the Housing and Community Development Act of 1974, as amended, and the Home Investment Partnership Act of 1990, as amended; and

WHEREAS, the current Interlocal Services Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, by July 8, 2011, each municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

WHEREAS, it is in the best interest of the Mayor and Council of the Borough of North Arlington and its residents to participate in said programs; and

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of North Arlington hereby notifies Bergen County Division of Community Development of its decision to be included as a participant municipality in the Urban County entitlement programs being the Community Development Block Grant Program and the Home Investment Partnership Act Program for the Program Years 2012, 2013, 2014 (July 1, 2012 – June 30, 2015); and

BE IT FURTHER RESOLVED, that a copy of this resolution is forwarded to the Bergen County Division of Community Development no later than July 8, 2011.

APPROVED: \_\_\_\_\_

Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_

Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

**CERTIFICATION**

I hereby certify this to be a true copy of a Resolution approved at the June 23, 2011 Special Council Meeting of the Mayor and Council of the Borough of North Arlington.

\_\_\_\_\_  
Terence M. Wall, RMC, QPA

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____ NO						

R-171 -11

**RESO RE: PASSAIC VALLEY SEWERAGE  
COMMISSION COST-CUTTING ACTIONS**

WHEREAS, Passaic Valley Sewerage Commission (“PVSC”) operated a sewerage treatment system that serves, and is funded via user charges paid by, 48 municipalities in Passaic, Bergen, Essex and Hudson Counties; and

WHEREAS, from 2005 until 2011, the amounts assessed by the PVSC to the municipalities served by the system have increased approximately 50%; and

WHEREAS, the actions should save the PVSC millions of dollars annually; and

WHEREAS, the PVSC established assessments to be charged to the municipalities served by the system for the Year 2011 before the recent actions to affect savings; and

WHEREAS, municipalities throughout New Jersey, including those served by the PVSC, are struggling to live within a 2% tax levy cap.

NOW, THEREFORE BE IT RESOLVED, by the Borough of North Arlington, County of Bergen, New Jersey that the PVSC should take the necessary steps to establish a total of the savings realized by the cost-cutting actions thus far, appropriate the savings among the municipalities served by the system, reduce the 2011 assessments accordingly and issue the revised billings before the date by which municipalities must approve their 2011 budgets and the Governor and Legislature of the State of New Jersey take all reasonable and/or necessary actions to ensure that the PVSC can and does take the actions requested in this resolution; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Chris Christie, the 36th District Legislators, the New Jersey State League of Municipalities, the New Jersey Conference of Mayors and the Clerks of all municipalities served by the PVSC.

APPROVED: \_\_\_\_\_

Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_

Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

**CERTIFICATION**

I hereby certify this to be a true copy of a Resolution approved at the June 23, 2011 Special Council Meeting of the Mayor and Council of the Borough of North Arlington.

\_\_\_\_\_  
Terence M. Wall, RMC, QPA

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ___X___ YES _____ NO						

R-172-11

RESO RE: APPOINTMENT OF PER DIEM EMT

WHEREAS, there is a need for one (1) per diem EMT; and

WHEREAS, Braden Lauer, 42 Union Place, North Arlington, NJ has been recommended by the Chief of Police.

NOW THEREFORE BE IT RESOLVED hereby appoint Braden Lauer as a per diem employee at the rate of \$17.00 per hour if and when employed.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: April 14, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

R-173-11  
RESO RE: SUPPORT OF THE OVER THE LIMIT  
UNDER ARREST 2011 STATEWIDE  
CRACKDOWN

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 25% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, a enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the State of New Jersey, division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Over the Limit Under Arrest 2011 Statewide Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from August 19 through September, 2011; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways.

THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of North Arlington declares it's support for the *Over the Limit Under Arrest 2011 Statewide Crackdown* from August 19 through September 5, 2011 and pledges to increase awareness of the dangers of drinking and driving.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA				X		
BIANCHI			X			
HUGHES	X		X			
JOHNSON			X			
TANELLI				X		
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ____X_ NO						

R- 174 -11

**RESO RE: SHARED MUNICIPAL SERVICES**

**WHEREAS**, the Mayor and Council of the Borough of North Arlington has determined that there is a need to explore use of shared municipal services, including, but not limited to, police and police-related services, Municipal Court and Library services, with neighboring municipalities, including the Township of Lyndhurst, in order to provide financial relief to Borough taxpayers; and

**WHEREAS**, the Mayor and Council have determined that there is a need for the creation of a Special Committee to administer and implement the process of exploring the possible use of shared municipal services by the Borough; and

**WHEREAS**, the Bergen County Prosecutor’s Office has established the County Police Consolidation Grant Program to assist Bergen County municipalities in studying the possible consolidation of police and police-related services; and

**WHEREAS**, the aforementioned grant program is to be utilized to conduct a review of possible shared services arrangements including police department consolidation and merger and/or the consolidation of any subdivision therein (i.e. detective bureaus/traffic bureaus) with other municipalities or the County and/or the shared use of buildings, facilities and equipment; and

**WHEREAS**, the Bergen County’s Prosecutor’s Office has directed that letters of intent must be submitted and received on or before June 30, 2011 from those municipalities who seek to avail themselves of the grant program; and

**WHEREAS**, the Borough of North Arlington and the Township of Lyndhurst have expressed a mutual interest in exploring the possibility of entering into a shared services arrangement and in availing themselves of the aforementioned grant; and

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of North Arlington that a Special Committee is hereby created to administer and implement an analysis with regard to possible use of shared municipal services by the Borough and that such committee shall be made up of the following individuals:

Richard Hughes, Chairman  
 Robert Landolfi  
 Frank Italiano

**BE IT FURTHER RESOLVED** by the Mayor and Council of the Borough of North Arlington that the above named Special Committee be and is hereby authorized and directed to explore the use of shared municipal services with neighboring municipalities, including the Township of Lyndhurst; and

**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of North Arlington above named Special Committee be and is hereby authorized and directed to prepare and submit a letter of intent to the Bergen County Prosecutor's Office, in coordination with the Township of Lyndhurst, on or before June 30, 2011, so that the Borough may avail itself of the County Police Consolidation Grant Program.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

R-175-11

**RESOLUTION REQUESTING THAT THE NEW JERSEY MEADOWLANDS COMMISSION'S EQUITABLE INTER-MUNICIPAL TAX SHARING PROGRAM BE PRESERVED AND THAT OTHER OPTIONS TO INCREASE THE FUND BE EXPLORED.**

Whereas, it is axiomatic that New Jersey municipalities rely heavily on the real property tax and development which produces more real property tax to fund its services,

Whereas the Hackensack Meadows Reclamation and Development Act, N.J.S.A.13:17-1

*et seq.*, as early as 1969 recognized that the Meadowlands of the Lower Hackensack River are a land resource of incalculable opportunity for new jobs, homes and recreational sites,

Whereas, the Act cited “the Meadowland’s strategic location in the heart of a vast metropolitan area with urgent needs for more space for industrial, commercial, residential, and public recreational and other uses.”

Whereas, the stated objectives of the Act include: the preservation of the delicate balance of nature, the provision of special protection from air and water pollution, a special provision for solid waste disposal, and in general the orderly and comprehensive development of the Meadowlands,

Whereas, from the outset of its existence the entity which is now known as the New Jersey Meadowlands Commission (NJMC) recognized that those municipalities in the Meadowlands that are zoned for less development than others would thereby suffer financially in the absence of some regional tax-sharing mechanism,

Whereas, after considerable study and analysis, NJMC decided in 1973 to address the financial inequity by Inter-Municipal Tax Sharing (ITS) whereby developing communities contribute some of their development-generated property revenues to sister Meadowlands municipalities with less development,

Whereas, it is now widely recognized that ITS has succeeded in producing regionally-beneficial land use and financial equilibrium and that it is eminently fair,

Whereas, some member municipalities, while acknowledging that the tax sharing program has provided regional fiscal balance for 38 years and is an equitable arrangement, would, nonetheless, end NJMC’s tax sharing program because of their particular budget woes,

Whereas, the Borough of North Arlington believes that seeking an expanded menu of Meadowlands regional revenue sources for ITS application and establishing broader purposes is a much better option and that ITS must be preserved, now, therefore, be it

RESOLVED by the Mayor and Council of the Borough of North Arlington, Bergen County, New Jersey, that:

1. The New Jersey Meadowlands Commission Inter-municipal Tax Sharing formula is fair and equitable and critical to the Borough of North Arlington’s fiscal well-being and

NJMC's statutory mission, and, therefore, must be preserved and continued without interruption.

2. The Borough of North Arlington supports (i) exploring an expanded menu of regional services for ITS application, which would produce new regional revenues to compensate the ITS contributing communities, and (ii) broadening the Commission's purposes by such programs as funding of housing, transportation and other infrastructure and environmental improvements in the Meadowlands.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA						X
BIANCHI	X		X			
HUGHES			X			
JOHNSON		X	X			
TANELLI			X			
KEARNEY			X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ___X___ NO						

R-176-11

RESO RE: MINESHAFT MONITORING PROGRAM SCHUYLER AVE, FOREST STREET, MORTON PLACE, AVON PLACE, RENNER PLACE, STRATFORD PLACE AND CHILDREN'S CENTENNIAL PARK

BE IT RESOLVED, that the Mayor and Council of the Borough of North Arlington hereby approve the 2011 Mineshaft Monitoring Program according to the proposal submitted by the Borough Engineer. Proposal is \$7500.00 for the period of one year beginning June 1, 2011 and ending on May 31, 2012. Approval is subject to certification of funds by the Chief Financial Officer

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

CERTIFICATION:

\_\_\_\_\_  
James Mangin, CFO

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

R-178-11

RESO RE: PERSON TO PERSON TRANSFER OF  
LIQUOR LICENSE #0239-33-005-009

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Consumption license number 0239-33-005-009, heretofore issued to 582 Ridge Road, LLC premises located at 582-584 Ridge Road, North Arlington, New Jersey;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term;

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33;

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of North Arlington hereby approve, effective June 23, 2011 the transfer of the aforesaid Plenary Retail Consumption License to 582-584 Ridge Road LCC, trading as Hook & Ladder Tavern & Tap, 582-584 Ridge Road, North Arlington, New Jersey, 07031 license # 0239-33--005-010 and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to 582-584 Ridge Road LLC, effective June 23, 2011.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

R-179-11

RESO RE: 2010 ROAD RESURFACING PROGRAM SUNSET AVE (RIVERVIEW AVE TO RIDGE ROAD)

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

Be it resolved by the Mayor and Council of the Borough of North Arlington of Bergen County, New Jersey upon the recommendation of the Borough Engineer that the NJDOT Change Order for the Contract listed below be and is hereby approved.

NEA FILE #: NARLMUN10.013

TITLE OF JOB 2010 North Arlington Road Resurfacing Program

CONTRACTOR D&L Paving, PO Box 507, Nutley, NJ 07110

CHANGE ORDER NO. 1

AMOUNT OF CHANGE THIS RESOLUTION \$17,600.00 (6.39% Increase)

This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

Dated: \_\_\_\_\_ Certified: \_\_\_\_\_  
Treasurer

Dated \_\_\_\_\_ Approved: \_\_\_\_\_  
Mayor

I, Terence Wall, Clerk of the Borough of North Arlington, Bergen County, New Jersey do hereby certify that the foregoing Resolution was adopted by the Mayor and Council of the Borough of North Arlington at a regular meeting held June 23, 2011.

Dated: \_\_\_\_\_  
Clerk

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

R-180-11

RESO RE: RETIREMENT OF KATHLLEN  
PROFIDO

BE IT RESOLVED by the Mayor and Council of the Borough of North Arlington hereby  
accept the retirement of Kathleen Porfido from the Police Department effective July 1, 2011.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA			X			
BIANCHI	X		X			
HUGHES			X			
JOHNSON			X			
TANELLI			X			
KEARNEY		X	X			
MASSA						
TOTAL						
ON CONSENT AGENDA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO						

R-181-11

RESO RE: RETIREMENT OF  
REGINA GUILLEN

BE IT RESOLVED by the Mayor and Council of the Borough of North Arlington hereby accept the retirement of Regina Guillen from the Board of Health effective August 1, 2011.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA

DATED: June 23, 2011

First Reading

INTRODUCED BY: Councilman Hughes				
SECONDED BY: Councilman Tanelli				
COUNCIL	AYE	NAY	ABSTAIN	ABSENT
YAMPGALIA				X
BIANCHI	X			
HUGHES	X			
JOHNSON	X			
TANELLI		X		
KEARNEY		X		
MASSA				
TOTAL				

Second & Final Reading

INTRODUCED BY:				
SECONDED BY:				
COUNCIL	AYE	NAY	ABSTAIN	ABSENT
YAMPAGLIA				
BIANCHI				
HUGHES				
JOHNSON				
TANELLI				
KEARNEY				
MASSA				
TOTAL				

ORDINANCE NO.2079  
BOROUGH OF NORTH ARLINGTON  
BERGEN COUNTY, NEW JERSEY

**AN ORDINANCE TO AMEND CHAPTER 187 §9(B) OF THE CODE OF THE  
BOROUGH OF NORTH ARLINGTON ENTITLED “VEHICLES AND TRAFFIC”**

**WHEREAS**, the Mayor and Council have determined that there is a need to amend Chapter 187 §9(B) of the Code of the Borough of North Arlington; and

**NOW THEREFORE BE IT ORDAINED** by the Mayor and Council of the Borough of North Arlington, County of Bergen, State of New Jersey, as follows:

Chapter 187 §9(B) shall be amended to **add** the following:

<u>Location</u>	<u>Side</u>	<u>Description</u>
33 Hendel Ave	South	Beginning at a point 440 feet west of the westerly curb line of Ridge Road and extending to a point 21 feet west therefrom.

**IT IS FURTHER ORDAINED** that the remainder of Chapter 187 §9(B) of the Code of the Borough of North Arlington shall remain in full force and effect.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011

PUBLIC NOTICE

PUBLIC NOTICE IS HEREBY GIVEN THAT AT A REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF NORTH ARLINGTON HELD ON TUESDAY JUNE 23, 2011 THE ABOVE ORDINANCE WAS INTRODUCED AND PASSED ON ITS FIRST READING. SAID ORDINANCE SHALL BE TAKEN UP FOR FURTHER CONSIDERATION FOR FINAL PASSAGE AT A REGULAR MEETING OF THE MAYOR AND COUNCIL TO BE HELD IN THE COUNCIL CHAMBERS, BOROUGH HALL, 214 RIDGE ROAD, NORTH ARLINGTON, BERGEN COUNTY, NEW JERSEY ON JULY 14, 2011 PM OR AS SOON THEREAFTER AS THE MATTER CAN BE REACHED, AT WHICH TIME AND PLACE ALL PERSONS WHO MAY BE INTERESTED THEREIN SHALL BE GIVEN AN OPPORTUNITY TO BE HEARD CONCERNING SAME. DURING THE WEEK PRIOR TO AND UP TO AND INCLUDING THE DATE OF SUCH MEETING, COPIES OF SAID ORDINANCE WILL BE MADE AVAILABLE AT THE BOROUGH CLERKS OFFICE TO THE MEMBERS OF THE GENERAL PUBLIC WHO SHALL REQUEST SAME.

Terence M. Wall  
Borough Clerk

COUNCIL/ MAYOR	INTRODUCED	SECONDED	YES	NO	ABSTAIN	ABSENT
YAMPAGLIA						X
BIANCHI		X	X			
HUGHES			X			
JOHNSON			X			
TANELLI	X		X			
KEARNEY			X			
MASSA						
TOTAL						
ON CONSENT AGENDA ____ YES ___X___ NO						

R-177-11

RESO RE: EXECUTIVE SESSION

WHEREAS, the Open Public Meeting Act, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances, and

WHEREAS, the Mayor and Council is of the opinion that such circumstances presently exist; and

WHEREAS, the Mayor and Council wish to discuss:

Personnel  
Collective Bargaining

“Public release of the discussion will only occur after counsel approval. Action may or may not occur after discussion”.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council are now in executive session.

APPROVED: \_\_\_\_\_  
Peter C. Massa, Mayor

ATTEST: \_\_\_\_\_  
Terence M. Wall, RMC, QPA  
Borough Clerk

DATED: June 23, 2011