

RESOLUTION NUMBER 22-174
BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

WHEREAS, the claims and accounts listed below having been checked by the Chief Financial Officer and found correct, therefore

BE IT RESOLVED, that the Mayor and Council hereby authorize the payment of these claims, and that warrants be drawn therefore when funds are available in the aggregate amount of

\$8,457,901.99

CURRENT FUND

Salaries & Wages	\$862,323.95
Other Expenses	\$7,216,430.05
Health Benefits	\$127,188.09
NJEIT 2013 DL Fund Loan	\$36,230.53
NJEIT 2010 B Fund Loan	\$34,964.57
NJEIT 2017 A-a Fund Loan	\$41,462.45
NJEIT 2015 A-1 Fund Loan	\$61,046.56

CAPITAL FUND

General Capital	\$38,750.25
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TRUST FUND

Miscellaneous Trust	\$38,416.24
Animal Trust	\$16.80
COAH	\$1,072.50

\$8,457,901.99

GRAND TOTAL ALL FUNDS

AUTHORIZED:

APPROVED:

Miriam Yu, Finance Chair

Dianne Camelo Didio, Mayor

The foregoing resolution was, on motion duly made and seconded, adopted by roll call vote at Regular Meeting of the Mayor and Council held on August 16, 2022.

Laura J. Lyons, RMC
Administrator/Borough Clerk

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-175

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

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

WHEREAS, the Annual Report of Audit for the year 2021 has been filed by a Registered Municipal Accountant with the Borough Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

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

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

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

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

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

NOW THEREFORE BE IT RESOLVED, that the governing body of the Borough of Oradell, hereby states that it has complied with the N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

DIANNE CAMELO DIDIO
MAYOR

Passed on roll call vote at the Regular Meeting
of the Mayor and Council of the Borough of
Oradell held on Tuesday, August 16, 2022

(SEAL)

ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Administrator/Borough Clerk

Resolution Opposing the Proposed Increases to the State Health Benefits Program

WHEREAS, the State Health Benefits Program (SHBP), governed by N.J.S.A. 52:14-17.25 et seq., offers medical, prescription drug, and dental coverage to qualified State and participating local government public employees, retirees, and eligible dependents; and

WHEREAS, all SHBP plans are self-funded meaning that the money paid out for benefits comes directly from a SHBP fund supplied by the State, participating local employers, and member premiums; and

WHEREAS, the Division of Pensions and Benefits is responsible for the daily administrative activities of the SHBP, the State Health Benefits Commission is the executive organization responsible for overseeing the SHBP; and

WHEREAS, the State Health Benefits Commission, comprised of state officials and union representatives, annually consider the calendar year premium levels for the Local Government Employer Group of the SHBP based on recommendations found in the Rate Setting Recommendation Analysis of the Local Government Employee Group; and

WHEREAS, the preliminary rate increase for the 2023 Local Government Employer Group is 22.8%, which includes a 21.6% increase for Active, a 13% increase in Early Retiree, and a 0.7% increase for Medicare Retiree; and

WHEREAS, subsequent news accounts has Department of Treasury noting "rates for active members and early retirees would likely be increase between 12-20% across the various plans for the upcoming year"; and

WHEREAS, such proposed exorbitant rate increases will fall upon the local property taxpayer along with the local public employees at a time where there is record inflation, and

WHEREAS, the proposed premium increase for most active employees will take thousands more out of their paychecks annually and lead to huge costs for local governments that will translate into higher property tax bills for struggling families; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Oradell in the county of Bergen call up the State Health Benefit Commission to reconsider the rate increase and strike a rate increase that is appropriate in the current economic conditions; and

BE IT FURTHER RESOVLED, that the governing body of the Borough of Oradell in the county of Bergen urge the legislature to adopt legislation expanding the composition of the State Health Benefits Commission to include representatives from both municipal and county government management; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Murphy, State Treasurer Mucio, Senate President Scutari, Assembly Speaker Coughlin, Senator Joseph Lagan, NJ Assemblywoman Lisa Swain and Assemblyman Christopher Tully and New Jersey State League of Municipalities.

DIANNE CAMELO DIDIO, MAYOR

Passed on roll call vote at the
Regular Meeting of the Mayor
And Council of the Borough of Oradell
Held on Tuesday, August 16, 2022

(SEAL)
ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

**RESOLUTION 22-177
BOROUGH OF ORADELL
BERGEN COUNTY**

Offered by: _____

Seconded by: _____

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

WHEREAS, Bergen Catholic High School presented a request to the Oradell Mayor and Council for permission to lease a portion of the swim club parking lot during specified dates throughout the school year; and

WHEREAS, the Oradell Mayor and Council discussed the terms and submitted the attachment "A" lease agreement to Bergen Catholic; and

WHEREAS, the approval of the agreement authorizes the Mayor and Clerk to execute the agreement.

NOW, THEREFORE BE IT RESOLVED, that the attachment "A" lease agreement between the Borough of Oradell and Bergen Catholic High School is hereby approved and authorized to execute.

Dianne Camelo Didio, Mayor

Passed on a roll call vote at a
Public Meeting of the
Mayor and Council of the
Borough of Oradell held
on Tuesday, August 16,
2022.

ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Administrator/Municipal Clerk

LICENSE AGREEMENT

THIS LICENSE AGREEMENT ("Agreement" or "License") is made this ____ day of _____, 2022, between **BOROUGH OF ORADELL**, a municipal corporation of the State of New Jersey, having an office at 355 Kinderkamack Road, Oradell, New Jersey 07649 08904 ("Grantor"), and **BERGEN CATHOLIC HIGH SCHOOL**, having its principal office at 1040 Oradell Avenue, Oradell, New Jersey 07649 ("Grantee").

WITNESSETH:

WHEREAS, Grantor, is the owner and of certain real property known as the Oradell Swim Club ("Oradell Swim Club"), and is situated near and around 428 E Ridgewood Avenue, commonly known as **Block 503, Lot 63** in the Borough of Oradell, County of Bergen, and State of New Jersey (hereinafter the "Property");

WHEREAS, Grantee desires to use the areas highlighted in **Exhibit A** (the "Licensed Area") attached hereto for the purpose of providing parking to its school community Monday through Friday;

WHEREAS, Grantor agrees to permit Grantee's use of the License Area and access thereto as contemplated herein.

NOW, THEREFORE, in consideration of the mutual conditions, covenants, promises, and terms hereinafter contained, it is agreed that:

1. The recitals set forth in the preamble of this Agreement are hereby incorporated into this Agreement as if fully set forth herein.

2. Grantor hereby grants to Grantee a license ("License") for the purposes outlined herein on the Property as shown on **Exhibit A** for a three school year period with year one commencing September 7, 2022 at 6:00 a.m. and ending on June 16, 2023 at 5:00 p.m., subsequent years shall commence the Wednesday after Labor Day and end on the third Friday in June (the "Term").

3. Grantee shall pay an annual fee to the Grantee's Doug Parcels Athletic Complex Trust Fund the sum of **ONE THOUSAND DOLLARS AND NO CENTS (\$1,000.00)** within thirty days of the execution of the within Agreement and then by October 1 of each additional year.

4. During the Term, Grantee shall be responsible for:

- a. Removing any and all litter from the Licensed Area and remaining parking area twice per week.
- b. Clearing snow and ice from the Licensed Area, remaining parking and entrance areas.
- c. Any damage to the parking surface or curbing beyond ordinary wear and tear.
- d. Providing a Bergen Catholic High School employee to supervise the Licensed Area from 7:25 a.m. and 7:40 a.m. and 2:15 p.m. and 2:30 p.m. on the days when Bergen Catholic High School is in session.

- e. Providing a Certificate of Insurance naming the Borough of Oradell as an additional insured.

5. Grantee, for itself, its agents, contractors, employees, successors or assigns, agrees to assume all risks of and liability for and to indemnify, protect and hold harmless and hereby release Grantor, its successors and assigns, and each of its officers, agents, servants, employees, tenants, contractors and subcontractors from and against any and all liability, losses, injuries, deaths, claims, demands, actions, suits, judgments, damages, including damage or injury to real or personal property, including threatened or actual environmental harm, costs, expenses (including reasonable attorneys' fees), civil penalties and fines which, in any way, arise out of or are based on, related to or connected with the activities, work and/or use and occupancy of the Licensed Area or any violation of any applicable codes, regulations, statutes, ordinances, orders, directives or standards by Grantee or any officer, servant, employee, licensee, invitee, contractor, successor, assignee or agent of Grantee. Grantee does release, indemnify and hold harmless Grantor from any and all liability and potential liability under the Comprehensive Environmental Response Compensation and Liability Act ("CERCLA"), 42 U.S.C. Sec. 9601, et seq., the New Jersey Spill Compensation and Control Act, N.J.S.A. 58:10-23.11, et seq., or similar theories of liability which may directly arise as a result of activities, work and/or use and occupancy of the Property, provided, however, Grantee has no responsibility for any past, present or future environmental conditions unrelated to Grantee's use and occupancy of the Property. The provisions of this paragraph shall survive expiration or termination of this Agreement.

6. Neither this Agreement nor any rights or obligations hereunder may be assigned or delegated by either party hereto without the written consent of the other parties hereto, and any assignment or delegation that is in violation of the terms of this Paragraph shall be null and void and of no force or effect.

7. Grantor assumes no responsibility or liability in connection with any law, ordinance, rule or regulation of any public or governmental body that may limit, affect, regulate or prohibit the use of the Licensed Area of the Property for the purposes aforesaid. Grantor makes no representations or warranties concerning the condition of the Property.

8. Either party may terminate this Agreement without cause by June 1 prior to the next school year. Either party may terminate this Agreement for cause upon 30 days notice. Cause shall include non performance of the terms of this Agreement.

9. Grantee understands that Grantor is a municipality with responsibilities to its residents. In anticipation of and during certain emergency weather events Grantor must relocate some or all of its public works equipment to the Licensed Area. Grantor will give Grantee as much notice as possible for the need to utilize the Licensed Area. Grantee agrees to cooperate with Grantor during such emergency weather events to not utilize the Licensed Area as required by the Borough.

10. All notices to be provided to either Party pursuant to this Agreement shall be sent in writing to:

As to Grantor: Borough Administrator
355 Kinderkamack Road
Oradell NJ 07649
Tel.: 201-649-9246
Email: llyons@oradell.org

As to Grantee: Timothy J. McElhinney, Principal
Bergen Catholic High School
1040 Oradell Avenue
Oradell, New Jersey 07649
Tel.: 973-430-6929

11. This License and any subsequent agreement shall be construed in accordance with the laws of the State of New Jersey, and any disputes arising in connection with this License shall be submitted to a court of competent jurisdiction within the State of New Jersey.

12. This License shall not be recorded.

13. This Agreement may be executed in any number of counterparts, each of which when so executed and delivered shall be deemed an original for all purposes, and all such counterparts shall together constitute but one and the same instrument. Each party hereto agrees to accept and be bound by signatures to this Agreement that are sent via electronic mail, in portable document format (PDF).

[Signature page follows.]

IN WITNESS WHEREOF, the Parties have duly signed these presents the day and year first above written.

WITNESS:

GRANTOR:

BOROUGH OF ORADELL

Name:
Title:

By:

Name:
Title:

WITNESS:

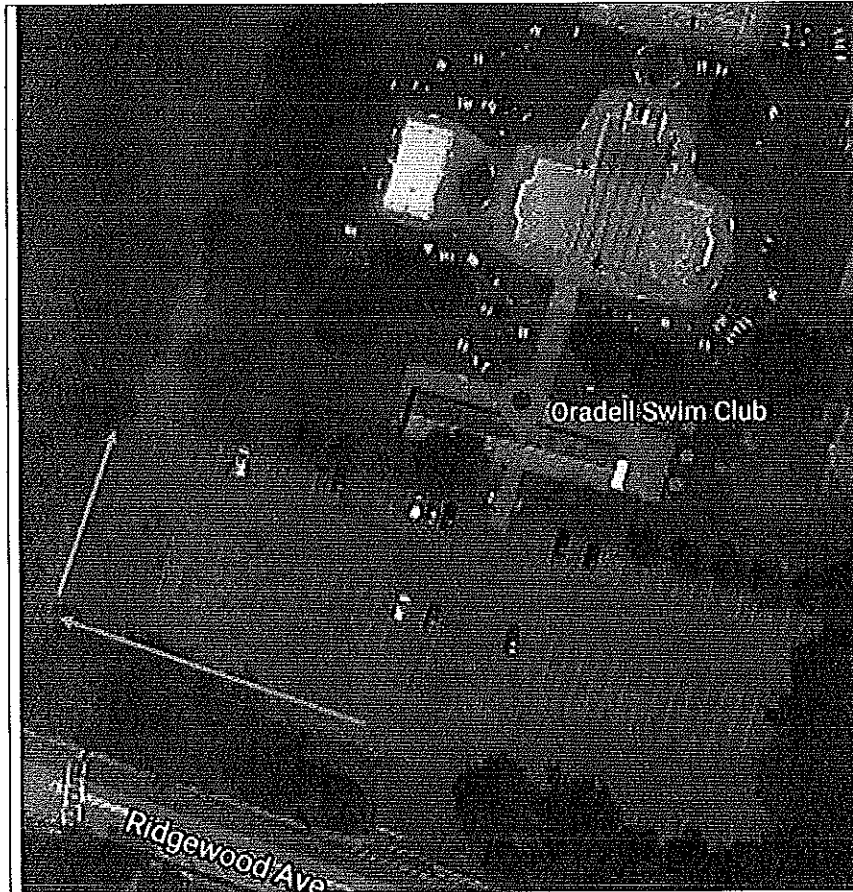
GRANTEE:

BERGEN CATHOLIC HIGH SCHOOL

Name:
Title:

By:

EXHIBIT A
Illustrative Graphic
Licensed Area



**RESOLUTION 22-178
BOROUGH OF ORADELL
BERGEN COUNTY**

Offered by: _____

Seconded by: _____

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

WHEREAS, 660 Kinderkamack has requested the release of bonds in connection with their project; and

WHEREAS, the Borough Engineer inspected the project, submitted the necessary documents and recommends the release of the remaining funds; and

WHEREAS, the Borough Engineer further requires a maintenance bond be posted in the amount of \$16,996.50 for a two year period in accordance with statutes set forth in the NJ Municipal Land Use Code; and

NOW THEREFORE BE IT RESOLVED, based on the recommendation of the Borough Engineer the release of the remaining bond in the amount of \$49,454.00 shall be issued upon the receipt of the above stated Maintenance Bond

Dianne Camelo Didio, Mayor

Passed on a roll call vote at a Public Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, August 16, 2022.

ATTEST:

Laura J. Lyons, CPM, RMC, RPPO
Administrator/Municipal Clerk



EXPERIENCED
DEDICATED
RESPONSIVE

negliagroup.com

May 4, 2022

Stephen A. Depken
Construction Official/Zoning Officer
Building Department
Borough of Oradell
355 Kinderkamack Road
Oradell, N.J. 07649

Re: **Bond Release**
Proposed Synagogue
660 Kinderkamack Road
Block 807, Lot 3
NEA File No. ORADSPL18.032

Dear Mr. Depken:

Pursuant to a request from the Applicant, for the release of the Bonds posted for the above referenced site improvements, please be advised that we have reviewed the subject project, and we are reporting herein.

The original guarantees reportedly posted by the Applicant were in the amount of Forty-Four Thousand Four Hundred Fifty-Four Dollars and Zero Cents (\$44,454.00) for the performance bond and Five Thousand Dollars and Zero Cents (\$5,000.00) for the safety and stabilization guarantee.

Based upon site observations conducted by this office, we recommend the release of the remaining funds and any applicable interest subject to the Applicant fulfilling all required COAH obligations (if applicable), and posting a maintenance bond at 15% of the original guarantee, in the amount of Sixteen Thousand Nine Hundred Ninety-Six Dollars and Fifty Cents (\$16,996.50) for a two year period, in accordance with statutes set forth in the New Jersey Municipal Land Use Code. The Total Bond amount to be released is Forty-Nine Thousand Four Hundred Fifty-Four Dollars and Zero Cents (\$49,454.00).

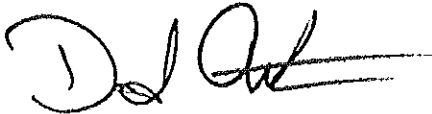
Any release of said bond is conditioned upon concurrence of all applicable departments of the Borough, and the payment of all outstanding fees, including escrow charges. By copy of this letter, we are requesting the Governing Body to place this bond release on the agenda, for action, at the next scheduled Council meeting.

LYNDHURST
34 Park Avenue
PO Box 426
Lyndhurst, NJ 07071
p. 201.939.8805 f. 201.939.0846

MOUNTAINSIDE
200 Central Avenue
Suite 102
Mountainside, NJ 07092
p. 201.939.8805 f. 732.943.7249

We trust you will find the above in order. Should you have any questions, please do not hesitate to contact this office.

Very truly yours,
Neglia Engineering Associates



David Atkinson, P.E., P.P., C.M.E.
For the Borough Engineer
Borough of Oradell

KO

cc: Laura Lyons, - Borough Administrator *via e-mail*
Robert T. Regan, Esq. - Zoning Board Attorney *via e-mail*
Holly T. Schepisi, Esq. - Applicant's Attorney *via e-mail*

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-179

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

BE IT RESOLVED, by the Mayor and Council approve salaries for the below positions.

Position	2021 Salary
Administrator	\$ 58,164.48
Municipal Clerk	\$120,360.00
Purchasing Agent	\$ 2,500.00
Chief Financial Officer	\$122,637.15
Tax Assessor	\$ 25,135.73
Tax Collector	\$ 18,475.62
Deputy Clerk	\$ 61,794.85
OEM Coordinator	\$ 10,000.00
Construction Official/Zoning Official	\$110,931.77
Superintendent of Public Works	\$113,300.00
Underground storage tank certification	\$ 2,500.00
Fire Prevention Official	\$ 15,450.00
FT Health Registrar/PT Admin Asst	\$ 48,960.00
Chief of Police	\$199,919.20

BE IT RESOLVED, that all titles are retroactive to 1/1/22.

DIANNE CAMELO DIDIO, MAYOR

Passed on a roll call vote at the joint meeting of the Mayor
and Council of the Borough of Oradell
held on Tuesday, August 16, 2022

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-180

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

WHEREAS, the Chief of Police requested the Public Safety Committee consider a step increase within guide for Jessica Flanagan, Administrative Assistant to the Chief of Police and Records Clerk based on the job duties; and

WHEREAS, the Public Safety Committee is supportive of the step increase; and

NOW THEREFORE BE IT RESOVED, that Jessica Flanagan is hereby moved from Step 4 to Step 10 on the UPSEU salary guide for a new salary of \$56,543.00 plus any other contractual stipend allowable retroactive to 1/1/22.

DIANNE CAMELO DIDIO, MAYOR

Passed on a roll call vote at the joint meeting of the Mayor
and Council of the Borough of Oradell
held on Tuesday, August 16, 2022

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-181

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARNEVALE				
JANNICELLI				
YU				
KERN				

WHEREAS, the Mayor and Council of the Borough of Oradell bid the contract for Loading, Transporting and Disposal/Recycling of Leaves/Vegetative Waste awarded October 26 2021 through resolution 21-189 for a one year contract concluding on September 30 2022; and

WHEREAS, the Borough is desirous of awarding option year 1 from October 1, 2022 through September 30, 2023; and

WHEREAS, the recommendation for renewal has been reviewed by the Borough Attorney and DPW Superintendent; and

NOW THEREFORE BE IT RESOLVED that the Borough of Oradell hereby awards year 1 option contract for loading, transporting and disposal/recycling of leaves/vegetative waste to Environmental Renewal LLC in the following categories/prices:

Leaves: \$9.70 cy Mixed vegetative waste (grass/brush): \$21.60 Wood Chips: \$7.90
Mixed Tree Parts (logs, branches, and limbs): \$7.90

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Oradell that it hereby awards year one option contract for the term of October 1, 2022 through September 30 2023.

DIANNE C. DIDIO, Mayor

Passed on roll call vote at the Joint Meeting of the Mayor and Council of the Borough of Oradell held on Tuesday, August 16, 2022.

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY

RESOLUTION 22-182

Offered by

Seconded by

Member	Aye	No	Abstain	Absent
MAYOR DIDIO				
SCHOENBERG				
TASHJIAN				
CARENVALE				
JANNICELLI				
YU				
KERN				

WHEREAS there was a need to complete and file Tree Inventory as awarded by the NJ DEP by a Certified Tree Expert licensed in the State of NJ ; and

WHEREAS, the inventory will assist in applying for further grants as well as establishing a foundation document to be used by the Borough to ensure preservation of the health, safety and welfare of Borough residents; and

WHEREAS, the DPW Superintendent utilized the Borough's Certified Tree Expert Elizabeth Stewart CTE # 531 to prepare the application therefore the utilization was necessary in the plan document due to her expertise in the Borough's assets.

WHEREAS, this vendor is a specialist with the Borough and therefore qualifies for EUS certification; and

WHEREAS, the Municipal Clerk will file the appropriate EUS certification documents.

NOW THEREFORE BE IT RESOLVED, the Borough of Oradell hereby authorized to issue payment to Elizabeth Stewart NJLTE #531 in the amount not to exceed \$20,668.50.

DIANNE CAMELO DIDIO, MAYOR

Laura J. Lyons, CPM, RMC, RPPO
Borough Administrator/Municipal Clerk

**CERTIFICATION DECLARATION FOR AN
EXTRAORDINARY UNSPECIFIABLE SERVICE**

To: Members of the Governing Body
From: Laura J. Lyons, Borough Administrator/Municipal Clerk
Date: August 15, 2022
Subject: This is a payment for tree inventory grant preparation

This is to request your approval of a resolution authorizing payment to be executed as follows:

Firm: Elizabeth Stewart, NJLTW #531
Cost: Not to exceed \$20,688.50
Duration: One time payment
Purpose: Preparation of Borough Tree Inventory Grant

This is to request an award of a contract without the receipt of formal bids as an Extraordinary Unspecifiable Service [N.J.S.A. 40A:11-5(1)(a)(ii) and N.J.A.C. 5:34-2.3(b)]. I do hereby certify to the following:

1. **Provide a clear description of the nature of the work to be done:**

Completion of Tree Inventory Grant awarded by NJ Department of Environmental Protection

2. **Describe in detail why the contract meets the provisions of the statute and rules:**

Vendor provides the specialized and extensive training as a certified tree expert as Borough expert. Vendor assisted in preparation of Grant application providing necessary details that exclude other vendors.

3. **The service(s) is of such a specialized and qualitative nature that the performance of the service(s) cannot be reasonably described by written specifications because:**

The Borough did not have an established tree inventory on file. The Vendor assisted in the extensive grant application to the NJ Department of Environmental Protection.

4. **Describe the informal solicitation of quotations:**

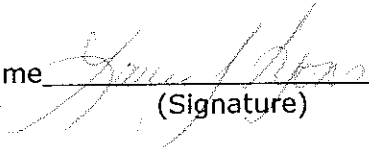
Information solicitation of quotations was not performed as the current

vendor Elizabeth Steward CTE was being utilized for the grant application. Her fees were to be included in the grant amount.

5. **I have reviewed the rules of the Division of Local Government Services pursuant to N.J.A.C. 5:34-2.1 et seq. and certify that the proposed contract may be considered an extraordinary unspecifiable service in accordance with the requirements thereof.**

Respectfully,

Name



(Signature)

Title: Borough Administrator/Municipal Clerk

ORDINANCE # 22-6

**BOND ORDINANCE APPROPRIATING \$2,770,000, AND
AUTHORIZING THE ISSUANCE OF \$2,003,250 BONDS OR
NOTES OF THE BOROUGH, FOR VARIOUS
IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE
UNDERTAKEN BY THE BOROUGH OF ORADELL, IN
THE COUNTY OF BERGEN, NEW JERSEY.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH
OF ORADELL, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds
of all the members thereof affirmatively concurring), AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Oradell, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums, except as stated below, being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$2,770,000 including the aggregate sum of \$105,500 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes and including also in the case of the improvement or purpose described in Section 3(a) hereof, the sum of \$661,250 received or expected to be received by the Borough from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement or purpose.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$2,770,000 appropriations not provided for by application hereunder of said

down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,003,250 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$2,003,250 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Improvement of various roads and sidewalks, including, but not limited to, Mackay Avenue and John Street, in and by the Borough by the surfacing or resurfacing thereof to provide a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), together with all engineering, drainage improvements, structures, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved, the \$1,409,920 appropriation hereby made therefor being inclusive of the sum of \$661,250 received or expected to be received by the Borough from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement to Mackay Avenue and John Street	\$1,409,920	\$710,000
(b) Improvement of municipally-owned properties and facilities in and by the Borough, including but not limited to, the Oradell Railroad Station by the upgrade of the foundation, installation of storm windows, rehabilitation of windows, doors and gutters, upgrade of the heating ventilation, and air conditioning system and the installation of a fire sprinkler system, Memorial Field by the improvement of the soccer field, the Municipal Building by the improvement thereof, the		

Voorhis Cemetery by the replacement of historical markers and the installation of new plaques, Hague Park by the installation of new signage, Council Chambers by the upgrade of the presentation systems, OPTV by the upgrade thereof, Caruso Field by the installation of new safety netting and fencing, DPAC Field by the installation of new netting and the installation of a lightning detection system at various locations in the Borough, together with for all the aforesaid all tree planting, landscaping, equipment, structures, site work, furnishings, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

665,600

633,000

(c) Acquisition by purchase of new and additional equipment, including, but not limited to, hoses, safety equipment, turnout gear, and self-contained breathing apparatus for use by the Fire Department of the Borough, body cameras, radar units, a recording system and safety signage for use by the Police Department of the Borough, one (1) tree truck, one (1) salt spreader and one (1) vacuum trailer for use by the Department of Public Works of the Borough, together with all appurtenances, apparatus and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

451,480

429,000

(d) Improvement of the sanitary sewerage system in and by the Borough by the upgrade of the Midland Avenue pump station, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file to be filed in the office of the Borough Clerk hereby approved

18,000

17,000

(e) Initial costs associated with the acquisition by purchase of new and additional fire-fighting trucks for the preservation of life and property in the Borough, together with all equipment necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

50,000

47,000

(f) Acquisition by purchase of new and additional vehicular equipment, including, but not limited to, one (1) van for use by the Senior Center, and one (1) utility truck for use by the Department of Public Works of the Borough, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

	<u>175,000</u>	<u>167,250</u>
Totals	\$2,770,000	\$2,003,250

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 12.48 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the

authorization of the bonds and notes provided for in this bond ordinance by \$2,003,250, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$275,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

(e) Section 3(a) of this bond ordinance authorizes obligations of the Borough to be issued for a project funded by a grant from New Jersey Department of Transportation and pursuant to section 40A:2-11(c) of said Local Bond Law no down payment is required for such obligations.

Section 5. The funds from time to time received by the Borough on account of the grant referred to in Section 1 of this bond ordinance shall be used for financing the improvement or purpose described in Section 3(a) of this bond ordinance by application thereof either to direct payment of the costs of said improvement or purpose, or to payment or reduction of the authorization of the obligations of the Borough authorized by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of such costs shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall

determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 7. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 8. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY
ORDINANCE #22-7

This ordinance published herewith was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Oradell, in the County of Bergen and State of New Jersey, held on July 19, 2022 7:30 PM. It will be further considered for final passage after public hearing thereon, at a Public Meeting of said Borough Council to be held in the Town Hall, in said Borough, on August 16, 2022 at 7:30 PM, and 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 Clerk's Office in said Borough Hall to the members of the general public who shall request the same.

LAURA J. LYONS
Municipal Clerk

**BOROUGH OF ORADELL
BERGEN COUNTY, NEW JERSEY
ORDINANCE #22-7**

**AN ORDINANCE TO FIX COMPENSATION OF CERTAIN EMPLOYEES OF THE
BOROUGH OF ORADELL, COUNTY OF BERGEN AND STATE OF NEW JERSEY.**

BE IT ORDAINED by the Borough Council of the Borough of Oradell as follows:

SECTION 1. PURPOSE salaries and wages, longevity payments or other compensation provided for by terms of this ordinance are hereby fixed for the respective employees of the Borough of Oradell. The respective rates and sums shown herein effective January 1, 2022 as per schedule A.

SECTION 2. METHOD OF PAYMENT The Chief Financial officer will present semi-monthly to the governing body for approval warrants drawn to the order of the Borough of Oradell Payroll Account as follows:

In advance for all employees whose salaries are on annual or weekly basis when such salaries are due and payable prior to the next regular meeting of the governing body. In advance for all employees whose compensation is on an hourly basis when the compensation has been approved by the chairman of the appropriate committee and has been certified to the municipal Chief Financial Officer.

At the first meeting of the governing body in January of each year there shall be approved an account to be designated "The Borough of Oradell Payroll Account," and from time to time the Chief Financial Officer, upon receipt of a warrant for the amount due such Payroll Account, shall deposit the same to the credit of the Payroll Account. The Chief Financial officer shall thereafter draw checks on said Payroll Account to the employees entitled to payment therefrom.

At each regular meeting of the governing body the Chief Financial Officer shall submit for approval or ratification, as the case may be, the necessary payrolls for the amount due the several officers and employees for compensation. The payroll shall be considered by the governing body in due course and approved if found to be correct. In case of error or adjustment in the payroll, it shall be the duty of the Chief Financial Officer to see that such error or adjustment is properly corrected, and an appropriate record made thereof.

Such officers as may be designated by the governing body are hereby authorized to sign warrants drawn in favor of the Payroll Account upon due notice that the appropriate payrolls have been approved by the proper committee and by the proper certifying authorities.

The Chief Financial Officer or the Borough Clerk are hereby designated as officers to sign payroll checks.

SECTION 3. WORKERS' COMPENSATION Salary payable while an employee is on compensation shall be the full amount of his/her salary less the amount payable for compensation

by the insurance carrier in that given payroll period. This arrangement shall be subject to review and approval for continuation by the Mayor and Council on a quarterly calendar.

SECTION 4. CONFIRMATION Any office or position named herein not heretofore established by ordinance of the Borough of Oradell is hereby established, ratified and confirmed.

SECTION 5. REPEALER All ordinances governing payment of salaries, wages and compensation heretofore enacted and inconsistent herewith are hereby expressly repealed.

SECTION 6. EFFECTIVE DATE This ordinance shall take effect when passed and published, as required by law, and shall be effective to January 1, 2022 as applicable for any and all individuals employed by the Borough of Oradell as of the date of final adoption.

Schedule A

**SALARY NON-UNION 2022
COMPENSATION RANGES**

<u>TITLE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Mayor	\$5,000	\$8,000
Council Members	\$3,000	\$7,000
Chief of Police	\$165,000	\$215,000
Police Captain	\$160,000	\$205,000
Police Lieutenant	\$155,000	\$200,000
Borough Administrator	\$90,000	\$140,000
Borough Administrator P/T	\$45,000	\$70,000
Borough Clerk	\$80,000	\$130,000
Deputy Borough Clerk	\$40,000	\$80,000
Purchasing Agent	\$2,000	\$8,000
Chief Financial Officer	\$80,000	\$140,000
Tax Assessor P/T	\$17,000	\$40,000
Tax Collector P/T	\$17,000	\$40,000
Construction Code Official	\$8,000	\$16,000
Building Inspector	\$20,000	\$40,000
Building Sub-Code Official	\$2,000	\$15,000
Property Maintenance Official	\$2,000	\$15,000
Zoning Official	\$2,000	\$15,000
Planning Board Administrator	\$2,000	\$15,000
Zoning Board Administrator	\$2,000	\$15,000
Plumbing Sub-Code Official	\$2,000	\$15,000
Electrical Sub-Code Official	\$2,000	\$15,000
Elevator Sub-Code Official	\$2,000	\$15,000
Fire Sub-Code Official	\$2,000	\$15,000
Fire Prevention Official	\$8,000	\$30,000
Fire Inspector	\$2,000	\$8,000
Superintendent of Public Works	\$80,000	\$130,000
Acting Superintendent of Public Works	\$50,000	\$100,000
Public Works Supervisor	\$45,000	\$90,000
C2 Collection License Holder	\$2,000	\$8,000
UST Class A and Class B License Holder	\$2,000	\$8,000
OEM Coordinator	\$8,000	\$15,000
Deputy OEM Coordinator	\$2,000	\$8,000
Registrar	\$25,000	\$50,000
Recreation Director	\$45,000	\$90,000

Recreation Director P/T	\$30,000	\$50,000
Recreation Assistant P/T	\$13/HR	\$30/HR
Confidential Assistant	\$25,000	\$50,000
Part Time Clerical	\$15/HR	\$30/HR
Crossing Guard	\$15/HR	\$30/HR
Temporary DPW Employee	\$15/HR	\$30/HR
Recording Secretary (Planning & Zoning)	\$125/Session	\$500/Session
Recording Secretary (Recreation & General)	\$125/Session	\$500/Session
Building Clerical P/T	\$15/HR	\$30/HR
Bus Driver	\$15/HR	\$30/HR
OPTV Chair	\$2,000	\$8,000

**BOROUGH OF ORADELL
ORDINANCE # 22-8**

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**AN ORDINANCE AMENDING CHAPTER 270
OF THE CODE OF THE BOROUGH OF ORADELL
ENTITLED "TREES"**

WHEREAS, the Governing Body of the Borough of Oradell has determined it to be in the best interests of the safety, health and welfare of the residents of the Borough of Oradell to regulate the maintenance and preservation of trees; and

WHEREAS, the Governing Body of the Borough of Oradell has adopted an ordinance regulating the maintenance and preservation of trees; and

NOW THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Oradell that Chapter 270 of the Code of the Borough of Oradell be amended as follows:

- I. Section 270-4. The last paragraph under the section "Approval Required" shall be deleted and replaced with the following:

A person may request in writing the approval of the Public Officer to undertake an activity otherwise prohibited in subsection above. Within ten (10) business days of receiving said written request, the Public Officer shall, in his or her discretion, approve or deny the request. The failure of the Public Officer to approve or deny the request within ten (10) business days shall constitute an approval of the request. Depending upon the nature of the tree related project, the Public Officer, at his or her discretion, may require person to apply for a tree removal permit (see section 270-6).

- II. Section 270-6(A). The first paragraph of this section shall be deleted and replaced with the following:

If the property owner wishes to remove and/or destroy any tree on their property prior to the submission of an application to the Building Department, Planning Board or Zoning Board (i.e., as a step to prepare the property for an anticipated future development project), then the owner is required to apply for a permit and receive approval before such tree removal work can begin. This requirement remains applicable for up to two years prior to an application being submitted to the Building Department, Planning Board or Zoning Board and applies to: 1) Development projects involving the complete "above foundation" demolition of the current structure(s) on the property (i.e., does not apply to renovations and/or additions) and 2) Vacant land development, including new vacant land parcels/lots created through approved subdivisions.

- III. Severance.

In the event that any portion of this chapter, including the amendments above, or the application of this chapter to any specific situation, shall be declared invalid, such declaration shall not, in any manner, prejudice the enforcement of the remaining provisions, or the enforcement of this chapter in other situations.

NOW THEREFORE BE IT FURTHER ORDAINED, that this Ordinance shall become effective immediately upon passage and publication as provided by law.

**BOROUGH OF ORADELL
ORDINANCE # 22-9**

**AN ORDINANCE AMENDING CHAPTER 80
OF THE CODE OF THE BOROUGH OF ORADELL
TITLED "OUTDOOR CAFES"**

WHEREAS, the Borough of Oradell is authorized to regulate outdoor dining within the Borough; and

WHEREAS, the Borough of Oradell wishes to amend its existing outdoor dining regulations as set forth in Chapter 80 of the Code of the Borough of Oradell title "Outdoor Cafes;" and

NOW THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Oradell as follows:

I. Chapter 80-4, "Area Requirements" is hereby amended as follows:

§ 80-4 Area requirements.

No license shall be issued hereunder unless the licensee shall demonstrate that a minimum of four feet of sidewalk will be available for pedestrian traffic around such outdoor cafe and that such outdoor cafe be directly in front of an eating establishment as hereinabove defined. This four feet wide area must not contain any obstacles that would prevent pedestrian traffic including wheelchair traffic. No food or drinks served at such outdoor cafe shall be prepared or stored other than in the interior of the eating establishment. The term "directly in front of" shall confine the cafe to the area represented by an extension of each side of the store occupied by the eating establishment projected directly to the curb line immediately in front thereof.

II. Chapter 80-5(E), "Application for license" is hereby amended as follows

§ 80-5 Application for license.

E.

Three sets of a proposed layout plan containing drawings clearly illustrating the number, type of materials, color and location of all tables, chairs, umbrellas or other furnishings or fixtures intended to be located in the outdoor cafe. All tables and chairs must be constructed of material of sufficient weight so as to not be affected by high winds. The perimeter of the outdoor cafe shall be defined and set off by a portable type enclosure which may include live potted plantings on Borough property. The enclosure shall define the perimeter of the area to be used as an outdoor cafe and shall separate it from the pedestrians traversing the adjacent sidewalk. The enclosure shall not contain doors or windows nor air-conditioning or heating equipment and shall be open at all times to the air and the barrier shall not have a height of more than three feet. Awnings or outdoor umbrellas extending over the enclosure are permitted, provided that the lowest portion of the awning or umbrella is not less than seven feet above the adjacent sidewalk and does not extend more than one foot beyond the enclosure. The drawings shall also illustrate the following:

III. Chapter 80-25, "Table Service is hereby deleted in its entirety and intentionally left blank.

IV. Severance.

In the event that any portion of this chapter, including the amendments above, or the application of this chapter to any specific situation, shall be declared invalid, such declaration shall not, in any manner, prejudice the enforcement of the remaining provisions, or the enforcement of this chapter in other situations.

V. Effective

This Ordinance shall become effective immediately upon passage and publication as provided by law.

**BOROUGH OF ORADELL
ORDINANCE # 22-10**

**AN ORDINANCE AMENDING CHAPTER 254-7(B)
OF THE CODE OF THE BOROUGH OF ORADELL
REGARDING LIMOUSINE LICENSE DURATION**

WHEREAS, the Borough of Oradell is authorized to set limousine license fees and duration limits of such licenses; and

WHEREAS, the Borough of Oradell wishes to change the duration of limousine licenses;
and

NOW THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Oradell as follows:

1. Chapter 254, paragraph B, "License fees; duration" is hereby amended as follows:

§ 254-7 License fees; duration.

B.

Duration. All licenses issued under this chapter shall expire on December 31 of each year.

2. This Ordinance shall become effective immediately upon passage and publication as provided by law.