

**AGENDA  
BOARD OF COMMISSIONERS  
TUESDAY, JANUARY 10<sup>TH</sup>, 2017**

**TOWN HALL  
CAUCUS ROOM  
5:00 P.M.**

**FLAG SALUTE**

**ROLL CALL**

**SUNSHINE NOTICE:**

This is the Regular Meeting of the Board of Commissioners as advertised in the Annual Notice published in the Bergen Record and Star Ledger in accordance with P.L. 1975 Chapter 231. Notice of this meeting has been posted on our Municipal Website and on the bulletin board in the Town Hall and Municipal Annex.

**PETITIONS:** None

**COMMUNICATIONS:** None

**SCHEDULE OF BILLS:** Approval of the schedule of bills to be referred to the Revenue and Finance Department for payment.

**MINUTES:** Approve Meeting Minutes of December 12, 2016.

**REPORTS OF GOVERNING BODY**

**PRESENTATIONS:** None

**ORDINANCES FOR PUBLIC HEARING:**

1. **ORDINANCE NO. 2954-16** – *An Ordinance to Amend Chapter II (Administration) of the Revised General Ordinances of the Township of Lyndhurst Establishing Rules and Regulations for Administration and Operation of the Lyndhurst Police Department so as to Add the Designation of the Appropriate Party Within the Police Department*
2. **ORDINANCE NO. 2955-16** - *An Ordinance to Amend Chapter VII (Traffic) of the Revised General Ordinances of the Township of Lyndhurst, Schedule IX-A, “Handicapped Parking-On Street”, so as to Remove a Space at a Designated Location and Chapter VIIA (Parking Permits and Parking Lots), Schedule A, “Resident Permit Parking Only”, so as to Add a Portion of Lake Avenue*
3. **ORDINANCE NO. 2956-16** – *An Ordinance to Amend Chapter VII, (Traffic), Schedule XIII of the Revised General Ordinances of the Township of Lyndhurst, so as to Add an All Way Stop Intersection at a Designated Location*
4. **ORDINANCE NO. 2957-16** – *An Ordinance to Amend Chapter IX, (Animals) of the Revised General Ordinances of the Township of Lyndhurst so as to Establish a Trap Neuter Release (TNR) Program for Feral Cats*

**ORDINANCES FOR INTRODUCTION:**

1. **ORDINANCE NO. 2958-17** – *An Ordinance to Amend Chapter VII (Traffic) of the Revised General Ordinances of the Township of Lyndhurst, Schedule IX-A, “Handicapped Parking On-Street”, so as to Add Certain Handicapped Parking Spaces on Township Streets*

**RESOLUTIONS:**

1. Authorize to issue a Raffle License to Mt. Carmel Church for an On-Premise 50/50; HSA Sacred Heart School for an On-Premise Raffle and On-Premise 50/50; PTA Washington School Lyndhurst for an On-Premise Raffle and On-Premise 50/50.
2. Approve 2017 Temporary Municipal Budget.
3. Approve reappointments to the Planning Board.

4. **Authorizing an Interlocal Services Agreement, under the direction of the Chief of Police, to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the plan submitted by the Bergen County Police Chief's Association.**
5. **Approve a Person to Person Transfer of Plenary Retail Consumption License to Louis A. Paolino.**
6. **Award of contract for Tree Trimming, Tree Removal and Stump Grinding.**
7. **Designation of Eligible Depositories of Funds to Investors Bank.**
8. **Authorize to enter into an Interlocal Contract with Houston-Galveston Area Council for Cooperative Purchasing.**
9. **Authorize the Finance Department issuance of a Request for Qualifications for architectural services for the Lyndhurst Junior High School and Lyndhurst High School renovations.**

**Public Comment**

**Adjournment**

**Angela White, RMC**  
*Township Clerk*

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**ORDINANCE NO. 2954-16**

**AN ORDINANCE TO AMEND CHAPTER II (ADMINISTRATION) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LYNDHURST ESTABLISHING RULES AND REGULATIONS FOR ADMINISTRATION AND OPERATION OF THE LYNDHURST POLICE DEPARTMENT SO AS TO ADD THE DESIGNATION OF THE APPROPRIATE AUTHORITY WITHIN THE POLICE DEPARTMENT**

**BE IT ORDAINED** by the Board of Commissioners of the Township of Lyndhurst, County of Bergen, New Jersey, as follows:

**SECTION 1.** Section 1:1.1, In accordance with N.J.S.A. 40A:14-118, the Commissioner of Public Safety is hereby designated as the “appropriate authority”.

**SECTION 2.** Section 1:4.8, to add the Chief of Police: Powers and Duties.

The Township of Lyndhurst Commissioner of Public Safety shall appoint a Chief of Police who have all the powers set forth in N.J.S.A. 40A:14-118 and who shall be directly responsible to the Commissioner of Public Safety for the efficiency and routine day-to-day operations of the Lyndhurst Police Department. The Chief of Police shall, pursuant to policies established by the Commissioner of Public Safety:

- a. Administer and enforce rules and regulations and special emergency directives for the disposition and discipline of the force and its officers and personnel.
- b. Have, exercise and discharge the functions, powers and duties to force.
- c. Prescribe the duties and assignments of all subordinates and other personnel.
- d. Delegate authority as the Chief may deem necessary for the efficient operation of the force to be exercised under the Chief’s direction and supervision.
- e. Report at least monthly to the Commissioner of Public Safety in such form as shall be prescribed by the Commissioner of Public Safety on the operation of the force during the preceding month, and make such other reports as may be requested by the Commissioner of Public Safety.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any part, sections, provisions, or the total of any of the above-mentioned publications are held to be invalid or unenforceable in any court, the findings or judgments of which court are applicable in the State of New Jersey, that the balance and remainder of such publication shall remain in full force and effect as an Ordinance of the Township of Lyndhurst.

**SECTION 5.** This Ordinance shall become effective twenty (20) days after adoption and publication according to law.

**ORDINANCE NO. 2955-16**

**AN ORDINANCE TO AMEND CHAPTER VII (TRAFFIC) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LYNDBURST, SCHEDULE IX-A, "HANDICAPPED PARKING-ON STREET", SO AS TO REMOVE A SPACE AT A DESIGNATED LOCATION, CHAPTER VIIA (PARKING PERMITS AND PARKING LOTS), SCHEDULE A, "RESIDENT PERMIT PARKING ONLY" SO AS TO ADD A PORTION OF LAKE AVENUE**

**BE IT ORDAINED** by the Board of Commissioners of the Township of Lyndhurst, County of Bergen, New Jersey, as follows:

**SECTION 1.** Chapter VII, "Traffic", Schedule IX-A, is hereby amended under Section 7-6.1, by removing a handicapped parking space on a Township street at the street location in connection with the following address:

**REMOVE**

<i>Name of Street</i>	<i>Location</i>
720 Bloomfield Place	Starting 153 feet west from the southwest corner of Bloomfield Place and Lewandowski Street then the next 22 feet thereof.

**SECTION 2.** Chapter VIIA, "Parking Permits and Parking Lots", Schedule A, "Resident Permit Parking" is hereby amended under Section 7.A-2, to add the part of a Township street as described below:

**Zone 1**

<i>Street</i>	<i>Location</i>
Lake Avenue	Ridge Road to Summit Avenue

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any part, sections, provisions, or the total of any of the above-mentioned publications are held to be invalid or unenforceable in any court, the findings or judgments of which court are applicable in the State of New Jersey, that the balance and remainder of such publication shall remain in full force and effect as an Ordinance of the Township of Lyndhurst.

**SECTION 5.** This Ordinance shall become effective twenty (20) days after adoption and publication according to law.

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**ORDINANCE NO. 2956-16**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LYNDHURST, CHAPTER VII, (TRAFFIC), SCHEDULE XIII, SO AS TO ADD AN ALL WAY STOP INTERSECTION AT A DESIGNED LOCATION**

BE IT ORDAINED by the Board of Commissioners of the Township of Lyndhurst, County of Bergen, New Jersey, as follows:

**SECTION 1.** Chapter VII, "Traffic", Schedule XIII, is hereby amended under Section 7-9.2, by designating the following location as a Stop Intersection:

<i>Intersection</i>	<i>Stop Sign On</i>
Fern Avenue and Weart Avenue	All Sides

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** If any part, sections, provisions, or the total of any of the above-mentioned publications are held to be invalid or unenforceable in any court, the findings or judgments of which court are applicable in the State of New Jersey, that the balance and remainder of such publication shall remain in full force and effect as an Ordinance of the Township of Lyndhurst.

**SECTION 4.** This Ordinance shall become effective twenty (20) days after adoption and publication according to law.

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ORDINANCE NO. 2957-16

AN ORDINANCE TO AMEND CHAPTER IX, (ANIMALS) OF THE REVISED GENERAL ORDINANCE OF THE TOWNSHIP OF LYNDHURST, SO AS TO ESTABLISH A TRAP, NEUTER, RETURN (TNR) PROGRAM FOR FERAL CATS

**Whereas**, the Township of Lyndhurst's Mayor and Board of Commissioners has received communication via petition and personal appearance of residents at public meetings, wherein those residents provided information regarding health and safety concerns arising from untrained resident's actions and attempts to maintain feral cat colonies, and

**Whereas**, such testimony has raised the level of concern for the health and safety of the general public as well as the feral cat colony, and

**Whereas**, the Mayor and Board of Commissioners unanimously agree that it does not wish to control the feral cat population by harmful means, and

**Whereas**, the Township of Lyndhurst desires to provide guidelines, terms and conditions for trained Caregivers to maintain Feral Cat Colonies within the Township of Lyndhurst in accordance with this Ordinance, violation of which subjects the violator to penalties as provided hereunder.

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Board of Commissioners of the Township of Lyndhurst, in the County of Bergen, State of New Jersey, as follows:

## **Feral Cat Program**

### **Definitions.**

As used in this subsection:

**Animal Control Provider** shall mean any agency contracted or hired by the Township to coordinate and monitor the TNR program.

**Caregiver** shall mean any person who provides food, water and shelter to or otherwise cares for a cat.

**Code Official** shall mean any person or agency employed by the Township of Lyndhurst or appointed by the Township who is authorized to investigate violations of laws, regulations concerning cats, and to issue citations in accordance with New Jersey law and this Ordinance.

**Domesticated cat** shall mean a cat that is socialized to humans and is appropriate as a companion for humans.

**Ear Tipping** shall mean a straight-line cutting of the tip of the left ear of a cat by a licensed veterinarian while the cat is anesthetized.

**Feeding** shall mean to give, place, expose, deposit, distribute or scatter any edible material.

**Feral Cat** shall mean a cat which is completely or substantially un-socialized to humans. The usual and consistent temperament of a feral cat is extreme fear and resistance to contact with humans. Feral cats are either born in the wild, the offspring of tame or feral cats and not socialized; or formerly tame cats who have been abandoned and have reverted to an untamed state.

**Feral Cat Colony** shall mean an individual feral cat or a group of cats which congregate together outside as a unit. Any non-feral cats who congregate with a multiple-cat colony shall be deemed part of it.

**Nuisance** shall mean disturbing the peace by habitually or continually howling, crying or screaming, or the unreasonable destruction, desecration or soiling of property against the wishes of the owner of the property.

**Owner** shall mean any person, firm, corporation, partnership, association, trust, estate, or any other legal entity.

**Stray Cat** shall mean a cat which is regularly off the property of the owner, is not under physical control and restraint of the owner and is not regularly provided with food by the owner.

**Suitable Shelter** shall mean shelter that provides protection from rain, sun and other elements that is adequate to protect the health of the cat.

**Tame Cat** shall mean a cat which is socialized to humans and is appropriate as a companion for humans.

**TNR** shall mean Trap, Neuter and Return.

**TNR Committee** shall mean any person or entity appointed by the Township Commission who will perform the duties and responsibilities as established in this Ordinance.

**TNR Program** shall mean a program pursuant to which feral and stray cats are trapped, neutered or spayed, vaccinated against rabies, ear tipped and returned to the location where they congregate.

**Feral cat colonies.**

Feral Cat Colonies shall be permitted and Caregivers shall be entitled to maintain them in accordance with the terms and conditions of this Ordinance.

**Animal Control Provider responsibilities.**

It shall be the duty of the Animal Control Provider to:

- (a) Provide training for the cat colony Caregivers;

- (b) Help resolve any complaints over the conduct of a cat colony Caregiver or of cats within a colony;
- (c) Be responsible for any cost as provide in the Township's agreement with reference to TNR Program.

**TNR Committee Responsibilities.**

It shall be the duty of the TNR Committee to:

- (a) Help resolve any complaints over the conduct of a colony caregiver or of cats within a colony;
- (b) Maintain records provided by colony Caregivers on the registration, size and location of the colonies, as well as the vaccination and spay/neuter records of cats in the Caregiver's colonies;
- (c) Report semiannually in writing to the Township's Code Official on the status of the colony, including data on the number and gender of all cats in the Colony, the number of cats who died or otherwise ceased being a part of the Colony during the prior six month period, the number of kittens born to Colony cats and their disposition, the number of cats and kittens spayed and neutered and the number of cats and kitten placed in permanent homes as companion cats.
- (d) Provide the semi-annual report forms to caregivers and provide assistance on request by the caregiver in the preparation of the forms.

**Feral Cat Caregiver responsibilities.**

It shall be the duty of the feral cat caregivers to:

- (a) Register the Feral Cat Colony with the TNR Committee;
- (b) Take steps to vaccinate the Colony population for rabies and update the required vaccination protocols whenever possible; take steps to get all cats in the Colony population spayed/neutered by a licensed veterinarian;

- (c) Maintain digital photos of each cat in the Colony and copies of documents evidencing that the cats have been vaccinated, spayed/neutered and ear tipped; providing food, water and, if feasible, suitable shelter for Colony cats;
- (d) Observe the Colony cats and keep a record of any illnesses or unusual behavior noticed in any Colony cats;
- (e) Obtain the written approval of owners of any property to which the Caregiver requires access to provide Colony care:
- (f) Take steps, in the event that kittens are born to a Colony cat, to remove the kittens from the Colony after they have been weaned, and place the kittens in homes, foster homes, or with animal shelter, rescue organizations or veterinary offices for the purpose of subsequent permanent placement;
- (g) Report semiannually in writing to the TNR Committee on the status of the colony the total number of cats in the Colony, including data on the number and gender of all cats in the Colony, the number of cats who died or otherwise ceased being a part of the Colony during the prior six month period, the number of kittens born to Colony cats and their disposition, the number of cats and kittens spayed and neutered and the number of cats and kittens placed in permanent homes as companion cats;
- (h) Obtaining proper medical attention for any Colony cat who appears to require it;
- (i) Undergoing training for themselves and their responsible substitutes in the property management of a Colony as developed and verified by the Animal Control;
- (j) Setting up consistent and monitored feeding schedules. Feeding shall be limited to daylight hours. All remaining food must be removed daily;
- (k) "Ear tip" all cats with a single cut preferably on the left ear.

**Exemptions from restrictive Ordinances.**

The following Ordinances of the Township of Lyndhurst shall not apply to Feral Cat Colonies managed by the TNR program or to any person or organization that is providing care for a Feral Cat Colony and as taking steps to trap and sterilize the animals:

Licensing

Control and Maintenance of Cats.

**Cat Colony Caregivers Registration-Ownership exemption.**

Any person undertaking the duties and responsibilities of a Cat Colony Caregiver shall first be registered with the Committee at no cost. A registered Caregiver shall not be considered an owner in or be subject to regulations governing ownership or control of an animal, except as specified in this subsection.

**Ordinance enforcement.**

The Township shall retain the following rights:

- (a) The right to seize or remove from a Colony cats which have not been vaccinated against rabies and who are demonstrating signs of disease.
- (b) The right to seize or remove from a Colony a cat which is create a Nuisance after the Caregiver and Sponsor have been given 60 days to resolve the complaint or remove and relocate the cat and have failed to do so.
- (c) The right to seize or remove a Colony of cats when the Caregiver regularly fails to comply with the requirements of this Article and the TNR Committee has not been able to obtain a replacement or substitute Caregiver within 60 days of the Town’s notice to the Committee of the Caregiver’s failure to comply with this subsection.
- (d) The right to replace or remove a Caregiver who fails to comply with the responsibilities and requirements of this Article after reasonable notice is provided to the Caregiver of noncompliance.

**Nuisance complaints.**

The requirements of this subsection notwithstanding, Code Officials and police officers may investigate any Nuisance complaint. If a Code Official or police officer determines that an ear-tipped Feral Cat Colony Cat is causing a Nuisance as defined by this subsection, the Code Official or police officer shall contact the TNR Committee and allow the TNR Committee 60 days to resolve the complaint or remove the cat before the officer takes further action. The

Caregiver or TNR Committee must begin nuisance abatement procedures within 48 hours after being notified of a nuisance and must take all reasonable steps to resolve the Nuisance in as short a time period as possible, not to exceed 60 days. IF the NNR Committee fails to resolve the Nuisance or remove the cat within the 60 days, the Code Official may remove the cat. IF a Code Official or police officer reasonably determines that a cat is injured or poses a significant threat to public health, the Code Official or police officer may reduce the time that the TNR Committee has to resolve the complaint, as necessary to protect the cat and public health, before taking further action. In the case of an emergency, the Code Official or police officer may remove the cat, but within 24 hours the Township must provide the TNR Committee with notice of the cat's whereabouts and allow the TNR Committee an opportunity to retrieve the cat for treatment, return or relocation.

#### **Enforcement**

This Ordinance shall be enforced by the Code Official or Police Department and any other Department hereinafter designated by the Township Commissioners.

#### **Study and Review**

Not later than January 31, 2017, the Township shall study the effectiveness of the TNR Program and review the continuance of this Ordinance. This subsection, however, shall continue as provided until specifically rescinded or amended.

#### **Effective date**

This Ordinance shall take effect upon final passage according to law.

**ORDINANCE NO. 2958-17**

**AN ORDINANCE TO AMEND CHAPTER VII (TRAFFIC) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LYNDHURST, SCHEDULE IX-A, "HANDICAPPED PARKING-ON STREET", SO AS TO ADD CERTAIN HANDICAPPED PARKING SPACES ON TOWNSHIP STREETS**

**BE IT ORDAINED** by the Board of Commissioners of the Township of Lyndhurst, County of Bergen, New Jersey, as follows:

**SECTION 1.** Chapter VII, "Traffic", Schedule IX-A, is hereby amended under Section 7-6.1, by adding handicapped parking spaces on Township streets at street locations in connection with the following addresses:

<i>Name of Street</i>	<i>Location</i>
785 Harrington Avenue	Starting 60 feet north of the northwest corner of Harrington Avenue and Valley Brook Avenue and continuing the next 22 feet north thereof of space.

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** If any part, sections, provisions, or the total of any of the above-mentioned publications are held to be invalid or unenforceable in any court, the findings or judgments of which court are applicable in the State of New Jersey, that the balance and remainder of such publication shall remain in full force and effect as an Ordinance of the Township of Lyndhurst.

**SECTION 4.** This Ordinance shall become effective twenty (20) days after adoption and publication according to law.

**WHEREAS, the following organizations have applied for Raffle Licenses:**

**HSA Sacred Heart School  
620 Valley Brook Avenue  
Lyndhurst, NJ 07071  
*On- Premise Raffle*  
*On-Premise 50/50*  
March 24, 2017**

**PTA Washington School Lyndhurst  
709 Ridge Road  
Lyndhurst, NJ 07071  
*On-Premise Raffle*  
*On-Premise 50/50*  
February 03, 2017**

**Mt. Carmel Church  
197 Kingsland Avenue  
Lyndhurst, NJ 07071  
*On-Premise 50/50*  
January 28, 2017**

**WHEREAS, all requirements of law have been complied with, therefore**

**BE IT RESOLVED, that the Township Clerk be authorized to issue said licenses to the above mentioned.**

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## Adoption of the 2017 Temporary Municipal Budget

WHEREAS, the Local Budget Law, N.J.S.A. 40A:4-1 et seq., provides that until the official annual budget for the budget year is adopted, a temporary budget not exceeding 26.25% of the total of all appropriations of the preceding year's budget, excluding appropriations for debt service, capital improvement fund, and public assistance must be adopted covering the first quarter of the fiscal year; and

WHEREAS, N.J.S.A. 40A:4-1 et seq. further provides that the governing body of a municipality must adopt by resolution within the first thirty (30) days for the fiscal year, a temporary budget; and

WHEREAS, the Township of Lyndhurst Board of Commissioners desires to establish temporary appropriations pursuant to the Local Budget Law; and

WHEREAS, total appropriations for the 2016 Annual Budget, exclusive of any appropriations for debt service, capital improvements, and public assistance is \$32,824,701; and

WHEREAS, 26.25% of total appropriations for the 2016 Annual Budget, exclusive of any appropriations for debt service, capital improvements, and public assistance is \$8,616,484.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Lyndhurst that the attached Schedule A entitled "2017 Temporary Appropriations" is hereby approved.

BE IT FURTHER RESOLVED that the Introduced Official Budget shall serve as the Temporary Budget; if, pursuant to N.J.S.A. 40A:4-19.1, the Director of the Division of Local Government Services extends the budget dates pursuant to N.J.S.A. 40A:4-5.1, then the introduced official budget shall serve as the temporary budget, until the annual budget is adopted.

BE IT FURTHER RESOLVED that the temporary budget for Debt Service is hereby approved pursuant to the payment schedules maintained in the Finance Department.

BE IT FURTHER RESOLVED that the water utility and pool utility expenses are hereby approved as the 2017 respective utility temporary budgets provided they are included in the 2017 introduced budget.

**Resolution #**  
**TOWNSHIP of LYNDHURST**  
**Temporary Budget - 2017**  
**SCHEDULE A**

6-Jan-17

APPROPRIATIONS	Salaries and Wages	O.E.
PUBLIC AFFAIRS-DIRECTOR'S OFFICE	1,800.00	
REVENUE AND FINANCE-DIRECTOR'S OFFICE	1,650.00	
PUBLIC SAFETY-DIRECTOR'S OFFICE	1,650.00	
PUBLIC WORKS-DIRECTOR'S OFFICE	1,650.00	
PARKS AND PUBLIC PROPERTY-DIRECTOR'S OFF	1,650.00	
MUNICIPAL CLERK	50,544.00	30,000.00
CENTRAL SERVICES	13,000.00	25,000.00
MEDICAL TRANSPORTATION	5,800.00	
EMERGENCY MEDICAL SERVICES	82,250.00	25,000.00
AID TO VOLUNTEER AMBULANCE CO		9,500.00
PLANNING BOARD	2,000.00	3,500.00
FINANCIAL ADMINISTRATION	75,000.00	6,000.00
AUDIT		25,000.00
ASSESSMENT OF TAXES	45,000.00	18,000.00
REVENUE ADMINISTRATION	32,000.00	4,725.00
LEGAL AND PROFESS. SERVICES	48,000.00	185,000.00
ENGINEERING	800.00	20,000.00
CONSTRUCTION CODE	94,000.00	8,000.00
PUBLIC HEALTH SERVICES	47,000.00	49,000.00
GROUP INSURANCE		860,000.00
OTHER INSURANCE		485,000.00
WORKERS COMP. INSURANCE		97,000.00
UNEMPLOYMENT INSURANCE		1,000.00
POLICE CLERICAL	80,000.00	
POLICE DEPARTMENT	1,850,000.00	90,000.00
SCHOOL MARSALLS	92,000.00	2,000.00
911/DISPATCH	10,500.00	
FIRE DEPARTMENT	19,000.00	2,625.00
OFFICE OF EMERGENCY MANAGEMENT	1,575.00	
VOLUNTEER SERVICES LOSAP		25,000.00
AID TO FIRE COMPANIES		35,000.00
MUNICIPAL COURT	70,000.00	8,000.00
TOWNSHIP PROSECUTOR		4,900.00
PUBLIC DEFENDER	2,625.00	300.00
PUBLIC WORKS ADMINISTRATION	85,000.00	
ROAD REPAIR & MAINTENANCE	115,000.00	90,000.00
SHADE TREE	41,000.00	4,600.00
SEWER SYSTEM	70,000.00	31,000.00
VEHICLE MAINTENANCE		100,000.00
EMPLOYEE ASSISTANCE PROGRAM		2,400.00
RECYCLING PROGRAM	75,000.00	78,000.00
SOLID WASTE COLLECTION		160,000.00
DUMP FEES		200,000.00
NA JOINT MEETING		38,000.00
ELECTRICITY		152,000.00
STREET LIGHTING		125,000.00
TELEPHONE		43,000.00
GASOLINE		80,000.00
INFORMATION TECH-O.E.		30,000.00
BUILDINGS & GROUNDS	12,500.00	50,889.00
RECREATION SERVICES	4,800.00	37,000.00

SENIOR CITIZEN ACTIVITIES	4,900.00	1,350.00
MAINTENANCE OF PARKS	425,000.00	44,000.00
PERSONS WITH DISABILITIES PROGRAM	16,000.00	5,000.00
SOCIAL SECURITY SYSTEM		145,000.00
PFRS		700,000.00
PERS		360,000.00
SEWERAGE DISPOSAL		465,000.00
9-1-1 COMMUNICATIONS		156,000.00

SHARED SERVICES

		20,000.00
	<u>3,478,694.00</u>	<u>0.00</u>
		<u>5,137,789.00</u>
		<u>8,616,483.00</u>

2017 TEMPORARY BUDGET:  
 2016 (N.J.S.A. 40A:4-19):  
 TOTALS

Proof

Total 2016 Budget	<u>41,989,675.50</u>	
Debt Service	5,960,974.00	
Cap Imps	3,204,000.00	
Net 2016 Budget	<u>32,824,701.50</u>	
26.25%	<u>8,616,484.14</u>	2016 Temporary Budget Mt

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**RESOLVED**, that Mayor and Board of Commissioners hereby approves the following reappointments to the *Planning Board*:

***Giacomo Raguseo***, 656 Kingsland Avenue, 1<sup>st</sup> Floor, Lyndhurst, NJ 07071 as 1<sup>st</sup> Alternate for a two-year term commencing February 17, 2017 and ending February 16, 2019.

***Sal Trippi***, 236 Peabody Avenue, Lyndhurst, NJ 07071 as 2<sup>nd</sup> Alternate for a two-year term commencing February 19, 2017 and ending February 18, 2019.

**Adopted: January 10, 2017**

**WHEREAS**, the police departments in Bergen County have a day to day responsibility to provide for the security of lives and property for the maintenance and preservation of the public peace and order; and

**WHEREAS**, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riots, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, riots, terrorist incidents and bombings, state and national emergencies; and

**WHEREAS**, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies; and

**WHEREAS**, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App. A:9-40.6; and

**WHEREAS**, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property; and

**WHEREAS**, it is the desire of the Mayor and Board of Commissioners of the Township of Lyndhurst to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Commissioners of the Township of Lyndhurst that the Police Department of the Township of Lyndhurst, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to place the Mutual Aid Plan and Rapid Deployment Force; and

**BE IT FURTHER RESOLVED** that a copy of the Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, and all municipalities in the County of Bergen.

Adopted: January 10, 2017

R-5

WHEREAS, an application has been filed for a Person-to-Person transfer of Plenary Retail Consumption License 0232-33-023-009 heretofore issued to D. G. Investments, Inc., 90 Donato Drive, Little Falls, NJ 07424 and;

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 licensed business;

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Township of Lyndhurst does hereby approve, effective January 10, 2017 the transfer of the aforesaid Plenary Retail Consumption License to Louis A. Paolino, 90 Donato Drive, Little Falls, NJ 07424 to be held as a "pocket license" until there is a place to operate and does hereby direct the Township 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 Louis A. Paolino."

Adopted: January 10, 2017

R-6

WHEREAS, the Township of Lyndhurst advertised for and received bids on January 4, 2017 for Tree Trimming, Tree Removal, and Stump Grinding from the following contractors:

Downes Tree Service

Rockland Tree Service

Boulder Hill Tree Service

and;

WHEREAS, the bid results, are outlined on schedule A attached hereto and made part of this resolution; and

WHEREAS, the Qualified Purchasing Agent has reviewed the bid of Downes Tree Service and find it be the lowest bidder, and is responsive and responsible and in conformance with N.J.S.A. 40A:11-1 et. seq., "Local Public Contracts Law.

NOW, THEREFORE, BE IT RESOLVED that a contract for Tree Trimming, Tree Removal, and Stump Grinding be and is hereby awarded to Downes Tree Service Inc., 65 Royal Avenue, Hawthorne, NJ 07506 for the period of February 1, 2017 through January 31, 2019, and that the Board of Commissioners reserves the right to extend said contract for two one-year periods or one two-year periods at the conclusion of this contract, in accordance with the bid submitted; and

BE IT FURTHER RESOVLED that the Chief Financial Officer has certified that funds are available in budget account 7-01-250-26-302-299.

Adopted: January 10, 2017

Bids taken for the Tree Trimming, Tree Removal, Stump Grinding on Wednesday, January 4, 2017 at 2:00 p.m. in the Municipal Annex, 253 Stuyvesant Avenue, Lyndhurst, NJ 07071.

Contractor	2yr Contract	Option 3/4yr	Stump Grinding	Full Crew 2 Hour Resp.
Rockland Tree Service 26 N. Myrtle Avenue Spring Valley, NY 10977	Diameter up to 12"	95.00/tree	50.00/stump	250.00
	Over 12" up to 18"	325.00	70.00	25%
	Over 18" up to 24"	465.00	90.00	
	Over 24" up to 30"	880.00	150.00	2 hr. response time
	Over 30" up to 36"	1650.00	170.00	
Over 36"	2500.00	2600.00	230.00	
Downes Tree Service, Inc. 65 Royal Avenue Hawthorne, NJ 07506	Diameter up to 12"	30.00/tree	35.00/stump	240.00
	Over 12" up to 18"	295.00	65.00	25%
	Over 18" up to 24"	427.00	95.00	
	Over 24" up to 30"	665.00	145.00	2-3 business days
	Over 30" up to 36"	1185.00	210.00	response time
Over 36"	1885.00	2450.00	275.00	
Boulder Hill Tree Service 14 Bergen Street Wharton, NJ 07885	Diameter up to 12"	65.00/tree	40.00/stump	190.00
	Over 12" up to 18"	320.00	60.00	25%
	Over 18" up to 24"	450.00	80.00	
	Over 24" up to 30"	675.00	125.00	48-hr. response time
	Over 30" up to 36"	1100.00	160.00	Emergency response
Over 36"	1700.00	1900.00	200.00	time: 3 hrs.

R-7

**BE IT RESOLVED**, that any public depository eligible to act as a depository for public funds under the Government Unit Deposit Protection Act be and is hereby approved and designated as depositories of and for any and all funds of the Township of Lyndhurst for all of the Township Accounts, which shall specifically include Investors Bank; and

**BE IT FURTHER RESOLVED**, that the foregoing resolution shall supersede any and all previous resolutions adopted by the Board of Commissioners and shall remain in force and effect until the same has been rescinded.