

These minutes have not been approved and are subject to change or modification by the Mayor and Council at a public meeting.

APRIL 25, 2017

“On January 3, 2017, adequate notice of this meeting pursuant to the Open Public Meetings Act has been furnished by inclusion thereof in the Annual Schedule of Meetings for 2017 which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, and The Community News newspapers and distributed to all persons, if any, requesting copies of same pursuant to said Act.”

In case of an emergency or fire alarm you must evacuate the building by using any of the exit doors in the room. They are immediately to my right and the double doors at the rear of the room. Occupants must exit the building by using the staircase and not the elevator.

This meeting is being recorded by both video and audio and may be rebroadcast.

Pastor Oscar Cosachowa of Zion Lutheran Church was present to give the invocation.

SALUTE TO THE FLAG

ROLL CALL

Members of the Governing Body present: Mayor Febre, Council members Padovano, Gervino, DeHeer, Lindenau, Morrone and Messar. Also present were Borough Attorney Ronald A. Dario and Borough Clerk Jean M. Pelligra.
Borough Administrator Roberta Stern

WORK SESSION ITEMS – items on or off agenda

NONE

PROCLAMATIONS, PRESENTATIONS, ETC.

George Trapp, Shade Tree Commissioner, presented the Mayor and Council with the Tree City U.S.A. award plaque and flag for thirty-two years as a “Tree City”.

MEETING OPEN TO THE PUBLIC (FIVE MINUTE TIME FRAME)

Mayor Febre opened the meeting to the public for any comments on or off the agenda.

There being no comments from the public, Mayor Febre closed this portion of the meeting.

PUBLIC HEARING ON PENDING ORDINANCES - ADOPTION OF ORDINANCES

ORDINANCE # 3-17

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND TO APPROPRIATE AN ADDITIONAL SUM FOR THE UNDERTAKING OF THE 2015 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$399,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

BE IT ORDAINED by the Borough Council of the Borough of Maywood, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Maywood, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to acquire new additional or replacement equipment and machinery and to appropriate an additional sum for the undertaking of the 2015 Road Improvement Program in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the down payment and State grant appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the State grant hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new additional or replacement equipment and machinery consisting of a sewer jet vacuum machine for the use of the Department of Public Works.

Appropriation and Estimated Cost	\$250,000
Down Payment Appropriated	\$ 12,000
Bonds and Notes Authorized	\$238,000
Period of Usefulness	15 years

B. Supplemental funding for the undertaking of the 2015 Road Improvement Program at various locations in the Borough. It is hereby determined and stated that the Borough has heretofore appropriated the sum of \$564,000 for such improvement pursuant to Ord. No. 4-15 adopted on June 9, 2015.

Appropriation and Estimated Cost	\$149,000
State Grant Appropriated	\$149,000
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$399,000
State Grant Appropriated	\$149,000
Down Payment Appropriated	\$ 12,000
Bonds and Notes Authorized	\$238,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$15,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. The sum of \$149,000 received or to be received as a grant from the New Jersey Department of Transportation is hereby appropriated to the payment of the cost of the 2015 Road Improvement Program described in Section 4.B hereof.

Section 7. It is hereby determined and stated that moneys exceeding \$12,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$12,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 8. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$238,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 9. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$238,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first

mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 10. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 11. It is hereby determined and declared that the period of usefulness of the purpose to be financed with bonds or notes (Section 4.A), according to its reasonable life, is a period of 15 years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$238,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 13. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes (other than the State grant hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Sections 1 and 4.A of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Febre opened the meeting to the public for any comments or questions.

There being no comments or questions from the public, Mayor Febre closed this portion of the meeting.

Council member Messar moved for the adoption; seconded by Council member Morrone.

Mayor Febre asked CFO Cuccia to explain Bond Ordinance #3-17.

CFO Cuccia explained the amendment to the ordinance is to include the grant of \$149,000.00 which upon receipt will be used to reduce the amount of debt of the original ordinance; adding there is no new debt and further explained grant monies must be appropriated.

Roll call vote was taken and so carried by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance # 3-17 be passed upon second and final reading, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law, and that the twenty day period of limitation within which a suit, action, or proceeding questioning the validity of such Ordinance can be commenced as provided in the Local Bond Law has begun to run from the date of first publication of this statement. A copy of this Ordinance has been posted on the Bulletin Board upon which public notices are customarily posted in the Borough Hall of the Borough, and a copy is available up to and including the time of such meeting to the members of the general public of the Borough who shall request such copies, at the Office of the Borough Clerk in said Borough in Maywood, New Jersey.

ORDINANCE # 4-17
CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0.5 % unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Maywood in the County of Bergen finds it advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that an additional 3.0 % increase in the budget for said year, amounting to \$360,858.48 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Maywood, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Borough of Maywood shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$421,001.56, and that the CY 2017 municipal budget for the Borough of Maywood be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mayor Febre opened the meeting to the public for any comments or questions.

There being no comments from the public, Mayor Febre closed this portion of the meeting.

Council member Morrone moved for the adoption; seconded by Council member Messar.

Mayor Febre asked CFO Cuccia to clarify Ordinance #4-17.

CFO Cuccia explained this is an appropriations cap limit and does not affect the amount that is raised by taxes; adding this cap creates a bank for the amount of money that was not used and provides a cushion if there is an emergency.

Roll call vote was taken and so carried by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance # 4-17 be and is passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

APPROVAL OF MINUTES

Council member Lindenau moved for approval of the March 16, 2017 Work Session and Closed Session minutes and the March 28, 2017 Council Meeting and Closed Session minutes; seconded by Council member DeHeer; and so carried with the exception of Council member Gervino abstaining to the March 16, 2017 Work Session and Closed Session minutes and Council member Morrone abstaining to the March 28, 2017 Council Meeting and Closed Session minutes.

PRESENTATION OF BILLS AND CLAIMS AND REQUEST FOR PUBLIC COMMENT

The Clerk presented the bill resolution.

Council member Morrone moved for approval, seconded by Council member Messar; and so carried by unanimous roll call vote.

4/25/17 BILL LIST

FUND #	APPROPRIATION	AMOUNT
01	CURRENT FUND	\$2,949,853.59
04	CAPITAL FUND	\$1,137,204.24
13	ANIMAL CONTROL	\$48.00
28	DRUG ENFORCEMENT TRUST	\$12,814.00
35	RECREATION TRUST	\$1,856.85
37	RECYCLING TRUST	\$1,892.08

TOTAL BILL LIST:

Be it resolved, Mayor and Council are authorized to issue and sign warrants in payment of vouchers of \$4,103,658.76

Mayor Adrian J. Fobre

4/25/17 BILL LIST

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
A.A.A. INC.	171420	0	1910.00	FENCE FOR MEMORIAL PARK	01-2010-28-3752-092	6793
AAA EMERGENCY SUPPLY	162330	0	17917.00	HOSES FOR TRUCK 18	01-2030-26-2672-102	274852
ACTION DATA SERVICES	171468	0	840.63	2/17 PAYROLL FEES	01-2010-20-1452-021	47027,47028
ACTION DATA SERVICES	171469	0	2249.00	3/17 PAYROLL FEES	01-2010-20-1452-021	47296,47297,47906,47907,48115,48116
AGL WELDING SUPPLY CO.,	171252	0	114.16	3/17-OXYGEN/ACETYLENE CANNISTER	01-2010-26-3152-266	2559130
ALL COVERED, INC.	171406	0	750.00	3/1/17 TO 2/28/17 ANTI VIRUS RENEWAL	01-2010-25-2402-057	774484
ALL COVERED, INC.	171462	0	600.00	3/17 SYSTEM ADMIN.	01-2010-20-1002-133	777358
AMERICAN WEAR, INC.	171417	0	302.51	3/17 MAT & UNIFORM CLEANING	01-2010-26-2902-276	259368,261894,264434,266970,266989
ARCARI & IOVINO	171453	0	4550.00	MAYWOOD LIBRARY-CONCEPTUAL DESIGN STUDY	01-2030-41-7050-170	160926,161020,161130
AUTOMOTIVE BRAKE	171173	0	78.08	2/17&2/17-MISC. AUTO PARTS & SUPPLIES	01-2010-26-3152-071	1649793,1656105,1652863
AUTOMOTIVE BRAKE	171352	0	947.62	2/17 & 3/17-MISC. PARTS & SUPPLIES	01-2010-26-3152-071	1649153,1648513,1650486,1661302
AVENET WEB SOLUTIONS	171497	0	800.00	2017 GOV OFFICE SERVICE PACKAGE	01-2010-20-1002-149	40609
BERG CO. LEAGUE OF MUN.	171522	0	150.00	2017 DUES	01-2010-20-1002-076	2017 DUES
BERGEN COUNTY FIRE	171249	0	75.00	2017 DUES	01-2010-26-2672-153	2017 DUES
BERGEN COUNTY UTILITIES	171364	0	0.00	2017 WASTEWATER SERVICE CHARGES	01-2010-31-4552-219	2ND QTR 2017
BERGEN COUNTY UTILITIES	171364	0	398981.00	2017 WASTEWATER SERVICE CHARGES	01-2010-31-4552-219	2ND QTR 2017
BERGEN FENCE, INC.	171448	0	646.00	FENCE AT SWIM POOL	01-2010-26-3112-132	47905
BERGEN MUN. EMP.	171447	0	6655.00	4/17 DENTAL INSURANCE	01-2010-23-2202-113	4/17 DENTAL INSURANCE
BIOCHEM SUPPLY LLC	171181	0	1874.94	MISC. SUPPLIES	01-2010-26-3112-132	1617
BOLLINGER, INC.	171394	0	26788.24	4/17 PRESCRIPTION DRUG PLAN	01-2010-23-2202-113	042101
BOLLINGER, INC.	171505	0	26788.24	5/17 PRESCRIPTION DRUG PLAN	01-2010-23-2202-113	042345
BOROUGH OF PARAMUS	171362	0	17349.24	2017 MUNICIPAL COURT SHARED SERVICES AGREEMEN	01-2010-43-4922-003	2ND QTR. 2017 - MUN. COURT SHARED SERV.
BOROUGH OF PARAMUS	171390	0	6980.75	2/17 GRASS REMOVAL & DISPOSAL	01-2010-26-3051-122	2.28.17
BOROUGH OF PARAMUS	171506	0	6348.25	3/17 GRASS REMOVAL	01-2010-26-3051-122	3.28.17
BOROUGH OF PARAMUS	171507	0	6794.87	3/17 RECYCLING COLLECTION	01-2010-26-3052-152	30117
Borough of Maywood	0	40717002	1273.46	PAYROLL DATE-4/12/17	01-1615-00-0000-001	
Borough of Maywood	0	40717002	7077.21	PAYROLL DATE-4/12/17	01-2010-20-1001-204	
Borough of Maywood	0	40717002	5338.67	PAYROLL DATE-4/12/17	01-2010-20-1201-011	
Borough of Maywood	0	40717002	6005.25	PAYROLL DATE-4/12/17	01-2010-20-1451-204	
Borough of Maywood	0	40717002	594.26	PAYROLL DATE-4/12/17	01-2010-20-1501-204	

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
Borough of Maywood	0	40717002	6726.30	PAYROLL DATE-4/12/17	01-2010-22-1951-204	
Borough of Maywood	0	40717002	16160.66	PAYROLL DATE-4/12/17	01-2010-25-2401-091	
Borough of Maywood	0	40717002	1058.50	PAYROLL DATE-4/12/17	01-2010-25-2401-092	
Borough of Maywood	0	40717002	7405.21	PAYROLL DATE-4/12/17	01-2010-25-2401-093	
Borough of Maywood	0	40717002	7094.00	PAYROLL DATE-4/12/17	01-2010-25-2401-095	
Borough of Maywood	0	40717002	2008.14	PAYROLL DATE-4/12/17	01-2010-25-2401-098	
Borough of Maywood	0	40717002	13596.95	PAYROLL DATE-4/12/17	01-2010-25-2401-170	
Borough of Maywood	0	40717002	125302.57	PAYROLL DATE-4/12/17	01-2010-25-2401-204	
Borough of Maywood	0	40717002	68.84	PAYROLL DATE-4/12/17	01-2010-25-2651-204	
Borough of Maywood	0	40717002	27964.89	PAYROLL DATE-4/12/17	01-2010-26-2901-204	
Borough of Maywood	0	40717002	4905.35	PAYROLL DATE-4/12/17	01-2010-27-3303-204	
Borough of Maywood	0	40717002	476.00	PAYROLL DATE-4/12/17	01-2010-28-3701-204	
Borough of Maywood	0	40717002	1060.37	PAYROLL DATE-4/12/17	01-2010-29-3902-061	
Borough of Maywood	0	40717002	13076.31	PAYROLL DATE-4/12/17	01-2010-29-3902-061	
Borough of Maywood	0	40717002	7890.33	PAYROLL DATE-4/12/17	01-2010-36-4722-247	
Borough of Maywood	0	40717002	384.25	PAYROLL DATE-4/12/17	01-2010-36-4762-001	
Borough of Maywood	0	42117001	1298.46	PAYROLL DATE-4/25/17	01-1615-00-0000-001	
Borough of Maywood	0	42117001	7371.45	PAYROLL DATE-4/25/17	01-2010-20-1001-204	
Borough of Maywood	0	42117001	5338.67	PAYROLL DATE-4/25/17	01-2010-20-1201-011	
Borough of Maywood	0	42117001	5588.58	PAYROLL DATE-4/25/17	01-2010-20-1451-204	
Borough of Maywood	0	42117001	594.26	PAYROLL DATE-4/25/17	01-2010-20-1501-204	
Borough of Maywood	0	42117001	6726.30	PAYROLL DATE-4/25/17	01-2010-22-1951-204	
Borough of Maywood	0	42117001	15969.22	PAYROLL DATE-4/25/17	01-2010-25-2401-091	
Borough of Maywood	0	42117001	1208.75	PAYROLL DATE-4/25/17	01-2010-25-2401-092	
Borough of Maywood	0	42117001	7173.77	PAYROLL DATE-4/25/17	01-2010-25-2401-093	
Borough of Maywood	0	42117001	7369.50	PAYROLL DATE-4/25/17	01-2010-25-2401-095	
Borough of Maywood	0	42117001	1591.47	PAYROLL DATE-4/25/17	01-2010-25-2401-098	
Borough of Maywood	0	42117001	7104.26	PAYROLL DATE-4/25/17	01-2010-25-2401-170	
Borough of Maywood	0	42117001	130261.40	PAYROLL DATE-4/25/17	01-2010-25-2401-204	
Borough of Maywood	0	42117001	68.84	PAYROLL DATE-4/25/17	01-2010-25-2651-204	
Borough of Maywood	0	42117001	28347.41	PAYROLL DATE-4/25/17	01-2010-26-2901-204	
Borough of Maywood	0	42117001	4622.37	PAYROLL DATE-4/25/17	01-2010-27-3303-204	
Borough of Maywood	0	42117001	557.00	PAYROLL DATE-4/25/17	01-2010-28-3701-204	
Borough of Maywood	0	42117001	1030.01	PAYROLL DATE-4/25/17	01-2010-29-3902-061	
Borough of Maywood	0	42117001	12911.15	PAYROLL DATE-4/25/17	01-2010-29-3902-061	
Borough of Maywood	0	42117001	7702.71	PAYROLL DATE-4/25/17	01-2010-36-4722-247	
Borough of Maywood	0	42117001	0.00	PAYROLL DATE-4/25/17	01-2010-36-4762-001	
Borough of Maywood	0	42117001	375.36	PAYROLL DATE-4/25/17	01-2010-36-4762-001	
BullEx, INC.	171383	0	11663.91	FIRE EXTINGUISHER TRAINING SYSTEM	01-2030-25-2542-084	97800
CAROL DASS	171343	0	402.00	2017 MEDICARE REIMBURSEMENT	01-2010-23-2202-142	1/17,2/17/3-17 MEDICARE REIMBURSEMENT

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
CENTRAL BERGEN MUTUAL	171116	0	150.00	2017 DUES	01-2010-26-2672-153	2017 DUES
CONCENTRA OCCUP HLTH	171114	0	85.50	PRE-EMPLOYMENT PHYSICAL-F. URENA	01-2010-23-2202-181	510051872
CUSTOM BANDAG, INC.	171282	0	109.78	TIRE FOR PD VEHICLE	01-2010-26-3152-183	60143416
CUSTOM BANDAG, INC.	171286	0	1683.00	3/17-TIRES FOR DPW VEHICLES	01-2010-26-3152-263	60143731
CYNTHIA HOLMES	171363	0	2500.00	2017 COURT ADMINISTRATOR SHARED SERVICES AGMT	01-2010-43-4922-003	2ND QTR. 2017 COURT ADMIN. SHARED SERV.
D G & SONS LLC	171442	0	6884.49	REPAIR TO TRANSMISSION COMPUTER	01-2010-26-2672-102	2918,2940
DARIO,ALBERT,METZ	171461	0	9000.00	3/17 RETAINER	01-2010-20-1552-028	1064
DORWIN MANUFACTURING	171413	0	280.00	WINDOWS FOR 205 E. HUNTER	01-2010-26-3112-132	73671
FREEDOM BANK-CLAIMS	171517	109299	15000.00	FOR RETIRED EMPLOYEE INSURANCE CLAIMS	01-2010-23-2202-113	FOR RETIRED EMPLOYEE INSURANCE CLAIMS
G & S HARDWARE & SUPPLY	171418	0	109.38	3/17-MISC. SUPPLIES	01-2010-28-3752-146	278284,278504
GENERAL CODE, LLC	171210	0	796.18	3/31/17-ORDINANCE CODIFICATION	01-2010-20-1002-149	PG000011574
GREENWAY SEED COMPANY	171305	0	783.50	3/17-SEED & FERTILIZER	01-2010-28-3752-092	5883
HACKENSACK AUTO SPRING	171416	0	53.00	1/17-MISC. ALIGNMENTS	01-2010-26-3152-071	11243
HACKENSACK DOOR	171419	0	698.00	DOOR & FRAME - POLICE DEPT.	01-2010-26-3112-132	3875
HOME DEPOT INC.	171445	109298	922.30	2/21 to 3/20/17 HARDWARE SUPPLIES	01-2010-26-3112-132	ACCT #6035 3225 4019 5520
INSTITUTE FOR FORENSIC INSURANCE DESIGN	171408	0	450.00	EVALUATION-APPLICANT SINGER	01-2010-25-2402-139	10224
INSURANCE DESIGN	171388	0	675.00	4/17 MEDICAL CLAIMS ADMIN FEE	01-2010-23-2202-113	397007
J & S SERVICE CENTER	171275	0	979.66	ANNUAL INSPECTION OF TREE TRUCK	01-2010-26-3152-071	MG60508
J. D'AMBROZIO PEST	171259	0	175.00	3/17-PEST CONTROL	01-2010-26-3112-132	2589-00007
JMX CAR WASH	171202	0	144.00	3/17-ACCT #190	01-2010-26-3152-183	3/1/17 TO 3/31/17
KAREN J. O'CONNELL	171342	0	333.00	2017 MEDICARE REIMBURSEMENT	01-2010-23-2202-142	1/17,2/17/3-17 MEDICARE REIMBURSEMENT
KEVIN POWER PRODUCTS,	171277	0	15.85	3/17-MISC. MOWER PARTS	01-2010-28-3752-089	8119
KEVIN POWER PRODUCTS,	171277	0	109.94	3/17-MISC. MOWER PARTS	01-2010-28-3752-089	8011
LANGUAGE LINE SERVICES	171198	0	50.00	1/17 TO 3/17 LANGUAGE SERVICES	01-2010-25-2402-057	4032174
LAMMEN SUPPLY CO. OF	161774	0	602.22	MISC. ACCESSORIES	01-2030-25-2402-095	1088464,1104995,1086220,1110539
LAMMEN SUPPLY CO. OF	162317	0	3183.21	MISC. AMMO	01-2030-25-2402-095	1113955
LINCOLN FINANCIAL	171483	0	44750.60	2016 LOSAP	01-2010-31-4603-168	2016 LOSAP
MARIA REDA	171529	0	472.50	4/7 TO 4/19/17 ACCOUNTING SERVICES	01-2010-20-1452-078	4/7 TO 4/19/17 ACCOUNTING SERVICES
MARY ANNE RAMFOLLA	171341	0	327.00	2017 MEDICARE REIMBURSEMENT	01-2010-23-2202-142	1/17,2/17/3-17 MEDICARE REIMBURSEMENT
MAYWOOD BOARD OF	171515	0	1482865.00	4/17 SCHOOL TAX PAYMENT	01-2070-00-0000-001	4/17 SCHOOL TAX PAYMENT
MAYWOOD PUBLIC LIBRARY	171533	0	2276.82	3/17 & 4/17 APPROPRIATION	01-2010-29-3902-061	3/17 & 4/17 APPROPRIATION
MBI-GLOCK SHAW	171454	0	1500.00	3/17 GRANT WRITING SERVICES	01-2010-20-1002-149	64022
MUNICIPAL CAPITAL CORP.	171345	0	450.00	4/17 & 5/17-CORPEN LEASE #13474-POLICE DEPT.	01-2010-25-2402-057	1647170317,1647270317
MUNIDEX, INC.	171399	0	1551.44	2017 CH. 75 CARDS	01-2010-20-1502-013	989851
NETWORKFLEET INC.	171482	0	265.30	3/17 MAINTENANCE FEE	01-2010-26-3102-197	OSV000001033869
NJ DEPT. OF COMMUNITY	171474	0	2197.00	1ST QTR. 2017 STATE TRAINING	01-4010-00-0000-001	1ST QTR. 2017 STATE TRAINING FEES

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
				FEES		
NORTH JERSEY MEDIA	171081	0	233.48	2/17 & 3/17 - LEGAL ADS	01-2010-20-1202-169	4139684,4148848
OFFICE CONCEPTS, INC.	171379	0	545.85	MISC. OFFICE SUPPLIES	01-2010-20-1202-229	730633-0, 730633-1, 730628-0, 7330648-0
OFFICE CONCEPTS, INC.	171379	0	164.56	MISC. OFFICE SUPPLIES	01-2010-20-1452-258	730633-0, 730633-1, 730628-0, 7330648-0
OFFICE CONCEPTS, INC.	171379	0	469.89	MISC. OFFICE SUPPLIES	01-2010-26-3112-132	730633-0, 730633-1, 730628-0, 7330648-0
OFFICE CONCEPTS, INC.	171379	0	414.52	MISC. OFFICE SUPPLIES	01-2010-28-3702-151	730633-0, 730633-1, 730628-0, 7330648-0
OFFICE CONCEPTS, INC.	171446	0	185.40	MESH DESK CHAIR - PLANNING BOARD	01-2010-20-1812-146	732470-0
OPTIMUM	171516	0	110.44	4/6 TO 5/7/17 CABLE-DPW	01-2010-26-3102-197	ACCT #07870-801160-09-5
OPTIMUM	171532	0	74.35	4/17 TO 12/17/17 CABLE-15 PARK AVE	01-2010-26-3102-197	ACCT #07870-064937-01-7
OUR TOWN NEWSPAPER	171080	0	427.71	3/17&4/17 - LEGAL ADS	01-2010-20-1002-149	8682, 8686, 8688, 8721, 8727
P & A AUTO PARTS	171172	0	23.79	3/17-MISC. AUTO PARTS	01-2010-26-3152-071	1504154868
P & A AUTO PARTS	171172	0	52.06	3/17-MISC. AUTO PARTS	01-2010-26-3152-071	1504152844, 1504153254
P.I.A. SECURITY	171455	0	4375.00	2ND QTR 2017 CONSULTANT FEE	01-2010-23-2102-124	2ND QTR 2017 CONSULTANT FEE
PAYTON ELEVATOR	171452	0	155.00	4/17 ELEVATOR MAINTENANCE	01-2010-20-1002-133	063599
PETERS CHEMICAL COMPANY	171306	0	1155.00	CALCIUM CHLORIDE	01-2010-26-2902-222	40514
PITNEY BOWES GLOBAL	171088	0	297.00	3/17-2017 POSTAGE MACHINE LEASE	01-2010-20-1002-133	3302964832
PSE&G	171531	0	320.68	3/4/17 TO 4/3/17 GAS & ELECTRIC	01-2010-26-2902-279	MARCH 2017 BILLING
PSE&G	171531	0	8792.62	3/4/17 TO 4/3/17 GAS & ELECTRIC	01-2010-26-3112-196	MARCH 2017 BILLING
PSE&G	171531	0	792.09	3/4/17 TO 4/3/17 GAS & ELECTRIC	01-2010-28-3752-279	MARCH 2017 BILLING
PSE&G	171531	0	20239.13	3/4/17 TO 4/3/17 GAS & ELECTRIC	01-2010-31-4352-071	MARCH 2017 BILLING
READY REFRESH BY NESTLE	171382	0	185.88	3/15-4/14/17-DRINKING WATER FOR BOROUGH	01-2010-26-3112-132	04379566899
REGIONAL COMMUNICATIONS	171380	0	276.10	2016 MISC. PAGER REPAIRS	01-2030-26-3152-147	133920, 133919, 135304, 134962
REVENUE GUARD	171422	0	307.31	2/17 AMBULANCE COLLECTION FEE	01-2010-27-3302-146	23117
ROCHELLE PARK AUTO BODY	171122	0	1221.13	REPAIRS TO VEHICLE #8	01-2010-26-3152-183	17207
ROCHELLE PARK AUTO BODY	171151	0	853.15	REPAIRS TO K-9 VEHICLE	01-2010-26-3152-183	17215
ROCHELLE PARK AUTO BODY	171208	0	900.00	DAMAGES TO VEHICLE #6-FUNDS RECEIVED FROM JIF	01-2010-26-3152-183	IDD4C04F
RUTGERS	171430	0	6650.00	CPM PROGRAM-MORAN & M. TUTSCHER	01-2010-25-2402-269	3291, 3308
SALSBURY INDUSTRIES	171266	0	2039.48	LOCKERS FOR DPW	01-2010-26-3112-257	6035673
SECURITY SHREDDING	171456	0	130.00	3/22 & 4/4/17 SHREDDING CHARGES	01-2010-20-1002-149	15252, 15487
SIRCHIE FINGERPRINT LAB	171269	0	84.85	BLOOD/URINE KITS	01-2131-00-0000-007	0293467
SO. BERGEN MUN. JOINT	171534	0	50522.99	2ND QTR 2017 JOINT INSURANCE	01-2010-23-2102-124	2ND QTR 2017 JOINT INSURANCE
SO. BERGEN MUN. JOINT	171534	0	59127.64	2ND QTR 2017 JOINT INSURANCE	01-2010-23-2152-126	2ND QTR 2017 JOINT INSURANCE
SPECIALTY AUTO	171276	0	250.00	OSHA INSPECTION OF FORK LIFT	01-2010-26-3152-266	8710
SPECTROTEL	171484	0	2419.33	4/17 TELEPHONE SERVICE	01-2010-26-3102-197	8041133
STANDARD INSURANCE CO.	171392	0	1134.23	4/17 DISABILITY INSURANCE	01-2010-23-2202-069	POLICY #001410790001
STARLES	171201	0	486.58	4/7/17-MISC. OFFICE SUPPLIES	01-2010-25-2402-163	3336211414, 3336211416
STATE OF NJ HEALTH BENE	0	40617001	71304.42	4/17 ACTIVE EMPLOYEE HEALTH BENEFITS	01-2010-23-2202-113	

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
STATE OF NJ HEALTH BENE	0	40617002	47856.53	4/17 RETIRED EMPLOYEE HEALTH BENEFITS	01-2010-23-2202-113	
SUEZ WATER OF NEW	171530	0	104.40	3/3/17 TO 4/1/17 WATER CHARGES	01-2010-26-2902-279	APRIL 2017 BILLING
SUEZ WATER OF NEW	171530	0	508.50	3/3/17 TO 4/1/17 WATER CHARGES	01-2010-26-3112-109	APRIL 2017 BILLING
SUEZ WATER OF NEW	171530	0	94.64	3/3/17 TO 4/1/17 WATER CHARGES	01-2010-26-3112-112	APRIL 2017 BILLING
SUEZ WATER OF NEW	171530	0	120.87	3/3/17 TO 4/1/17 WATER CHARGES	01-2010-28-3752-279	APRIL 2017 BILLING
SUEZ WATER OF NEW	171535	0	10409.10	4/17 HYDRANT SERVICES	01-2010-25-2652-094	ACCT #10004825412222
TIM MORAN	171523	0	600.00	REIMB-EYE GLASS BENEFIT	01-2010-23-2102-124	REIMB-EYE GLASS BENEFIT
TNT HVAC CORP	171393	0	2141.35	3/16/16 REPAIR SYSTEM AT LIBRARY	01-2010-26-3112-132	3564
TNT HVAC CORP	171450	0	263.92	REPAIR POLICE ROOF TOP UNIT	01-2010-26-3112-132	3551
TOWNSHIP OF ROCHELLE	171451	0	4129.50	2/17 FUEL CHARGES	01-2010-31-4622-144	2/17 FUEL CHARGES
TREASURER, STATE OF NEW	171475	0	125.00	1ST QTR 2017 MARRIAGE LICENSE FEES	01-4010-00-0000-002	1ST QTR 2017 MARRIAGE LICENSE FEES
USA SECURITY SERVICES,	171387	0	300.00	3/17/17 REPLACE PULL STATION-AMBULANCE BAY	01-2010-26-3112-132	125031
USA SECURITY SERVICES,	171412	0	775.00	2/2/17 FIRE ALARM TEST	01-2010-26-3112-132	124996
VERIZON	171444	0	52.99	LINE-#153-2 22-633-0001-58	01-2010-26-2672-150	3/28-4/27/17
VERIZON COMMUNICATIONS	171159	0	27.99	W. HUNTER-	01-2010-26-3102-197	3/1/16 TO 3/31/17
VERIZON COMMUNICATIONS	171466	0	32.99	4/1 TO 4/30/17-#752-054-982-0001-81	01-2010-26-3102-197	4/1 TO 4/30/17-#752-054-982-0001-81
VERIZON WIRELESS	171199	0	226.77	2/14 TO 3/13/17-WIRELESS FOR PD	01-2010-25-2402-057	882233083-0001
VERIZON WIRELESS	171199	0	225.79	3/14 TO 4/13/17-WIRELESS FOR PD	01-2010-25-2402-057	9793936884
VERIZON WIRELESS	171200	0	308.21	3/13 TO 4/12/17-ACCT #582512510-0001	01-2010-25-2402-057	9783835998
VERIZON WIRELESS	171200	0	308.20	ACCT #582512510-0001	01-2010-25-2402-057	9782022111-2/13-3/12/17
VERIZON WIRELESS	171514	0	188.95	3/7 TO 4/6/17 WIRELESS	01-2010-26-3102-197	ACCT #482420468-00001
WELLS FARGO BANK	0	41117001	9829.34	2/17 ANALYSIS FEES	01-2010-20-1452-021	
WILLIAM JERLINSKI	171433	0	230.82	2017 EASTER DECORATIONS-PLEASANT AVE.	01-2010-30-4202-193	2017 EASTER DECORATIONS-PLEASANT AVE.
ZUIDENA PORTABLE	171368	0	607.50	4/1/17 TO 7/8/17 PORTABLE TOILETS	01-2010-28-3752-146	91387
Total Fund 01 Current Fund			2949853.59			
4 CLEAN UP INC.	171443	410013	42770.42	2015 ROAD IMPROVEMENTS	04-2150-55-9630-001	CERT. NO. 3
BOROUGH OF WAYWOOD	0	40717001	888810.55	TO REPLACE FUNDS TRANSF FOR 1/24/17 BILL LIST	04-1608- - -	
CHASAN LAMPARELLO	171463	0	57451.02	B1/L2 TAX APPEAL-255 SPRING VALLEY	04-2150-55-9620-002	DOCKET 19320-2012, 48-2013, 1025-2014, 250-2015
GARIPPA, LOTZ &	171464	0	18135.33	B124/L17-TAX APPEAL-MAYWOOD FURNITURE	04-2150-55-9620-002	DOCKET 1044-2014, 3691-2015, 3362-2016
SEARS C/O GARIPPA, LOTZ	171465	0	130036.92	B124/L30-TAX APPEAL-SEARS	04-2150-55-9620-002	DOCKET 10224-2012, 3544-2013, 4291-2015

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
Total Fund 04 CAPITAL ACCOUNT			1137204.24			
NEW JERSEY DEPT. OF	171473	0	48.00	3/17 DOG LICENSES	13-0200- - -	3/17 DOG LICENSES
Total Fund 13 ANIMAL CONTROL			48.00			
BOM - RECYCLING TRUST	0	40717003	1882.08	TRANSFER TO REVERSE 1/24/17 TRANSFER	26-1601- - -	
Total Fund 26 RECYCLING			1882.08			
EBSCO SIGN GROUP LLC	162302	0	12814.00	SIGN FOR MAYWOOD POLICE DEPT.	28-2000- - -	169642
Total Fund 28 DRUG ENFORCEMENT-JUSTICE			12814.00			
BOM-RECREATION TRUST	0	40717002	0.00	TRANSFER TO REVERSE 1/24/17 TRANSFER	35-1601- - -	
BOM-RECREATION TRUST	0	40717002	1532.85	TRANSFER TO REVERSE 1/24/17 TRANSFER	35-1601- - -	
CMT SOUND SYSTEMS LLC	171423	0	220.00	4/9/17 SPRING SHOWCASE	35-2000- - -	3976
LEVY'S INC.	171384	0	104.00	T-SHIRTS FOR 2017 THEATER WORKSHOP	35-2000- - -	23612
Total Fund 35 RECREATION TRUST			1856.85			
Total Bill List:			4,103,658.76			

CORRESPONDENCE AND REPORT OF THE BOROUGH CLERK

Borough Clerk Pelligra reported on the following:

1. She reported the deadline to submit the Financial Disclosure Form has been extended to May 30, 2017.
2. She stated she distributed an agreement proposal received from the Borough Engineer for the professional engineering / construction services for the 2017 Road Program for the Mayor and Council to review.

REPORT OF ADMINISTRATOR

Administrator Stern was absent.

REPORT OF THE ATTORNEY

Attorney Dario reported on the following:

1. He stated he spoke with Patrick McNamara, Special Counsel to COAH, and explained he is anticipating a Fairness Hearing this summer so there is a possibility of a resolution.

COMMITTEE REPORTS

Council member Padovano reported on the following:

1. She reported on the upcoming summer recreation programs; adding all information is available from the Recreation Director.
2. She stated MYAA soccer registration has started and will close on June 22, 2017.

Council member Gervino reported on the following:

1. He reported on the Municipal Alliance assembly programs.
2. He stated the Hackbarth Foundation is coming in this week for their quarterly meeting with the library.
3. He stated we are still working with the architect on renovation plans for the library; adding all construction at the library is completely funded through the Hackbarth Foundation.

Mayor Febre commented on the Memorial School PTO Tricky Tray Fundraiser and thanked Claire Padovano for doing a great job; adding everyone had an enjoyable time.

Council member DeHeer reported on the following:

1. He reported the building department collected \$7224.00 in permit fees from April 4, 2017 through today.
2. He stated the fire department and fire police assembled all of the annual fund drive flyers last night and they will be distributed this week.
3. He stated he will be attending the Teterboro Airport meeting tomorrow night regarding the airplane noise and encouraged residents to continue contacting the airport with their concerns.
4. He stated he looks forward to an update from our Planning Board attorney and planner on COAH.

Council member Lindenau reported on the following:

1. He reported the following from the DPW:
 - The fields are in good order and the parks are looking nice.
 - They will begin work on the swim pool to prepare for opening day.

- He spoke regarding the new sewer jet and stated he is looking forward to the new preventative maintenance program.

Council member Morrone reported on the following:

1. He gave kudos to Claire Padovano for a successful evening at the Memorial School PTO Tricky Tray.

Council President Messar reported on the following:

1. He reminded residents non-soliciting decals are available in the police department for \$1.00.
2. He stated the Bicycle Rodeo is scheduled for Friday, April 28, 2017, at 2:30 pm at Maywood Avenue School.

REPORT OF THE MAYOR

Mayor Febre reported on the following:

1. He stated this past week he attended the Memorial School PTO Tricky Tray and the Maywood Boy Scout spaghetti dinner; adding the one constant at both events was the generosity of our local merchants.
2. He stated he received a call from Ed Kaminsky and clarified the Restoration Grant that was applied for and received by the train station; adding we remain hopeful that the \$60,000.00 can still be recouped and clarified what was published in the Our Town newspaper article.

RESIGNATIONS - ACCEPTANCE OF THE FOLLOWING

NONE

APPOINTMENTS - APPROVAL OF THE FOLLOWING

1. Deborah Ann Taylor as a member of the Swim Pool Advisory Committee effective April 25, 2017 with a term expiring December 31, 2018.
2. Denzel Q. Caez as a Probationary Member of Undine Hose Company No.1 effective April 25, 2017.

Council member Lindenau moved the appointments, seconded by Council member DeHeer; and so carried by unanimous roll call vote.

COUNCIL APPROVAL OF THE FOLLOWING

1. From the Rosary Society of Our Lady Queen of Peace Church – request to hold an Off-Premise 50/50 Raffle on September 17, 2017 at Our Lady Queen of Peace Church, 400 Maywood Avenue, Maywood, NJ 07607.
2. From the Rosary Society of Our Lady Queen of Peace Church – request to hold an On-Premise Draw Raffle on October 20, 2017 at Our Lady Queen of Peace Church, 400 Maywood Avenue, Maywood, NJ 07607.
3. From Saint Peter's HAS - request to hold an On-Premise Draw Raffle at Our Lady Queen of Peace Church Auditorium on May 17, 2017 from 6 pm to 10 pm.
4. From Maywood Rotary Club Foundation – requesting permission to hold an On-Premise 50/50 raffle at the Maywood Senior Recreation Center, 145 W. Magnolia Avenue, Maywood, on June 14, 2017 at 7:30 pm.
5. From Maywood Inn d/b/a Twin Door Tavern request for an outdoor dining permit.
6. Request from Maywood Fire Department to attend the Newark Fire Department 50th Anniversary Muster on June 4, 2017 with the Ahrens Fox and Garfield's 100th Anniversary Parade on April 30, 2017.

Council member Morrone moved for the approvals, seconded by Council member Lindenau; and so carried by unanimous roll call vote.

RESOLUTIONS BY TITLE - CONSIDERATION OF THE FOLLOWING

RESOLUTION # 72-17
RESOLUTION AUTHORIZING TO ADVERTISE FOR BIDS

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey upon the recommendation of the Borough Engineer, Gregory J. Polyniak, Neglia Engineering Associates that the plans & specifications for:

Oak Avenue Roadway Improvements
BOROUGH OF MAYWOOD
BERGEN COUNTY, NEW JERSEY

Are hereby approved and the Borough Clerk is hereby authorized to advertise for bids. This Resolution to take effect immediately.

RESOLUTION # 73 -17
RESOLUTION AUTHORIZING CANCELLATION OF OUTSTANDING CHECKS

Whereas, the Audit recommends the review and cancellation of old stale dated checks, and

Whereas, after review the Municipal Treasurer has requested checks from 2013 Recreation Trust and 2015 Fire Prevention Trust and Capital Account be cancelled in order to transfer monies back to the municipality,

Now, therefore, be it resolved by the Mayor and Council of the Borough of Maywood that the listed stale dated checks be and are hereby cancelled effective this date April 25, 2017.

ACCOUNT NAME	CHECK DATE	CK #	AMOUNT	PAYEE
Capital Account	12/02/2015	2721	\$ 5,283.02	Hanjin Shipping
Fire Prevention Trust Account	12/22/2015	2060	\$ 345.96	Custom Bandag, Inc.
Recreation Trust	07/22/2013	2086	\$ 57.50	Joseph Zigrest
TOTAL			\$ 5,686.48	

RESOLUTION # 74-17
BOROUGH OF MAYWOOD
2017 TEMPORARY CAPITAL BUDGET

WHEREAS, the Borough of Maywood desires to establish the 2017 Temporary Capital Budget of said municipality by inserting therein the following project.

NOW, THEREFORE BE IT RESOLVED by the Council of the Borough of Maywood as follows:

Section 1. The 2017 Temporary Capital Budget of the Borough of Maywood is hereby established by the adoption of the schedule to read as follows:

Temporary Capital Budget of the
Borough of Maywood
County of Bergen, New Jersey
Projects Scheduled for 2017
Method of Financing

<u>Project</u>	<u>Est. Costs</u>	<u>Grants</u>	<u>Budget Appr. Fund</u>	<u>Capital Imp. Fund</u>	<u>Bonds</u>	<u>Self-Liquidating Bonds</u>
2017 Road Improvement Program	775,000			37,000	738,000	

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2017 Temporary Capital Budget, to be included in the 2017 Permanent Capital Budget as adopted.

RESOLUTION # 75 - 17
RESOLUTION AUTHORIZING A PUBLIC SALE AT AUCTION THROUGH
MUNICIPAL.COM OF VEHICLES AND VARIOUS RADIOS AND EQUIPMENT

WHEREAS, N.J.S.A. 40A:11-36 of the “Local Public Contracts Law” authorizes the public sale at auction of surplus municipal personal property no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the Division of Local Government Services (“Division”) to waive various provisions of the Local Public Contract Law to assist local units in selling surplus personal property no longer needed for public use through online auctions; and

WHEREAS, pursuant to Local Finance Notice 2008-9, the Division has granted approval for local units to hold online auctions through certain approved Internet-based vendors, including Municibid.com, without the necessity of first seeking bids or requests for proposals from these vendors to use their services, in accordance with the provisions of said Notice; and

WHEREAS, the Borough of Maywood has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MAYWOOD, Bergen County, New Jersey, is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled www.municibid.com; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to cause a notice to be published once in the Our Town setting forth, in addition to the foregoing terms and conditions, the following:

1. A public sale by auction will be conducted online commencing on at a time and date and ending at a time and date to be set forth in said notice.
2. The online public sale at auction shall be conducted through www.municibid.com.
3. The property to be sold by public sale is as listed on Schedule A of this authorizing resolution.

BE IT FURTHER RESOLVED that, pursuant to N.J.S.A. 40A:11-36, the sale shall be commenced not less than 7 days nor more than 14 days after the latest publication of the advertisement.

Council member Gervino moved for the adoptions, seconded by Council member Messar; and so carried by unanimous roll call vote.

INTRODUCTION OF ORDINANCES

ORDINANCE # 5-17 **“AN ORDINANCE ADDING CHAPTER 210 TO THE BOROUGH CODE** **ESTABLISHING A DEVELOPMENT FEE PROGRAM** **TO SUPPORT AFFORDABLE HOUSING”**

BE IT ORDAINED BY THE BOROUGH MAYOR AND COUNCIL OF THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

WHEREAS, In Holmdel Builder’s Association v. Holmdel Township, 121 N.J. 550 (1990), the New Jersey Supreme Court determined that mandatory development fees are authorized by the Fair Housing Act of 1985 (the Act), N.J.S.A. 52:27D-301 et seq., and the State Constitution, subject to the Council on Affordable Housing’s (COAH’S) adoption of rules; and

WHEREAS, pursuant to P.L. 2008, c.46 Section 8 (C. 52:27D-329.2) and the Statewide Non-Residential Development Fee Act (C.40:55D-8.1 through 8.7), COAH promulgated regulations necessary for the establishment, implementation, review, monitoring and enforcement of municipal affordable housing trust funds and corresponding spending plans. Municipalities that are under the jurisdiction of the Council or court of competent jurisdiction and have a COAH-approved spending plan may retain fees collected from non-residential development; and

WHEREAS, this ordinance establishes standards for the collection, maintenance, and expenditure of development fees pursuant to COAH’s regulations and in accordance P.L. 2008, c. 46, Section 8 and 32-38. Fees collected pursuant to this ordinance shall be used for the purpose of providing low- and moderate-income housing consistent with a spending plan submitted to and approved by the Superior Court of New Jersey. This ordinance shall be interpreted within the framework of COAH’s rules on development fees, codified at N.J.A.C. 5:93-8.1-8.22; and

WHEREAS, the purpose of this Ordinance is to create a fee collection program pursuant to the Council on Affordable Housing (COAH) and implementing regulations applicable to both non-residential development and residential development to be assessed and collected by the Borough, consistent with the rules and regulations of COAH and the Housing Element and Fair Share Plan of the Borough, to address its obligations pursuant to the Fair Housing Act and its implementing regulations as promulgated by COAH.

WHEREAS this ordinance shall not be effective until approved by the Superior Court of New Jersey pursuant to N.J.A.C. 5:93-8.2. The Borough shall not spend development fees until the Superior Court of New Jersey has approved a plan for spending such fees in conformance with N.J.A.C. 5:93-5.1(c).

NOW, THEREFORE, BE IT ORDAINED by the Borough Mayor and Council of the Borough of Maywood, County of Bergen, as follows:

Section 1: Chapter 210 shall be added to the Borough of Maywood Code and shall be entitled “**DEVELOPMENT FEE PROGRAM TO SUPPORT AFFORDABLE HOUSING**”. Such new article shall read as follows:

Chapter 210 title: **DEVELOPMENT FEE PROGRAM TO SUPPORT AFFORDABLE HOUSING**

§ 210-1 DEFINITIONS

The following terms, as used in this ordinance, shall have the following meanings:

“**Affordable housing development**” means a development included in the Housing Element and Fair Share Plan, and includes, but is not limited to an

inclusionary development, a municipal construction project or a 100 percent affordable development.

“**COAH**” or the “**Council**” means the New Jersey Council on Affordable Housing established under the Fair Housing Act, which has primary jurisdiction for the administration of housing obligations in accordance with sound regional planning consideration in the State.

“**Development Fee**” means money paid by a developer for the improvement of property as permitted in N.J.A.C.5:93-8.

“**Developer**” means the legal or beneficial owner or owners of a lot or of any land proposed to be included in a proposed development, including the holder of an option or contract to purchase, or other person having an enforceable proprietary interest in such land.

“**Equalized assessed value**” means the assessed value of a property divided by the current average ratio of assessed to true value for the municipality in which the property is situated as determined in accordance with Sections 1,5, and 6 of P.L. 1973, c. 123 (C. 54:1-35a through C. 54:1-35c).

§ 210-2 RESIDENTIAL DEVELOPMENT FEES

A. Imposed fees

1. Within the Borough, residential developers, except for developers of the types of development specifically exempted below, shall pay a fee of one and one-half (1.5) percent of the equalized assessed value for residential development provided no increased density is permitted.
2. When an increase in residential density pursuant to N.J.S.A.40:55D-70d(5) (known as a “d” variance) has been permitted, developers shall be required to pay a development fee of six (6) percent of the equalized assessed value for each additional unit that may be realized. However, if the zoning on a site has changed during the two-year period preceding the filing of such a variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two-year period preceding the filing of the “d” variance application.

B. Eligible exactions, ineligible exactions and exemptions for residential development

1. Affordable housing developments, developments where the developer is providing for the construction of affordable units elsewhere in the municipality, and developments where the developer has made a payment in lieu of on-site construction of affordable units shall be exempt from residential development fees.
2. Developments that have received preliminary or final site plan approval prior to the adoption of this municipal development fee ordinance shall be exempt from development fees, unless the developer seeks a substantial change in the approval. Where a site plan approval does not apply, a zoning and/or building permit shall be synonymous with preliminary or final site plan approval for this purpose. The fee shall be vested on the date that the building permit is issued.
3. Owner-occupied residential structures demolished and replaced as a result of a fire, flood, or natural disaster shall be exempt from paying a residential development fee.
4. Development fees shall be imposed and collected when an existing structure undergoes a change to a more intense use or is demolished and replaced with a larger structure based upon additional square footage that can be occupied or is expanded, if the expansion is not otherwise exempt from the development fee requirement. The development fee shall be calculated on the increase in the equalized assessed value of the improved structure.

§ 210-3 NON-RESIDENTIAL DEVELOPMENT FEES

A. Imposed fees

1. Within all zoning districts, non-residential developers, except for developers of the types of development specifically exempted, shall pay a fee equal to

two and one-half (2.5) percent of the equalized assessed value of the land and improvements, for all new non-residential construction on an unimproved lot or lots.

2. Non-residential developers, except for developers of the types of development specifically exempted, shall also pay a fee equal to two and one-half (2.5) percent of the increase in equalized assessed value resulting from any additions to existing structures to be used for non-residential purposes.
3. Development fees shall be imposed and collected when an existing structure is demolished and replaced. The development fee of two and a half percent (2.5%) shall be calculated on the difference between the equalized assessed value of the pre-existing land and improvement and the equalized assessed value of the newly improved structure, i.e. land and improvement at the time final certificate of occupancy is issued. If the calculation required under this section results in a negative number, the non-residential development fee shall be zero.

B. Eligible exactions, ineligible exactions and exemptions for non-residential development

1. The non-residential portion of a mixed-use inclusionary or market rate development shall be subject to the two and a half (2.5) percent development fee, unless otherwise exempted below.
2. The two and a half (2.5) percent fee shall not apply to an increase in equalized assessed value resulting from alterations, change in use within existing footprint, reconstruction, renovations and repairs.
3. Non-residential developments shall be exempt from the payment of non-residential development fees in accordance with the exemptions required pursuant to P.L. 2008, c.46, as specified in the Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" Form. Any exemption claimed by a developer shall be substantiated by that developer.
4. A developer of a non-residential development exempted from the non-residential development fee pursuant to P.L.2008, c.46 shall be subject to it at such time the basis for the exemption no longer applies, and shall make the payment of the non-residential development fee, in that event, within three years after that event or after the issuance of the final certificate of occupancy of the non-residential development, whichever is later.
5. If a property which was exempted from the collection of a non-residential development fee thereafter ceases to be exempt from property taxation, the owner of the property shall remit the fees required pursuant to this section within 45 days of the termination of the property tax exemption. Unpaid non-residential development fees under these circumstances may be enforceable by the Borough as a lien against the real property of the owner.

§ 210-4 COLLECTION PROCEDURES

- A. Upon the granting of a preliminary, final or other applicable approval for a development, the applicable approving authority shall direct its staff to notify the Borough's construction official responsible for the issuance of a building permit.
- B. For non-residential developments only, the developer shall also be provided with a copy of Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" to be completed as per the instructions provided. The developer of a non-residential development shall complete Form N-RDF as per the instructions provided. The construction official shall verify the information submitted by the non-residential developer as per the instructions provided in the Form N-RDF. The tax assessor shall verify exemptions and prepare estimated and final assessments as per the instructions provided in Form N-RDF.
- C. The construction official responsible for the issuance of a building permit shall notify the municipal tax assessor of the issuance of the first building permit for a development which is subject to a development fee.

- D. Within 90 days of receipt of that notice, the municipal tax assessor, based on the plans filed, shall provide an estimate of the equalized assessed value of the development.
- E. The construction official responsible for the issuance of a final certificate of occupancy notifies the municipal assessor of any and all requests for the scheduling of a final inspection on property which is subject to a development fee.
- F. Within 10 business days of a request for the scheduling of a final inspection, the municipal tax assessor shall confirm or modify the previously estimated equalized assessed value of the improvements of the development, calculate the development fee and thereafter notify the construction official and the developer of the amount of the fee.
- G. Should the Borough fail to determine or notify the developer of the amount of the development fee within 10 business days of the request for final inspection, the developer may estimate the amount due and pay that estimated amount consistent with the dispute process set forth in the Subsection b. of Section 37 of P.L.2008, c.46 (C.40:55D-8.6)
- H. Fifty percent of the development fee shall be collected at the time of the issuance of the building permit. The remaining portion shall be collected at the issuance of certificate of occupancy. The developer shall be responsible for paying the difference between the fee calculated at building permit and that determined at issuance of certificate of occupancy. No certificate of occupancy shall be issued unless and until the fee is paid to the Borough.
- I. Appeal of development fees
 - 1. A developer may challenge residential development fees imposed by filing a challenge with the County Board of Taxation. Pending a review and determination by the Board, collected fees shall be placed in an interest bearing escrow account by the Borough. Appeals from a determination of the Board may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, RS.54:48-1 et seq., within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.
 - 2. A developer may challenge non-residential development fees imposed by filing a challenge with the Director of the Division of Taxation. Pending a review and determination by the Director, which shall be made within 45 days of receipt of the challenge, collected fees shall be placed in an interest bearing escrow account by the Borough. Appeals from a determination of the Director may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S. 54:48-1 et seq., within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.

§ 210-5 AFFORDABLE HOUSING TRUST FUND

- A. There is hereby created a separate, interest-bearing housing trust fund to be maintained by the chief financial officer or other designated municipal employee for the purpose of depositing development fees collected from residential and non-residential developers and proceeds from the sale of units with extinguished controls.
- B. The following additional funds shall be deposited in the Borough's Affordable Housing Trust Fund and shall at all times be identifiable by source and amount:
 - 1. Payments in lieu of on-site construction of affordable units;
 - 2. Developer contributed funds to make (10%) of the adaptable entrances in a townhouse or other multistory attached development accessible;
 - 3. Rental income from municipally operated units;
 - 4. Repayments from affordable housing program loans;
 - 5. Recapture funds
 - 6. Proceeds from the sale of affordable units; and
 - 7. Any other funds collected in connection with the Borough's affordable housing program.

- C. Within seven days from the opening of the trust fund account, the Borough shall provide COAH and/or the Department of Community Affairs (“DCA”) with written authorization in the form of a three-party escrow agreement between the Borough, the bank and COAH and/or DCA to permit COAH and/or DCA to direct the disbursement of the funds as provided for N.J.A.C. 5:93-8.17.
- D. All interest accrued in the housing trust fund shall only be used on eligible affordable housing activities as per a spending plan approved by order of the Superior Court of New Jersey.

§ 210-6 USE OF FUNDS

- A. The expenditure of all funds shall conform to a spending plan approved by the Superior Court of New Jersey. Funds deposited in the housing trust fund may be used for any activity approved by the Superior Court to address the Borough’s fair share obligation and may be set up as a grant or revolving loan program. Such activities include, but are not limited to: preservation or purchase of housing for the purpose of maintaining or implementing affordability controls, rehabilitation, new construction of affordable housing units and related costs, accessory apartment and market to affordable programs, conversion of existing non-residential buildings to create new affordable units, green building strategies designed to be cost saving and in accordance with accepted national or state standards, purchase of land for affordable housing, improvement of land to be used for affordable housing, extensions or improvements of roads and infrastructure to affordable housing sites, financial assistance designed to increase affordability, administration necessary for implementation of the Housing Element and Fair Share Plan or any other activity as permitted pursuant to N.J.A.C. 5:93-8.16 and specified in the approved spending plan.
- B. Funds shall not be expended to reimburse the Borough for past housing activities.
- C. At least 30 percent of all development fees collected and interest earned shall be used to provide affordability assistance to low- and moderate-income households in affordable units included in the Borough’s Fair Share Plan. One-third of the affordability assistance portion of development fees collected shall be used to provide affordability assistance to those households earning 30 percent or less of median income by region.
 - 1. Affordability assistance programs may include down payment assistance, security deposit assistance, low interest loans, rental assistance, assistance with homeowners association or condominium fees and special assessments, and assistance with emergency repairs.
 - 2. Affordability assistance to households earning 30 percent or less of median income may include buying down the cost of low or moderate income units in the Borough’s Fair Share Plan to make them affordable to households earning 30 percent or less of median income.
 - 3. Payments in lieu of constructing affordable units on site and funds from the sale of units with extinguished controls shall be exempt from the affordability assistance requirement.
 - 4. The Borough may contract with a private or public entity to administer any part of its Housing Element and Fair Share Plan including the requirement for affordability assistance, in accordance with N.J.A.C. 5:93-8.16(d).
 - 5. No more than 20 percent of all revenues collected from development fees may be expended on administration, including, but not limited to, salaries and benefits for Borough employees or consultant fees necessary to develop or implement a new construction program, an updated Housing Element and Fair Share Plan, and/or an affirmative marketing program. In the case of a rehabilitation program, no more than 20 percent of the revenues collected from development fees shall be expended for such administrative expenses. Administrative funds may be used for income qualification of households, monitoring the turnover of sale and rental units, and compliance with COAH’s or the Superior Court’s monitoring requirements. Legal or other fees related to litigation opposing affordable housing sites or objecting to

COAH's regulations and/or action are not eligible uses of the affordable housing trust fund.

§ 210-7 MONITORING

The Borough shall complete and return to COAH and/or the Superior Court all monitoring forms included in monitoring requirements related to the collection of development fees from residential and non-residential developers, payments in lieu of constructing affordable units on site, funds from the sale of units with extinguished controls, barrier free escrow funds, rental income, repayments from affordable housing program loans, and any other funds collected in connection with the Borough's housing program as well as to the expenditure of revenue and implementation of the plan that has been approved by the court. All monitoring reports shall be completed on forms designed by COAH or the special master.

§ 210-8 ONGOING COLLECTION OF FEES

The ability for the Borough to impose, collect and expend development fees shall expire with its judgment of compliance from the court unless the Borough has filed an adopted Housing Element and Fair Share Plan with COAH, has petitioned for substantive certification or the entry of a judgment of compliance from the court, and has received COAH's or the court's approval of its development fee ordinance. If the Borough fails to renew its ability to impose and collect development fees prior to the expiration of its judgment of compliance, it may be subject to forfeiture of any or all funds remaining within its municipal trust fund. Any funds so forfeited shall be deposited into the New Jersey Affordable Housing Trust Fund established pursuant to Section 20 of P.L. 1985, c. 222 (N.J.S.A. 52:27D-320). The Borough shall not impose a development fee on a development that receives preliminary or final site plan approval after the expiration of its judgment of compliance, nor shall the Borough retroactively impose a development fee on such a development. The Borough shall not expend development fees after the expiration of its judgment of compliance.

Section 2: The provisions of this Ordinance are declared to be severable in nature; if any section, subsection, sentence, clause or phrase thereof for any reason is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and/or phrases in this Ordinance, but shall remain in full force and effect, it being the legislative intent of the Borough Council that this Ordinance shall withstand the invalidity of any part thereof.

Section 3: All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only, however, to the extent of such conflict or inconsistency, it being the legislative intent that all ordinances or parts of ordinances now existing or in effect, unless the same be in conflict or inconsistent with any provision of this Ordinance, shall remain in full force and effect.

Section 4: This ordinance shall take effect upon passage, publication according to law and not until approved by the Superior Court of New Jersey pursuant to N.J.A.C. 5:93-8.2.

Section 5: The Borough Clerk is directed to forward a copy of this Ordinance to the Superior Court of New Jersey, the court-appointed Special Master, and the Executive Director of the Council on Affordable Housing for the State of New Jersey.

Council member Morrone moved for the introduction; seconded by Council member Messar; and so carried by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance #5-17, pass on first reading and that said Ordinance will be further considered for final passage at a meeting of the Mayor and Council to be held on May 9, 2017 at 7:30 pm at the Borough Hall, 15 Park Avenue, Maywood, New Jersey at which time and place all persons interested therein will be given an opportunity to be heard concerning the same, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

ORDINANCE # 6-17
BOND ORDINANCE TO AUTHORIZE THE 2017 ROAD IMPROVEMENT AND CONSTRUCTION PROGRAM IN, BY AND FOR THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$775,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

BE IT ORDAINED by the Borough Council of the Borough of Maywood, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Maywood, in the County of Bergen, State of New Jersey (the "Borough"), is hereby authorized to undertake the 2017 Road Improvement and Construction Program at the following locations in the Borough (including curb and sidewalk replacement and drainage improvements, where necessary):

- William Street (from W. Passaic Street to W. Pleasant Avenue)
- Duvier Place (from Lenox Avenue to dead end)
- Fairway (entire length)
- Magnolia Lane (from Brook Avenue to existing Magnolia Lane bridge) (road construction)
- Brook Avenue (from Hergesell Avenue to new Magnolia Lane)

Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved or constructed are or will be of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"). Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$775,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$775,000, and (4) \$37,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said

purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$738,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$105,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$37,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Borough, are now available to finance said purpose. The sum of \$37,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$738,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$738,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this

ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$738,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall

levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Council member Lindenau moved for the introduction; seconded by Council member Messar; and so carried by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance # 6-17, pass on first reading and that said Ordinance will be further considered for final passage at a meeting of the Mayor and Council to be held on May 9, 2017 at 7:30 pm at the Borough Hall, 15 Park Avenue, Maywood, New Jersey at which time and place all persons interested therein will be given an opportunity to be heard concerning the same, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

NEW BUSINESS

OLD BUSINESS

MISCELLANEOUS BUSINESS

CLOSED SESSION - IF APPLICABLE

NONE

ADJOURNMENT

Council member Morrone moved the meeting be adjourned; seconded by Council member Messar and so carried at 8:10 pm.

Borough Clerk