



**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL SPECIAL MEETING MINUTES
March 6, 2023
7:00 PM**

CALL TO ORDER

Notice of this meeting in accordance with the "Open Public Meetings Law, 1975, C. "231" was posted at Borough Hall and two newspapers, The Record and The Ridgewood News, were notified.

ROLL CALL

Mayor Carlos Rendo asked for roll call. Council members Gadaleta, Higgins, Margolis, Marsh, Pollack and Schnoll were present. John Schettino, Borough Attorney, Tomas Padilla, Borough Administrator and Debbie Dakin, Borough Clerk were present as well.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

MOTION to approve the Minutes of February 13, 2023 (Open), was made by Councilman Schnoll, second by Council President Margolis and approved by Councilwoman Higgins, Council President Margolis, Councilwoman Marsh, Councilman Pollack, and Councilman Schnoll. Councilwoman Gadaleta abstained.

MOTION to approve the Minutes of February 13, 2023 (Closed), was made by Councilman Schnoll, second by Councilman Pollack and approved by Councilwoman Higgins, Council President Margolis, Councilwoman Marsh, Councilman Pollack, and Councilman Schnoll. Councilwoman Gadaleta abstained.

PUBLIC COMMENT

(limit to 3 minutes per speaker)

MOTION to open to the public was made by Council President Margolis, second by Councilman Schnoll and unanimously approved.

Bert Taylor, Woodcliff Lake, stated that there are three issues that should have come up under the closed meeting today. Each of which has a significant impact upon the future of Woodcliff Lake. He is looking how the Borough still expects \$250,000 from Party City for the Galaxy Gardens park. It is a Chapter 11 company that laid off staff and was delisted from the Stock Exchange. They are about to go out of business and possibly have to pay monies back to the State that was given to them for coming here. The pool resurfacing is needed. Hopefully this was discussed in private meeting. Less than three years after being redone, what guarantee was put on the work after review by attorneys for the Borough and the engineer. Where is the money coming from for the resurfacing? The pool will be closed this summer and parents will protest the closing along with the impact on summer camp. How did that happen? BMW property is having acres developed but when did this first come up in discussion with the Mayor and Council. With the Broadway development allowing additional units per acre is another 857 citizens or 17% jump in the population.

Administrator Padilla stated that we will be going into closed session and may come back to the public to take action.

MOTION to close to the public was made by Councilwoman Gadaleta, second by Councilwoman Higgins and unanimously approved.

CLOSED SESSION

Resolution No. 23-69 A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

- Litigation Update
- Risk Management Strategies

MOTION to approve Resolution No. 23-69 was made by Councilwoman Higgins, second by Councilwoman Marsh and approved by Councilwoman Gadaleta, Councilwoman Higgins, Council President Margolis, Councilwoman Marsh, Councilman Pollack and Councilman Schnoll.

RESOLUTIONS

Resolution No. 23-70 Resolution Approving Amendment to Contract Agreement with Premier Pool Renovations Inc.

MOTION to approve Resolution No. 23-70 was made by Councilman Schnoll, second by Councilman Pollack and approved by Councilwoman Gadaleta, Councilwoman Higgins, Council President Margolis, Councilwoman Marsh, Councilman Pollack and Councilman Schnoll.

Resolution No. 23-71 Resolution Approving Professional Aquatic Engineering Services Proposal

MOTION to approve Resolution No. 23-71 was made by Councilman Schnoll, second by Councilwoman Higgins and approved by Councilwoman Gadaleta, Councilwoman Higgins, Council President Margolis, Councilwoman Marsh, Councilman Pollack and Councilman Schnoll.

ADJOURNMENT

MOTION to adjourn was made by Councilman Schnoll, second by Council President Margolis and unanimously approved. Meeting was adjourned at 9:30 PM.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Deborah Dakin".

Deborah Dakin, RMC, CMR
Borough Clerk



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Gadaleta			X			
Higgins	X		X			
Marsh		X	X			
Pollack			X			
Schnoll			X			
Margolis			X			
Mayor Rendo						

A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12

RESOLUTION NO. 23-69 MARCH 6, 2023

WHEREAS, the Borough of Woodcliff Lake is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Borough of Woodcliff Lake to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

____ 1. Matters Required by Law to be Confidential. Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

____ 2. Matters Where the Release of Information Would Impair the Right to Receive Funds. Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

____ 3. Matters Involving Individual Privacy. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing,

relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

____ 4. Matters Relating to Collective Bargaining Agreements. Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

____ 5. Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds. Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed specifically with respect to _____. The minutes will be released on or before _____, 20__ when the issues pertaining to the property located at _____ have been approved and finalized.

____ 6. Matters Relating to Public Safety and Property. Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.

X 7. Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege, any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer, specifically with respect to: Litigation and Risk Management Strategies

The minutes will be released in approximately ninety (90) days or upon the resolution through settlement or court decision and the time period for any and all appeals.

____ 8. Matters Relating to the Employment Relationship. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting, specifically: personnel discussion.

The minutes will be released within ninety (90) days or earlier upon the resolution of the matter through settlement or court decision and the time period for any and all appeals.

_____9. Matters Relating to the Potential Imposition of a Penalty. Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, assembled in public session on March 6, 2023 that an Executive Session closed to the public shall be held on March 6, 2023 at 7:00 P.M. at the Borough of Woodcliff Lake regarding the discussion of matters relating to the specific items designated above.

CERTIFICATION

I, Deborah Dakin, Municipal Clerk of the Borough of Woodcliff Lake in the County of Bergen, and the State of New Jersey, do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Governing Body at the meeting of March 6, 2023.



DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Gadaleta			X			
Higgins			X			
Marsh			X			
Pollack		X	X			
Schnoll	X		X			
Margolis			X			
Mayor Rendo						

RESOLUTION APPROVING AMENDMENT TO CONTRACT AGREEMENT WITH PREMIER POOL RENOVATIONS INC.

RESOLUTION NO. 23-70
MARCH 6, 2023

WHEREAS, the Borough is in receipt of an amendment to the contract agreement between the Borough and Premier Pool Renovations Inc. in order to resolve the issues between the Parties that have arisen with regard to the municipal pool remediation work; and

WHEREAS, the costs associated with the amendment to the contract agreement shall be subject to the availability of funds; and

WHEREAS, the amendment to the contract agreement shall be subject to final revisions recommended by the Borough Attorney; and

WHEREAS, the Borough Administrator and Borough Engineer have reviewed the amendment to the contract agreement between the Borough and Premier Pool Renovations Inc. and recommend the approval of same.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Woodcliff Lake, County of Bergen, and State of New Jersey, that the amendment to contract agreement between the Brough and Premier Pool Renovations Inc. to resolve the issues with regard to the municipal remediation work, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the amendment to the contract agreement is subject to the availability of funds and final revisions to same recommended by the Borough Attorney; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and is hereby authorized and directed to forward a copy of this resolution to Premier Pool Renovations Inc., upon its passage.

CERTIFICATION

I, Deborah Dakin, Municipal Clerk of the Borough of Woodcliff Lake in the County of Bergen, and the State of New Jersey, do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Governing Body at the meeting of March 6, 2023.



**DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK**



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Gadaleta			X			
Higgins		X	X			
Marsh			X			
Pollack			X			
Schnoll	X		X			
Margolis			X			
Mayor Rendo						

201-391-4977
Fax 201-391-8830

RESOLUTION APPROVING PROFESSIONAL AQUATIC ENGINEERING SERVICES PROPOSAL

RESOLUTION NO. 23-71

MARCH 6, 2023

WHEREAS, the Borough is in receipt of a proposal from James B. Rumen, P.E. for Professional Aquatic Engineering Services for the municipal pool remediation work, specifically the removal of the previously applied plaster and the application of the new quartz aggregate plaster finish; and

WHEREAS, the Borough Administrator and Borough Engineer have reviewed the proposal submitted by James B. Rumen, P.E., a copy of which is attached hereto and incorporated herein by reference and recommend the approval of same for an amount not to exceed \$10,000.00; and

WHEREAS, the Chief Financial Officer has certified that said funds are available for the professional aquatic engineering services.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Woodcliff Lake, County of Bergen, and State of New Jersey, that the proposal submitted by James B. Rumen, P.E. for Professional Aquatic Engineering Services for the municipal pool remediation work, a copy of which is attached hereto and incorporated herein by reference, in an amount not to exceed \$10,000.00, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Administrator take all steps necessary to effectuate the proposal submitted by James B. Rumen, P.E. for the professional aquatic engineering services for the municipal pool remediation work; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and is hereby authorized and

directed to forward a copy of this resolution together with the proposal to James B. Rumen, P.E., upon its passage.

CERTIFICATION

I, Deborah Dakin, Municipal Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey, do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Governing Body at the meeting of March 6, 2023.



DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK