

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

The Public Meeting of the Municipal Council of the Borough of Ho-Ho-Kus was held in the Municipal Building at 333 Warren Avenue, Ho-Ho-Kus, NJ on December 21, 2021. The meeting was called to order at 7:30 p.m. by Mayor Randall who asked the Clerk to read the open a public meeting statement:

The Public Meeting of the Mayor and Council of the Borough of Ho-Ho-Kus is now in session in accordance with the provisions of Section 5 of the “Open Public Meetings Act”, adequate notice of this meeting has been posted in the front lobby entrance to the Borough Hall and Council Chambers, a copy has been filed with the Borough Clerk, and copies of the Annual Notice of Meetings, of which this is a part, have been heretofore sent to the Record and the Ridgewood News.

**ROLL CALL:**

Mayor.....	Thomas W. Randall
Council President.....	Douglas Troast
Councilman.....	Steven Shell
Councilman.....	Edward Iannelli
Councilman.....	Kevin Crossley
Councilman.....	Dane Policastro
Councilwoman.....	Kathleen Moran

Also, in attendance: Tim Wiss Borough Attorney; William Jones, Borough Administrator; Joan Herve, Borough Clerk, Police Chief Mike LaCroix and DPW Water Supervisor Dan Priestner.

**FLAG SALUTE:**

Mayor Randall led those present in the salute to the American Flag

**APPROVAL OF MINUTES**

A motion was offered by Councilman Iannelli and seconded by Councilman Policastro to approve the November 23, 2021 Combined Meeting of the Mayor & Council. Motion carried on a roll call vote – all present voting “Ayes” with the exception of Councilwoman Moran who abstained.

**DEPARTMENT REPORTS**

Reports on file in the Clerk’s Office

Police Report – November 2021  
Court Report - November 2021  
Library Report – December 2021  
Shade Tree Commission – November 10, 2021 Minutes

**PUBLIC DISCUSSION**

Mayor Randall opened the meeting to the public. He stated if anyone desired to be heard, please raise your hand to be recognized, and state your name and address for the record.

Seeing none, Mayor Randall closed the meeting to the public

**ADMINISTRATOR’S REPORT**

**Unfinished Business**

BC United Way/Madeline Partnership Affordable Housing Project – Administrator Jones took a tour of the property with Tom Toranto the President of BC United Way. The project is approximately 90% complete. They are looking to open sometime in April or May 2022.

HHK Crossing Project – Application was heard at the Planning Board and deemed complete. Scheduled hearing date is scheduled for January 12, 2022.

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

Water Tanks Project – The Borough has all required State approvals. Finance is in place; the borough put the money in this year’s budget to fund this project. Project scheduled to begin sometime in early Spring for the first tank and in the Fall for the second tank.

Water infiltration System Project - Final hearing is on the agenda tonight for the 4 million Bond to fund this project. The Borough is still waiting for final authorization from the State. Once we get State approval then this project will go out to bid.

Beautification Committee – Nothing new to report

West Saddle River Resurfacing – Borough received a \$202,00 grant to fund this project, which is part of our 2022 resurfacing program.

### **New Business**

Under correspondence is the planning board review and acceptance of Sign Ordinance #2021-63 and the Bond Ordinance #2021-64 for compliance with our Master Plan.

In regards to Resolution #21-137 “Transfer of Funds”- in November/December the Borough is allowed transfer money within the budget where we underspent in some areas and overspent in other areas.

Resolution #21-137 is the salary adjustment for CFO, Joe Citro for his added duties as the our QPA.

Resolution #21-139 is authorizing the closing documents the Bergen County United Way, which is just the deed transfer.

Resolution #21-140 is authorizing the spend for the acquisition cost, which is the clear title from the property known as the “Worth-Pinkham Memorial Library”.

### **CORRESPONDENCE**

- a) BC Utilities Authority Notice of Public Hearing, December 22, 2021 for the proposed Wastewater Service Charges & Solid Waste Service Charges for 2022
- b) BC Utilities Authority Notice of their Special meeting on Tuesday, January 11, 2022
- c) Appreciation letter from HHK Public School Superintendent, Dr. Mardy
- d) Planning Board review for Ordinance #2021-63
- e) Planning Board review for Bond Ordinance #2021-64

### **ADOPTION OF ORDINANCES and PUBLIC HEARING**

#### **ORDINANCE #2021-63**

**COUNCILMEMBER POLICASTRO:** moved the Ordinance on second reading by title only

**COUNCILMEMBER CROSSLEY:** Seconded.

**ROLL CALL VOTE:** All present voting “Aye”

#### **AN ORDINANCE TO AMEND ARTICLE V, CHAPTER 85, ZONING OF THE BOROUGH OF HO-HO-KUS. THE FOLLOWING SECTION IS AMENDED.**

**WHEREAS**, the Borough’s policy is to maintain the established character and scale of the Borough and to regulations that are in character and scale with the established neighborhoods; and

**WHEREAS**, the borough seeks to establish sign regulations to promote the orderly arrangement of regulations and to promote a safe and efficient use of signs in the Borough to promote the goals and objectives of the Borough Master Plan.

**BE IT ORDAINED** by the Mayor and Council of the Borough of Ho-Ho-Kus, in the County of Bergen and State of New Jersey, that Article III Terminology section §85-7 entitled “Word usage; definitions and Article VII Special Regulations section entitled §85-37 entitled “Signs” are hereby amended and supplementing the existing code in the following particulars only: (deleted sections are noted by ~~strikethroughs~~, new sections are underlined)

**Section 1.** Amend section §85-7, by amending in following particulars only:

**Add the following definitions.**

#### **ADVERTISE**

Giving or attempting to give or intending to give any notice or information, or any activity which gives, or attempts to give or intends to give notice, information or warning.

**BILLBOARD**

See definition for "sign, off-premises."

**DIRECTIONAL SIGN**

A sign providing directional information whose purpose it is to regulate and control the flow of vehicular and pedestrian traffic.

**ERECT**

To build, construct, attach, hang, place, reface, suspend or affix, and shall also include the painting of wall signs.

**SIGN, OFF-PREMISES**

A sign structure advertising an establishment, merchandise, service or entertainment, which is not sold, produced, manufactured or furnished at the property on which said sign is located, e.g., "billboards" or "outdoor advertising." Off-premises signs are considered a principal use.

**PREMISES**

A building or structure, or a piece or tract of land or real estate, vacant or otherwise.

**TEMPORARY SIGN**

A sign which is intended to advertise community or civic projects, real estate for sale or lease, or other sale or special events on a temporary basis or timeframe.

**WALL SIGN**

All flat signs of solid-face construction which are placed against a building or other structure and attached to the exterior front, rear or side wall of any building or other structure so that the display surface is parallel with the plane of the wall. Signs painted on an exterior or a wall shall be deemed to be "wall signs" subject to this chapter.

**WINDOW**

Any opening in the exterior wall or roof of any structure for the purpose of admitting air or light whether or not covered with glass, plastic or other covering.

**WINDOW SPACE**

The aggregate square footage of all windows on any given side and any given story of any structure regardless of the angle or angles at which they are set. In computing window space, there shall be included all portions of any door which if part of a wall would constitute a window.

**Section 2.** Amend section §85-37, by amending in its entirety as follows:

**§85-37 Signs.**

**§85-37.001 Compliance Required**

- A. Unless otherwise exempted within this section, no person shall erect, alter, relocate, maintain, reconstruct, or cause to be erected, altered, relocated, or reconstructed any sign of any type or description unless he/she shall have submitted a sign application to the Planning Board, have the sign reviewed and approved by the Planning Board or it's designee, applied for a sign permit and secured a sign permit from the Zoning Officer/Construction Code Officer.
- B. All signs hereafter erected or maintained, except official traffic and street signs, shall conform to the provisions of this chapter. Any signs not specifically permitted are hereby prohibited.

**§85-37.002 Purpose:** to regulate signs in the Borough to promote the public health, safety, morals, and general welfare. The regulations contained herein are based upon these principals and those enumerated in the Borough Master Plan and Periodic Re-examination Reports including the following:

- A. To promote a desirable visual environment.
- B. To improve traffic safety and aesthetics by limiting sign clutter and impediments.
- C. To protect property and economic values of the community by creating a favorable physical image.
- D. To maintain adequate light, air and open space.

**§85-37.003 Permit Procedures.**

- A. No sign shall be constructed, erected, displayed, altered, relocated or reconstructed unless a building permit shall have first been obtained from the Construction Code Official.

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

- B. A permit shall be required for the erection, alteration or reconstruction of any sign, except as noted in Subsection §85-37.06 below. The advertiser shall be responsible for securing the permit and payment of applicable fees shall be deposited [See Article III]
- C. Any wall sign attached to a building or freestanding sign on a property, except for a temporary sign or public banner sign as noted herein, shall be required to obtain the approval of the Borough Planning Board or its designee.
- D. No person shall make a sign permit application for the issuance of a sign permit without first obtaining the written consent of the owner of the subject premises using the Borough applicable forms. Said consent shall be submitted to the reviewing authority at the same time as the filing of the sign application.
- E. Each application shall include sign plans showing the specific design, location, and indicating the size, construction, color or colors and material including an illustration or photo-simulation to be used in relation to the existing building façade where it is to be installed.  
Such sign plan shall include details on the following:
  - (1) Letter style.
  - (2) Lighting source.
  - (3) Colors.
  - (4) Construction and materials.
  - (5) Height of sign.
  - (6) Height above grade or below roofline.
  - (7) Dimensions.
  - (8) Text of Sign.

**§85-37.004 Prohibited Sign and Sign Features**

- A. No sign causing radio, microwave or television interference shall be permitted.
- B. Only those signs identifying the name, business, occupant, service, address or product offered or sold on the premises shall be permitted to be erected.
- C. Signs attached to a principal structure shall not be erected on, attached to or extend above the roofline or parapet or project above the highest elevation of the wall to which they are attached.
- D. There shall be no digital, flashing, moving, rotating or apparent motion signs or lights, as well as streamers, pennants and similar displays.
- E. No sign shall be painted on or affixed to water towers, storage tanks, smokestacks or similar structures.
- F. No private sign shall be erected within the right-of-way of any street, nor shall any sign be located so as to constitute a traffic hazard.
- G. No sign shall be placed so as to interfere with or be mistaken for a traffic light or similar safety device or interfere with traffic visibility
- H. Off-premise, billboard or billboard signs shall be prohibited in all districts.
- I. No sign shall be placed, located or displayed upon any sidewalk.
- J. Projecting signs are prohibited.
- K. No signs are permitted on trees or utility poles in any district.
- L. Advertising searchlights will not be permitted at any time outside a building.
- M. No metal signs shall be permitted. Signs shall be constructed of wood or wood carved.

**§85-37.005 General Sign Regulations.**

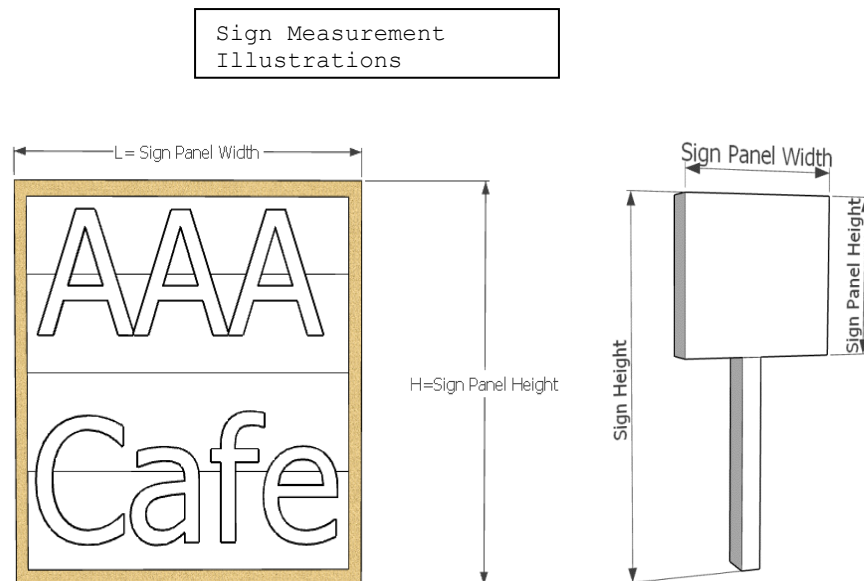
- A. If the Property Maintenance Official finds that any sign has been erected in such a manner or has deteriorated to such a degree as to be unsightly or to constitute a hazard to the general public, it shall be removed or repaired to the satisfaction of the Property Maintenance Official within 48 hours after written notice of such condition has been served upon the owner, owner's agent, lessee or occupant. Failure to comply therewith shall be a violation of this chapter and subject to its penalties. The Property Maintenance Official may cause any sign which is an immediate peril to persons or property to be removed summarily and without notice.
- B. Directional signs shall give vehicular and pedestrian movement instructions on site. No off-site directional or advertising signs shall be permitted. Direction signs (entrance-exit, one-way, etc.) shall not exceed two square feet in area and are exempt from total sign area limits. Such signs must be at least two feet off of front

property lines and at least five feet off of side property lines. No business logos are permitted on directional signs.

- C. Any sign supported by one or more uprights or braces upon the ground and not attached to any building shall be considered a ground sign. The area surrounding ground signs shall be kept neat, clean and landscaped. The owner, lessee or occupant of the property upon which the sign is located shall be responsible for maintaining the condition of the area.
- D. Any sign placed against the exterior wall of any building or other structure so that the display surface is parallel to the face of the wall and signs painted on the exterior of a wall or on a window shall be deemed to be wall signs. They shall advertise only the permitted use or approved use, products or services on the premises on which they are displayed.
- E. All signs painted or pasted permanently or temporarily on windows, walls or facades shall comply fully with sign area requirements as permitted herein.
- F. Any sign now or hereafter existing which no longer advertises a bona fide business conducted or a product sold on said premises shall be taken down and removed by the lessee, owner, agent or person having the beneficial use of the building or structure upon which such sign may be found within 10 days after written notification from the Zoning Official, and, upon failure to comply with such notice within the time specified in such order, the owner of the premises shall be considered to be in violation of this chapter and subject to its penalties.
- G. When the owner or lessee of a sign vacates the premises upon which the sign is located, said sign(s) must be removed unless the new owner or lessee intends on using the existing sign(s) without alteration.

**§85-37.006 Computation of Sign Area and Height**

- A. Computation of area of individual signs. The area of a sign face shall be computed as the total square foot content of the background or panel upon which the lettering, illustration or display is presented, excluding any base support or frame, unless the support or frame is an integral part of the sign. If there is no background or panel, the sign area shall be the rectangle which is the product of the largest horizontal and vertical dimensions of the lettering, illustration or display.
- B. Computation of area of multifaceted signs. The sign area for a sign with more than one face shall be computed by adding together the area of all sign faces visible from any one point. When two identical sign faces are placed back-to-back, so that both faces cannot be viewed from any one point at the same time, and when such faces are part of the same sign structure and are not more than 42 inches apart at any point, the sign area shall be computed by the measurement of one of the faces.
- C. Computation of sign height. The height of a sign shall be computed as the distance from the base of the sign at street grade to the top of the highest attached component of the sign. The sign height of a freestanding sign shall include the height of its base.
- D. The following diagrams identify how to calculate the area of individual signs, as well as the sign height, for both wall and freestanding signs:



#### **85-37.007 Illumination**

- A. All illuminated signs shall be directly lighted by the fixture. No sign shall be lighted by means of flashing or intermittent illumination. No sign shall be back lighted or constructed of any material which permits the passage of light or allows light to be seen through the material so as to illuminate the exterior surface or any portion of the exterior portion of the surface of the sign. The direct source of all lights used for the illumination of any use or building or the area surrounding them or for the illumination or display of merchandise or products of business establishments shall be completely shielded in such a manner that they are not visible from the street or adjoining property. Floodlights used for the illumination of said premises or of any sign thereon, whether or not such floodlights are attached to or separate from the building, shall not project light above the height of the highest elevation of the illuminated wall of the building.
- B. All exterior illuminated signs shall be extinguished by 10:00 p.m. or at the close of business, whichever is later.
- C. No internally illuminated or neon signs or similar signs using an inert gaseous element to emit illumination shall be permitted.
- D. Illuminated signs within the interior of a structure designed to be seen from the exterior shall meet all the requirements of exterior signs, including but not limited to maximum size area.
- E. If using LED lamps, the color of the illumination shall be within the 3,000 to 4,000 Kelvin range of color.

#### **§85-37.008 Exemptions**

Exemptions. The provisions of this chapter shall not apply to the following signs provided, however, that said signs shall remain subject to other provisions of this chapter:

- A. A memorial sign or tablet or sign indicating the name of a building or the date of its erection, when cut into any masonry surface or when constructed of bronze or other noncombustible material, not exceeding three square feet.
- B. Signs for public convenience and welfare erected by or on behalf of the United States of America, the State of New Jersey, the County of Bergen and the Borough of Ho-Ho-Kus, traffic controls in private ways and parking lots, legal-notices, railroad crossing signs or other signs as required by law. Signs such as "public rest room(s)" or words or directions of similar-import shall not exceed 72 square inches in total area, and only one sign of-each type shall be displayed.
- C. Public interest signs: signs, markers or plaques of a noncommercial nature in all zone districts which are in the public interest and convey a message that does not propose a commercial transaction or advance an economic interest and are restricted to signs for historical, charitable, and cultural interests of a noncommercial nature only. Such signs shall be erected only upon resolution of the Mayor and Council of the Borough of Ho-Ho-Kus, after referral to the Planning Board for review and recommendation. Historic public interest signs shall be subject to the following regulations: [Added 9-27-2011 by Ord. No. 997]
  - (1) No historic marker, sign or plaque (hereinafter "historic sign") shall be erected in any zone unless it complies with the regulations of this chapter.
  - (2) The applicant shall be responsible for signage, support posts, mounting brackets and installation on approved footings.
  - (3) Outdoor historic signs shall be permanent and contain historical facts about Ho-Ho-Kus, including names, dates, and titles.
  - (4) Historic signs shall tell a story or explain facts about a particular area or site. No other message shall be permitted.
  - (5) Historic signs may be constructed of cast aluminum or brass and may be imprinted on one or both sides.

- (6) Overall dimensions of the historic sign shall not exceed two feet in height and two feet in width. A bump-out which does not exceed two inches in width at the top of the historic sign shall not be subject to these dimension requirements.
- (7) The base of the historic sign shall be secured to a platform footing. Footings shall be at least one foot by one foot and three feet deep.
- (8) Footings shall be five feet from the curb line and in the Borough right-of way.
- (9) Multiple historic signs are not permitted.
- (10) Lighting of outdoor historic signs is not permitted.
- (11) Historic signs, whether indoor or outdoor, shall be black in color with raised satin finished letters.
- (12) After proper approved installation, the historic sign shall become the property of the Borough of Ho-Ho-Kus.

**§85-37.009 Nonconforming Signs**

- A. Where a nonconforming sign exists on property, no permit shall be issued to erect an additional sign on property containing a nonconforming sign until such time as the nonconforming sign has been removed.
- B. A sign existing on the effective date of the adoption of this section which does not conform to any provision thereof, shall be deemed a nonconforming use and may be continued, maintained and repaired upon its present premises, provided that such sign was lawful under any prior ordinance. Any legal nonconforming sign on any premises involving a change in tenancy of said premises or involving a change in the physical appearance of the sign shall revoke the nonconforming rights as soon as the physical appearance of the sign is changed in any manner whatsoever. Nothing herein shall be construed to prohibit the normal maintenance of a legal nonconforming sign, such as bulb replacement, painting or replacement of existing lettering.
- C. Any sign unlawful under any prior ordinance shall remain unlawful unless it complies with the provisions of this chapter and there is issued by the Construction Code Official a sign permit. Any new sign hereafter erected, either for a new building or a change in tenancy of an existing building, shall comply with all the provisions of this chapter.
- D. Any sign which has been damaged to the extent that reconstruction of the original sign structure would exceed 50% of the sign shall be deemed as destroyed, and the owner thereof shall not be permitted to erect or restore said sign except in accordance with this chapter.

**§85-37.010 Temporary Signs**

- A. Temporary window display signs. The following regulations shall apply to all temporary window display signs:
  - (1) Window display signs are permitted as integral components of the window display of merchandise and advertising sales. No signs, however, shall be attached in any manner to the outside of display windows.
  - (2) Window display signs, when attached to the inside of display windows, shall cover an aggregate maximum of 20% of such area.
  - (3) Window display signs erected for the purpose of advertising sales within the premises shall not remain for more than 14 consecutive days.
- B. Announcement signs for future events. One sign per lot is permitted to announce any educational, charitable, civic, religious or like campaign or event, and such sign may be displayed for a consecutive period not to exceed 30 days in any one calendar year and such event sign shall be removed within 7 days after the completion of the event. No such sign shall exceed 9 square feet in total area. Said sign may relate to the use of a premises other than that upon which the sign is located. All such signs shall not be placed in the public Right of Way.

**§85-37.011 Signs Permitted for Residential Uses**

- A. Nameplate and identification signs for single-family dwellings in all districts. A sign indicating the name or address of the occupant may be permitted, provided that the sign shall be no larger than one square foot. Only one sign per dwelling unit is permitted in addition to a mailbox identification sign.

**§85-37.012 Signs Permitted for Schools and Churches**

- A. Nameplate and identification signs for schools and churches in residential districts:

- (1) One exterior freestanding sign not more than 16 square feet in area may be displayed on the same premises, setting forth the name of a school or place of worship and may include a facility activity bulletin sign. No such sign shall be higher than 6 feet as measured from the average grade at the base of the sign.
- (2) Not more than one such sign shall be placed on a property unless such property fronts upon more than one street in which event two such signs may be erected, one on each of the two frontages. If such signs are illuminated, the direct source of light shall be shielded in such a manner as not to be visible from the street or any adjoining residential property. No such signs shall be erected within 15 feet of any street right-of-way line and higher than 6 feet.
- (3) No other signs of any description, other than an address sign not more than one square foot in area, may be placed anywhere in the front yard and except as listed under §85-37.06 Exemptions.

**§85-37.013 Signs Permitted for Public or Semi-Public Buildings**

- A. Other institutional signs in all districts. Signs of other institutions of a similar public or semipublic nature may be erected and maintained, provided that:
  - (1) The size of any freestanding sign shall not exceed 16 square feet and not more than one such sign is placed on a property unless such property fronts upon more than one street, in which instance a sign may be erected on each frontage. No freestanding sign shall be higher than 6 feet as measured from the average grade at the bottom of the sign.
  - (2) Signs affixed to the facade of the structure shall be permitted, provided that the sign shall not exceed 5% of the building facade. No such sign shall be higher than 20 feet as measured from the average façade elevation.

**§85-37.014 Signs Permitted for Business Related Uses (Single Business Tenanted Buildings)**

- A. Wall and Freestanding signs shall be permitted as identified in this section.
- B. The total area of all signs inside or outside each main building on any one property shall not exceed two square feet per foot of building frontage or 60 square feet, whichever is the smaller, and the lesser dimension of any sign shall not exceed two feet, except as provided in §85-37.014 A(6) below:
  - (1) The size of any freestanding sign shall not exceed 16 square feet and not more than one such sign is placed on a property unless such property fronts upon more than one street, in which instance a sign may be erected on each frontage.
  - (2) Signs shall not be erected higher than the following limits at their highest points:
    - a. Wall signs: 20 feet.
    - b. Freestanding signs: six feet.
  - (3) Only wall signs shall be permitted.
  - (4) No sign shall project over a property line or over the public sidewalk.
  - (5) All signs shall be attached to the main building.
  - (6) Signs painted or otherwise affixed to the windows of a building shall be subject to the same limitations in size as outside signs, except the lesser dimension of any window sign shall not exceed 4 feet.
  - (7) Frontage, as mentioned above, shall be the actual length of the street side of the main building.
  - (8) In the case of a building located so as to expose one side for sign purposes, a sign no larger than 10 square feet in area may be mounted on the exposed side, but the area permitted for the principal sign shall be decreased by the amount of this single secondary sign.
  - (9) In the case of buildings located at the intersection of two streets, the total sign area permitted may be divided into two signs.
  - (10) In the cases with frontage on two streets, the frontage shall be considered to be 1/3 the sum of the frontages on each street in determining size limitations.
- C. Awning signs. The following criteria pertain to awning permitted signs on an awning:
  - (1) Lettering constituting the name of the business conducted on the premises and/or a logo symbol shall be permitted, and such name and/or logo symbol shall be deemed to be a sign. Address number(s) shall be required.



- (2) No lettering, logo or symbol identifying the business shall exceed eight inches in height. The address numbers shall not exceed six inches in height and shall be located within the bottom 1/3 of the front of the awning, on the awning valance, canopy or marquee on both sides.

**§85-37.014 Signs Permitted for Business Related Uses (Multi-Tenanted Buildings or Industrial Parks)**

- C. Each such tenant or user shall submit a tenant signing plan to the Planning Board for approval.
- D. The signing plan shall be based on an integrated design theme to include all of the elements in §85-37.02. All of the above elements shall be designed to be in harmony and consistent with each other, the architecture and materials of the principal structures and the landscaping plan. The reviewing board, in its sole discretion, shall determine if a proposed signing plan meets the goals and objectives of this subsection.
- E. The total area of all signs inside or outside each main building on any one property shall not exceed two square feet per foot of building frontage or 60 square feet, whichever is the smaller, and the lesser dimension of any sign shall not exceed two feet.
- F. No such tenant sign mounted to the building shall be higher than 20 feet as measured from the average façade elevation. If such tenant sign is freestanding it shall be no higher than 6 feet.

**§85-37.015 Signs Permitted for Service Station Uses**

- A. One stationary freestanding identification sign not to exceed 20 feet in height and not to have an excess of comprised of a maximum of 36 square feet for gas station identification purposes (including the company or brand name, insignia or emblem), and a maximum of 24 square feet for price display and related purposes, provided that it does not extend over or beyond the property line or over the public sidewalk.
- B. No sign shall be permitted on a canopy over the gas pumps.
- C. Signs attached to fuel pumps indicating the unit price per gallon of fuel are permitted. Such signs shall not exceed one square foot in area per sign per individual pump.
- D. No signage may be illuminated after business hours.
- E. Lettering or other insignia which are a structural part of the gasoline pumps, as manufactured, shall be permitted.
- F. Credit card signs may be placed on or near the gasoline pump islands, not to exceed a maximum one square foot per sign per island.

**Section 3.** Amend section §85-37.2 Awnings, canopies or marques, item B(3) and (4) “Prohibitions” shall be revised by amending the following:

- (3) No lettering, signs, symbols or logos are permitted on any part of the awning, canopy or marquee, except as permitted in section § 85-37.13C and as applicable.
- (4) No portion of any awning shall extend more than four feet beyond the building and shall not be less than six feet eight inches in the clear above any surface. All awnings shall be permitted to extend the length of the building within the GB-General Business District. All other districts shall be limited to the window and/or doorway area of the building.

**Section 4.** If any section, subsection, paragraph, sentence or any other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance.

**Section 5.** All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 6.** The Borough Clerk is hereby directed to give notice at least ten (10) days prior to the hearing on the adoption of this ordinance to the Bergen County Planning Board, and to all others entitled thereto pursuant to the provisions of N.J.S.A. 40:55D-15. Upon adoption of this ordinance, after public hearing thereon, the Borough clerk is further directed to publish notice of the passage thereof and to file copy of this ordinance as finally adopted with the Bergen County Planning Board as required by N.J.S.A. 40:55D-16 and with the Borough Tax Assessor.

**Section 7.** This ordinance shall take effect twenty (20) days after final passage and publication as prescribed by law.

**PUBLIC HEARING**

Mayor Randall opened the meeting to the public. He stated this is the time and place for the public hearing on Ordinance #2021-63 and all persons who wishes to be heard, please state your name and address before making your statement.

Seeing none, the Mayor Randall closed the meeting to the public.

A motion was offered by Councilman Iannelli and seconded by Councilman Crossley to Adopted Ordinance #2021-63. Motion carried on a roll call vote – All present voting “Aye”.

**BOND ORDINANCE #2021-64**

**COUNCILMEMBER CROSSLEY:** moved the Bond Ordinance on second reading by title only

**COUNCILMEMBER POLICASTRO:** Seconded.

**ROLL CALL VOTE:** All present voting “Aye”

**BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS WATER SYSTEM TREATMENT IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF HO-HO-KUS, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$4,000,000 TO PAY THE COST THEREOF, 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.**

WHEREAS, the Borough Council of the Borough of Ho-Ho-Kus, in the County of Bergen, State of New Jersey (the "Borough") hereby determines that it is necessary to authorize and provide for the financing of various water system treatment improvements in, by and for the Water Utility of the Borough, including all work, materials and appurtenances necessary and suitable therefor; and

WHEREAS, the Borough Council has heretofore authorized the filing of a loan application by the Borough for the financing of allowable costs of the aforesaid improvements with the New Jersey Environmental Infrastructure Financing Program (the "State Program"); NOW, THEREFORE,

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

Section 1. The Borough of Ho-Ho-Kus, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake various water system treatment improvements in, by and for the Water Utility of the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$4,000,000 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 by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) and 40A:2-7(h). 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 (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 (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$4,000,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$4,000,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$706,100, 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 the Water Utility would have been self-liquidating, as defined in Section 47(a) of the Local Bond Law, during the fiscal year beginning January 1, 2020, had there been included in the interest and debt redemption charges for such year an amount equal to interest for one year at the rate of four and one half percent (4½%) per annum on said bonds or notes, and the amount of the first installment of serial bonds legally issuable to finance such purpose plus an amount for charges as aforesaid with respect to all bonds and notes authorized but not issued for such Water Utility.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$4,000,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

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 said Borough of an aggregate principal amount not exceeding \$4,000,000 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 and shall be payable at such times as may be hereafter determined within the limitations prescribed by law, 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 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of twenty 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 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 \$4,000,000, but said \$4,000,000 shall be deducted from gross debt pursuant to Section 44(c) of the Local Bond Law and that the issuance of the bonds and notes authorized by this ordinance is permitted by an exception to the debt limitations prescribed by the Local Bond Law as provided in Sections 47(a) and 7(h) of the 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 (except any funds received as loans from the State Program which shall be applied to the payment of the cost of such purpose or to the payment of any outstanding bond anticipation notes, but shall not reduce the amount of bonds authorized for 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 the bonds or notes to finance the cost of the improvements described in Section 1 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 13. 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

**PUBLIC HEARING**

Mayor Randall opened the meeting to the public. He stated this is the time and place for the public hearing on Ordinance #2021-64 and all persons who wishes to be heard, please state your name and address before making your statement.

Seeing none, the Mayor Randall closed the meeting to the public.

A motion was offered by Councilman Iannelli and seconded by Councilman Shell to Adopted Ordinance #2021-64. Motion carried on a roll call vote – All present voting “Aye”.

**CONSENT AGENDA RESOLUTIONS** (21-132 thru 21-140)

**Resolution #21-132- (Introduced by Council President Troast)**

**A Resolution – Payment of Bills – December**

WHEREAS, claims have been submitted to the Borough of Ho-Ho-Kus in the amount of \$2,833,584.16; and  
WHEREAS, such claims have been listed according to Department and account number with corresponding vouchers to be reviewed and approved by the Mayor and Council; and,  
WHEREAS, the CFO has determined that the funds have been properly appropriated for such purposes and are available, in the Borough of Ho-Ho-Kus and that the claims specified on the schedule attached hereto, following examination and approval by the Mayor and Council, be paid and checks issued accordingly; and,  
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ho-Ho-Kus that the claims totaling of \$2,833,584.16; be approved and ratified respectively

**BILL LIST:**

20-01769	12/16/20	01662	AAA EMERGENCY SUPPLY	2 AC HOTSTICK W/TRAINING VIDEO	Open	639.80	0.00
20-01772	12/16/20	01662	AAA EMERGENCY SUPPLY	HAZMAT MINIBOOM/ABSORBENT PADS	Open	1,655.41	0.00
21-01462	09/29/21	80295	KASTIN, SCOTT	RETURN ZBA ESCROW - 704/7	Open	878.98	0.00
21-01463	09/30/21	03451	SOUTH JERSEY WEB DESIGN	DESIGN/DEVELOP WEBSITE-POL DPT	Open	2,250.00	0.00
21-01559	10/15/21	00377	LAWYERS DIARY AND MANUAL	2022 LAWYERS DIARY & MANUAL	Open	128.25	0.00
21-01597	10/20/21	02567	EAST COAST EMERGENCY LIGHTING	STEEL SECURITY COVER-POL VEH	Open	476.80	0.00
21-01599	10/20/21	03247	JEM INDUSTRIAL SERVICES, INC.	VEHICLE WASH SUPPLIES - DPW	Open	863.78	0.00
21-01610	10/21/21	00001	HOME HARDWARE	NOVEMBER 2021 PURCHASES - DPW	Open	353.42	0.00
21-01611	10/21/21	00056	TYCO ANIMAL CONTROL SERVICES	ANIMAL CONTROL SVC NOV 2021	Open	500.00	0.00
21-01614	10/21/21	02686	ONE CALL CONCEPTS	ONE CALL MESSAGES - NOV 2021	Open	52.91	0.00
21-01615	10/21/21	02590	AMERICAN WEAR, INC.	NOV 2021 UNIFORMS - ROADS 2/3	Open	258.72	0.00
21-01616	10/21/21	02590	AMERICAN WEAR, INC.	NOV 2021 UNIFORMS - WATER 1/3	Open	129.36	0.00
21-01622	10/22/21	03454	MAJOR POLICE SUPPLY	REPAIR POL LIC PLATE READER	Open	250.00	0.00
21-01625	11/05/21	00106	M G L PRINTING SOLUTIONS	2500 SELF SEAL ENVELOPES-COURT	Open	344.00	0.00
21-01653	11/08/21	02800	CONNELL CONSULTING LLC	POLICE SUPERVISION SEMINARS	Open	438.00	0.00
21-01654	11/08/21	02800	CONNELL CONSULTING LLC	OPRA SEMINAR FOR POL DPT	Open	298.00	0.00
21-01703	11/10/21	00125	MUNICIPAL RECORD SERVICE	SPECIAL COMPLAINT SUMMONSES	Open	1,264.00	0.00
21-01739	11/17/21	02899	OFFICE CONCEPTS GROUP	OFFICE CHAIR - POL DPT	Open	558.50	0.00
21-01760	11/23/21	00886	SCHWANEWEDE/HALS ENGINEERING	ENG PL REV-FOUNDATION 810/2.01	Open	55.00	0.00
21-01761	11/23/21	02877	LAW SOFT INC	ONLINE DATA BACKUP - POL DEPT	Open	600.00	0.00
21-01762	11/23/21	02887	VALLEY PHYSICIAN SERVICES	4TH QTR DOT TESTING - DPW	Open	153.00	0.00
21-01763	11/23/21	00144	BORO OF H-H-K PAYROLL ACCT	CURRENT SOCIAL SECURITY - OCT	Open	13,513.97	0.00
21-01764	11/23/21	00144	BORO OF H-H-K PAYROLL ACCT	WATER DPT SOCIAL SECURITY-NOV	Open	1,610.63	0.00
21-01765	11/23/21	00144	BORO OF H-H-K PAYROLL ACCT	SOL WASTE SOCIAL SECURITY-NOV	Open	920.04	0.00
21-01766	11/23/21	00144	BORO OF H-H-K PAYROLL ACCT	DCRP - NOV 2021	Open	421.43	0.00
21-01767	11/23/21	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL CURRENT 1/2 MNTH 11/30	Open	164,440.13	0.00
21-01768	11/23/21	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-WATER 1/2 MONTH 11/30	Open	11,679.46	0.00
21-01769	11/23/21	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-S WASTE 1/2 MNTH 11/30	Open	5,716.41	0.00

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

21-01770	11/23/21	01609	JESCO, INC.	WATER PUMP AND VEH. PARTS-DPW	Open	755.95	0.00
21-01771	11/23/21	00010	FRANKLYN'S PHARMACY	POISON IVY CREAM - DPW	Open	18.39	0.00
21-01772	11/23/21	03168	RE-TRON TECHNOLOGIES	55 GAL DRUM - DIESEL FLUID	Open	106.91	0.00
21-01773	11/23/21	02777	BOSS SECURITY SYSTEMS, INC.	SECURITY ALARM SYSTEM-FIRE DPT	Open	626.00	0.00
21-01774	11/23/21	02380	I.D.M. MEDICAL GAS CO	REFILL 2 OXYGEN CYLINDERS-AMBU	Open	71.89	0.00
21-01775	11/23/21	02271	H2M ASSOCIATES INC	HYDROLOGICAL WATER SVCS- OCT	Open	6,565.90	0.00
21-01776	11/23/21	03300	ABMA'S FARM	WOOD CHIPS DUMPING -SHADE TREE	Open	210.00	0.00
21-01777	11/23/21	02053	ZAWADZKI, DARRYL	REIMB. FOR CDL LICENSE	Open	42.00	0.00
21-01778	11/23/21	00208	W E TIMMERMAN	PARTS FOR SWEEPER - DPW	Open	411.35	0.00
21-01779	11/23/21	01620	NOVELLI-SALYER, ROSEMARIE	REIMB. NJLM CONF EXPENSES	Open	178.98	0.00
21-01780	11/23/21	03183	HERVE, JOAN	REIMB. NJLM CONF EXPENSES	Open	189.76	0.00
21-01781	11/23/21	00105	P S E & G	NOVEMBER GAS/ELECT.-CURRENT	Open	5,976.62	0.00
21-01782	11/23/21	00105	P S E & G	NOV. GAS/ELECT.- WATER	Open	6,574.00	0.00
21-01785	11/23/21	01840	OPTIMUM	POLICE/CAD CABLE 12/16-1/15	Open	93.43	0.00
21-01786	11/23/21	00030	HO-HO-KUS BOARD OF EDUCATION	SCHOOL TAX - MONTH OF DEC.	Open	1,558,259.00	0.00
21-01790	11/24/21	03454	MAJOR POLICE SUPPLY	15 FT CAMERA CABLE - POL DPT	Open	273.00	0.00
21-01791	11/24/21	03239	AT&T MOBILITY	IPAD/CELL PHONE SVC 1/12-11/11	Open	1,206.99	0.00
21-01792	11/29/21	02069	PATTMAN PLUMBING	REPAIR RELIEF VALVE - DPW	Open	145.00	0.00
21-01793	11/29/21	80299	JENNIFER R. JACOBUS, TRUSTEE	STATE TAX APPEAL REFUND	Open	2,707.50	0.00
21-01794	11/29/21	03459	D. LAZORCHAK FIREWOOD & LOGS	EMERGENCY TREE REMOVAL/PRUNING	Open	2,700.00	0.00
21-01795	11/29/21	02232	STICKEL, KOENING & SULLIVAN	LEGAL SVCS/RESOLUTION-111 1ST	Open	1,725.00	0.00
21-01796	11/29/21	01051	V.E. RALPH & SON	DEFIB PADS - AMBULANCE	Open	216.00	0.00
21-01797	11/29/21	00372	REGIONAL COMMUNICATIONS INC	INSTALL RADIO IN DPW TRUCK	Open	377.94	0.00
21-01798	11/29/21	00157	TREASURER - STATE OF NJ	SITE REMEDIATION-PERMIT FEE	Open	660.00	0.00
21-01799	11/29/21	01157	IRRIGATION BY RALPH RUGGIERO	WINTER SHUTDOWN - SPRINKLERS	Open	990.00	0.00
21-01802	11/29/21	03256	THE ALAIMO GROUP, INC.	PROJ ADMIN/COORD. 802/10.02	Open	146.25	0.00
21-01803	11/29/21	80300	CHRIS SARGENTE	RETURN ESCROW BOND - 306/10	Open	4,000.00	0.00
21-01804	11/29/21	03256	THE ALAIMO GROUP, INC.	PROJ ADMIN & COORD. 802/4.01	Open	97.50	0.00
21-01805	11/29/21	03256	THE ALAIMO GROUP, INC.	PROJ ADMIN & COORD - 802/10.01	Open	97.50	0.00
21-01806	11/30/21	02899	OFFICE CONCEPTS GROUP	OFFICE SUPPLIES - POL DPT.	Open	105.64	0.00
21-01807	11/30/21	03336	LEAD, INC.	SHIPPING-STUDENT WORK BOOKS-PD	Open	10.71	0.00
21-01808	11/30/21	00742	LACROIX, MICHAEL C	PULLOVER FLEECE- DISPATCHERS	Open	320.94	0.00
21-01809	11/30/21	02730	ALLAN BELLEZZA CONTRACTING	CHRISTMAS TREE LIGHTS-4 TREES	Open	9,576.00	0.00
21-01810	12/01/21	03208	MONMOUTH TELECOM	TELECOM SERVICE - NOV/DEC	Open	846.86	0.00
21-01811	12/01/21	03110	PERRICELLI, LISA	VISION REIMBURSEMENT - 2021	Open	300.00	0.00
21-01812	12/01/21	03147	BERGEN SUPPLY COMPANY	10 CASES PAPER TOWELS - SDPW	Open	249.50	0.00
21-01813	12/01/21	00012	PROSTOCK MIDLAND	ALTERNATOR ASSEMBLY-DPW	Open	483.50	0.00
21-01814	12/02/21	03319	AGRA ENVIRONMENTAL & LAB SVCS	2 COLIFORM TESTS-11/16 WATER D	Open	150.00	0.00
21-01815	12/02/21	03459	D. LAZORCHAK FIREWOOD & LOGS	2021 TREE PRUNING/REMOVALS SVC	Open	34,210.00	0.00
21-01816	12/02/21	00144	BORO OF H-H-K PAYROLL ACCT	MEDICAL/PRESCRIPT/DENTAL- DEC	Open	68,785.55	0.00
21-01817	12/02/21	02004	HOFFMAN EQUIPMENT	REPAIR TO FRONT-END LOADER-DPW	Open	1,368.50	0.00
21-01818	12/02/21	02892	TRUGREEN	LAWN/AERATION/SEEDING-N FIELD	Open	2,285.00	0.00
21-01819	12/03/21	02846	GTBM	E-TICKETS & REPLACE ANTENNA PD	Open	356.75	0.00
21-01820	12/03/21	80097	POLICASTRO, DANE	REIMB. FOR 27 WREATHS/BOWS	Open	2,162.95	0.00
21-01821	12/03/21	01607	BURGIS ASSOCIATES, INC.	APPLICATION REVIEW- 1010/13	Open	150.00	0.00
21-01822	12/06/21	01607	BURGIS ASSOCIATES, INC.	REVIEW SIGNAMENDMENTS	Open	75.00	0.00
21-01823	12/06/21	02069	PATTMAN PLUMBING	HEAT REPAIR - FIRE DEPT	Open	363.75	0.00
21-01824	12/07/21	03192	PIAZZA&ASSOCIATES, INC.	COAH CONSULTING FEE - DEC	Open	100.00	0.00
21-01825	12/07/21	01620	NOVELLI-SALYER, ROSEMARIE	REIMB BCMCAA MTG 12/3 - COURT	Open	45.00	0.00
21-01826	12/07/21	02331	WISS & BOUREGY P. C.	BORO ATTORNEY LEGAL SVCS - NOV	Open	2,862.50	0.00
21-01827	12/07/21	02009	SEIBEL, JASON	RENEW WATER LICENSES	Open	154.50	0.00
21-01828	12/07/21	02009	SEIBEL, JASON	REIMB FOR BOOTS - DPW 2021	Open	300.00	0.00
21-01829	12/07/21	01028	WILLIAM J. MARTIN, ARCHITECT	ARCHITECT SVCS - ADA BATHROOMS	Open	2,300.00	0.00

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

21-01830	12/07/21	02484	RACHLES/MICHELE'S OIL CO.	1100 GALS GAS DELIVERED 11/8	Open	2,812.37	0.00
21-01831	12/07/21	00372	REGIONAL COMMUNICATIONS INC	RADIO REPAIR - DPW	Open	153.00	0.00
21-01832	12/07/21	02711	OPTIMUM *	OPTIMUM SVC BORO HL 12/1-12/31	Open	29.95	0.00
21-01834	12/07/21	02612	PITNEY BOWES RESERVE ACCOUNT	POSTAGE-REIMBURSE METER-WATER	Open	111.50	0.00
21-01835	12/07/21	02612	PITNEY BOWES RESERVE ACCOUNT	POSTAGE-REIMBURSE METER-SWAST	Open	146.28	0.00
21-01836	12/07/21	02612	PITNEY BOWES RESERVE ACCOUNT	POSTAGE METER-CURRENT SEPT-NOV	Open	1,964.50	0.00
21-01837	12/08/21	80202	JONES, WILLIAM J.	TRAVEL EXP - JLM CONFERENCE	Open	170.88	0.00
21-01839	12/08/21	02982	ROBERT C. METZDORF, ESQ.	PUBLIC DEFENDER SVCS-12/1/2021	Open	200.00	0.00
21-01840	12/09/21	03261	KONICA MINOLTA BUS. SOLUTIONS	POLICE COPIER-COPIES 11/4-12/3	Open	44.58	0.00
21-01842	12/09/21	02671	SUBURBAN DISPOSAL INC.	SOLID WASTE/RECYCLING NOV 2021	Open	68,853.93	0.00
21-01843	12/09/21	03319	AGRA ENVIRONMENTAL & LAB SVCS	PFAS/COLIFORM/VOC WATER TESTS	Open	3,836.00	0.00
21-01844	12/09/21	02843	AMANO MCGANN, INC.	CDMA/WEBHST/TRAIN PARKING	Open	300.00	0.00
21-01845	12/09/21	80286	RODRIGO, KEVIN	EMBROIDERY-DISPATCH. SHIRTS-PD	Open	20.90	0.00
21-01846	12/09/21	03004	WYCKOFF WASH	CAR WASH-POL VEH 11/19	Open	5.50	0.00
21-01847	12/09/21	02538	A & A SIGNS	36 DIRECTIONAL STREET SIGNS-PD	Open	1,404.00	0.00
21-01848	12/09/21	03451	SOUTH JERSEY WEB DESIGN	WEB HOSTING - POLICE WEB SITE	Open	600.00	0.00
21-01849	12/13/21	03267	ELIZABETH STEWART, LLC	ARBORIST SVCS NOV-DEC SHADE TR	Open	1,530.00	0.00
21-01850	12/13/21	02690	VERIZON WIRELESS*	WIRELESS CHARGES 10/4-11/3	Open	181.13	0.00
21-01851	12/14/21	00255	NORTH JERSEY MEDIA GROUP	LEGAL ADS -NOV ZONING BOARD	Open	390.61	0.00
21-01852	12/14/21	00255	NORTH JERSEY MEDIA GROUP	NOV LEGAL ADS- AUDIT RESULTS	Open	289.44	0.00
21-01853	12/14/21	03266	PMG SM HOLDINGS LLC	AQUAPHALT ASPHALT ROAD REPAIR	Open	1,607.40	0.00
21-01855	12/14/21	00106	M G L PRINTING SOLUTIONS	BUSINESS CARDS - K CROSSLEY	Open	105.00	0.00
21-01856	12/14/21	80195	KIRK, THOMAS	2021 CLOTH. ALLOW. 2ND PAYMENT	Open	575.00	0.00
21-01857	12/14/21	80089	DENCH, BRIAN	2021 CLOTH. ALLOW. 2ND PAYMENT	Open	575.00	0.00
21-01858	12/14/21	01607	BURGIS ASSOCIATES, INC.	REVIEW SUBDIVISION - 703/20	Open	900.00	0.00
21-01859	12/14/21	00821	AT&T	NOV 2021 FAX/LONG DISTANCE	Open	86.99	0.00
21-01860	12/14/21	03159	BOSWELL ENGINEERING. INC.	WELL TREATMENT SYST-ADD'L WORK	Open	15,540.70	0.00
21-01861	12/14/21	01620	NOVELLI-SALYER, ROSEMARIE	REIMB-NJ MCAA MTG 12/10-COURT	Open	101.00	0.00
21-01863	12/14/21	02429	GRAINGER	MANHOLE COVER - DPW	Open	854.55	0.00
21-01864	12/14/21	01919	ULINE	CLEANING SUPPLIES - DPW	Open	546.23	0.00
21-01865	12/14/21	00012	PROSTOCK MIDLAND	ICOILASY IGNITION - POL VEH.	Open	160.56	0.00
21-01866	12/14/21	03461	DE MARCO & DE MARCO, ESQS.	LIBRARY ACQUISITIONCOST	Clsd	303,500.00	0.00
21-01867	12/14/21	03462	NUCO TITLE INSURANCE AGENCY	LIBRARY ACQUISITIONCOST	Clsd	3,173.00	0.00
21-01868	12/14/21	03463	CHRISTIE'S INTL REAL ESTATE	LIBRARY ACQUISITIONCOST	Clsd	300.00	0.00
21-01869	12/14/21	02703	NORTHEAST WATER TECHNOLOGY	WATER LEAK SURVEY SVCS-4TH QTR	Open	6,300.00	0.00
21-01870	12/14/21	00144	BORO OF H-H-K PAYROLL ACCT	DRUNK DRIVING TRAFFIC DETAIL	Open	1,329.60	0.00
21-01871	12/15/21	01424	CHRIS JOY ELECTRIC, INC.	REPAIR BROKEN CONDUIT - DPW	Open	465.00	0.00
21-01872	12/15/21	00555	P S E & G *	ELECT. SVC-EASTGATE THRU 12/8	Open	59.55	0.00
21-01873	12/15/21	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL CURRENT 1/2 MNTH 12/15	Open	186,710.53	0.00
21-01874	12/15/21	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-WATER 1/2 MONTH 12/15	Open	12,771.06	0.00
21-01875	12/15/21	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-S WASTE 1/2 MNTH 12/15	Open	5,873.65	0.00
21-01876	12/15/21	03256	THE ALAIMO GROUP, INC.	ON SITE/SUB DIV REV-802/10.05	Open	262.50	0.00
21-01877	12/15/21	03256	THE ALAIMO GROUP, INC.	PROJ ADMN/SITE VISIT-802/10.01	Open	1,491.60	0.00
21-01878	12/15/21	03256	THE ALAIMO GROUP, INC.	PROJ ADMN/SITE/COO-802/10.06	Open	841.25	0.00
21-01879	12/15/21	03464	Y-PERS INC.	REFLECTIVE JACKETS/VESTS-DPW	Open	471.80	0.00
21-01880	12/15/21	00038	VERIZON	WATER DEPT PHONES NOV-DEC	Open	85.25	0.00
21-01881	12/15/21	00038	VERIZON	NOV-DEC PHONE - DEPTS.	Open	355.99	0.00
21-01882	12/15/21	80088	SANTOS, CHRIS	2021 CLOTH. ALLOW. 2ND PAYMENT	Open	575.00	0.00
21-01884	12/17/21	99912	KROPIEWNICKI, JEFF	TAX COLLECTOR RE-CERTIFICATION	Open	57.38	0.00
21-01885	12/17/21	99874	PRIESTNER, DAN	REIMBURSE WASTE WATER LICENSE	Open	51.50	0.00
21-01886	12/17/21	01619	TYLER, GARY	REIMBURSE-CDL LICENSE RENEWAL	Open	82.00	0.00
21-01887	12/17/21	02053	ZAWADZKI, DARRYL	REIMBURSE FOR 3 WATER LICENSES	Open	150.00	0.00
21-01888	12/17/21	02053	ZAWADZKI, DARRYL	REIMBURSE WORKBOOTS- 2021	Open	300.00	0.00

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

21-01889	12/17/21	02783	A.P. CERTIFIED TESTING, LLC.	METAL DETECTOR - WATER DEPT	Open	1,065.00	0.00
21-01890	12/17/21	03342	SPECTROTEL	INTERNET ACCESS OVER FIBER-DEC	Open	384.49	0.00
21-01891	12/17/21	03303	B.C.U.W./MADELINE	REQUISITION #15-AFFORD HOUSING	Open	268,270.50	0.00
21-01892	12/17/21	03334	HARWOOD LLOYD , LLC	LEGAL SVCS -TAX APPEALS- NOV	Open	1,125.00	0.00

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**Resolution #21-133- Introduced by Council President Troast)**

**A Resolution – Grant Permission – Annual Plant Sale from the HHK Garden Club**

WHEREAS, the Borough of Ho Ho-Kus has received a request from the Ho-Ho-Kus Garden Club requesting permission to hold the Annual Plant sale in the Gazebo located at the Town Green on Saturday, May 7, 2022. Set up date to be the evening of Friday, May 6, 2022. With a rain date of Saturday, May 14, 2021 and set-up date Friday evening May 5, 2022;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ho-Ho-Kus, that permission is hereby granted to hold the annual Plant Sale event.

**Resolution #21-134- Introduced by Council President Troast)**

**A Resolution – Setting the Reorganizational Meeting date for January 4, 2022**

WHEREAS, the “Open Public Meeting Act,” Chapter 231, P.L. 1975, requires adequate notice of meeting of public bodies as defined therein.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ho-Ho-Kus in the County of Bergen and State of New Jersey, as follows:

1. The Reorganization Meeting of the Mayor and Council for the year 2022 will be held on 7:00 p.m. on Tuesday, January 4, 2022 at 7:00pm in the Ho-Ho-Kus Council Chambers, 333 Warren Avenue, Ho-Ho-Kus, NJ.

**Resolution #21-135- (Introduced by Council President Troast)**

**A Resolution – Alcohol and Drug Testing Services**

WHEREAS, This AGREEMENT is made between Valley Medical Group (VMG) (“PROVIDER”), a professional Company having its principal place of business at 15 Essex Road, Suite 506, Paramus, New Jersey 07652, and Ho-Ho-Kus, Borough of (“MUNICIPALITY”), a MUNICIPALITY having its address at 333 Warren Ave., Ho-Ho-Kus, NJ 07423 on this date of January 1, 2022, which shall hereinafter be referred to as the execution date of this Agreement; and

WHEREAS, PROVIDER provided alcohol and drug testing services to companies to support workplace alcohol and drug testing programs and policies; the MUNICIPALITY has a policy for alcohol and drug abuse testing of applicants and/or employees and requires alcohol and drug testing services from PROVIDER.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the borough of Ho-Ho-Kus that it is hereby authorized to enter into this agreement the terms and conditions of which shall apply from the execution date of this Agreement.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute any and all documents necessary to effectuate this Resolution following legal review.

**Resolution #21-136- (Introduced by Council President Troast)**

**A Resolution – Authorizing an Amendment to the Interlocal Agreement with the Borough of Waldwick for use & maintenance of a Police Training Facility, and authorizing the additional municipality to be added as a participating Municipality of the Interlocal Agreement**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes local units of this State to enter into agreements with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive in its own jurisdiction; and

WHEREAS, the Borough of Ho-Ho-Kus (Participating Municipality) and the Borough of Waldwick (Lead Municipality) have an existing Interlocal Agreement for the use and maintenance of a police training facility that

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

requires amendments as to allow non-Participating Municipality single use and allowing for the application of unused maintenance fees to a capital account; and,

WHEREAS, the Borough of Saddle River has asked to rejoin the Interlocal Agreement as a Participating Municipality; and,

WHEREAS, it is in the best interest of both municipalities to enter into the attached Amended Interlocal Services Agreement and to approve the Borough of Saddle River rejoining the Interlocal Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Ho-Ho-Kus, in the County of Bergen, New Jersey that Borough Administrator and Municipal Clerk are hereby authorized to execute the Amended Interlocal Services Agreement with the Borough of Waldwick for use and maintenance of a police training facility; and,

BE IT FURTHER RESOLVED that the Borough of Saddle River is hereby approved to rejoin the Interlocal Agreement as a Participating Member; and,

BE IT FURTHER RESOLVED that the Municipal Clerk shall transmit a certified copy of this resolution to the Clerk of the Borough of Waldwick.

**Resolution #21-137- Introduced by Council President Troast)**

**A Resolution – Transfer of Funds**

	<b>FROM:</b>	<b>TO:</b>
Building & Grounds (S&W)	\$22,500.00	
Shade Tree (O&E)		\$17,000.00
Construction (S&W)		\$1500.00
Boro Clerk (S&W)		\$4000.00
Total	<u>\$22,500.00</u>	<u>\$22,500.00</u>

**Resolution #21-138- (Introduced by Council President Troast)**

**A Resolution – Salary Adjustment – CFO, Joe Citro**

WHEREAS, the Mayor and Council of the Borough of Ho-Ho-Kus has determined that a salary adjustment for Joseph Citro is appropriate with additional duties within the Finance Department as the APQ (Qualified Purchasing Agent); and

WHEREAS, the Mayor and Council has approved an increase for Joseph Citro at a salary of \$33,785 retroactive to Jan 1<sup>st</sup> 2021; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Ho-Ho-Kus hereby approve the salary adjustments for Joseph Citro.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Payroll Supervisor.

**Resolution #21-139-(Introduced by Council President Troast)**

**A Resolution – Authorizing Execution of Closing Documents – BCUW/Madeline Housing Partners, LLC**

WHEREAS, the Borough of Ho-Ho-Kus (“Borough”) has previously entered into a “Transfer and Development Agreement” with BCUW/Madeline Housing Partners, LLC related to an affordable housing rental project;

WHEREAS, the Borough wishes to effectuate the transfer of certain property to BCUW/Madeline Housing in accordance with the Agreement, specifically Block 1014, Lot 2.01;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ho-Ho-Kus that the Mayor is authorized to execute any deeds, Affidavit of Titles, and other closing documents as required to effectuate the terms of the “Transfer and Development Agreement”; and

BE IT FURTHER RESOLVED that the Mayor, the Borough Administrator, the Borough Clerk, and the Borough Attorney are authorized to take all appropriate actions so as to implement this Resolution.



Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

**Resolution #21-140-(Introduced by Council President Troast)**

**A Resolution – Authorizing the Acquisition cost of the “Worth-Pinkham Memorial Library”**

WHEREAS, the Borough of Ho-Ho-Kus (“Borough”) has entered into an agreement for the acquisition of a reversionary interest in the “Worth-Pinkham Memorial Library;”

WHEREAS, the Borough of Ho-Ho-Kus has previously authorized such acquisition and authorized a municipal bond for the purpose of acquiring said revisionary interest in such property;

WHEREAS, the Chief Financial Officer has certified availability of funds so as to allow for the purchase payment in total certified amount of **\$306,973.00**

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Ho-Ho-Kus does approve the issuance of three (3) purchase orders and remittance of payment by way of checks in the sum of **\$306,973.00** to;

De Marco & De Marco, Esq.	\$303,500.00
Nuco Title Insurance	\$3,173.00
Christie’s Intl. Real Estate	\$300.00

BE IT FURTHER RESOLVED, that the Borough Chief Financial Officer, Borough Administrator and Borough Attorney are authorized to take any steps required to fulfill the purpose of this Resolution.

A motion was offered by Council President Troast and seconded by Councilman Iannelli to approve Resolutions #21-132 through #21-140. Motion carried on a roll call vote – All present voting “Aye”.

**LIAISON REPORTS**

Recreation – Councilman Iannelli reported since COVID positive test have been going up this may affect the rest of the season for basketball and wrestling. More to be determined.

Library – Councilman Policastro reported the Library received a \$1500 grant from the Homey-Fitzgerald Family to support general operating expenses.

Board of Education – Councilman Policastro reported on December 17<sup>th</sup> Dr. Mardy wrote a letter to the Mayor and Council expressing the appreciation for the assistance and support of the HHK Police Chief Lacroix and Captain McBain regarding the Tik Tok social media threats. She also commended Officer Brain Dench for his demeanor and presence while on campus during the day. She indicated how the School is proud of their partnership with the Police as well as the Mayor and Council and thanked us for our leadership and stewardship to the community.

Ambulance Corp. – No Report

Fire Department – Councilman Shell reported the “Santa Sunday” was a great success.

Chamber of Commerce – No Report

Police - Chief Lacroix reported the Christmas Tree lighting was a great success. He stated the Police Department launched their new website and thanked Officer Sam Kim who was the lead on this project. Chief Lacroix also thanked the Administrator Jones and Borough Attorney Wiss for their help during his first 6 months as Chief.

DPW - Dan Priestner reported they are done with leaf season, everything went well. Getting ready for the winter.

**OLD BUSINESS**

21-87 – A Resolution to connect Washington Twp. to the HHK Sewer System for eight new homes on the extension of Gorga Place & Wearimus Road. (TABLED)

**MAYOR'S REMARKS**

Mayor Randall wished everyone a Merry Christmas and Happy and Healthy New Year.

**CLOSED SESSION** - On a motion by Councilman Crossley, seconded by Councilman Shell, the Mayor and Council approved entering into Executive Session closed to the public. Motion Carried by voice vote – all present voting “Aye”.

Borough of Ho-Ho-Kus  
County of Bergen  
Mayor and Council Combined Meeting Minutes  
December 21, 2021 7:30 p.m.

A Resolution - providing for a meeting not open to the public in accordance with the provisions of the New Jersey Open Public Meetings Act. NJSA 10:4-12

Whereas, the Borough Council of the Borough of Ho-Ho-Kus is subject to certain requirements of the Open Public Meetings Act, NJSA 10:4-6; and

Whereas, the Open Public Meetings Act, NJSA 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 Council of the Borough of Ho-Ho-Kus to discuss in a session not open to the public certain matters relating to the item or items authorized by NJSA 10:4-12 (b) as follows:

8-Matters involving Employment

4-Matters relating to collective bargaining agreements

Now therefore, be it resolved by the Borough Council of the Borough of Ho-Ho-Kus assembled in public session on December 21, 2021 that an Executive Session closed to the public be and the same is hereby authorized for discussion of matters relating to the specified items designated above.

Closed Session began at 7:49 p.m. and ended at 8:16 p.m.

On a motion by Councilman Crossley, seconded by Council President Troast, the meeting returned to open public session.

Motion Carried by voice vote – all present voting “Aye”.

**ADJOURNMENT**

On a motion by Councilman Iannelli, seconded by Councilman Policastro, the meeting was adjourned at 8:16 p.m. Carried by voice vote – all present voting “Aye”.

Joan Herve RMC/CMR  
Borough Clerk