



Regular Meeting of the Mayor and Council of the Borough of Bogota, to be held at the Bogota Council Chambers, 375 Larch Avenue, Bogota, NJ, on Thursday, March 7, 2019 at 7:30pm.

Salute to the Flag

The notice requirements of the Open Public Meetings Law have been satisfied as notice was sent to two newspapers and posted on the Borough Hall bulletin board on December 27, 2018.

Roll Call: Mayor Kelemen, Councilmembers Carpenter, Gates-Ferris, Macfarlane, Murphy, Robbins, and Napolitano, Borough Attorney, Borough Administrator

Citizen Remarks: One Five (5) minute time limit per person

Discussion: Multi- purpose bond

Resolutions to be voted on separately:

19-156 Approve Bid for Palisade Avenue Phase 3

19-157 Amending Resolution #18-077 to authorize the Planning/Zoning Board to conduct the preliminary investigation of the proposed redevelopment area without the option of condemnation for Block 112, Lot 1 and Block 113, Lots 3,4,5,6,7

19-158 Amending Resolution #18-078 to authorize the Planning/Zoning Board to conduct the preliminary investigation of the proposed redevelopment are without the option of condemnation for Block3, Lots 1,1.01,2.3,10 and Block 64.01, Lots 11.01 and 13.

19-159 Temporary Emergency Appropriations for CDBG for Road Improvements

Approvals:

St. Joseph's Academy is requesting approval for two raffle licenses for A Tricky Tray to be held on April 5th

Minutes: Reg Meeting February 21, 2019

Appointment: Mayor Kelemen will appoint Licet Gonzalez as Library trustee.

Citizen Remarks: One Five (5) minute time limit per person

Reports: Mayor, Council Committees: Five (5) minute time limit per Council Member, Administrator, Attorney, Clerk

Closed Session -

Adjournment



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
K. Gates-Ferris						
D. Macfarlane						
M. Murphy						
R. Robbins						
T. Napolitano						

AWARD OF CONTRACT

Be it resolved by the Mayor and Council of the Borough of Bogota, Bergen County, New Jersey upon the recommendation of Neglia Engineering Associates that the Contract for:

**CDBG, PALISADE AVENUE ROAD IMPROVEMENTS PROJECT – PHASE III
BOROUGH OF BOGOTA, BERGEN COUNTY, NEW JERSEY**

be awarded to American Asphalt & Milling Services, Inc. for the bid amount of Eighty-Eight Thousand Five Hundred Seventy-Two Dollars and Fifty-Three Cents (\$88,572.53) (which represents the Base Bid) being the lowest of four bids submitted. This Resolution to take effect upon certification of this Resolution by the Borough CFO that sufficient funds are available.

Dated: _____

Certified: _____
CFO

Dated: _____

Approved: _____
Mayor

CERTIFICATION

I, Jean M. Cook, Clerk of the Borough of Bogota, Bergen County, New Jersey do hereby certify that the foregoing Resolution was adopted by the Mayor and Council at a regular meeting held _____.

Dated: _____

Clerk



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
K. Gates-Ferris						
D. Macfarlane						
M Murphy						
R. Robbins						
T. Napolitano						

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended from time to time, authorizes municipalities to determine whether certain parcels of land within their municipal borders constitutes an area in need of redevelopment, and;

WHEREAS, the Mayor and Council of the Borough of Bogota recognize the need to stimulate economic development within the Borough, and;

WHEREAS, in furtherance of that need, the Mayor and Council had adopted Resolution #18-078 on April 19, 2018, which authorized the Bogota Planning Board to undertake a preliminary investigation of the following tax blocks and lots within the Borough (hereinafter the "Proposed Redevelopment Area") to determine whether the Proposed Redevelopment Area, in whole or in part, constitutes an area in need of redevelopment "with the option of condemnation" according to the statutory criteria set forth in Section 5 of P.L. 1992, c. 79 (C.40A:12-5)

Block: 3 Lots: 1, 1.01, 2, 3 & 10
 Block: 64.01 Lots 11.01 & 13

WHEREAS, a copy of Resolution #18-078 is attached herein as an Exhibit, and;

WHEREAS, after further deliberation, the Mayor and Council no longer wish to invoke the power of condemnation for the Proposed Redevelopment Area, and;

WHEREAS, the Governing Body therefore seeks to amend its prior authorization to the Bogota Planning Board, as set forth in Resolution #18-078, to require that the preliminary investigation of the Proposed Redevelopment Area be conducted without the option of condemnation, when determining if said area constitutes an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bogota, that the Bogota Planning Board is hereby authorized to conduct a preliminary investigation of the Proposed Redevelopment Area, as delineated herein and in Resolution #18-078, to determine if the aforementioned area constitutes an area in need of redevelopment in accordance with the provisions of the Local Redevelopment and Housing Law, and;

BE IT FURTHER RESOLVED, that such determination shall be made without invoking the option of condemnation by the municipality, and;

BE IT FURTHER RESOLVED, that all other provisions and authorizations set forth in Resolution #18-078 remain in effect except as amended in the paragraphs herein.



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
D. Fede	✓					
K. Gates-Ferris	✓					
D. Macfarlane	✓					
F. Miranda	✓					
M. Murphy	✓					✓
T. Napolitano	✓				✓	

Authorization to the Borough's Planning Board to Undertake
A Preliminary Investigation, Pursuant to the Local Redevelopment
And Housing Law as to Whether the Following Lots and Blocks
Shall Be Designated and Area in Need of Redevelopment

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended from time to time (the "Local Redevelopment and Housing Law") authorizes municipalities to determine whether certain parcels of land in the municipality constitute an area in need of redevelopment; and

WHEREAS, the Governing Body of the Borough of Bogota recognizes the need to stimulate economic development within the Borough; and

WHEREAS, the Governing Body recognizes that surrounding municipalities are utilizing the Local Redevelopment and Housing Law with increasing frequency in order to stimulate economic development and for other purposes in certain identified areas, as this Borough has recently done as well; and

WHEREAS, the Governing Body recognizes that the statutory framework of the Local Redevelopment and Housing Law requires that a detailed and systemic procedure be employed to investigate the designated area, provide for public notice, receive public comment, and render a decision as to whether some, none or all of the individual lots and blocks designated hereinbelow should be designated as an area in need of redevelopment; and

WHEREAS, the Governing Body would like the Planning Board and the Borough Planner to examine several areas pursuant to the Local Redevelopment and Housing Law, in order to review the appropriateness of obsolete or incompatible uses in order to promote the highest and best use of the Borough's resources and incorporate public benefits; and

WHEREAS, the Borough believes that it is in the best interest of the Borough as a whole to take this opportunity to initially explore whether the designated area can and should be designated an area in need of redevelopment; and

WHEREAS, the Governing Body hereby directs that the Planning Board perform a preliminary investigation into the lots and blocks designated below to determine whether the same should be designated an area in need of redevelopment.

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Bogota:

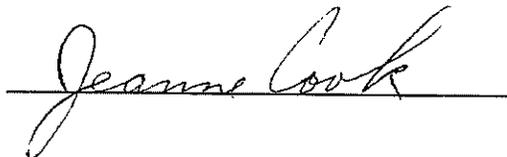
1. Pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-4a(1); the Governing Body has the power to cause a preliminary investigation to be made pursuant to subsection a of section 6 of P.L. 1992. C.79 (C. 40A:12-6) as to whether an area is in need of redevelopment.
2. The Governing Body hereby authorizes the Planning Board to undertake a preliminary investigation of the lots and blocks set forth herein to determine whether the proposed area, in whole or in part, is an area in need of redevelopment with the option of using condemnation for said properties and according to the statutory criteria set forth in section 5 of P.L. 1992, c.79 (C.40A:12-5).

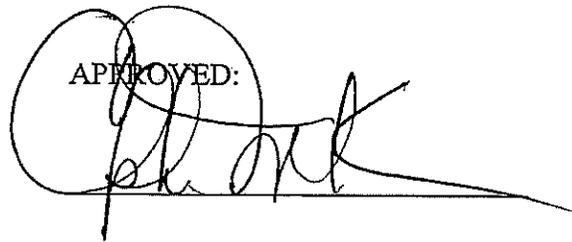
Block : 3 Lots : 1, 1.01, 2, 3, 10
 Block : 64.01 Lots: 11.01 and 13

as designated on the Tax Map of the Borough of Bogota, attached hereto, as well as any newly created lots created by the subdivision of any designated lots hereinabove, which may have divided a designated lot into two or more lots (e.g., lot 2 into lots 2.01, 2.02 and 2.03), but which are not reflected on the Tax Map.

3. In order to undertake the said preliminary investigation, the Planning Board is authorized to retain a New Jersey Licensed, professional Planner for this purpose.
4. Subsequent to the issuance of the professional planner's report of preliminary investigation, the Planning Board shall make public notice and hold a public hearing(s) pursuant to the Local Redevelopment and Housing Law, prior to making such determination as set forth in paragraph 2 above.

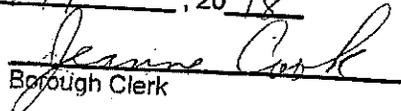
ATTEST:



APPROVED:


I hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Bogota at a Public Meeting held on

April 19, 2018



 Borough Clerk



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
K. Gates-Ferris						
D. Macfarlane						
M Murphy						
R. Robbins						
T. Napolitano						

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended from time to time, authorizes municipalities to determine whether certain parcels of land within their municipal borders constitutes an area in need of redevelopment, and;

WHEREAS, the Mayor and Council of the Borough of Bogota recognize the need to stimulate economic development within the Borough, and;

WHEREAS, in furtherance of that need, the Mayor and Council had adopted Resolution #18-077 on April 19, 2018, which authorized the Bogota Planning Board to undertake a preliminary investigation of the following tax blocks and lots within the Borough (hereinafter the "Proposed Redevelopment Area") to determine whether the Proposed Redevelopment Area, in whole or in part, constitutes an area in need of redevelopment "with the option of condemnation" according to the statutory criteria set forth in Section 5 of P.L. 1992, c. 79 (C.40A:12-5)

- Block: 112 Lot: 1
- Block: 113 Lots 3, 4, 5, 6 & 7

WHEREAS, a copy of Resolution #18-077 is attached herein as an Exhibit, and;

WHEREAS, after further deliberation, the Mayor and Council no longer wish to invoke the power of condemnation for the Proposed Redevelopment Area, and;

WHEREAS, the Governing Body therefore seeks to amend its prior authorization to the Bogota Planning Board, as set forth in Resolution #18-077, to require that the preliminary investigation of the Proposed Redevelopment Area be conducted without the option of condemnation, when determining if said area constitutes an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bogota, that the Bogota Planning Board is hereby authorized to conduct a preliminary investigation of the Proposed Redevelopment Area, as delineated herein and in Resolution #18-077, to determine if the aforementioned area constitutes an area in need of redevelopment in accordance with the provisions of the Local Redevelopment and Housing Law, and;

BE IT FURTHER RESOLVED, that such determination shall be made without invoking the option of condemnation by the municipality, and;

BE IT FURTHER RESOLVED, that all other provisions and authorizations set forth in Resolution #18-077 remain in effect except as amended in the paragraphs herein.



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
D. Fede	✓					
K. Gates-Ferris	✓					
D. Macfarlane	✓					
F. Miranda	✓					
M. Murphy	✓					✓
T. Napolitano	✓				✓	

Authorization to the Borough's Planning Board to Undertake A Preliminary Investigation, Pursuant to the Local Redevelopment And Housing Law as to Whether the Following Lots and Blocks Shall Be Designated and Area in Need of Redevelopment

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended from time to time (the "Local Redevelopment and Housing Law") authorizes municipalities to determine whether certain parcels of land in the municipality constitute an area in need of redevelopment; and

WHEREAS, the Governing Body of the Borough of Bogota recognizes the need to stimulate economic development within the Borough; and

WHEREAS, the Governing Body recognizes that surrounding municipalities are utilizing the Local Redevelopment and Housing Law with increasing frequency in order to stimulate economic development and for other purposes in certain identified areas, as this Borough has recently done as well; and

WHEREAS, the Governing Body recognizes that the statutory framework of the Local Redevelopment and Housing Law requires that a detailed and systemic procedure be employed to investigate the designated area, provide for public notice, receive public comment, and render a decision as to whether some, none or all of the individual lots and blocks designated hereinbelow should be designated as an area in need of redevelopment; and

WHEREAS, the Governing Body would like the Planning Board and the Borough Planner to examine several areas pursuant to the Local Redevelopment and Housing Law, in order to review the appropriateness of obsolete or incompatible uses in order to promote the highest and best use of the Borough's resources and incorporate public benefits; and

WHEREAS, the Borough believes that it is in the best interest of the Borough as a whole to take this opportunity to initially explore whether the designated area can and should be designated an area in need of redevelopment; and

WHEREAS, the Governing Body hereby directs that the Planning Board perform a preliminary investigation into the lots and blocks designated below to determine whether the same should be designated an area in need of redevelopment.

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Bogota:

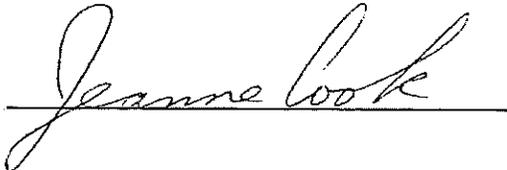
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2. The Governing Body hereby authorizes the Planning Board to undertake a preliminary investigation of the lots and blocks set forth herein to determine whether the proposed area, in whole or in part, is an area in need of redevelopment with the option of using condemnation for said properties and according to the statutory criteria set forth in section 5 of P.L. 1992, c.79 (C.40A:12-5).

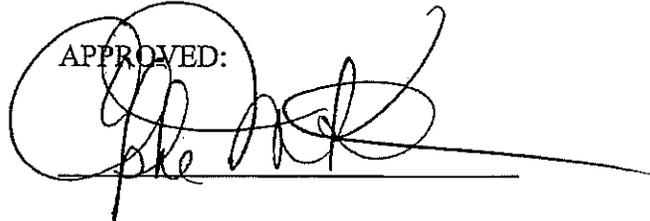
Block : 112 Lot: 1
 Block : 113 Lots: 3, 4, 5, 6, 7

as designated on the Tax Map of the Borough of Bogota, attached hereto, as well as any newly created lots created by the subdivision of any designated lots hereinabove, which may have divided a designated lot into two or more lots (e.g., lot 2 into lots 2.01, 2.02 and 2.03), but which are not reflected on the Tax Map.

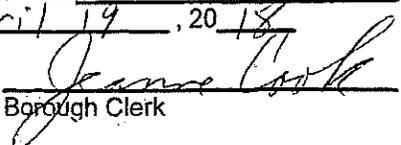
3. In order to undertake the said preliminary investigation, the Planning Board is authorized to retain a New Jersey Licensed, professional Planner for this purpose.
4. Subsequent to the issuance of the professional planner's report of preliminary investigation, the Planning Board shall make public notice and hold a public hearing(s) pursuant to the Local Redevelopment and Housing Law, prior to making such determination as set forth in paragraph 2 above.

ATTEST:



APPROVED:


I hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Bogota at a Public Meeting held on _____

April 19, 2018


 Borough Clerk



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
K. Gates-Ferris						
D. Macfarlane						
M Murphy						
R. Robbins						
T. Napolitano						

Resolution Re: Emergency Temporary Appropriation

WHEREAS, an emergency has arisen with respect to Palisade Ave. Phase III Improvements, and

WHEREAS, no adequate provision has been made in the 2019 Temporary Budget for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, which appropriation shall be funded by a bond ordinance, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2019 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$109,000 and

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Governing Body of the Borough of Bogota, County of Bergen, (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with R.S. 40A:4-20,

1. Temporary Emergency Appropriations be and the same is hereby made for:

CURRENT FUND

CAPITAL IMPROVEMENTS

Improvements to Palisade Ave. Phase III

\$109,000

2. That said emergency temporary appropriation shall be funded by a bond ordinance to be adopted prior to the adoption of the 2019 budget.

Introduced by: _____

Seconded by: _____

Approved _____, 2019

ATTEST: