

**REGULAR MONTHLY MEETING
Mayor and Council
Borough of Harrington Park, New Jersey
Monday, February 21, 2012**

MINUTES

Call Meeting to Order **Time: 7:00 PM**

(PAH) Mayor's Announcement

In compliance with Chapter 231, Public Law 1975, adequate notice of the meeting was made. It is included in the Annual Meetings posted on the bulletin board in the Municipal Center. Copies have been mailed to, the BERGEN RECORD, NORTHERN VALLEY PRESS and the SUBURBANITE. A copy has been filed with the Borough Clerk and copies have been mailed to individuals requesting same.

(ALB) Roll Call

- | | |
|-----------------------------------|-------------------------------|
| 1. Councilman Napolitano- Present | 4. Councilman Roth-Absent |
| 2. Councilman Quantmeyer-Absent | 5. Councilman Dunlea-Absent |
| 3. Councilman Evanella-Present | 6. Councilwoman Chung-Present |

Also present:

Ms. Ann H. Bistriz-Borough Clerk
Ms. Cassia J. Beierle, Esq. for Mr. John R. Dineen-Borough Attorney

(ALB) Flag Salute

MEETING PROCEDURE:

1. Call Meeting to Order (Mayor)
2. Mayor's Announcement (Mayor)
3. Roll Call (Borough Clerk)
4. Flag Salute (Borough Clerk)
5. Minute Approval(s) (Mayor & Borough Clerk)
6. Correspondence (Act. Borough Clerk)
7. Reports of Committees (Council Members)
8. Old Business
9. New Business
10. Mayor's Report-Remarks, Announcements, Proclamations
11. Public Discussion-Open-Motion
12. Public Discussion-Close-Motion
13. Ordinance (s)
14. Ordinance (s) Second Reading
15. Closed Session-Motion-Second
16. Adjournment

(PAH)Regular Order of Business

(PAH) Minutes Approval (Consent)

Minutes: Sine Die January 1, 2012

Reorganization Meeting January 1, 2012
Regular Meeting January 16, 2012
Special Budget Meeting January 23, 2012
Special Budget Meeting January 30, 2012

Motion: AN
Second: JC
Vote: AIF-abstention GE

Minutes: Agenda Meeting January 9, 2012
Motion: AN
Second: JC
Vote: AIF

Consent Correspondence **SEE ADDENDUM "AA"**

GE moved that the Consent Correspondence be accepted and become a part of this meeting without Discussion

Second: JC

Vote: AIF

Consent Resolutions:

Motion: JD

Second: AN

Roll Call: AIF

***Corrections were made to addendum designations for**

- Fire Department Interborough Mutual Aid
- Professional Service Agreement-Neglia Engineering Stormwater Management Annual Report
- Social Affairs Permit-Fire Company No. 1 Comedy Night-March 3, 2012
- Social Affairs Permit-Friends of the Library-Wine/Beer Tasting-March 31, 2012

(AN) Fire Department Interborough Mutual Aid-**Addendum D**

(GE) Social Affairs Permit-Fire Company No. 1 Comedy Night-March 3, 2012-**Addendum E**

Social Affairs Permit-Friends of the Library-Wine/Beer Tasting-March 31, 2012-**Addendum F**

(JD) Professional Service Agreement-Neglia Engineering Stormwater Management Annual Report-**Addendum C**

Resolution Of The Borough Of Harrington Park Awarding A Contract For The Performance Of Lynn-Higgins' Stream Cleaning Project-**Addendum G**

Resolution Of The Borough Of Harrington Park Declaring Its Official Intent To Reimburse Expenditures For Project Costs From The Proceeds Of Debt Obligations In Connection With Its Participation In The Sfy 2012 New Jersey Environmental Infrastructure Trust Financing Program-**Addendum H**

Resolution Authorizing The Execution And Delivery Of Loan Agreements To Be Executed By The Borough Of Harrington Park And Each Of The New Jersey Environmental Infrastructure Trust And The State Of New Jersey, Acting By And Through The Department Of Environmental Protection, And Further Authorizing The Execution And Delivery Of An Escrow Agreement, All Pursuant To The SFY 2012 New Jersey Environmental Infrastructure Trust Financing Program-**Addendum I**

Resolution Determining The Form And Other Details Of Not Exceeding \$420,000 General Obligations Bonds, Series 2012, Of The Borough Of Harrington Park, In The County Of Bergen New Jersey, And Providing For Their Sale To The New Jersey Environmental Infrastructure Trust And The State Of New Jersey Pursuant To The SFY 2012 New Jersey Environmental Infrastructure Trust Financing Program-**Addendum J**

Councilman Napolitano

(AN) Planning Bd., Bd. of Adjustment, Construction, Fire

Councilman Quantmeyer

**(GQ) Recreation Commission, Environmental Commission
Personnel & Performance Evaluations**

Councilman Evanella

(GE) Police, Municipal Court, Public Assistance

The Police report submitted by OIC Maalouf contains various incidents that include 2 Juvenile incidents and 1 criminal incident of stolen property at a Schraalenburg business

Councilman Roth

(JR) Finance, Administration & Exec., Grants, Newsletter

Consent Financial Resolutions:

Motion: JD

Second: GE

Roll Call Vote: AIF

Payment of Claims-Addendum A

Refund 2012 Tax Overpayments-Addendum B

Note the 3 pages of tax overpayments which reflect the definitive need for a revaluation due to the loss of \$16,000,000 worth of ratables.

Councilman Dunlea

(JD) DPW, Recycling, Building & Grounds

Councilwoman Chung

(JC) Board of Health, Sanitation

Liaison to Board of Education

Board of Education chose not to move their election to November due to the unclear laws involved with the process. Norwood and Closter also chose to keep their school elections in April. The High School chose to change their election to November and apparently did not keep all constituents informed.

**Mayor Hoelscher
(PAH)**

Old Business

(AN) Fire Department is still working through the research process for the purchase of a new fire truck.

(GE) JIF Claim for Police Department for storm damage has a \$5000 deductible. The work is under this amount and it should be filed with FEMA. ALB stated that this incident was filed with the FEMA case manager.

New Business

(PAH) Road Resurfacing-Riverside Cooperative

The calculations that were submitted to the Riverside Cooperative are on the high side. Neglia Engineering always calculates a full reinstatement of the road which is usually not done by the coop project- usually the roads are ground down, and required upgrades are installed only.

PAH has contacted the Borough's Assembly people and Senator Cardinale regarding the use of our COAH Trust fund. The State is considering taking the money to use themselves to provide low income housing. PAH would prefer the funds to stay in this area and follow something similar such as the past RCA program. GE asked how these funds were collected. PAH explained that when a new house is built the developer had to deposit money in a designated account to be used at some point in the future to build COAH units within the municipality.

PAH has contacted Northvale and Norwood to see if they would be interested in creating a shared garbage service. Woodcliff Lake has done this and saved substantial money.

ORDINANCES AND RESOLUTIONS

Meeting open to Public with a motion by GE

Second: JC

Vote: AIF

Meeting Closed to Public with a motion by GE

Second: JC

Vote: AIF

Closed Session

WHEREAS, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and

WHEREAS, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.

A. (GE) Police Personnel Issue-General

BE IT FURTHER RESOLVED that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion.

Introduced By:

Seconded By:

Adjournment 7:23pm

GE move to adjourn the meeting at this time.

Second: JC

Vote: AIF

Addendum A

PAYMENT OF CLAIMS CERTIFICATION

I hereby certify that funds are available for the following disbursements:

2011 Appropriation Reserves	\$ 15,487.57
2012 Current Fund	\$1,574,305.02
Payroll (January)	\$ 184,406.61
Capital Fund	\$ 97,096.04
Trust Fund	\$ 11,811.06
Dog Revenue	\$ 640.20
Municipal Open Space Trust	\$ 19,165.78

Addendum B

FROM THE TAX COLLECTOR'S OFFICE
REFUND OF 2012 TAX OVERPAYMENTS

WHEREAS, the Tax Collector has determined that the following taxpayers have overpaid 2012 first quarter property taxes by the following amount:

Block 103, Lot 5	Sang W. & Crystal Lee	\$1,870.44
	60 First Street	
	Harrington Park, NJ 07640	

Mail Refund to:	CoreLogic Tax Services
	1 CoreLogic Drive
	West Lake, Texas 76262
	Attention: Refund Unit

Block 110, Lot 14	Gerald Farley	\$1,000.00
	85 Lohs Place	

Harrington Park, NJ 07640		
Block 114, Lot 4	Mizra & Azra Zakir 76 South Colonial Drive Harrington Park, NJ 07640	\$500.00
Block 203, Lot 7	Sae Jung & Hae Bo Kim 18 Jay Street Harrington Park, NJ 07640	\$1,000.00
Block 401, Lot 12	James & Anastas Orfan 20 Beechwood Place Harrington Park, NJ 07640	\$623.00
Block 403, Lot 14	Sang Yool & Seong Yom 49 Oak Street Harrington Park, NJ 07640	\$667.00
Block 409, Lot 1	Kyongil Yu 112 Ehret Avenue Harrington Park, NJ 07640	\$946.00
Block 412, Lot 5	Neil & Kerry Guerriero 29 Ridge Road Harrington Park, NJ 07640	\$3,876.00
Mail Refund to:	CoreLogic Tax Services 1 CoreLogic Drive West Lake, Texas 76262 Attention: Refund Unit	
Block 501, Lot 8, CE206	Randolph & C.T.I.C. 20 Blanch Avenue, CE 206 Harrington Park, NJ 07640	\$549.45
Block 501, Lot 8, CW 205	Alexander J. & Kathleen Seely 60 Blanch Avenue, #205 Harrington Park, NJ 07640	\$551.34
Block 501, Lot 8, CW 207	Nicholas Santoro 60 Blanch Avenue, #207 Harrington Park, NJ 07640	\$200.00
Block 605, Lot 25	Martin S. & Shelia E. Weber 34 Van Orden Road Harrington Park, NJ 07640	\$500.00

Block 701, Lot 6	David M. & Jeannine Deramo 27 Blauvelt Drive Harrington Park, NJ 07640	\$514.00
Block 706, Lot 4	R. & N. Lawlor & J. & M. Dineen 41 Hackensack Avenue Harrington Park, NJ 07640	\$289.92
Block 713, Lot 15	Paul F. & Michelle L. Bannon 44 Hackensack Avenue Harrington Park, NJ 07640	\$362.71
Block 716, Lot 4	Gladys Heyliger 112 Hackensack Avenue Harrington Park, NJ 07640	\$937.03
Block 723, Lot 7	David & Alexis Hanson 24 Kline Street Harrington Park, NJ 07640	\$760.32
Mail Refund to:	1060 Via Alta Burbank, Ca. 91501	
Block 801, Lot 6.07	Peter & Grace Bae 304 Lynn Street Harrington Park, NJ 07640	\$95.58
Block 909, Lot 4	Rosanna Zekic 273 Harriot Avenue Harrington Park, NJ 07640	\$322.00
Block 1014, Lot 5	Douglas & Joanne DiPaola 105 Highland Avenue Harrington Park, NJ 07640	\$731.69
Block 1016, Lot 6	Robert Waldron 57 Tappan Road Harrington Park, NJ 07640	\$849.25
Block 1017, Lot 3	Daniel & Kim Reardon 117 Kohring Circle No. Harrington Park, NJ 07640	\$63.73
Block 1203, Lot 5	Peter Krasnov 23 Elm Street	\$527.00

Harrington Park, NJ 07640

Block 1203, Lot 13	Joan Meakin 142 Schraalenburgh Road Harrington Park, NJ 07640	\$827.31
Block 1314, Lot 2	Carol Anne Reinhardt 238 The Parkway Harrington Park, NJ 07640	\$615.75

BE IT RESOLVED, by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey, that the Borough Treasurer/Tax Collector be and is hereby authorized and directed to prepare the necessary check as listed above.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Borough Treasurer/Tax Collector.

Addendum C
RESOLUTION

WHEREAS, the Borough of Harrington Park is required by the NJDEP Municipal Stormwater Management Program to file an Annual Report for 2011; and

WHEREAS, the services of Neglia Engineering have been requested to provide engineering services for the above referenced project; and

WHEREAS, the cost for the agreement of engineering services will be completed on a lump sum basis for a cost of \$2090.00 and subject to provided standard terms and conditions; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the agreement of services of Neglia Engineering, 34 Park Avenue, Lyndhurst, New Jersey to file the Year 2011 Annual Report for NJDEP Municipal Stormwater Management Program.

Addendum D
RESOLUTION

FIRE DEPARTMENT INTERBOROUGH MUTUAL AID

WHEREAS, the Fire Departments of the Interborough Mutual Aid, in the County of Bergen and State of New Jersey, have heretofore mutually agreed to establish a Cover-up and Assistance Program for better fire protection in these towns; and

WHEREAS, the following towns are included:

Alpine	Haworth
Bergenfield	New Milford
Closter	Northvale
Cresskill	Norwood
Demarest	Old Tappan
Dumont	Rockleigh

Harrington Park

Tenaflly

WHEREAS, the Borough of Harrington Park wishes to continue to participate in said program;

BE IT RESOLVED, by the Mayor and Council of the Borough of Harrington Park that the agreement be further approved as of February 21, 2012, the details of which are in the possession of the respective Fire Chiefs of the Fire Departments of the Interborough Mutual Aid;

BE IT FURTHER RESOLVED, a copy of the resolution be forwarded to the Mayor and Council of the Boroughs and to the Fire Departments included in the Interborough Mutual Aid.

Addendum E
RESOLUTION

Social Affairs Permit-Harrington Park Fire Company
Comedy Night-March 3, 2012

BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that it has no objection to granting permission for the to apply for a Social Permit for the Comedy Night Fundraiser to be held at the Harrington Park Fire House, 13 Kline Street, Harrington Park on March 3, 2012 from 7:00pm-1:00pm where beer, wine and spirits will be served.

BE IT FURTHER RESOLVED that the Captain Albert Maalouf, Officer in Charge, has no objections to the filing of said application, and the Borough Clerk has certified that not more than 25 Social Permits have been authorized for these premises during this calendar year.

NOW, THEREFORE BE IT RESOLVED that the Borough Clerk be authorized to sign said application and forward same to the Department of Law & Safety, Division of Alcoholic Beverage Control, Trenton, with a check for \$100.00

Addendum F
RESOLUTION

Social Affairs Permit-Friends of the Library
Wine Tasting-March 31, 2012

BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that it has no objection to granting permission for the to apply for a Social Permit for a fund raising Wine/Beer Tasting Party to be held at the Harrington Park Public Library, 10 Herring Street, Harrington Park on March 31, 2012 from 7:30pm-9:30pm where there will be small cups of wine being served for tasting purposes only.

BE IT FURTHER RESOLVED that the Captain Albert Maalouf, Officer in Charge, has no objections to the filing of said application, and the Borough Clerk has certified that not more than 25 Social Permits have been authorized for these premises during this calendar year.

NOW, THEREFORE BE IT RESOLVED that the Borough Clerk be authorized to sign said application and forward same to the Department of Law & Safety, Division of Alcoholic Beverage Control, Trenton, with a check for \$100.00.

Addendum G
RESOLUTION
RESOLUTION OF THE BOROUGH OF HARRINGTON PARK
AWARDING A CONTRACT FOR THE PERFORMANCE OF LYNN-HIGGINS'
STREAM CLEANING PROJECT

Whereas, the Borough of Harrington Park received bids on January 18, 2012 for the performance of stream cleaning for a project known as "Lynn-Higgins Stream Cleaning Project";

Whereas, the Borough of Harrington Park received two bids for performance of the work as outlined in the specifications prepared by Neglia Engineering and certified on 12/14/11;

Whereas Gregory J Polyniak, PE PP on behalf of Neglia Engineering has reviewed the adequacy of such bids and has recommended that the Borough of Harrington Park award the bid to Montana Construction Corp., Inc., 80 Contant Ave., Lodi, NJ 07644 the lowest responsible bidder;

Whereas, Gregory J. Polyniak, PE PP has recommended the award of the base bid in the amount of \$269,013.50;

Now therefore be it resolved that the Borough of Harrington Park hereby awards to Montana Construction Corp., Inc. the contract for the Lynn-Higgins Stream Cleaning Project in the amount of \$269,013.50;

Be it further resolved, that the award of such contract is subject to certification by the Borough Treasurer that sufficient funds are available to pay for the same;

Be it further resolved, that the award of such contract is subject to prior approval from the New Jersey Department of Environmental Protection as this project is funded by the New Jersey Environmental Infrastructure Trust;

Be it further resolved that the Mayor, Borough Treasurer or such other authorized person shall after receipt of a signed contract from Montana Construction Corp., Inc. and all pre-condition approvals, shall sign and execute the contract for the performance of the work.

Addendum H
RESOLUTION
RESOLUTION OF THE BOROUGH OF HARRINGTON
PARK DECLARING ITS OFFICIAL INTENT TO
REIMBURSE EXPENDITURES FOR PROJECT COSTS
FROM THE PROCEEDS OF DEBT OBLIGATIONS IN
CONNECTION WITH ITS PARTICIPATION IN THE SFY
2012 NEW JERSEY ENVIRONMENTAL
INFRASTRUCTURE TRUST FINANCING PROGRAM

WHEREAS, the Borough of Harrington Park (the "Borrower"), in the County of Bergen, New Jersey, intends to acquire, construct, renovate and/or install the

environmental infrastructure project more fully described in Exhibit A attached hereto (the "Project");

WHEREAS, the Borrower intends to finance the Project with debt obligations of the Borrower (the "Project Debt Obligations") but may pay for certain costs of the Project (the "Project Costs") prior to the issuance of the Project Debt Obligations with funds of the Borrower that are not borrowed funds;

WHEREAS, the Borrower reasonably anticipates that obligations, the interest on which is excluded from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), will be issued by the New Jersey Environmental Infrastructure Trust (the "Issuer") to finance the Project on a long-term basis by making a loan to the Borrower with the proceeds of the Issuer's obligations (the "Project Bonds"); and

WHEREAS, the Borrower desires to preserve its right to treat an allocation of proceeds of the Project Debt Obligations to the reimbursement of Project Costs paid prior to the issuance of the Project Debt Obligations as an expenditure for such Project Costs to be reimbursed for purposes of Sections 103 and 141 through 150, inclusive, of the Code.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borrower as follows:

Section 1. The Borrower reasonably expects to reimburse its expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with proceeds of its Project Debt Obligations.

Section 2. This resolution is intended to be and hereby is a declaration of the Borrower's official intent to reimburse the expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with the proceeds of a borrowing to be incurred by the Borrower, in accordance with Treasury Regulations §150-2.

Section 3. The maximum principal amount of the Project Debt Obligations expected to be issued to finance the Project is \$420,000.

Section 4. The Project Costs to be reimbursed with the proceeds of the Project Debt Obligations will be "capital expenditures" in accordance with the meaning of Section 150 of the Code.

Section 5. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Code. The proceeds of the Project Bonds used to reimburse the Borrower for Project Costs, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds

subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of the Project Debt Obligations or another issue of debt obligations of the Borrower, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1).

Section 6. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than the Project Debt Obligations is paid, or (ii) the date the Project is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

Section 7. This resolution shall take effect immediately.

Addendum I
RESOLUTION

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE BOROUGH OF HARRINGTON PARK AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE SFY 2012 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM

WHEREAS, the Borough of Harrington Park (the "Local Unit"), in the County of Bergen, New Jersey, has determined that there exists a need within the Local Unit to acquire, construct, renovate or install the Project (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the SFY 2012 New Jersey Environmental Infrastructure Trust Financing Program (the "Program");

WHEREAS, the Local Unit has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and

the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's not to exceed \$420,000 General Obligation Bonds, Series 2012 (the "General Obligation Bonds"), in the following manner: (i) a General Obligation Bond, Series 2012A, to the Trust (the "Trust Loan Bond"), and (ii) a General Obligation Bond, Series 2012B, to the State (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the Local Unit Bonds and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement (the "Escrow Agreement") to be entered into by and among the Trust, the State, the Local Unit and the escrow agent named therein.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. The Trust Loan Agreement, the Fund Loan Agreement and the Escrow Agreement (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Local Unit by either the Mayor or the Chief Financial Officer in substantially the forms attached hereto as Exhibits A, B and C, respectively, with such changes as the Mayor or the Chief Financial Officer (each an "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit (collectively, the "Local Unit Consultants") and after further consultation with the Trust, the State and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", and together with the Local Unit Consultants, the "Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Local Unit Clerk is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Local Unit as determined hereunder and to affix the corporate seal of the Local Unit to such Financing Documents.

Section 2. The Authorized Officers of the Local Unit are hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Local Unit to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Local Unit Clerk, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the

consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 3. This resolution shall take effect immediately.

Section 4. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Wilentz, Goldman & Spitzer, P.A., bond counsel to the Local Unit, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

Addendum J
RESOLUTION

**RESOLUTION DETERMINING THE FORM AND OTHER
DETAILS OF NOT EXCEEDING \$420,000 GENERAL
OBLIGATIONS BONDS, SERIES 2012, OF THE
BOROUGH OF HARRINGTON PARK, IN THE COUNTY
OF BERGEN NEW JERSEY, AND PROVIDING FOR
THEIR SALE TO THE NEW JERSEY ENVIRONMENTAL
INFRASTRUCTURE TRUST AND THE STATE OF NEW
JERSEY PURSUANT TO THE SFY 2012 NEW JERSEY
ENVIRONMENTAL INFRASTRUCTURE TRUST
FINANCING PROGRAM**

WHEREAS, The Borough of Harrington Park (the "Local Unit"), in the County of Bergen, New Jersey, has determined that there exists a need within the Local Unit to acquire, construct, renovate or install the Project (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the SFY 2012 New Jersey Environmental Infrastructure Trust Financing Program (the "Program");

WHEREAS, the Local Unit has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's not to exceed \$420,000 General Obligation Bonds, Series 2012 (the "General Obligation Bonds"), in the following manner: (i) a General Obligation Bond, Series 2012A shall be issued to the Trust (the "Trust Loan Bond"), and (ii) a General Obligation Bond, Series 2012B, shall be issued to the State (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements; and

WHEREAS, N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law allows for the sale of the Trust Loan Bond and the Fund Loan Bond to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the Trust Loan Bond to the Trust without any public offering, all under the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED by a 2/3 vote of the full membership of the governing body of the Local Unit as follows:

Section 1. In accordance with N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law and N.J.S.A. 58:11B-9(a), the Local Unit hereby sells and awards the Local Unit's not to exceed \$420,000 General Obligation Bonds in the following manner: (i) the Trust Loan Bond to the Trust in accordance with the provisions hereof and (ii) the Fund Loan Bond to the State in accordance with the provisions hereof. The Local Unit Bonds have been referred to and are described in bond ordinance #665 of the Local Unit, which bond ordinance is entitled "BOND ORDINANCE PROVIDING FOR THE DREDGING AND RESTORATION OF BLANCH BROOK BY AND IN THE BOROUGH OF HARRINGTON PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$420,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$420,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COSTS THEREOF" and was finally adopted by the Local Unit at a meeting duly called and held on December 19, 2011, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Local Unit (the "Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the Trust Loan Bond and the Fund Loan Bond:

- (a) The aggregate principal amounts of the Trust Loan Bond and the Fund Loan Bond to be issued;
- (b) The maturity and annual principal installments of the Local Unit Bonds, which maturity shall not exceed twenty (20) years;

- (c) The date of the Local Unit Bonds;
- (d) The interest rates of the Local Unit Bonds;
- (e) The purchase price for the Local Unit Bonds; and
- (f) The terms and conditions under which the Local Unit Bonds shall be subject to redemption prior to their stated maturities.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Local Unit Bonds by the parties authorized under Section 4(c) hereof.

Section 4. The Local Unit hereby determines that certain terms of the Local Unit Bonds shall be as follows:

- (a) The Trust Loan Bond shall be issued in a single denomination and shall be numbered R-1. The Fund Loan Bond shall be issued in a single denomination and shall be numbered R-2;
- (b) The Local Unit Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to both principal and interest in lawful money of the United States of America; and
- (c) The Local Unit Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk.

Section 5. The Trust Loan Bond and the Fund Loan Bond shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

Section 6. The law firm of Wilentz, Goldman & Spitzer, P.A. is hereby authorized to arrange for the printing of the Local Unit Bonds, which law firm may authorize McCarter & English, LLP, bond counsel to the Trust and the State for the Program, to arrange for same. The Local Unit auditor is hereby authorized to prepare the financial information necessary in connection with the issuance of the Local Unit Bonds. The Mayor, the Chief Financial Officer and the Local Unit Clerk are hereby authorized to execute any certificates necessary or desirable in connection with the financial and other information.

Section 7. The terms of the Local Unit Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full membership of the governing body of the Local Unit.

Section 8. The Mayor and the Chief Financial Officer are hereby severally authorized to execute any certificates or documents necessary or desirable in connection with the sale of the Local Unit Bonds, and are further authorized to deliver same to the Trust and the State upon delivery of the Local Unit Bonds and the receipt of payment therefor in accordance with the Loan Agreements.

Section 9. This resolution shall take effect immediately.

Section 10. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Wilentz, Goldman & Spitzer, P.A., bond counsel to the Local Unit, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

Addendum AA Correspondence

1/16/12

Updated status of the Homeland Security Projects that were utilized under the awarded grant.

JIF Training Schedule for Elected Officials.

Hazardous Substance Discharge-Schraalenburgh Road

1/18/12

NVRHS has forwarded Senior Service information for office help this Spring.

Update Correspondence to Mayor Hoelscher regarding the liter situation at the Schraalenburg Bridge.

Read Across America March 2, 2012

Vouchers and Payroll sheets received from Neglia Engineering for processing by Mayor and Council at the February 2012 meeting.

1/19/12

Minor Soil Movement correspondence for Sturbridge Subdivision (Building Dept)

The School Direct Install program has been completed and paid for by EECBG-\$25,969.32.

Certificate of Insurance Baseball Association.

Community Development meeting-February 2, 2012.

1/20/12

Bergen JIF correspondence-Police Accreditation Grant

Lynn Higgins Grant Bid Recommendation-Neglia Engineering.

Federal Road Sign Standards Update-Neglia Engineering.

Ongoing Police Litigation Correspondence.

1/23/12

Latest plan updates for Nationwide Deferred Compensation.

Local Finance Board has approved the loan and schedule for the Lynn Higgins Watercourse at their December 14, 2012 meeting.

Riverside Cooperative Minutes Received from the January 19, 2012 meeting.

Historical Society sent correspondence relating to funding for the OBG.

1/24/12

Application for 2012 Bergen County Historic Preservation Commendation Awards

OPRA 2-12 Hegerty Property Appraisals-Tax Information for current year

1/25/12

Annual Report for Fire Marshal received and submitted to State of NJ.

Change order and certified payroll received from Neglia Engineering re: LaRoche/Parkside Paving.

Correspondence from Bogerts Mill Road Resident re: Sidewalk construction.
Appellate brief regarding ongoing police litigation.
State Registrar has approved the appointment of Ann Bistriz as CMR and William McGuire as Dept. CMR.
Verizon Franchise Statement

Annual Debt Statement/ Annual Financial Statement for Year 2011.

1/26/12

Hakim Associates cc: Sturbridge Subdivision to County Planning Board.

PSEG requested upcoming construction and road projects so they can plan accordingly.

Freeholder Resolution Package: 72-12 denouncement of Anti Semetism
 59-12 Cervical Health Awareness Month-January 2012
 58-12 Martin Luther King Observance
 27-12 Define County Policy on the Ownership Maintenance and Repairs of
 Culverts in Bergen County

1/27/12

Response from CSX regarding conversation for track repair across Lafayette Road.

Freeholder Driscoll has requested flood area updates for his Flood Advisory Council.

Email correspondence from Dr. Fried re: School Board Elections.

Bergen County JIF Schedule 2012

Mutual Aid Interborough Fire Department Resolution-Dumont

1/30/12

Quarterly Newsletter received from Congressman Schroeder

Correspondence received from Wiss etal re: ongoing police litigation

DEP has approved the awarding of the Lynn Higgins Watercourse project to Montana Construction.

Cablevision updates for channel changes and additions.

Executed copy of Flu Contract received from County.

1/31/12

DCA Protected Tenancy Figures for 2012

EMEX Energy Company for Energy Savings prospectus.

2/1/12

Land Use and Sustainable Energy Source program scheduled for March 14, 2012 in West Windsor.

2/2/12

Case re-assignment for on-going police litigation

Compliance Alert for 66 Schraalenburg Rd-DPW

Recycling Update BCUA

Annual Audit procedure received from Higgins, etal.

Bridge and Culvert Inspection Program-County DPW process received.

Table of Equalized Valuations of New Jersey.

2/2/12

2011 Annual Stormwater Report and Meeting Attendance Proposal Neglia Engineering.

Mutual Aid Agreement with Cresskill.

2/6/12

Freeholder Hermansen will be presenting a ballot referendum to allow open space preservation funds to be used for flood area mitigation projects on February 8, 2012.

BCUA is providing assistance with the submission of required Tonage Grant Reports.

Community Development has implemented new rules for sub grantees to follow.

ELEC has forward information for request forms for Compliance Manuals for candidates.

Tax appeal B101 Lot 21.

Certificate of Insurance for Club 60.

2/7/12

Certified Ordinances/Resolutions from Board of Chosen Freeholders:

- 12-01 County Pension Refunding Bond
- 118-12 February 2012-American Heart Month
- 119-12 February 3, 2012-national Wear Red For Women Day
- 125-12 February 1, 2012-Celebrates Black History Month
- 136-12 Feb. 12-18 national Salute to Veteran Patients Week

2/8/12

Zoning Ordinance for Outdoor Dining in the Borough of Haworth.

2/9/12

Neglia Engineering Report February 2012.

2/10/12

Public Hearing for Open Space is schedule for March 12, 2012.

2/13/12

Legal Opinion received from Mr. J. Dineen, Esq. regarding Club 60.

Federal Notice of funding form NJ Transit.

2/16/12

OPRA 3-12 300 Lynn Street.

2/17/12

Update from Northern Valley School District regarding change in Election Day.