

235. Regular Meeting of the Mayor and Council  
of the Borough of Haworth held on  
December 9, 2014 at the Municipal Center

Present: Hon. John Dean DeRienzo, Mayor

Councilmembers: Vincent Iacobino  
Glenn Poosikian  
Mary Anne Groh  
Andrew Rosenberg  
Anthony Volpe  
Michael Bain

Borough Attorney: Robert T. Regan

Mayor DeRienzo called the meeting to order at 7:30 PM and upon roll call all members of the Council were present. The Mayor then read the following notice: "This is the Regular Meeting of the Mayor and Council of the Borough of Haworth. I am informed by the Clerk that adequate public notice has been provided by mailing notice to The Record, by posting a notice on the bulletin board in the Municipal Center, by filing a copy of the notice in the office of the Municipal Clerk and by mailing notice to all persons who requested same and prepaid the cost fixed by the Council."

Salute to Flag

Mayor DeRienzo led those present in the pledge of allegiance.

Swearing In of Kyle Pavlik, Haworth Fire Department

Mayor DeRienzo commented that Mr. Pavlik has served as a junior member of the Fire Department and that he was very proud to be swearing him in as a regular member. The Mayor then administered the Oath of Office to Mr. Pavlik.

Presentation by 5-K Committee

Mayor DeRienzo remarked on the success of this organization with the Haworth Run is unbelievable, they do an excellent job and are extremely well organized. Members of the Committee were then introduced.

Dr. J. Pavell acknowledged the hard work of all which he said was most appreciated and offered particular thanks to the Mayor and Council, Fire Department, Police Department, Police Auxiliary and Ambulance Corps.

Ms. L. Sutnick, member of the Committee said that over the last five years they have donated \$100,000. She said she appreciated the Mayor's efforts and those of the Council and presented to them a framed photograph of the start of this year's race.

Presentation by 5-K Committee – cont'd.

Ms. J. Guengo presented checks to the Fire Department, Ambulance Corps, Home and School Association, Friends of the Library, Carly's Kids, Police Auxiliary, French Academy, Boy Scout Troop 73 and the McGee Children's Fund.

A short recess was called and the meeting reconvened at 7:45 PM.

Correspondence

<u>Letter From</u>	<u>Subject</u>	<u>Referred to</u>
Atlantic Coast Fibers	Recycling Material Check-\$642.	Finance Mrs. Groh

COMMITTEE REPORTS

Report of Councilwoman Groh

Seniors

Mrs. Groh said she attended the Seniors' Holiday party today which was well attended and donations of gift certificates, etc. were received from several organizations for the guests.

Negotiations

Mrs. Groh reported the Committee met and sent an offer to the PBA last week and are awaiting a response.

Finance

Mrs. Groh noted the prior authorization by the Council for services in connection with the Borough's bonding and the SEC Disclosure Initiative.

Mrs. Groh further noted that Ms. Wheeler continues to address billing issues with the utilities and is making progress with them.

Report of Councilman Iacobino

Mr. Iacobino had no report.

COMMITTEE REPORTS – cont'd.

Report of Councilman Volpe

Fire Department

Mr. Volpe reported the Department responded to 13 calls last month, Engine 161 is in for repairs, preventative maintenance is being completed on Engine 169 and Engine 162 this week and work nights included several training exercises.

Parks and Playgrounds

Mr. Volpe reported the downtown lighting has been expanded this year for the holiday season and thanked the DPW for their assistance with the tree at Borough Hall for the Woman's Club event.

Haworth School

Mr. Volpe noted there were several recipients last month for the Kids with Character Award and Ms. DeRosa was recognized for 25 years of service to the school.

Report of Councilman Bain

Environmental Commission

The Commission did not hold a meeting.

Recreation

Mr. Bain reported the Commission reviewed their budget and the Summer Recreation Program, particularly for the hiring of the same directors for next year, a Holiday 2015 event was discussed as well as their overall budget.

Library

Mr. Bain reported the construction is on time and a meeting was scheduled for this Friday to discuss the final weeks of the construction. He said there was also a preliminary discussion in connection with moving books, etc.

COMMITTEE REPORTS – cont'd.

Report of Councilman Poosikian

Department of Public Works

Mr. Poosikian noted the Department has been busy with leaf collection and a snow storm and the leaf collection season has been extended.

Board of Health

Mr. Poosikian reported the Board heard a presentation on Ebola by an infectious disease physician at their last meeting.

Ambulance Corps

Mr. Poosikian reported that the Ambulance Corps responded to 24 calls last month – 20 of them daytime; 172 miles; man hours on call, 68 and man hours for duty nights, 1116. He noted there was a training session on the operation and usage of the Stryker power stretcher and rig system and construction of the building addition is progressing on schedule.

Mr. Poosikian further reported that the use of high sulphur grade fuel from the DPW has led to maintenance problems to the vehicles therefore the Ambulance Corps is no longer fueling vehicles at the DPW yard. He said the Ambulance Corps vehicles will fuel at private gas stations and other borough vehicles will be checked in this connection.

Report of Councilman Rosenberg

Police Department

Mr. Rosenberg reported members of the Department have completed fire arms training and Sgt. Saudino has been accepted as a member of the Bergen County SWAT Team.

Mr. Rosenberg further reported that Chief Campbell has been named chairman of the Rapid Deployment Force and a motor vehicle stop resulted in an arrest for possession of heroin.

Mrs. Groh commented on concerns regarding activity at the Pistol Range.

Mayor's Report

COAH

Mayor DeRienzo reported that this agency's requirements are still being discussed at the State level.

Mayor's Report – cont'd.

Bergen County League of Municipalities

Mayor DeRienzo reported at a meeting held this morning, this organization heard a presentation on gun control and Bergen County Sheriff Saudino was also present; the Sheriff reported there will be a merger of the County Police and the Sheriff's Department in January and a discussion was held regarding body cameras for police officers.

UNFINISHED BUSINESS

Inter Local Agreement with Dumont Municipal Court

Mr. Rosenberg reported he and staff members have revised the original document and sent it to Dumont today; Dumont will be invoiced and it is projected a payment from Dumont will be received before the end of the year.

NEW BUSINESS

Transfer of 2014 Budget Appropriations

The following resolution was offered by Mrs. Groh and seconded by Mr. Rosenberg:

WHEREAS, Title 40A:4-58 provides that should it become necessary, during the last two months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Governing Body may by resolution setting forth the facts (adopted by not less than 2/3 vote of the full membership thereof), transfer the amount of such excess of those appropriations deemed to be insufficient.

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Haworth that the Chief Financial Officer be and is hereby authorized to make the following transfers in the 2014 Current Fund Budget Appropriations:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
Municipal Clerk		
Other Expenses	2,000.00	
Elections		
Other Expenses	83.00	
Finance Administration		
Salaries & Wages		2,165.00

Transfer of 2014 Budget Appropriations – cont'd.

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
Revenue Administration		
Salaries & Wages	1,000.00	
Computer Maintenance		
Other Expenses		1,000.00
Police Department		
Salaries & Wages		26,000.00
Other Expenses	4,550.00	
Streets & Roads		
Salaries & Wages	20,000.00	
Other Expenses	2,000.00	
Shade Tree		
Other Expenses	8,760.00	
Vehicle Maintenance- Police		
Other Expenses		4,550.00
Parks & Playgrounds		
Other Expenses	681.00	
Tennis		
Other Expenses		83.00
Celebration of Public Events		
Other Expenses	1,000.00	
Utility-Water		
Other Expenses	500.00	
Utility-Electricity		
Other Expenses		6,500.00
Public Employee Retirement System		
Other Expenses		500.00
Municipal Court		
Salaries & Wages		376.00
Public Defender		
Other Expenses	600.00	
<b>TOTALS:</b>	<b>\$41,174.00</b>	<b>\$41,174.00</b>

The following resolution was offered by Mr. Poosikian and seconded by Mr. Iacobino to amend the resolution to include a transfer of \$2,850 to the Ambulance Corps for HVAC repairs at the Ambulance building.

Mr. Poosikian explained he had requested this repair to be included, however was told it would be included in the 2015 budget year.

Transfer of 2014 Budget Appropriations – cont'd.

Mrs. Groh responded it cannot be included in this transfer as there is no indication where the funds could be transferred from. She said there are a number of problems including an e-mail received on November 25<sup>th</sup> with the repairs being undertaken 20 days prior to that date, by law there should have been other proposals sought, the funds should come from the capital surplus fund or additional funds included in next year's budget.

Mr. Poosikian explained how the Ambulance Corps is funded, the matter had to be addressed quickly and it is not clear who is deciding on transfers.

Mrs. Groh said she forwarded the resolution to the members of the Finance Committee and it is the CFO's decision as to transfers.

Mr. Poosikian noted his concern with not having enough money at the end of the year and the Council has to be careful in cutting the budget so closely and then having difficulty in paying for items in connection with borough buildings which are used for emergency shelters.

Mrs. Groh responded this repair is of a capital nature and could be put to next year's budget.

Mayor DeRienzo suggested reviewing the capital surplus account to determine available dollars and schedule this resolution for the recessed meeting in January or amend this resolution.

Mrs. Groh commented there are protocols to insure funds are on hand, there is not a proper basis this evening to amend the resolution and there is the need for the proper paperwork.

Mr. Poosikian explained the repair has been paid by the Ambulance Corps.

There was then discussion regarding an emergency situation for air conditioning in November.

Mr. Poosikian said it is a system of heat and air together.

Discussion was held to amend the motion to transfer \$2850 to the Ambulance Corps subject to approval of the CFO or having the funds provided for from capital surplus.

On the original motion to approve the resolution as submitted all members voted in the affirmative. Declared carried.

A motion was then offered by Mr. Poosikian and seconded by Mr. Iacobino to fund the \$2850 for the Ambulance Corps by a transfer from capital surplus if available to the Ambulance Corps and certified by the CFO.

Transfer of 2014 Budget Appropriations – cont’d.

On discussion, Mr. Volpe said that in the future if there is an emergent situation it should be handled differently.

Mayor DeRienzo asked members of the Ambulance Corps who were present in the audience for their comments.

Mr. A. Reithmayr explained there was a service call and the technician said the unit should be replaced, the Ambulance Corps paid the bill expecting to get the funds back from the Borough. He also explained the service contract they have on the unit.

There was then a discussion of proper protocol in these situations.

On roll call the vote was as follows; Ayes; Messrs. Iacobino and Mr. Poosikian. Nays – Mrs. Groh, Mr. Rosenberg, Mr. Volpe, Mr. Bain. Not carried.

Mayor DeRienzo said that for 2015 departments need to know where funds are being transferred.

Mrs. Groh noted the various transfers.

Mr. Volpe noted departments not being notified of transfers from their respective budgets.

Cancellation of Swim Club Appropriations

The following resolution was offered by Mr. Iacobino, seconded by Mrs. Groh and unanimously carried:

**WHEREAS**, the Borough Treasurer has determined that excess funds are available in the Swim Pool Utility Fund 2014 appropriations; and,

**WHEREAS**, said excess budget appropriations that are canceled by resolution prior to the close of the fiscal year are added back to “fund balance” upon resolution adoption;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Haworth, Bergen County, State of New Jersey, that the following unexpended appropriations totaling \$26,448.00 be cancelled of record:

Swim Pool Utility Fund

Salaries & Wages:	\$	3,748.00
Other Expenses:		22,400.00
Statutory Expenses:		<u>300.00</u>
<b>Total</b>	<b>\$</b>	<b>26,448.00</b>

Payment of Bills

The following resolution was offered by Mr. Iacobino, seconded by Mr. Volpe and unanimously carried:

FOR COPY OF RESOLUTION AND BILL LIST  
SEE PERMANENT MINUTES  
PAGES 244A – 244Q

Approval of Minutes

A motion was offered by Mrs. Groh, seconded by Mr. Volpe and unanimously carried to approve the minutes of the executive meeting of November 5 and the regular meeting of November 12, 2014.

Pay to Play Ordinance

Ms. Fay was asked to distribute a sample ordinance to all councilmembers with a threshold of \$275 for campaign contributions.

January 2015 Meeting Dates

It was concurred that the recessed meeting be held on January 4 at 1:00 PM and the reorganization meeting on January 4 at 1:30 PM.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. S. Chval, Woodland Place thanked the administration for placing the capital ordinances on the Borough's web site.

Mrs. R. Diamant, Schraalenburgh Rd. referred to the discussion earlier this evening regarding the Ambulance Corps expenditure which she said was accusatory and unfriendly, said there are more serious issues and friendship is needed.

Mrs. R. Hirschel, Valley Road, offered much affection and thanks to Mayor DeRienzo and Councilman Iacobino for their years of service.

As there were no further comments the meeting was closed to public discussion.

Close Meeting to Public

The following resolution was duly offered, seconded and carried at 8:50 PM:

Close Meeting to Public – cont'd.

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth, as follows:

1. That the Governing Body, pursuant to N.J.S.A. 10:4-12, shall exclude the public from the next portion of this meeting in order to discuss matters pertaining to personnel.
2. That the items under discussion in the closed meeting will be disclosed to the public at the conclusion of the matter.

Reopen Meeting to Public

The meeting was reopened to the public at 9 PM.

School Crossing Guards

A motion was offered by Mr. Iacobino, seconded by Mrs. Groh and unanimously carried authorizing the Municipal Clerk to advertise for part time school guards for the coming year.

As there was no further business to come before the Council the meeting adjourned at 9:05 PM on motion duly offered, seconded and carried.

---

Ann E. Fay, RMC, CMC  
Clerk-Administrator

































