

213. Regular Meeting of the Mayor and Council
of the Borough of Haworth held on
September 29, 2015 at the Municipal Center

Present: Hon. John W. Smart, Mayor

Councilmembers: Glenn Poosikian
Mary Anne Groh
Andrew Rosenberg
Anthony Volpe
Michael Bain
Lawrence Weiss

Borough Attorney: Robert T. Regan

Mayor Smart called the meeting to order at 8:00 PM and upon roll call members of the Council were present. The Mayor then read the following statement: 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.”

Ordinance No. 15-13 – Refunding Bond Ordinance – 2nd Reading

A motion was offered by Mr. Rosenberg, seconded by Mr. Weiss and unanimously carried that Ordinance No. 15-13 be offered for second reading.

Ordinance No. 15-13, which is as follows, was then read by title only as copies had been provided for those present:

Ordinance No. 15-13 – Refunding Bond Ordinance – 2nd Reading - cont'd.

The meeting was opened to the public on Ordinance No. 15-13. As there no comments the meeting was closed to the public on this ordinance.

A motion was offered by Mrs. Groh and seconded by Mr. Rosenberg that Ordinance No. 15-13 be passed on second and final reading.

On roll call the vote was as follows: Ayes; Messrs. Poosikian, Groh, Rosenberg, Volpe, Bain, Weiss. Nays – none. Declared carried.

A motion was offered by Mrs. Groh, seconded by Mr. Poosikian and unanimously carried that the passage of Ordinance No. 15-13 be advertised as required by law.

Ordinance No. 15-14 – Vacation of Hendrickson Street – 2nd Reading

Mrs. Groh recused herself from participation in this ordinance.

A motion was offered by Mr. Bain, seconded by Mr. Volpe and unanimously carried that Ordinance No. 15-14 be offered for second reading.

Ordinance No. 15-14, which is as follows was then read by title only as copies had been provided for those present:

Ordinance No. 15-14 – Vacation of Hendrickson Street – 2nd Reading – cont'd.

The meeting was opened to the public on Ordinance No. 15-14.

Mr. T. Cusanelli, Schraaleburgh Road asked what prompted this ordinance.

Mayor Smart replied it was a request from a neighboring resident adjacent to Hendrickson Street, the Borough has no plan to use it, the vacation reverts to the homeowner who pays all costs involved in the vacation and there is no charge for vacating a paper street.

Mr. Regan explained the street is dedicated to the town, but the town doesn't own it, a street cannot be sold but it can be dedicated.

Mr. Cusanelli said he objected to the town doing this and why was the town disposing of the property.

Mr. Rosenberg explained the process whereby the Borough Engineer was consulted, noted a prior subdivision in the area when it was determined not to open this street and the property is offered to both adjacent homeowners by law.

Ordinance No. 15-14 – Vacation of Hendrickson Street – 2nd Reading – cont’d.

Mayor Smart further explained the entire process – the Real Estate Committee reviewed the vacation process as did the Planning Board and emergency services were consulted.

Mr. Cusanelli said if the request came from a member of the Council he felt that was a conflict of interest.

As there were no further comments the meeting was closed to the public on Ordinance No. 15-14.

A motion was offered by Mr. Weiss and seconded by Mr. Volpe that Ordinance No. 15-14 be passed on second and final reading.

On roll call the vote was as follows: Ayes; Messrs. Poosikian, Rosenberg, Volpe, Bain, Weiss. Nays – none. Declared carried.

A motion was offered by Mr. Rosenberg, seconded by Mr. Bain and unanimously carried that the passage of Ordinance No. 15-14 be advertised as required by law.

Correspondence

<u>Letter From</u>	<u>Subject</u>	<u>Referred to</u>
NJ League of Municipalities	Policy Update	All Council Finance

Housing Element and Fair Share Plan

Ms. Caroline Reiter, Professional Planner was present and explained that the responsibility of affordable housing has been returned to the court system; the Borough Attorney has filed an Application for Declaratory Judgment; two weeks ago the Planning Board adopted the Fair Share Housing Plan and noted the Borough has followed all the prior COAH rules.

Ms. Reiter then noted the Housing Element is a demographic analysis indicating among other things a stable population, existing housing characteristics and housing conditions which are excellent.

As to the Fair Share Plan, Ms. Reiter said it provides a history of how the Borough has provided its obligations regarding affordable housing, noted the lack of vacant land available for inclusionary housing, looked at various calculations and at a more appropriate obligation. She said they looked at existing buildings in the business area to permit affordable apartments on the second floor, also included accessory apartments which could be located on county roads in connection with public transportation, etc. Also, a proposed addition to the Spectrum for Living

Housing Element and Fair Share Plan – cont'd.

facility was suggested, she said and noted the Borough does not have a rehabilitation obligation due to its housing stock being in excellent condition.

Mr. Regan noted the Planning Board adopted the Housing Element and Fair Share Plan on September 16, 2015 and explained the procedure with the Mayor and Council endorsing it.

Mrs. Groh asked the Planner if it was her office's recommendation in connection with the changes which had been made in the document and Ms. Reiter responded, yes.

The following resolution was offered by Mr. Rosenberg, seconded by Mr. Weiss and unanimously carried:

WHEREAS, the Planning Board of the Borough of Haworth adopted the Housing Element and Fair Share Plan ("the Housing Element") of the Master Plan by resolution dated September 16, 2015; and

WHEREAS, a true copy of the resolution of the Planning Board adopting the Housing Element is attached pursuant to *N.J.A.C. 5:96-2.2(a)2*.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Haworth that it does hereby endorse the Housing Element as adopted by the Borough of Haworth Planning Board; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Haworth hereby requests Substantive Certification of the Housing Element from the Superior Court of New Jersey pursuant to the decision in *In Re Adoption of N.J.A.C. 5:96 & 5.97 by N.J. Council On Affordable Housing*, 221 N.J. 1 (2015); and

BE IT FURTHER RESOLVED that the Borough hereby requests the Superior Court of New Jersey to approve the Housing Element in the action it has filed and is pending in the Superior Court entitled, "In The Matter of The Application of The Borough of Haworth, A Municipal Corporation of the State of New Jersey, For Substantive Certification", Docket No. BER-L-5912-15; and

BE IT FURTHER RESOLVED that a copy of this resolution, the adopted Housing Element, and all supporting information shall be available for inspection at the Borough Clerk's Office at the Haworth Borough Hall, 300 Haworth Avenue, Haworth, New Jersey during normal business hours.

Stevens Place Downtown Improvements

Mayor Smart explained that Mr. Statile has presented the first draft for this DOT grant improvement and several suggestions followed that presentation.

Ms. Lisa Neyman from Mr. Statile's office provided an updated plan and the following information: a 30 foot wide roadway for Stevens Place; efforts are being made not to disturb the existing landscaping at the Haworth Apothecary; continuation of the sidewalk on the west side; a mid-block crossing and the addition of concrete aprons and trees. She said road work is to be completed in the 2016 road improvement program, lighting and landscaping will have to be provided and there will be temporary paving.

Mrs. Groh said she was disappointed there was no new sidewalk for the east side of the street.

Ms. Neyman said that could be able to be part of the project.

Mr. Poosikian commented that pedestrian access is important and Mrs. Groh suggested including that sidewalk as an alternate.

A discussion was held regarding parking areas and parking for police vehicles.

Ms. Neyman then explained replacement of lighting and various options, i.e., pay for the poles upfront and lease the fixtures; seven fixtures are proposed; a control panel could be an option which would be a bigger capital improvement and perhaps do the lighting as an alternate to the bid.

Open Meeting to Public

The meeting was opened to the public for comments on the Stevens Place Project.

Mr. Cusanelli questioned the access to Lot 4.

Ms. Neyman said this is a shared driveway with concrete aprons and driveway.

Dr. M. Kahn, Paulson Place, suggested getting various landscapers in town to donate and be involved in the landscaping phase, said the dumpster situation at the rear of the stores is not good and referred to access to the stores from the rear.

Mr. J. Stokvis, Pine Street, referred to a past project on Terrace Street, noted the inability of shoppers to get to the businesses, the "No U Turn" signs should be removed as they are not friendly and existing problems in the area should be addressed.

This portion of the meeting was then closed to the public.

Open Meeting to Public – cont'd.

A motion was offered by Mr. Bain, seconded by Mrs. Groh and unanimously carried authorizing the Borough Engineer to prepare the bid specifications for the base project with alternates for sidewalks, lighting elements and landscaping.

COMMITTEE REPORTS

Report of Councilman Weiss

Environmental Commission

Mr. Weiss reported the Commission met earlier this evening to discuss a line of communication with residents regarding waste disposal in town which could be a flyer or placed on the Borough's web-site; also a "Reduce Idle Campaign"; their new face book page and a possible Fall Clean-Up.

Board of Health

Mr. Weiss noted this Saturday is the Health Fair at the library with various programs and flu shots.

Swim Club

Mr. Weiss reported final numbers indicate \$1,000.00 extra in revenue this season, 312 members joined, a survey was sent out to members was received and a meeting will be scheduled with pool members in a few months regarding concerns, suggestions, etc.

Report of Councilman Bain

Library

Mr. Bain reported circulation is up and all rooms in the library are being used on a regular basis.

Recreation

Mr. Bain noted the Commission met on September 21st to re-cap all recent events, discuss upcoming ones and there was a good turn-out for Celebrate Haworth Day and the fireworks that evening.

Report of Councilman Rosenberg

Planning Board

Mr. Rosenberg reported the Board held two meetings in connection with the Fair Housing Plan and one application was presented regarding a request for more parking at St. Gabriel's Church, however, it was not a formal hearing and the applicant will return at a later meeting with further documents.

Police Department

Mr. Rosenberg reported the Department is now using e-tickets which have many benefits such as the ability to scan license plates, a focus on safety for officers issuing tickets and explained the procedure with the court administrator in this respect. He said members of the Department assisted with the Andiamo Run, Haworth Day and the 5-K Run.

Mr. Rosenberg further reported several traffic stops resulted in individuals possessing controlled dangerous substances; Lt. Ryan and Officer Reinecke participated in a Narcan save and 101 summonses were issued in July and 127 in August.

Zoning Board of Adjustment

Mr. Rosenberg reported the Board approved two variances for setback and an 8' addition and a fence variance in July was denied.

Report of Councilman Poosikian

Department of Public Works

Mr. Poosikian reported the Department is cutting grass, maintaining the athletic fields, clearing and weeding the tree farm and readying the equipment for the upcoming leaf collection.

Shade Tree

Mr. Poosikian reported that due to a large number of emergency tree removals impacting on the budget, there will be no fall planting.

Ambulance Corps

Mr. Poosikian reported the Ambulance Corps responded to 40 calls, 30 daytime, 456 miles, 2 motor vehicle accidents, 126 man hours on calls, 1116 man hours duty nights, CPR training for local residents and joint training classes in Demarest.

COMMITTEE REPORTS – cont'd.

Report of Councilman Volpe

Parks and Playgrounds

Mr. Volpe reported the improvement to the Little League fencing has started; a certified arborist has indicated a pine tree in the Terrace Street Park must be removed; new signage downtown and at Tank Hill has been installed and decorations placed in the downtown area.

Mr. Volpe further reported the replacement of the signage at the railroad tracks is being looked out with funds available in a prior capital ordinance.

Report of Councilwoman Groh

Finance

Mrs. Groh noted that all councilmembers have received budget reports in binders for all departments and has asked them to discuss the reports with their respective portfolios. She reported the Finance Committee met regarding the Best Practices Checklist which Ms. Wheeler and Ms. Fay will review.

Mrs. Groh noted the passage of the refunding bond ordinance earlier this evening and that the Local Finance Board granted the Borough a seven year pay-out period.

Trash and Recycling Bids

Mrs. Groh reported the Contracts Committee met regarding these specifications, the options will be revised, contracts from neighboring towns were obtained and explained the various options for trash and recycling collections.

A motion was offered by Mrs. Groh, seconded by Mr. Poosikian and unanimously carried authorizing the advertising of the trash and recycling bids.

Mayor's Report

Mayor Smart offered congratulations to all organizations, volunteers, etc. for their participation in all and assistance in the September events. He said October will be another busy month with the Health Fair, United Water Open House for their 50th anniversary, the Oct. 7th emergency drill at the water company and Ghost Stories at the pond.

Mayor Smart referred to the tree which has to be removed from the Terrace Street Park, noting the Woman's Club Star which has been on that tree will be placed on another tree.

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As to a complaint regarding an overgrowth of bamboo on a property, Mayor Smart said it was cleared to the ground, however that is not a solution and the resident will be notified it has to be removed completely.

Plans for Memorial Park Pavilion

Mr. Volpe indicated he will be meeting with the Borough Engineer on this project.

NEW BUSINESS

Approval of Raffle License – Haworth Home and School Association

The following resolution was offered by Mr. Poosikian, seconded by Mr. Bain and unanimously carried:

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth that the On Premise 50/50 Raffle Application #RL433 of the HSA Haworth to be held at the Hardenburgh Firehouse, 75 Hardenburgh Avenue, Haworth, NJ on Saturday, October 24th, 2015 be approved as submitted providing all rules and regulations of Legalized Games of Chance Control Commission are adhered to.

Approval of Raffle License – Jr. Woman’s Club Saddle River Valley

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

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth that the On Premise Merchandise Raffle Application #RL434 of the Jr Womans Club Saddle River Valley to be held at White Beeches Golf & Country Club, 70 Haworth Drive, Haworth, NJ on Saturday, October 3rd, 2015 be approved as submitted providing all rules and regulations of Legalized Games of Chance Control Commission are adhered to.

Refund of Park Permit – Placona

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

WHEREAS, the Recreation Commission has determined that payment for the following Permit for Use of Municipal Fields and Parks be refunded.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the following refund be made:

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<u>Name</u>	<u>Address</u>	<u>Permit No.</u>	<u>Amount</u>
Scott Placona	147 Garfield Street	2015-25	\$25.00

Refund Haworth Day Vendor Fee

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

WHEREAS, the Recreation Commission has determined that the following Haworth Day payment be refunded.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the following refund be made:

<u>Name</u>	<u>Address</u>	<u>Amount</u>
Bank of New Jersey	320 Haworth Avenue Haworth, NJ 07641	\$60.00

Authorization to Submit DOT Application – Maple Street

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

WHEREAS, the Borough of Haworth desires to receive \$229,200.00 in funds from the New Jersey Department of Transportation Highway Trust Fund for the purpose of resurfacing, making safety improvements and traffic calming measures along Maple Street; and

WHEREAS, the Borough Engineer has developed a plan of action and cost estimate to improve Maple Street and key intersections through the addition of pavement markings and other physical complementary safety improvements; and

NOW, THEREFORE BE IT RESOLVED that the Council of the Borough of Haworth, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application MA-2016-Haworth Borough-00134 to the New Jersey Department of Transportation on behalf of the Borough of Haworth.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Haworth and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Authorization to Submit DOT Application – Lake Shore Drive

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

WHEREAS, the Borough of Haworth desires to receive \$191,225.00 in funds from the New Jersey Department of Transportation Highway Trust Fund for the purpose of resurfacing, making safety improvements and traffic calming measures along Lake Shore Drive; and

WHEREAS, the Borough Engineer has developed a plan of action and cost estimate to improve Lake Shore Drive and key intersections through the addition of pavement markings and other physical complementary safety improvements; and

NOW, THEREFORE BE IT RESOLVED that the Council of the Borough of Haworth, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application MA-2016-Haworth Borough-00135 to the New Jersey Department of Transportation on behalf of the Borough of Haworth.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Haworth and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Endorsement of Community Development Application – Senior Van Driver

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

WHEREAS, a Bergen County Community Development grant of \$5,500.00 has been proposed by the Borough of Haworth for Senior Van Drivers in the municipality of Haworth, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of Haworth, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Haworth hereby confirms endorsement of the aforesaid project, and

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BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Endorsement of Community Development Application – Senior Activities

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

WHEREAS, a Bergen County Community Development grant of \$8,000.00 has been proposed by the Borough of Haworth for Senior Citizen Activities in the municipality of Haworth, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of Haworth, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Haworth hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Endorsement of Community Development Application – ADA Compliant Improvements to Haworth Swim Club Restrooms

The following resolution was offered by Mr. Weiss, seconded by Mr. Rosenberg and unanimously carried:

Endorsement of Community Development Application – ADA Compliant Improvements to Haworth Swim Club Restrooms – cont'd.

WHEREAS, a Bergen County Community Development grant of \$71,000 has been proposed by the Borough of Haworth for ADA compliant improvements to the Haworth Swim Club restrooms in the Borough of Haworth and;

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and;

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WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Haworth, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Haworth hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Waiver of Health Benefits

The following resolution was offered by Mr. Rosenberg, seconded by Mr. Bain and unanimously carried:

WHEREAS, the Borough of Haworth (“Borough”) has employees and their dependents who participate in the Borough’s Employee Health Benefits Program; and

WHEREAS, *N.J.S.A. 40A:10-17.1* (“the Statute”) permits a municipality which enters into a contract providing group health care benefits to employees, to allow an employee who is eligible and receives other health care coverage to waive coverage under the municipality’s plan to which the employee is entitled by virtue of employment with the municipality; and

WHEREAS, commencing on October 1, 2015, the Borough will offer the opportunity to opt out and waive coverage and receive payment of an amount consistent with the Statute (“the Opt Out Program”); and

WHEREAS, the Governing Body has determined that permitting an employee to waive such coverage is in the best interest of the Borough.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Haworth that it does hereby permit an employee to waive coverage under the Borough’s health care plan subject to the following conditions:

1. The employee who chooses to waive coverage must comply with all of the requirements of the Statute, including the Coverage Waiver Form required by the Borough and the Statute. To be eligible, the employee must have been receiving coverage from the Borough for a period of at least one (1) consecutive year.

2. The employee must provide proof of other health coverage prior to approval of any payment by the Borough. An employee shall not be eligible to participate in the Opt Out

Program, and will be ineligible for payment of the waiver incentive, if the employee's other coverage is with the State Health Benefits Program ("SHBP") or School Employees' Health Benefits Program (SEHBP").

3. The amount of the payment to be provided to the employee who chooses to participate in the Opt Out Program shall not exceed twenty-five (25%) percent, or Five Thousand (\$5,000.00) Dollars, whichever is less, of the amount saved by the Borough because of the employee's waiver of coverage.

4. Any payment made to an employee shall be made on a quarterly basis.

5. The effective date of the Opt Out Program shall be October 1, 2015.

6. The payment referenced in paragraph 3 shall be payable only if the employee continues to be an employee for the full year. Payment shall be pro-rated on a *per diem* basis in the event employment ceases prior to the end of the year.

7. The Program as established herein shall conform to Local Finance Notice 2011-20, any amendments thereto, and any other requirements of the Division of Pensions and Benefits.

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Haworth hereby implements the aforesaid Duplicate Coverage Opt Out Program in accordance with the provisions of this resolution.

Authorization to Enter Grant Agreement – Handicapped Accessible Bathrooms – Memorial Field

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

BE IT RESOLVED, that the Mayor and Council of the Borough of Haworth wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using \$12,000.00 in FY 2015-2016 Community Development Block for Handicapped Accessible Bathrooms at Memorial Park; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Mayor John W. Smart to be a signatory to aforesaid Grant Agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Mayor John W. Smart to sign all county vouchers submitted in connection with aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the Borough of Haworth is liable for any funds not spent in accordance with the Grant Agreement; and that the liability of the Mayor and Council is in accordance with HUD requirements.

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Real Estate Request – 120 Garfield Street – Land Swap

Mr. Rosenberg reported the Borough Engineer has no objections to this request and he would move to go forward with the matter; the procedure would be for the Borough to accept the proposal, all expenses would be paid by the homeowner who would have to obtain a survey, submit a subdivision application and deposit with the Borough an escrow amount of \$5,000.

A motion was offered by Mr. Rosenberg, seconded by Mrs. Groh and unanimously carried authorizing the Borough Attorney to proceed with the request of the homeowner at Lot 11 in block 1703 for a land swap with a portion of Borough property in Block 1703, Lot 3.

Mr. Poosikian questioned if there would be any issues with the property the Borough would be acquiring.

Mr. Rosenberg said the Borough Engineer could have the property checked regarding soil testing. It was then concurred that Mr. Regan would send a letter to the homeowner with the conditions regarding their request and increase the escrow funds to be provided to \$7500.

Payment of Bills

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

FOR COPY OF RESOLUTION AND BILL LIST
SEE PERMANENT MINUTES
PAGES 230A – 230L

On roll call the vote was as follows: Ayes; Messrs. Poosikian, Groh, Rosenberg, Volpe, Bain, Weiss. Nays – none.

Approval of Minutes

A motion was offered by Mr. Rosenberg, seconded by Mrs. Groh and unanimously carried to accept the minutes of the Executive Meeting of August 11, 2015.

A motion was offered by Mrs. Groh and seconded by Mr. Volpe to accept the minutes of the Regular Meeting of August 25, 2015. On voice vote all members voted in the affirmative with the exception of Mr. Rosenberg who abstained as he was not present at the meeting. Declared carried.

Open Meeting to Public

The meeting was opened to the period of public discussion.

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Dr. M. Kahn, Paulson Place referred to his land request and the documents from the Borough which he received. Discussion was held regarding the Borough's response to Dr. Kahn and it was concurred that Mr. Rosenberg will respond to him.

Ms. B. Borghi, St. Nicholas Avenue noted her concerns regarding the method of removal of garbage from residents' containers by the contractor.

Mr. N. Fazio, Sunset Avenue, referred to the Stevens Place plan discussed earlier this evening and access to the downtown area.

Close Meeting to Public

The following resolution was offered by Mr. Rosenberg, seconded by Mrs. Groh and unanimously carried at 11:05 PM:

WHEREAS, *N.J.S.A. 10:4-12B* permits a public body to exclude the public from the portion of a meeting at which certain items are discussed; and

WHEREAS, the Governing Body deems it necessary to conduct a closed session and to exclude the public on September 29, 2015 at which time the following items will be discussed:

Contracts – Lease Issues (Cell Tower)
Declaratory Judgment

NOW THEREFORE BE IT RESOLVED that the Mayor and Council does hereby exclude the public from the portion of the meeting at which time the above items will be discussed; and

BE IT FURTHER RESOLVED that the discussion conducted in closed session will be disclosed to the public upon completion or conclusion of the foregoing items and when determined by the Governing Body that the Borough's interests will not be adversely affected.

Reopen Meeting to Public

The meeting was reopened to the public at 11:20 PM and as there was no further business to come before the Council adjourned on motion duly offered, second and carried:

Ann E. Fay, RMC, CMC
Clerk-Administrator

