

205. Regular Meeting of the Mayor and Council  
of the Borough of Haworth held on October  
29, 2019 at the Municipal Center

Present: Hon. Thomas P. Ference, Mayor

Councilmembers: Glenn Poosikian  
Andrew Rosenberg  
Michael Bain  
Jacqueline Guenego  
Dina Siciliano  
Heather Wasser

Borough Attorney: Robert T. Regan

Mayor Ference 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

Boy Scouts in the audience led those present in the pledge of allegiance.

Presentation of Proclamation to Mr. John Paquet

Mayor Ference noted all of Mr. Paquet’s contributions over many years to the Borough and read and presented the proclamation to him. Mr. Paquet thanked everyone including former Mayor John DeRienzo who convinced him to be a member of the Zoning Board, Ms. Celotto and Ms. Fay for all their assistance over the years, also Mr. Posen who he has served with on the Zoning Board all these years, Mr. Celotto and many others, particularly the Haworth Baseball Association.

Presentation of Proclamation for Breast Cancer Awareness Month

Mayor Ference read and presented the proclamation to Ms. Carolyn Montrose Dub, Haworth resident who thanked all for the support from Haworth for this organization.

Eagle Scout Project

Scout Robert Osder presented his project which needs approval from the governing body and explained it is a memorial for 8 residents of Haworth which he would build at Memorial Field telling their stories. He said he has spoken to their relatives and he will raise all the money for

Eagle Scout Project – cont’d.

this project by himself; then he needs to get approval from the Boy Scout Council. He explained the design, its location, etc. at the site.

A motion was offered by Mr. Bain, seconded by Ms. Guenego and unanimously carried to permit Scout Osder to create the memorial at Memorial Field for his Eagle Scout Project.

COMMITTEE REPORTS

Report of Councilman Bain

Recreation

Mr. Bain reported the Ghost Stories event at the Pond last week-end was very successful; Trick or Treat this week is a rain or shine event; there will be a Food Drive also at that time and the next Coffee House will be held on November 9<sup>th</sup>.

Finance

Mr. Bain reported a Tax Sale was held today and competitive bidding went well.

Report of Councilwoman Guenego

Ambulance Corps

Ms. Guenego reported the following: the Ambulance Corps responded to 21 calls last month – 15 daytime; 20 miles; man hours on call 69 – man hours year to date 917; provided EMS for the Haworth 5K, support for Dumont Fireworks and continues to offer CPR on a monthly basis. Thanks were given to the DPW for their “rescue jump” at the Andiamo Run. The corps also participated in the recent drill at the Suez facility.

Parks and Playgrounds

Ms. Guenego reported the Terrace Street Park renovation is nearing completion and the landscaping will go in in the spring. She further reported that Phase 2 of the playground at Memorial Field started today and the Committee has been discussing holiday decorations in town.

Board of Health

Ms. Guenego noted the Board held the Flu Clinic where 50 people received vaccinations.

COMMITTEE REPORTS – cont'd.

Report of Councilman Rosenberg

Zoning Board

Mr. Rosenberg noted an application scheduled for this month was adjourned to the November meeting.

Police Department

Mr. Rosenberg reported it was a busy month for the Department with their participation in several events and thanked the Reserves along with the Department for their true professionalism. He said incidents for the month included the theft of an upscale automobile which was left unlocked with the keys in it, 119 summonses were issued and the Chief has completed the annual review for the Department.

Planning Board

Mr. Rosenberg reported last night the Board heard the application of Lakeshore Developers which will resume in November with additional testimony.

Report of Councilman Poosikian

Fire Department

Mr. Poosikian reported the following: the Department responded to 29 calls, 10 in Haworth, 14 in Demarest, 3 in Closter and 2 in Dumont; one meeting was held, 1 drill, 1 work night and responded to various calls including a vehicle fire, smoke condition, gas smell, etc. The Department covered for several other towns when their department members were out of town.

Department of Public Works

Mr. Poosikian reported the leaf pick-up has started, the Department is still understaffed and residents are urged not to place rocks, etc. in leaf piles as they damage the equipment.

Report of Councilwoman Siciliano

Swim Club

Ms. Siciliano reported she has been meeting with Mr. Ives regarding several matters including plans for next year, several people have shown an interest in running the snack shack, an Open Space Grant is being discussed for improvements at the facility and she is in the process of obtaining better information regarding utility bills at the Club.

COMMITTEE REPORTS – cont'd.

Report of Councilwoman Siciliano – cont'd.

Shade Tree

Ms. Siciliano noted the Commission is compiling a list for the Winter Tree Program and will review an Environmental document regarding trees. She said the DPW is very helpful with trees, a Clean-Up Day has been scheduled and said she would like to get various organizations to participate.

Website

Ms. Siciliano reported launching of the new updated website is scheduled for February.

Library

Ms. Siciliano reported the new children's librarian has been hired with hours every day, the recent library audit is being reviewed and an emergency plan has been created with the purchase of a generator being considered.

Haworth School

Ms. Siciliano noted the Board of Education has created a strategic five year plan, there is possibly a referendum coming and a Board's candidate night was recently held.

Report of Councilwoman Wasser

Tennis

Mrs. Wasser noted the tennis season is over.

Environmental Commission

Mrs. Wasser reported the Commission will be meeting tomorrow evening for discussion including a tree ordinance and an odor at Lake Shore Drive.

Northern Valley Regional High School

Mrs. Wasser reported on several events including Project Graduation.

COMMITTEE REPORTS – cont'd.

Report of Councilwoman Wasser – cont'd.

Seniors

Mrs. Wasser noted there was a good turn-out for the recent Octoberfest event and a grant for a new senior van has been submitted to NJ Transit.

Report of Borough Administrator

Lake Shore Drive Odor

Ms. Fay explained this situation, the BCUA is constantly monitoring it, they have a specialist on call every day and it is hoped to get it under control soon, however it is not a simple problem.

Best Practices

Ms. Fay reported this document has been completed with 36 “yes” responses resulting in the continuance of state aid and with the assistance of the CFO will be forwarded to the State tomorrow.

Mayor's Report

Event

Mayor Ference said he was proud of the event held last evening by Haworth volunteers in connection with a Haworth resident being held in a Nigerian prison, yellow ribbons were tied on trees on Haworth Avenue and said everyone's participation was greatly appreciated.

Downtown Project

Mayor Ference reported this project is nearing completion, acknowledged all who have assisted noting Ms. Guenego, Mr. Rosenberg and Mr. Poosikian have been meeting once a week coordinating, etc. the project.

LED Lighting for Street Lights

Mayor Ference noted this issue is being explored and prices are being sought.

Mayor's Report – cont'd.

Community Development

Mayor Ference reported the Borough has the schedule for the submission of these grants, meetings are being held with those involved and it has to be determined as to what the Borough will be applying for.

UNFINISHED BUSINESS

Municipal and Downtown Parking

Mr. Rosenberg reported that the Committee has all agreed to proceed with designations at the borough owned property at the rear of the Mini-Mart's parking lot for the Mayor and Administrator; they are asking the DPW to measure the area at the rear of the hardware store for parking places and want to do the whole package together.

Discussion was held for placement of spaces at the Mini-Mart, spots nearby for patrons of the library and parking for Borough employees.

Mayor Ference said he disagreed with the Mayor and Administrator's spots at the rear of the Minit-Mart.

Mr. Poosikian commented that most towns designate parking spots for the administrative staff.

Mr. Rosenberg said they are trying to address all the parking concerns.

Mr. Bain commented that the Administrator and Mayor's spot should be closer to the borough hall.

Further discussion was held regarding designated spots and times for parking in certain areas and the introduction of an ordinance to provide this.

NEW BUSINESS

Introduction of Land Use Ordinances

Mr. Regan explained these ordinances are necessary to effectuate the Borough's Affordable Housing Plan, they have been approved by the Special Master and required by court order.

A motion was offered by Mr. Rosenberg, seconded by Mr. Poosikian and unanimously carried to offer the following ordinances for first reading;

NEW BUSINESS – cont’d.

Introduction of Land Use Ordinances

Ordinance No. 19-12

AN ORDINANCE REPLACING THE ENTIRE CONTENTS OF CHAPTER XXX, AFFORDABLE HOUSING, 30-1 (AFFORDABLE HOUSING), 30-3 (MUNICIPAL HOUSING LIAISON), & 30-4 (COMPLIANCE WITH PRIOR ROUND AND THIRD ROUND AFFORDABLE HOUSING OBLIGATIONS), TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (U.H.A.C.) REGARDING COMPLIANCE WITH THE BOROUGH’S AFFORDABLE HOUSING OBLIGATION.

Ordinance No. 19-13

AN ORDINANCE TO AMEND CHAPTER XXX OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, “AFFORDABLE HOUSING AND AFFIRMATIVE MARKETING.”

Ordinance No. 19-14

AN ORDINANCE TO AMEND CHAPTER XXVI OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, “LAND USE REGULATIONS.” ACCESSORY APARTMENTS

Ordinance No. 19-15

AN ORDINANCE TO AMEND CHAPTER XXVI OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, “LAND USE REGULATIONS”. HOUSING TRUST FUND

Ordinance No. 19-16

AN ORDINANCE TO AMEND CHAPTER XXVI OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, “LAND USE REGULATIONS” OVERLAY ZONE DISTRICT

Ordinance No. 19-17

AN ORDINANCE TO AMEND CHAPTER XXVI OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, “LAND USE REGULATIONS”. BUSINESS ZONE

A motion was offered by Mr. Bain and seconded by Mr. Rosenberg to pass Ordinance No’s. 19-12 through 19-17 on first reading.

NEW BUSINESS – cont'd.

Introduction of Land Use Ordinances

On discussion Mr. Regan explained these ordinances have to be reviewed by the Planning Board and suggested a public hearing therefore be scheduled at the regular meeting November 26.

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

A motion was offered by Mr. Bain, seconded by Mrs. Wasser and unanimously carried that Ordinance Numbers 19-12 through 19-17 be advertised as required by law and a date set for public hearing thereon on November 26, 2019 at 7:30 PM at the Municipal Center.

Request for Cell Tower

Mr. Rosenberg noted he has reviewed the proposal for the placement of a cell tower in the vicinity of Massachusetts Avenue, Mr. Regan is in the process of reviewing it and then the full Council will be discussing it.

Mr. Regan commented this project would have to be publicly bid.

Mr. Brian Towers of Black and Veatch, present in the audience explained the Massachusetts Avenue area noting there was a cell tower coverage and capacity issue in the eastern section of the Borough and noted other locations they have looked at.

Proposal to Increase Building Department Fees

Ms. Fay indicated the Building Department has been reviewing these fees and said she would place the information in the councilmembers' boxes.

Appointment to Fire Department

A motion was offered by Mr. Poosikian, seconded by Mrs. Wasser and unanimously carried to appoint Tyler Green as a junior member of the Haworth Fire Department.

CONSENT AGENDA

A motion was offered by Mr. Bain and seconded by Ms. Guenego that the following consent agenda be approved. On roll call the vote was as follows: Ayes; Messrs. Poosikian, Rosenberg, Bain, Guenego, Siciliano, Wasser. Nays – none. Declared carried.

CONSENT AGENDA – cont'd.

Purchase of Ambulance

Whereas, the Haworth Ambulance Corps is in need of a new ambulance; and,

Whereas, the Borough of Haworth is permitted to join national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2; and,

Whereas, the Borough is a member of The Sourcewell Cooperative Purchasing Company program; and,

Whereas, the Ambulance Corps and Administration have determined that purchasing the 2019 Custom Classic Ambulance, Ford F-550 Super Duty 4X4 Chassis with 170” Custom Aluminum Body in the amount of \$227,410.00 from the Sourcewell Cooperative Purchasing Contract meets the Borough’s needs and specifications and is the most financially and economically beneficial to the Borough; and,

Whereas, the Borough properly advertised its intent to utilize a national cooperative contract with a sufficient time period for a vendor to offer alternative approaches; and,

Whereas, the contract under consideration meets all New Jersey purchasing standards and a cost savings determination has been conducted.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Haworth hereby authorize the purchase of a 2019 Custom Classic Ambulance from PL Custom Body and Equipment in the amount of \$227,410.00, Account Number C-04-19-007-118.

Approve LOSAP 2018 Payments

**WHEREAS**, by Ordinance No. 872, adopted August 2, 2000, the governing body established a Length of Service Awards Program (“LOSAP”) in and for the Borough of Haworth, in accordance with Chapter 388 of the Laws of 1997 (N.J.S.A. 40A:14-183, et seq.), to reward volunteer firefighters and ambulance corps members for their service to the residents; and

**WHEREAS**, each year, emergency service organizations participating in a LOSAP must certify to the governing body an annual list of all volunteer members who have qualified for credit under the LOSAP program for the previous year; and,

**WHEREAS**, the Haworth Fire Department and the Haworth Ambulance Corps have provided the Mayor and Council with lists of all members and the number of LOSAP credits as earned by them during the year 2018, said lists being annexed hereto and incorporated by reference herein; and,

CONSENT AGENDA – cont'd.

**WHEREAS**, in accordance with the provisions of the ordinance establishing the LOSAP program, each member with 100 points or more of LOSAP credits (40% and above participation in the Fire Department equaling 100 points) qualifies for a LOSAP contribution;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Haworth, County of Bergen, and State of New Jersey, that the LOSAP lists are hereby approved, and that a copy of this Resolution be forwarded to the Haworth Fire Department, Haworth Ambulance Corps and the Borough Treasurer.

Award Hardenburgh Avenue Drainage Contract

WHEREAS, following public advertisement as required by law, sealed bids for the Hardenburgh Avenue Drainage Culvert Replacement were received by the Municipal Clerk on October 22, 2019; and

WHEREAS, five bids were received at that time; and

WHEREAS, the Borough Engineer has reviewed the bid documents received; and

WHEREAS, it has been determined that funds are available as evidenced by the Chief Financial Officer.

NOT THEREFORE BE IT RESOLVED, that a contract for the Hardenburgh Avenue Drainage Culvert Replacement be and is hereby awarded to D&L Paving Contractors, Inc., 675 Franklin Avenue, Nutley, New Jersey in the amount of \$36,250.10, Acct. No. C-04-19-007-118.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk be and are hereby authorized to execute a contract in a form prepared by the Borough Attorney.

Approve Website Redesign

WHEREAS, quotations were sought for the redesign of the municipal website; and

WHEREAS, two quotations were received; and

WHEREAS, it is recommended by the Mayor and Council that the quotation received from GovOffice is the most responsive.

NOW THEREFORE BE IT RESOLVED, that a contract be awarded to GovOffice Web Solutions, 2112 Broadway Street NE, Suite 250 Minneapolis, Minnesota 55413, for a Progressive Responsive Web Design in the amount of \$11,800, payable over three (3) years in the amount of \$3,933 per year as outlined in their proposal dated September 30, 2019.

CONSENT AGENDA – cont'd.

Approval of Payment of Bills

FOR COPY OF RESOLUTION AND BILL LIST  
SEE PERMANENT MINUTES  
PAGES 216A – 216F

Approval of Minutes

Executive Meeting of October 15, 2019  
Closed Meeting of October 15, 2019

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. S. Chval, Woodland Place referred to the earlier discussion regarding parking at the municipal building and said the Mayor and Administrator should have designated places.

Dr. M. Kahn, Paulson Place, referred to winter utility bills at the Swim Club when the power is shut off.

Ms. Siciliano responded there are three different properties in that area with several account numbers which she is reviewing.

Dr. Kahn then asked the status of a solar investment in the borough.

Mayor Ference responded that the Council has not discussed this as yet and asked Dr. Kahn if he had contacted the school regarding solar.

Dr. Kahn said he has talked to the school, they are looking at the options and Mayor Ference said he will talk to the school also.

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

Closed Meeting to Public

The following resolution was offered by Mr. Poosikian, seconded by Ms. Siciliano and unanimously carried at 9:20 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

Closed Meeting to Public – cont'd.

**WHEREAS**, the Governing Body deems it necessary to conduct a closed session and to exclude the public on October 29, 2019 at which time the following items will be discussed:

Declaratory Judgment Action  
Borough's Composting Site

**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 item 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 9:50 PM and as there was no further business to come before the Council a motion was duly offered, seconded and carried to adjourn.

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Ann E. Fay, RMC. CMC  
Clerk-Administrator

216A. Regular Meeting of October 29, 2019









