

224. Executive Meeting of the Mayor and Council of the Borough of Haworth held on December 4, 2013 at the Municipal Center

Present: Hon. John Dean DeRienzo, Mayor

Councilmembers: Stephen Chval  
Vincent Jacobino  
Glenn Poosikian  
Mary Anne Groh  
Andrew Rosenberg  
Anthony Volpe

Borough Attorney: Peter J. Scandariato

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 statement: "This is an Executive 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."

Presentations by 5-K Committee

Dr. J. Pavel, trustee of the Haworth Road Runners' Association, in attendance to present checks, thanked the Mayor and Council, the Police Department, Fire Department, Ambulance Corps, Laura Sutnick, the 5-K Committee and library volunteers for their support of the recent 5-K Run and noted there were 900 entrants in this year's race.

Mrs. Sutnick noted the volunteers were all of great assistance, expressed her thanks to everyone, noting the Borough has an amazing Police Department and Department of Public Works. She said this year was the first for a Triple Crown with Norwood and Harrington Park hosting races as well as Haworth.

Checks were then presented to the Friends of the Library, the Ambulance Corps, Micky's Children's Fund, the Haworth Home and School Association, the Fire Department, Police Auxiliary, the Haworth Boy Scouts and Carly's Kids.

Presentations from Mayor's Annual Golf Outing

Mayor DeRienzo presented checks from proceeds of the Annual Mayor's Golf Outing to the Haworth Soccer Association, the Haworth Baseball Association, Haworth Boy Scouts and Carly's Kids.

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Ordinance No. 13-09 – Appropriations from Capital Surplus – 2<sup>nd</sup> Reading, Public Hearing

A motion was offered by Mr. Iacobino, seconded by Mr. Chval and unanimously carried that Ordinance No. 13-09 be offered for second reading.

Ordinance No. 13-09 which is as follows was then read by title only as copies had been provided to those present:

Ordinance No. 13-09 – Appropriations from Capital Surplus – 2<sup>nd</sup> Reading, Public Hearing – cont’d.

The meeting was opened to the public on Ordinance No. 13-09. As there were no comments the meeting was closed to the public on this ordinance.

A motion was offered by Mr. Iacobino, seconded by Mr. Chval and unanimously carried that Ordinance No. 13-09 be passed on second and final reading.

On roll call the vote was as follows: Ayes; Messrs. Chval, Iacobino, Poosikian, Groh, Rosenberg, Volpe. Nays- none. Declared carried.

A motion was offered by Mr. Poosikian, seconded by Mr. Iacobino and unanimously carried that the passage of Ordinance No. 13-09 be advertised as required by law.

Correspondence

<u>Letter From</u>	<u>Subject</u>	<u>Referred to</u>
Standard & Poor’s	Notification of Borough’s “AA” Rating	All Council
AT&T Mobility	Request for Cell Tower Site	All Council Mr. Scandariato
Sen. G. Cardinale	Notice of 2011 Recycling Tonnage Grant - \$7,689.35	All Council

Mr. Chval referred to the notification from Standard & Poor’s of the Borough’s AA/Stable rating which he said reflects on a very strong economy, adequate budgetary flexibility, strong budgetary performance, strong management with good financial policies of which he said he was very pleased.

Mrs. Groh referred to the receipt of the 2011 recycling tonnage grant from the State in the amount of \$7,689.00, an increase from the prior year in part due to the increased recycling of various plastics.

Correspondence – cont'd.

Mr. Volpe asked if there had been a response to the cell tower site request.

Mayor DeRienzo suggested forming a committee to explore the request, noting other companies have approached sites in town such as the Water Company and the two golf clubs. Discussion was held regarding locations for these towers and the restriction that they only be placed on Borough property.

Refund of Driveway Permit

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

WHEREAS, the Superintendent of the Department of Public Works has inspected and found that work has been satisfactorily completed on the following Driveway Permit,

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

<u>NAME AND ADDRESS</u>	<u>PERMIT #</u>	<u>AMOUNT</u>
Carolle Wellington 77 Franklin Street Haworth, New Jersey 07641	1321	\$100.00

Refund of Escrow Deposit

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

WHEREAS, Lawrence Ross posted with the Borough of Haworth engineering escrow funds in the amount of \$900.00 in connection with construction at Block 1606, Lot 7, 292 Franklin Street; and

WHEREAS, the Borough Engineer has indicated the construction has been completed satisfactorily and recommends the release of the remaining escrow funds.

NOW THEREFORE BE IT RESOLVED that the balance of the escrow deposit in the amount of \$200.00 be released to Lawrence Ross, 292 Franklin Street, Haworth, NJ 07641.

Refund of Cancellation of Tax Delinquencies under \$10.00

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

WHEREAS, N.J.S.A. 40A: 5-17.1 provides that a municipality may authorize the cancellation of Tax Delinquencies of less than Ten (\$10.00) Dollars.

WHEREAS, the Mayor and Council of the Borough of Haworth have adopted a resolution authorizing the cancellation of property tax delinquencies under \$10.00;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth, that the Tax Collector is hereby authorized to process, without any further action on the part of the Governing Body, the cancellation of any property tax delinquency of less than (\$10.00); and

BE IT FURTHER RESOLVED, that a certified Copy of this Resolution be provided by the Municipal Clerk to the Tax Collector and the Chief Financial Officer.

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
1501	5	.01
1508	6	.31
1604	7	<u>.01</u>
	Total	\$ .33

Refund of Overpayment 2013 Real Estate Taxes – County Board Judgments

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

BE IT RESOLVED, that the Mayor and Council of the Borough of Haworth acknowledge the following list of 2013 County Board Judgments and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Haworth authorize the Tax Collector to process the overpayments of property taxes.

Refund of Overpayment 2013 Real Estate Taxes – County Board Judgments – cont'd.

Blk	Lot	Owner	Location	Current Assessment	Judgment	Diff	2013 Tax Rate 2.699% Reduction in 2013 Taxes
704	1	ITO	597 SYLVAN PL	600,100	540,000	60,100	1,622.10
801	2	HOEHN	371 HENNESSY ST	782,800	757,800	25,000	674.75
809	3	OH ROBERT	307 MYRTLE ST	950,800	899,000	51,800	1,398.08
903	6	SION	369 ORCHARD PL 161 HAWORTH DRIVE	485,400	436,000	49,400	1,333.31
911	5	ADAMS	DRIVE	584,100	525,000	59,100	1,595.11
916	3	LABITA	402 HAWORTH AVE	668,300	600,000	68,300	1,843.42
1003	3	FERRENTINO	540 BEECH ST 353 LAKE SHORE DRIVE	517,000	490,000	27,000	728.73
1100	2	PACE	DRIVE	792,000	762,000	30,000	809.70
1100	3	SHIRVAN	470 ANSTATT WAY 330 LAKE SHORE DRIVE	1,386,600	1,325,000	61,600	1,662.58
1200	1	SMITH	DRIVE	610,000	500,000	110,000	2,968.90
1201	21	TAM	288 CROCKER PL 278	906,900	815,000	91,900	2,480.38
1203	26	RUBEL	SCHRAALENBURGH	537,500	475,000	62,500	1,686.88
1407	9	COPPOLA	71 HOUSTON PLACE	445,500	410,000	35,500	958.15
1407	16	LEE	50 TERRACE STREET	632,300	575,000	57,300	1,546.53
1409	11	VARKEY	86 VALLEY ROAD	529,200	502,200	27,000	728.73
1501	4	TAKOURIAN IKUSHIMA	83 MORRIS AVE	525,000	500,000	25,000	674.75
1502	5	HIRO	363 PINE LANE	499,700	449,700	50,000	1,349.50
1510	15	LEEDS	79 GARFIELD PLACE	687,500	650,000	37,500	1,012.13
1604	7	BOOKSTAVAR	255 WHITMAN ST	634,700	605,900	28,800	777.31
1604	10	MANGO	234 GARFIELD ST	577,900	549,900	28,000	755.72
1703	5	LYUBARSKY	84 MADISON AVE	450,200	400,000	50,200	<u>1,354.90</u>
							\$27,961.64

Authorization for Amendments to Flexible Spending Plan

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

Authorization for Amendments to Flexible Spending Plan – cont'd.

**WHEREAS**, the Borough of Haworth currently offers their full-time employees, who are eligible for the State Health Benefits Plan, the option of opening a Flexible Spending Account Plan (hereafter referred to as “FSA”), administered for the Borough by Choice Strategies,

**WHEREAS**, the current annual maximum plan per employee is set at \$1000.00, but the I.R.S. rules allow a maximum per employee of \$2,500.00,

**AND, WHEREAS**, the plan currently allows a 90-day grace period following the plan year in which to spend the total amount in the plan or lose the balance, but in 2013 the I.R.S. offered a new “carryover” option of \$500.00, in which the employee may keep an unspent balance of \$500.00 to be spent over the entire year following the plan year,

**NOW, THEREFORE, BE IT RESOLVED** that the following changes be made to the Borough of Haworth FSA plan, beginning with the plan year 2014:

The new maximum plan amount per employee is \$2,500.00 per year, and

The Borough changes from the 90-day grace period to the \$500.00 “carryover” option.

Introduction of Ordinance No. 13-10 – Eliminating Longevity Payments for New Hires

A motion was offered by Mr. Rosenberg, seconded by Mrs. Groh and unanimously carried that Ordinance No. 13-10 be offered for first reading.

Ordinance No. 13-10 was then read by title only as follows:

**AN ORDINANCE AMENDING CHAPTER XI OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF HAWORTH,  
ENTITLED “PERSONNEL POLICIES”**

A motion was offered by Mr. Iacobino and seconded by Mr. Poosikian that Ordinance No.13-10 be passed on first reading.

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

A motion was offered by Mr. Iacobino, seconded by Mr. Volpe and unanimously carried that Ordinance No. 13-10 be advertised as required by law and a date set for public hearing on December 23, 2013 at 7:00 PM at the Municipal Center.

2014 Budgets

Mayor DeRienzo noted the OE and Capital Budgets should be received prior to the first of the new year.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Ms. B. Colonna, West View Terrace, extended her gratitude to Mr. Chval on his long service as councilman.

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 8:00 PM:

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 contract negotiations.
2. That the items under discussion in the closed meeting will be disclosed to the public at the conclusion of the matter.

Re-Open Meeting to Public

The meeting was reopened to the public at 9:30 PM.

Communications Committee

A motion was offered by Mr. Chval, seconded by Mr. Poosikian and unanimously carried that Messrs. Iacobino, Rosenberg and Volpe be appointed members of the Communications Committee.

Special Meeting

It was concurred that a special meeting be scheduled for December 23, 2013 at 7:00 PM for the purpose of the second reading and public hearing on Ordinance No. 13-10.

January 2014 Meeting Dates

It was concurred that the recessed meeting be scheduled for January 5, 2014 at 1:00 PM and the reorganization meeting at 1:30 PM.

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As there was no further business to come before the Council, the meeting adjourned at 9:35 PM on motion duly offered, seconded and carried.

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Ann E. Fay, RMC, CMC  
Clerk-Administrator