

13. Executive Meeting of the Mayor and Council of the Borough of Haworth held on January 9, 2018 at the Municipal Center

Present: Hon. John W. Smart, Mayor

Councilmembers: Glenn Poosikian
Andrew Rosenberg
Michael Bain
Regina Duffy
Jacqueline Guenego

Borough Attorney: Robert T. Regan

Mayor Smart called the meeting to order at 7:30 PM and upon roll call all members of the Council were present with the exception of Mr. Volpe who had a business conflict. 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 same."

RESOLUTIONS

Authorization to Sign Risk Manager Agreement

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

BE IT RESOLVED by the Mayor and Council of the Borough of Haworth that Dan Larsen of Johl and Company is hereby appointed Risk Manager for the Year 2018 and the Mayor and Municipal Clerk are hereby authorized to sign the Risk Management Consultant Agreement.

Participation in 1033 Program for Police Department to Obtain Surplus Federal Property

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

WHEREAS, the Mayor and Council of the Borough of Haworth desires to participate in what is known as the 1033 program which allows law enforcement agencies to obtain surplus federal property that is in excess to the Department of Defense; and

WHEREAS, the Mayor and Council recognize that in the era of fiscal constraint participation in the 1033 program allows local units to obtain equipment that they might not otherwise be able to afford and to prepare for, respond to and recover from incidents of terrorism and natural disasters such as hurricanes; and

Participation in 1033 Program for Police Department to Obtain Surplus Federal Property – cont'd.

WHEREAS, the Mayor and Council recognize that although the equipment may be obtained is usually at no cost to the local unit, the Borough is responsible for the maintenance of the equipment and for any specialized training for its operation.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Haworth hereby authorizes participation in the 1033 program as per the system of local oversight established by the State of New Jersey.

On discussion Mr. Poosikian said that although this is a good program he had a concern that many items are costly to maintain and suggested the Mayor and Council pass on and approve every acquisition.

Mr. Rosenberg noted that much of this equipment is support ancillary equipment.

Mr. Regan suggested to add to the resolution “provided the Governing Body or Police Committee approve the acquisition of any equipment.”

It was concurred “that any acquisition of equipment” be approved by the Police Committee.

On voice vote all members voted in the affirmative to approve the resolution with the above amendment.

Approval of 2018-19 Blood Borne Pathogen Program Professional Agreement

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

BE IT RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute an Agreement with the Bergen County Department of Health Services for the Bloodborne Pathogen Program for the years 2018-2019 in the amount of \$18.00 per trained personnel and \$64.00 per dose of Hepatitis B vaccine for each year.

Approval of Shared Services Agreement for Health Officer and Animal Control Services

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

BE IT RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute a Public Health Shared Services Agreement with the Bergen County Department of Health Services for Health Officer and Animal Control Services for the years 2018, 2019 and 2020 for a total of \$11,665.32 in 2018, \$11,903.36 in 2019 and \$12,144.13 in 2020.

Support for Mutual Aid Plan and Rapid Deployment Force

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

WHEREAS, the Police Departments in Bergen County have a day to day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order, and

WHEREAS, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riots, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, riots, terrorist incidents and bombings, state and national emergencies, and

WHEREAS, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies, and

WHEREAS, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App. A:9-40.6, and

WHEREAS, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property, and

WHEREAS, it is also recognized that the Haworth Chief of Police, in accordance with the provisions of N.J.S.A. 40A:14-118 and under the authority of the Bergen County Prosecutor, has the authority to assign officers to a Task Force, Rapid Deployment Team, or Regional SWAT Team operated in conjunction with the Bergen County Prosecutor's Office, and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Haworth to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Haworth that the Police Department of the Borough of Haworth, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force, and

Support for Mutual Aid Plan and Rapid Deployment Force – cont'd

BE IT FURTHER RESOLVED that a copy of the Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, and all municipalities in the County of Bergen.

Mutual Aid Agreement – Fire Departments

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

WHEREAS, the undersigned municipalities, its Fire Departments and respective Fire Companies have entered into a mutual aid and assistance program pursuant to and required by law as set forth in N.J.A.C. 5:7A-2.2; and

WHEREAS, this agreement is and shall be by and between the following Municipalities, Fire Departments and Fire Companies and the parties who agree to be bound thereby:

- | | | |
|-------------|-----------------|------------|
| Alpine | Dumont | Norwood |
| Bergenfield | Harrington Park | Old Tappan |
| Closter | Haworth | Rockleigh |
| Cresskill | New Milford | Tenafly |
| Demarest | Northvale | |

WHEREAS, the Borough of Haworth wishes to continue to participate in said program.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth that they hereby affirm their intent to continue as participants in the Interboro Mutual Aid Group Agreement, the details of which are in the possession of the respective Fire Chiefs of the Fire Departments included in the Interboro Mutual Aid and as detailed by this resolution.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Mayor and Council of the aforementioned municipalities.

Authorization for 2018 Salary Increases

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

BE IT RESOLVED the Mayor and Council have determined to increase the annual salaries for Borough employees effective January 1, 2018 as follows:

Authorization for 2018 Salary Increases – cont'd.

1. Department of Public Works:

Superintendent salary – increase 2%

Foreman, Driver/Laborer, New Hires and Employees on steps – increase in accordance with Schedule A of Draft agreement for 2018-2020 between Haworth and Department of Public Works.

2. Police:

Contracted Officers on the steps increase in accordance with the increases specified in Ordinance 15-12.

Contracted Officers on the top step and contractual ranked officers increase 2%.

3. Clerk's Office, Election Office, Finance Office, Tax Collector, Payroll, Tax Assessor, Court Administration, Judge, Health Department, Building Department and Inspectors, Land Use Board Secretaries, Website Coordinator, Senior Van Employees and Public Safety Officer – increase 2%.

4. Library:

Salary Increases as recommended and approved by the Haworth Library Board of Trustees.

On discussion Mayor Smart explained the various increases including the increase in steps anticipated in the upcoming DPW and Police contracts and the other Borough employees who usually do not get raises until later in the year. He noted this resolution is to be followed with the appropriate ordinances.

Mr. Rosenberg noted the need for the Police and DPW raises to be subject to the conclusion of their respective contracts.

Mr. Regan suggested adding “the provisions in Nos 1 and 2 in the resolution are subject to the finalization of the respective collective bargaining units.”

On roll call to approve the resolution with the above amendment the vote was as follows: Ayes; Messrs. Poosikian, Rosenberg, Bain, Duffy, Guenego. Nays – none. Declared carried.

Introduction of Ordinance No. 18—01 – 2018 Administrative Salaries

A motion was offered by Mr. Rosenberg, seconded by Mrs. Duffy and unanimously carried that Ordinance No. 18-01 be offered for first reading.

Introduction of Ordinance No. 18—01 – 2018 Administrative Salaries – cont'd.

Ordinance No. 18-01 was then read by title only as follows:

**AN ORDINANCE TO FIX THE SALARIES, WAGES, COMPENSATION,
BENEFITS, STIPENDS AND WORKING CONDITIONS FOR EMPLOYEES
AND CERTAIN OFFICERS OF THE BOROUGH OF HAWORTH,
COUNTY OF BERGEN, NEW JERSEY**

A motion was offered by Mr. Bain and seconded by Mr. Rosenberg that Ordinance No. 18-01 be passed on first reading.

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

A motion was offered by Mr. Rosenberg, seconded by Mr. Bain and unanimously carried that Ordinance No. 18-01 be advertised as required by law and a date set for public hearing on January 23, 2018 at 7:30 PM at the Municipal Center.

Other Matters

Mrs. Duffy noted there has been shooting for two days at the pistol range this week.

Mr. Rosenberg responded he will look into this with the Police Chief.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Ms. B. Borghi, St. Nicholas Avenue asked when 2018 budgets are due.

Mayor Smart responded they were due on December 22, 2017 and Mr. Bain said the deadline will be extended so Ms. Borghi can obtain the budget forms for her committees.

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

Close Meeting to Public

The following resolution was offered at 8:00 PM by Mr. Bain, seconded by Mr. Poosikian and unanimously carried:

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

Close Meeting to Public – cont'd.

WHEREAS, the Governing Body deems it necessary to conduct a closed session and to exclude the public on January 9, 2018 at which time the following item will be discussed:

Affordable Housing, Declaratory Judgment Action

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 item 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 8:20PM and as there was no further business to come before the Council adjourned on motion duly offered, seconded and carried.

Ann E. Fay, RMC, CMC
Clerk-Administrator