

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

Present: Hon. John W. Smart, Mayor

Councilmembers: Glenn Poosikian  
Andrew Rosenberg  
Anthony Volpe  
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. 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."

Presentation of Proclamation to Dhana Gilbert

Mayor Smart explained that Ms. Gilbert was called out of town unexpectedly and therefore not able to be present this evening. He said the presentation will be held at a later date.

2018 Police Budget Presentation – Chief Michael Gracey

Chief Gracey referred to his proposed operating budget and capital requests.

Mr. Rosenberg commented that overtime costs are down to \$120,000 in this budget.

Mr. Poosikian questioned the water delivery item in this budget and the Chief responded every department is now paying for their water.

Mayor Smart questioned if there were any items in the budget in response to speeding problems in various areas in town.

The Chief responded he has requested 5 mobile units and a digital sign in his capital budget and explained the portable radar units in the police cars.

Chief Gracey then explained a capital request in connection with accreditation for the Department, explained the procedures for this process and that he has received a quotation of \$26,500. on a state contract.

2018 Police Budget Presentation – Chief Michael Gracey – cont'd.

The Chief then explained a trunking radio system which will become necessary in connection with the Interboro Radio system, noting the copper phone lines now in use which Verizon will no longer be replacing, radios would have to be upgraded in all the towns in the Interboro and upgrade for the existing portables to trunking and other radios. A discussion followed regarding the number of portables which would be needed in the budget.

Community Policing Unit

Chief Gracey explained he wants the Department to be more interactive with the community and the school, noted a card collection they have started with the students who can collect a full set of these cards and be eligible for a raffle ticket. He said the officers have been interacting with the students at the Haworth School and the Department would be asking for donations from local businesses, i.e. gift cards, etc. for prizes.

Mayor Smart noted solicitation concerns. The Chief explained he has a letter to be mailed to the merchants which will be the only solicitation.

Endorsement of Community Policing Unit

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

BE IT RESOLVED the Mayor and Council hereby approve and recognize the implementation of the Haworth Community Policing Unit to further enhance the relationship between the Police Department and the community.

BE IT FURTHER RESOLVED, that any monies collected for this unit will be strictly used to help fund any event or product determined by the Chief of Police to have a direct improvement to the relationship between the community and the Police Department.

BE IT FURTHER RESOLVED, a Dedication by Rider resolution be forwarded to the Division of Local Government Services for the purpose of depositing and expending funds paid by individuals to offset the costs of operating this program.

Police Trust Account

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

Police Trust Account – cont'd.

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider.

NOW THEREFORE BE IT RESOLVED by the Borough of Haworth, County of Bergen, New Jersey as follows:

1. The Borough Council does hereby request permission of the Director of the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:4-39 as amended by P.L. 1999, c.292, for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating the Haworth Community Policing Unit program
2. The Municipal Clerk is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Refund of Driveway Permit Deposit

The following resolution was offered by Mr. Volpe, seconded by Mr. Rosenberg 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>	<u>ADDRESS</u>
Morris Horwitz 278 Maple Street Haworth, NJ 07641	1360	\$100.00	342 Pleasant Lane

Designation of Stigma Free Zone

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

On discussion Mrs. Duffy explained that this is an educational program involved with the Board of Health, there will be programs, etc. and Bridget Duffy will be the representative.

On voice vote all members voted in the affirmative. Declared carried.

Emergency Traffic Light Repair

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

WHEREAS, an emergency has arisen with respect to Current Fund appropriations, and

WHEREAS, no adequate provision has been made in the 2018 Temporary Budget for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2018 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$7,381.75 for Current Fund, and

WHEREAS, said emergency temporary appropriation will be provided for in the 2018 budget.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Governing Body of the Borough of Haworth, County of Bergen, that in accordance with R.S. 40A:4-20, Temporary Emergency Appropriations be and the same is hereby made for:

CURRENT FUND

Repair to traffic signal at Haworth Avenue and Schraalaenburgh Road \$7,381.75

Authorization to Sublease & Assignment American Tower Corp. & Verizon (Cell Tower)

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

WHEREAS, the Borough of Haworth is party to a Lease Agreement with New York SMSA Limited Partnership d/b/a Verizon Wireless ("Verizon") pertaining to certain property known as Block 132, Lot 1 as depicted on the tax map, being more commonly known as 300 Haworth Avenue ("the property"); and

WHEREAS, the Lease Agreement and subsequent Amendments permit Verizon to maintain certain equipment and improvements on the property for telecommunications, transmitting, and receiving facilities, including a lattice tower and associated antennae; and

WHEREAS, the Lease Agreement permits Verizon to assign its rights under the Lease Agreement, provided that the consent of the Borough is required, with the Lease providing that such consent shall not be unreasonably withheld; and

Authorization to Sublease & Assignment American Tower Corp. & Verizon (Cell Tower) – cont'd.

WHEREAS, Verizon and its affiliate American Tower Corporation seek to enter into a Sublease with Sigfox NIP, LLC, with American Tower Corporation and Verizon continuing to be responsible for all obligations under the Lease Agreement.

NOW THEREFORE BE IT RESOLVED that Mayor John W. Smart and Borough Clerk Ann E. Fay be and are hereby authorized to execute any and all documents consenting to the aforesaid Sublease and Assignment.

Transfer of 2017 Budget Appropriations

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

WHEREAS, NJSA 40A:4-59 provides for Municipalities to transfer within the appropriation reserves for the preceding budget during the first three months of the fiscal year; and

WHEREAS, it is necessary to transfer the following funds within the 2017 Appropriation Reserve Budget providing for appropriations to fulfill the obligations chargeable to the 2017 budget.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Haworth that the Chief Financial Officer be and is hereby authorized in accordance with NJSA 40A: 4-59 to make the following appropriation reserve transfers within the 2017 budget for the Borough of Haworth.

		From		
7-01-23-005-100	Clerk SW	\$	500.00	
7-01-23-098-300	Workers Comp	\$	4,952.00	
7-01-25-120-100	Police SW	\$	500.00	
7-01-28-205-300	Recreation	\$	4,500.00	
7-01-23-095-300	Group Insurance	\$	3,848.00	
7-01-26-155-100	Snow Removal	\$	3,200.00	
		\$	17,500.00	
		To		
7-01-20-050-300	Computer Maint	\$	500.00	
7-01-23-096-300	Other Insurance	\$	8,800.00	
7-01-20-055-300	Legal	\$	4,500.00	
7-01-31-294-300	Oradell Flow Charges	\$	3,200.00	
7-01-25-120-300	Police OE	\$	500.00	
		\$	17,500.00	

Approval of Payment of Bills

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

FOR COPY OF RESOLUTION AND BILL LIST  
SEE PERMANENT MINUTES  
PAGES 40A – 40H

Ordinance No. 18-02 – Department of Public Works Salaries – 2018, 2019, 2020

A motion was offered by Mr. Bain, seconded by Mr. Volpe and unanimously carried that Ordinance No. 18-02 be offered for first reading.

Ordinance No. 18-02 was then read by title only as follows:

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

A motion was offered by Mr. Poosikian and seconded by Mr. Volpe that Ordinance No. 18-02 be passed on first reading.

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

A motion was offered by Mr. Volpe, seconded by Mr. Poosikian and unanimously carried that Ordinance No. 18-02 be advertised as required by law and a date set for public hearing on February 27, 2018 at 7:30 PM at the Municipal Center.

Preparation of Master Plan Re-Examination Report

Mayor Smart explained the proposal received by the Borough's Planner Caroline Reiter for this preparation in the amount of \$6,000. for 2018 and \$3,000. for 2019.

Mr. Regan noted this document has to be completed within the 10 year period from the last re-examination.

It was noted that Ms. Reiter will be attending next week's Planning Board meeting.

Riverside Cooperative Road Program

Mr. Volpe reported the Borough Engineer and Mr. Kelly inspected the Borough's roads and have submitted 6 or 7 for re-surfacing for this year's road program.

Mayor Smart suggested checking with Bergen County in connection with curbing and handi-capped ramping for any of the County roads they may be paving.

Appointment to Department of Public Works

Mr. Volpe reported the DPW Committee has met and the unanimous decision was to hire Harrison Brace who has been working as a seasonal employee to a full time position with the Department.

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

BE IT RESOLVED the Mayor and Council hereby appoint Harrison Brace as full-time Driver-Laborer in the Department of Public Works effective February 16, 2018 subject to the successful passing of physical and psychology examinations.

Request to Place Lawn Signs on Borough Property

A request having been received from a Borough resident to place lawn signs promoting the high school Project Graduation, it was noted the Borough has prohibited these types of signs on Borough property.

Mr. Volpe suggested offering the new sign be placed at the railroad tracks for this purpose.

It was concurred that the resident be notified to approach the Parks and Playgrounds Committee for permission to use the sign.

New Federal Tax Laws

Mayor Smart noted that several residents prepaid their 2018 property taxes – most of these paying the 2018 portion already assessed however others paid beyond that.

Discussion was held regarding the prepaying of taxes if they have not been assessed.

Recycling

Mayor Smart noted problems with there being no demand for recycling materials, the Borough is in the last year of a 3 year recycling contract and any further contracts probably will be more expensive.

Town Letter

Mayor Smart distributed to the Council a letter he has prepared to be sent town wide and asked for comments from the councilmembers.

Proposed Ordinance

Mr. Regan explained he has prepared an ordinance for introduction at the next meeting to establish requirements related to performance and maintenance guarantees for on-tract improvements in connection with recent state legislation.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Ms. B. Borghi, St. Nicholas Avenue, asked if the Ambulance Corps was asking for both members and drivers.

Mrs. Duffy responded, both.

Ms. Borghi said there might be more response for drivers.

Ms. Borghi then said the electronic sign should just be used for police matters.

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

Close Meeting to Public

The following resolution was offered at 9:25 P.M. by Mr. Rosenberg, 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

**WHEREAS**, the Governing Body deems it necessary to conduct a closed session and to exclude the public on February 13, 2018 at which time the following item will be discussed:

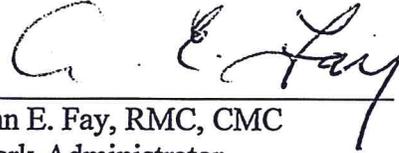
Police Contract Update  
Police Grievance  
Affordable Housing – Vacant Land

**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 10:15 P.M. and as there was no further business to come before the Council adjourned on motion offered by Mr. Bain, seconded by Mr. Posingian and unanimously carried.



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Ann E. Fay, RMC, CMC  
Clerk-Administrator

