

194. Executive Meeting of the Mayor and Council of the Borough of Haworth held on September 11, 2018 at the Municipal Center

Present: Hon. John W. Smart, Mayor

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

Borough Attorney: Robert T. Regan

Mayor Smart called the meeting to order at 7:30 PM noting 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 notices to all persons who requested same and prepaid the same."

Appointment of Committee to Honor Councilman Volpe

Mayor Smart explained that he has heard a number of requests for ideas to create a memorial for Councilman Volpe, he spoke to the Volpe family who have indicated they are interested and asked Mrs. Volpe to chair a committee to honor Mr. Volpe. The Mayor said Mrs. Volpe gave him a list for this committee including Susan Jansson, Drew Miller, Michael Shea, George MacBeth, Vincent and Devery Volpe, Lorraine MacBeth and Marie Elias and Ms. Guenego will serve as council liaison to this committee. He also noted that funds are available from the Golf Outing.

The meeting was opened to the public on this subject.

Mr. M. Shea said he would tell Mrs. Volpe about this discussion and that he is here to help, noting one suggestion has been to raise funds for a scholarship.

Mr. Weiss commented there will be many opinions regarding this memorial and Mr. Poosikian said the Council should have some say also to which Mayor Smart responded that Ms. Guenego will be the council liaison to the committee.

Ms. B. Borghi said she would work with the group and with the Parks and Playgrounds Committee if they need anything and said this was a wonderful idea.

Close Meeting to Public

The following resolution was offered at 7:45 PM by Mr. Bain, seconded by Mr. Weiss 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 September 11, 2018 at which time the following items will be discussed:

Interview with Chris Simkins  
METRO-PCS  
Schafer property

**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.

Re-open Meeting to Public

The meeting was reopened to the public at 9:00 PM.

Consent Agenda

A motion was offered by Mr. Rosenberg, seconded by Mrs. Duffy and unanimously carried to approve the following consent agenda.

Approval of Raffle License

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Haworth that the On-Premise, Merchandise #RA-465 and Off-Premise, 50/50 #RA-466 Raffle Applications of Kens Krew Inc to be held at White Beeches Golf & Country Club on October 9, 2018 be approved as submitted providing all rules and regulations of Legalized Games of Chance Control Commission are adhered to.

Renewal of Membership in the Bergen County Joint Insurance Fund

WHEREAS, the Borough of Haworth is a member of the Bergen County Municipal Joint Insurance Fund; and

Consent Agenda – cont’d.

Renewal of Membership in the Bergen County Joint Insurance Fund – cont’d.

WHEREAS, said renewed membership terminates as of December 31, 2018 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership.

NOW THEREFORE BE IT RESOLVED as follows:

1. The Borough of Haworth agrees to renew its membership in the Bergen County Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality’s intention to renew its membership.

Approval for Purchase of Security Cameras for Library

WHEREAS, quotations were sought for the purchase and installation of a Security Camera System Installation for the Haworth Library ; and

WHEREAS, two quotations were received; and

WHEREAS, it is recommended by the Mayor and Council that the quotation received from J&B Lock and Alarm is the most responsive.

NOW THEREFORE BE IT RESOLVED that a contract be awarded to J&B Lock and Alarm, Inc., 272 Closter Dock Road, Closter, NJ 07624 in the amount of \$6,490.00 as outlined in their proposal dated September 4, 2018.

Approval of Rides for Celebrate Haworth Day

WHEREAS, quotations were sought for providing Rides for Celebrate Haworth Day; and

WHEREAS, two quotations were received; and

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

Consent Agenda – cont’d.

Approval of Rides for Celebrate Haworth Day – cont’d.

NOW THEREFORE BE IT RESOLVED that a contract be awarded to Party Jam, Inc., 444 Sharrotts Road, Staten Island, NY 10309 in the amount of \$4,492.50 as outlined in their proposal dated August 31, 2018.

Appointments to Community Development

WHEREAS, the Borough of Haworth has entered into a Three Year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that the Borough Council appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2018-2019 term starting July 1, 2018 and ending on June 30, 2019.

NOW THEREFORE BE IT RESOLVED that the Borough Council hereby appoints Michael Bain as its representative and Andrew Rosenberg as its alternate and that the Mayor hereby appoints Mayor Emeritus John Dean DeRienzo as his representative and Mayor Smart will serve as the alternate representative to serve on the Community Development Regional Committee for FY 2018-2019; and

BE IT FURTHER RESOLVED that an original copy of this resolution be forwarded to Robert G. Esposito, Director, Bergen County Division of Local Government, One Bergen County Plaza, Fourth floor, Hackensack, NJ 07601 for receipt no later than Friday, October 12, 2018.

Refund of Overpayment of Taxes

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth that the Tax Collector be authorized to refund the overpayment of 2018 property taxes to the following homeowner:

<u>BLOCK</u>	<u>LOT</u>	<u>REFUND TO:</u>	<u>2018 TAXES</u>
1500	13	Susan Stern 115 Morris Ave Haworth, NJ 07641	\$ 6,715.17
			<b>\$ 6,715.17</b>

Consent Agenda – cont'd.

Approval of Payment of Bills

FOR COPY OF RESOLUTION AND BILL LIST  
SEE PERMANENT MINUTES  
PAGES 201A – 201H

Recycling Contract

Mayor Smart explained the Borough's recycling contract expires at the end of the year however there is an option in the contract for an extension or the Borough could go out to bid. It was agreed to go with the one year extension and a resolution will be prepared for the next meeting.

Technical Assistant for Building Department

Ms. Fay reported several interviews were held for this position and it is the recommendation to hire Ms. Anna Piantino.

Downtown Project

Mayor Smart noted that at the last meeting the Council considered the option of a special assessment to the property owners in connection with this project, said it is a cumbersome process and a contract has already been prepared as well as a resolution awarding the contract.

Mr. Poosikian responded the Council should still proceed with appointing an Assessment Commission or the Tax Assessor to conduct the assessment on the property owners in the downtown area to which Ms. Guenego said she agreed.

Mr. Rosenberg disagreed and said the award should not be approved with the special assessment.

Mr. Weiss commented the responsibility of the improvement is the town's and said there should be no special assessment.

Mrs. Duffy said this is a benefit for the whole town, not the property owner's responsibility and it is for the look of the town.

Award of Contract for Downtown Improvements

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

Consent Agenda – cont’d.

Award of Contract for Downtown Improvements – cont’d.

**WHEREAS**, on or about July 6, 2017 the Borough received proposals for Downtown Improvements – Terrace Street and St. Nicholas Avenue (“The Project”) after public advertisement therefor, and one bid was received from S. Batata Construction, which bid was subsequently rejected as being in excess of the cost estimates received prior to advertising for proposals; and

**WHEREAS**, The Project was re-bid with bids being received on June 29, 2018 with bid submissions being from Zuccaro, Inc. and S. Batata Construction; and

**WHEREAS**, by resolution dated July 10, 2018 both bids were rejected, with the Governing Body determining that the bids were unreasonable as to price based upon cost estimates prepared on behalf of the Borough; and

**WHEREAS**, the bids rejected by the July 10, 2018 resolution represent the second time that the Borough has rejected the bids as not being reasonable as to price based upon cost estimates; and

**WHEREAS**, the July 10, 2018 resolution authorizes negotiations for a Contract with the two bidders, Zuccaro, Inc. and S. Batata Construction, and both bidders were afforded reasonable opportunity to negotiation as is permitted pursuant to *N.J.S.A. 40A:11-5(iii)*; and

**WHEREAS**, S. Batata Construction has declined to participate in the negotiation process; and

**WHEREAS**, the Borough desires to enter into a Contract with Zuccaro, Inc. for a price less than the lowest bid price rejected as set forth in the July 10, 2018 resolution; and

Consent Agenda – cont'd.

Award of Contract for Downtown Improvements – cont'd.

**WHEREAS**, The Chief Financial Officer has certified that funds are available for The Project from Line Item No. \_\_\_\_\_.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Haworth as follows:

1. The Borough authorizes the award of a Contract to Zuccaro, Inc. for price of \$592,668.60. The Contract price represents the elimination of certain items pertaining to uplighting of trees, landscaping and contingencies totaling \$89,886.00, together with alternate ornamental lights manufacturer totaling \$15,000.00, or a total reduction of \$104,886.00.

2. The Mayor and Borough Clerk be and are hereby authorized to execute a Contract for the sum of \$592,668.60 in accordance with the negotiation process and the agreed upon price as set forth here.

On discussion Mr. Poosikian said this was too much money, the property owners were not notified of the project and the DPW was not in favor of the bump-outs provided for in the plan.

On roll call the vote was as follows: Ayes; Messrs. Rosenberg, Bain, Duffy, Weiss. Nays – Mr. Poosikian and Ms. Guenego. Declared carried.

Appointment to Building Department Staff

A motion was offered by Mrs. Duffy and seconded by Mr. Rosenberg to approve the employment of Anna Piantino as part time Technical Assistant in the Building Department at a salary of \$20.00 per hour.

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

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. T. Cusanelli, Schraalenburgh Road said he agreed with Mr. Poosikian regarding the cost of the Downtown Project, questioned if there were any renderings of the project, discussed the design of the pavers and that the property owners should have had a say in the project.

Mayor Smart responded he had shown Mr. Cusanelli the plans a year ago.

Mr. Cusanelli said that was a different set of drawings only for the rear of the properties, questioned if the tree pits will fit, the width of the sidewalks and the bump outs.

Mayor Smart responded the bump outs will provide speed control and safety.

Mr. Cusanelli then said he is totally against the project, there is no consideration for pedestrian traffic and is a waste of money.

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

Swim Club

Mrs. Duffy reported Mr. Mike Ives has resigned as the manager of the Club and the Borough will be seeking his replacement.

As there was no further business to come before the Council a motion was offered at 9:30 PM by Mr. Weiss, seconded by Mr. Poosikian and unanimously carried to adjourn.

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Ann E. Fay, RMC, CMC  
Clerk-Administrator

201A. Executive Meeting of September 11, 2018

201B. Executive Meeting of September 11, 2018

201C. Executive Meeting of September 11, 2018

201D. Executive Meeting of September 11, 2018

201E. Executive Meeting of September 11, 2018

201F. Executive Meeting of September 11, 2018

201G. Executive Meeting of September 11, 2018

