

173. Executive Meeting of the Mayor and Council of the Borough of Haworth held on September 10, 2019 at the Municipal Center

Present: Hon. Thomas P. Ference, Mayor

Councilmembers: Glenn Poosikian
Andrew Rosenberg
Michael Bain
Jacqueline Guenego (by speaker phone)
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 except Ms. Guenego who was on speaker phone. 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.’”

Salute to Flag

Mayor Ference led those present in the pledge of allegiance.

Correspondence

<u>Letter From</u>	<u>Subject</u>	<u>Referred to</u>
State Dept. Transportation	Notification of Plans for Improvements to Railroad Crossings	All Council Police Chief Engineer

On discussion Mr. Poosikian noted since the Borough is no longer seeking a “quiet zone” these improvements to the railroad crossing will be undertaken. Mayor Ference noted the improvements will be done as a state expense.

Ordinance No. 19-11 – Prohibiting Use of Certain Single Use Plastic Items

Mayor Ference explained the introduction of this ordinance was tabled at the last meeting and the Council now has a revised ordinance.

Ordinance No. 19-11 – Prohibiting Use of Certain Single Use Plastic Items – cont’d.

Mrs. Wasser explained the additions and deletions in the revised ordinance and an additional clause to allow for 6 months for enforcement of the new regulations.

A motion was offered by Mrs. Wasser, seconded by Ms. Siciliano and unanimously carried that Ordinance No. 19-11 be offered for first reading.

Ordinance No. 19-11 was then read by title only as follows:

AN ORDINANCE TO AMEND CHAPTER III OF THE CODE OF THE BOROUGH
OF HAWORTH ENTITLED, “POLICE REGULATIONS”

A motion was offered by Mr. Poosikian and seconded by Mrs. Wasser that Ordinance 19-11 be passed on first reading.

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 Ms. Siciliano, seconded by Mrs. Wasser and unanimously carried that Ordinance No. 19-11 be advertised as required by law and a date set for public hearing on September 24, 2019 at 7:30 PM at the Municipal Center.

Extension of Trash and Recycling Contracts

A motion was offered by Mr. Bain and seconded by Mr. Poosikian to extend both the current trash and recycling contracts for the year 2020 and authorize Mr. Regan to draw the respective contracts.

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

CONSENT AGENDA

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

Refund of Driveway Permit Deposits

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

CONSENT AGENDA – cont’d.

Refund of Driveway Permit Deposits – cont’d.

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

<u>NAME AND ADDRESS</u>	<u>PERMIT #</u>	<u>AMOUNT</u>	<u>ADDRESS</u>
A. Macchione Brothers 71 S. Newman Street Hackensack, NJ 07601	01 1399	\$100.00 \$100.00	354 Pine Lane 428 Harland Avenue
Carmine LoFaro 428 Harland Avenue Haworth, NJ 07641	1402	\$125.00	428 Harland Avenue

Approval of Raffle License – Knights of Columbus

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth that the On-Premise, 50/50 Raffle Application of the Knights of Columbus #RA-477 to be held at Sacred Heart Church, 102 Park Street on October 4, 2019 be approved as submitted providing all rules and regulations of Legalized Games of Chance Control Commission are adhered to.

Authorize Purchase of Pick-up Bed for DPW Truck 429

WHEREAS, the Borough of Haworth is a party to a cooperative purchasing agreement with the ESCNJ, a cooperative purchasing program organized pursuant to N.J.S.A. 40a:11-10 and N.J.A.C. 5:34-7.11; and

WHEREAS, the Local Public Contracts Law authorizes a municipality to purchase goods and services through duly-formed cooperative purchasing system without advertising for bids; and

WHEREAS, the procurement of goods and services through a cooperative purchasing program is considered to be an open and fair process under the New Jersey Pay-to-Play Law N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Borough of Haworth has a need to purchase, on a timely basis, goods or services utilizing ESCNJ contracts during 2019; and

WHEREAS, the Borough of Haworth plans to utilize the ESCNJ contract Vendors listed on the attachment, such transaction shall be subject to all conditions applicable to the current ESCNJ contracts; now, therefore

CONSENT AGENDA – cont’d.

Authorize Purchase of Pick-up Bed for DPW Truck 429 – cont’d.

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth, in the County of Bergen, that the administrator and mayor are authorized to purchase goods or services in 2019 from the approved ESCNJ Council Contract Vendors on the attached list, pursuant to all conditions of the individual contracts; and

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or other similar document.

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
Cliffside Body Corp. 130 Broad Av. Fairview, NJ 07022	New Reading Classic II Service Body	\$7,978.00

Co-op ESCNJ contract #17/19-42

Approval Fuel Tank Removal & Replacement at DPW

WHEREAS, the Borough of Haworth is a party to a cooperative purchasing agreement with the Bergen County Cooperative Pricing Council a cooperative purchasing program organized pursuant to N.J.S.A. 40a:11-10 and N.J.A.C. 5:34-7.11; and

WHEREAS, the Local Public Contracts Law authorizes a municipality to purchase goods and services through duly-formed cooperative purchasing system without advertising for bids; and

WHEREAS, the procurement of goods and services through a cooperative purchasing program is considered to be an open and fair process under the New Jersey Pay-to-Play Law N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Borough of Haworth has a need to purchase, on a timely basis, goods or services utilizing Bergen County Cooperative Pricing Council contracts during 2019; and

WHEREAS, the Borough of Haworth plans to utilize the Bergen County Cooperative Pricing Council Contract Vendors listed on the attachment, such transaction shall be subject to all conditions applicable to the current Bergen County Cooperative Pricing Council contracts; now, therefore

CONSENT AGENDA – cont’d.

Approval Fuel Tank Removal & Replacement at DPW – cont’d.

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth, in the County of Bergen, that the administrator and mayor are authorized to purchase goods or services in 2019 from the approved Bergen County Cooperative Pricing Council Contract Vendors on the attached list, pursuant to all conditions of the individual contracts; and

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or other similar document.

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
T.Slack Environmental 180 Market Street Kenilworth, NJ 07033	removal/replacement of fuel tanks & fuel monitoring system located at DPW	\$171,086.00

Authorize Purchase of Touch Smart Display for Gramco Recording System

WHEREAS, the Borough of Haworth is a party to a cooperative purchasing agreement with the ESCNJ, a cooperative purchasing program organized pursuant to N.J.S.A. 40a:11-10 and N.J.A.C. 5:34-7.11; and

WHEREAS, the Local Public Contracts Law authorizes a municipality to purchase goods and services through duly-formed cooperative purchasing system without advertising for bids; and

WHEREAS, the procurement of goods and services through a cooperative purchasing program is considered to be an open and fair process under the New Jersey Pay-to-Play Law N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Borough of Haworth has a need to purchase, on a timely basis, goods or services utilizing ESCNJ contracts during 2019; and

WHEREAS, the Borough of Haworth plans to utilize the ESCNJ contract Vendors listed on the attachment, such transaction shall be subject to all conditions applicable to the current ESCNJ contracts; now, therefore

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth, in the County of Bergen, that the administrator and mayor are authorized to purchase goods or services in 2019 from the approved ESCNJ Council Contract Vendors on the attached list, pursuant to all conditions of the individual contracts; and

CONSENT AGENDA – cont'd.

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or other similar document.

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
Gramco Business Communications 1149 Bloomfield Av. Clifton, NJ 07012	Complete Touch Smart Display	\$9,200.00

Co-op ESCNJ Contract #65MCESCCPS

Approve Purchase of Early Literacy Station for Library

BE IT RESOLVED, the Mayor and Council hereby authorize the purchase of an Early Literacy Station Computer for the Haworth Public Library from AWE Learning, 2501 Seaport Drive, Chester PA 19013 in the amount of \$3,200.00 as outlined in their quotation dated August 16, 2019.

Approval Rental of Games, etc. for Celebrate Haworth Day

BE IT RESOLVED the Mayor and Council hereby authorize the rental of rides and games for Celebrate Haworth Day from Party Jam Inc., 18 Hervey Street, Staten Island, NY 10309 in the amount of \$4,725.00 as outlined in their proposal dated August 8, 2019.

Approval of Payment of Bills

FOR COPY OF RESOLUTION AND BILL LIST
SEE PERMANENT MINUTES
PAGES 182A – 182H

Approval of Minutes

Executive Meeting of August 13, 2019

OTHER MATTERS

Arts Committee

Ms. C. Gaard, chairman of the Arts Committee explained that last year in setting up the Ghost Stories event at the pond they were told they could not go on the roof of the gazebo to set

OTHER MATTERS – cont’d.

Arts Committee – cont’d.

up decorations which they had not been told beforehand. She asked what are the regulations and noted the need for better communication and the need for clarity.

Mr. Poosikian responded the questions should be addressed by Ms. Guenego, liaison to the Parks and Playgrounds Committee.

Ms. Guenego said decorating the gazebo is fine, but nothing should be on the roof in regard to the lighting.

Mr. Bain said there can be no interference with the LED lights on the roof.

Ms. Borghi, chairman of the Parks and Playgrounds Committee said she is seeking an electrician to repair and reprogram the LED lights.

Mayor Ference said everything has to be approved by the Parks and Playgrounds Committee.

Ms. Gaard then discussed signage and banners for events in town.

Mr. Bain responded work is in place for signage policies and Ms. Guenego will try to work with everyone so there is a cohesive and uniform policy, suggested the forming of an ad hoc committee for policy and in the interim everyone wants to be cooperative.

Solar Task Force Report

Mayor Ference noted this report will be a formal item on the agenda for the first meeting in October.

Mr. A. Anderson, one of the authors of this report thanked all the members of the Task Force and explained the content of the report.

Mayor Ference asked what specifically should the council look at.

Mr. Anderson explained it is important to look at what can be done regarding climate change and solar power and what actions can be taken, i.e., education, placing solar panels on municipal buildings, etc.

Discussion was held regarding proper exposures for solar panels, the tree canopy in the Borough, tax credits, etc.

Solar Task Force Report – cont’d.

The meeting was then opened to the public on the Solar Report.

Dr. M. Kahn, Paulson Place referred to tax credits regarding solar panels, 100% of main municipal buildings would be eligible, referred to solar panels now installed in Haworth, shading and which houses would be good for this project.

Mayor Ference thanked the Solar Committee and Dr. Kahn for their work and information.

1033 Program

Mr. Rosenberg explained this is a program to receive federal equipment at no cost to the Borough, there is a stipulation that any acquisition be approved by the Police Committee which has been done to acquire two vehicles of a “tractor type” – one for the Police Department and one for the DPW which the DPW will pick up.

Municipal Parking

Mr. Rosenberg indicated he will get information to the council on the committee’s suggestions on this matter.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. K. Kolkebeck, 53 Osmers Way discussed a drainage issue on Osmers Way.

Mr. Poosikian explained the sewer jet was sent there, however the storm drain does not flow out as there is no connection. He said the engineer will inspect the area.

Ms. L. Dezerga, Terrace Street referred to several issues she has regarding the downtown project underway as follows: there is 10” more of sidewalk on the west side of the street, handicapped accessibility is needed, the planting of trees can be a problem, with a ramp at the physical therapist’s office since there will only be 4’ to walk on and asked the plans be looked at.

Mr. Poosikian responded he would look at the area tomorrow morning with the DPW superintendent.

Ms. Dezerga then referred to the former Chamber of Commerce, explained past events, etc. and now since there are more businesses in town she would like to see the Chamber start up again. Mr. Bain responded efforts will be made to get the groups together.

Open Meeting to Public – cont'd.

Dr. Kahn referred to the plastics ordinance and said the use of dry cleaning bags was not mentioned, asked about paper cups and further asked about the “quiet zone” referred to earlier in the meeting.

Mr. Rosenberg explained the past history of the “quiet zone” and the cost which would have been incurred.

Mrs. Wasser referred to Dr. Kahn’s comment regarding the dry cleaning bags indicating that she has spoken about this to the dry cleaner in town and the Borough is not prepared to take the step to ban those bags at this time.

Ms. Sharon Grosso, Sylvan Place referred to a historical marker in town for Gen Robert Roberts (Roberts Rules of Order) which she said she would like to update, it belongs to Haworth, is in the median on Haworth Avenue and would like permission to do the work.

A motion was offered by Mr. Bain, seconded by Mrs. Wasser and unanimously carried to grant permission to Ms. Grosso to update the marker as previously discussed.

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

Close Meeting to Public

The following resolution was offered by Mr. Rosenberg, seconded by Mr. Bain and unanimously carried at 8:55 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

WHEREAS, the Governing Body deems it necessary to conduct a closed session and to exclude the public on September 10, 2019 at which time the following items will be discussed:

- DJ Action (Affordable Housing)
- Luk Oil
- Tax Appeal
- Personnel Matter

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

Close Meeting to Public – cont'd.

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 9:20 PM.

Adjournment

As there was no further business to come before the Council a motion was offered by Mr. Bain, seconded by Mr. Rosenberg and unanimously carried at 9:20 PM to adjourn.

Ann E. Fay, RMC, CMC
Clerk-Administrator

182A. Executive Meeting of September 10, 2019

182B. Executive Meeting of September 10, 2019

182D. Executive Meeting of September 10, 2019

