

125. Executive Meeting of the Mayor and Council
of the Borough of Haworth held on August
11, 2020 via Zoom Meeting

Present: Hon. Thomas P. Ference, Mayor

Councilmembers: Glenn Poosikian
Andrew Rosenberg
Michael Bain
Jacqueline Guenego
Dina Siciliano
Heather Wasser

Borough Attorney: Robert T. Regan

Mayor Ference called the meeting to order at 7:35 PM and upon roll call all members of the Council were present. The Mayor then read the following statement: "This is the 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 in the office of the municipal clerk and mailing notice to all persons who requested same and prepaid the cost fixed by the council."

Salute to Flag

Mayor Ference led those present in the pledge of allegiance.

Announcements

Mayor Ference gave a summary of conditions in the borough in the last six days as a result of the hurricane of August 4th noting work has been continuing steadily to get the power back on, etc. and praised the efforts of the councilmembers in coordinating with the various utilities. He explained the utilities prioritize repairs by the size of the town, information was shared, trucks came in from out of state and further described the procedures of the utilities. He further explained internet connections were lost with Optimum, noted their procedures and some residents are still without this service. He thanked all the councilmembers, the DPW and police department for all their assistance.

Mayor Ference noted that CSX is working on the Durie Avenue railroad crossing and then will be repairing the Haworth Avenue crossing and the cross-walk.

Mr. Poosikian expressed his thanks to the DPW who he said worked tirelessly with the storm clean-up.

Mayor Ference noted there would not be a second meeting in August.

Ordinance 20-10 Social Media Policy- 2nd Reading, Public Hearing

A motion was offered by Mrs. Wasser, seconded by Ms. Guenego and unanimously carried that Ordinance No. 2010 be offered for second reading.

A summary of Ordinance No. 20-10 is as follows:

AN ORDINANCE TO ESTABLISH A SOCIAL MEDIA POLICY FOR THE BOROUGH OF HAWORTH AND TO ESTABLISH REGULATIONS PERTAINING TO THE USE OF BOROUGH SOCIAL MEDIA SITES.

This Ordinance establishes guidelines in connection with the use of social media sites, pages, and websites by the Borough for the purpose of providing information to Haworth residents, employees and visitors.

The Ordinance establishes a social media policy pertaining to the use of social media in connection with Borough business. Social media includes websites of the Borough and municipal organizations, as well as Facebook, Instagram and Twitter. The Ordinance is applicable to all Borough agencies and Departments and any other entity approved by the Borough.

A Borough social media site may only be approved by a committee established by the Borough subject to particular criteria and standards as set forth in the Ordinance. The Ordinance establishes a comment policy as set forth in Section 4. In addition, Section 5 details prohibited content and provides that any inappropriate forms of content shall be removed from the Borough's social media pages and website.

The meeting was opened to the public on this ordinance. As there were no comments the meeting was closed to the public on this ordinance.

A motion was offered by Ms. Guenego, seconded by Mrs. Wasser and unanimously carried that Ordinance No. 20-10 be passed on second and final 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. Guenego, seconded by Mrs. Wasser and unanimously carried that the passage of Ordinance No. 20-10 be advertised as required by law.

Other Matters

Celebrate Haworth Day – Alternate Version for 2020

Mr. Bain explained the recreation commission has been discussing an event “Shop in the Park” as an alternate for the annual Celebrate Haworth Day event to address the challenges with

Other Matters – cont’d.

Celebrate Haworth Day – Alternate Version for 2020 – cont’d.

the ongoing pandemic. He noted the following: a single file of traffic at Memorial Field; the need for more volunteers; 85% of last year’s vendors are willing to come and he advised moving forward on this plan.

Ms. Guenego responded there would be time conflicts with the Flu Clinic scheduled for the same day and suggested the hours of 11-3 for the event.

Ms. T. Stratton, member of the Recreation Commission said they were flexible with the timing and the event would be more like a farmer’s market.

Mayor Ference questioned why isn’t it going to be a family community day.

Ms. Stratton said it would be a “shopping event”, no rides, etc.

Mr. Bain commented it is a social event with food trucks and the playground will be opened.

Ms. Guenego asked about protection for the volunteers.

Mr. Bain responded masks, hand sanitizers, etc. will be provided.

Mayor Ference noted his concern with sanitizing and food handling.

Ms. Stratton explained there be a one-way system, no picking up or handling of food – only the vendors will be doing that.

Mr. Poosikian said this was a novel idea and noted past Haworth Days where people talk and not leaving when they have finished the route.

Mr. Bain said they would be congregating in another area and they will have to keep people moving.

Mr. Poosikian then asked if a liquor store would be a vendor.

Mr. Bain said they are not sure but he would not be in favor, or perhaps maybe just a tasting event.

Mr. Regan noted they would probably need a permit re. ABC regulations.

Other Matters – cont'd.

Celebrate Haworth Day – Alternate Version for 2020 – cont'd.

Ms. Siciliano said she appreciated the plan however it looks tight regarding the spacing of people referring to the mock-up of the area. Ms. Stratton responded they have measured the area and felt there is more than enough space.

Mayor Ference said he would like a more detailed plan for a feel of how much activity. etc. there would be.

Ms. Guenego noted the need for volunteers who will be firm and asked how many there would be and how they will be trained. Mr. Bain responded members of the recreation commission will have to be involved in the security for the event.

Mayor Ference suggested asking the police auxiliary for their assistance and Mr. Bain said the police will have a presence there.

It was concurred to have more discussion at the first meeting in September regarding formal approval for this event.

Plastic Ordinance

Mrs. Wasser explained the Environmental Commission is asking about the enforcement of this ordinance since it has been delayed due to the pandemic since they want to enforce it.

Ms. Guenego suggested by the end of the year.

Mrs. Wasser noted the stores have been going through their inventory and Mayor Ference said the merchants are not re-stocking the items which have been banned.

Mrs. Wasser said she would check in with the merchants and the Mayor said there could then be a more specific proposal regarding a date for enforcement.

CONSENT AGENDA

A motion was offered by Mr. Bain and seconded by Mr. Rosenberg to approve the following consent agenda.

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

CONSENT AGENDA – cont'd.

Approval of 2020-21 Liquor Licenses

WHEREAS, the following liquor licenses in the Borough of Haworth are due for renewal for the 2020-2021 year, and

WHEREAS, the applications submitted by the applicants are complete in all respects and the applicants are qualified to be licensed according to all statutory, regulatory and local government ABC laws and regulations, and

WHEREAS, the applicants have disclosed and the issuing authority has reviewed whether any additional financing was obtained in the previous license term for use in the licensed business.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth that the renewal of the following licenses in the Borough of Haworth are approved:

Plenary Retail Consumption License

to: Sailor Mutt Inc.	0226-33-001-002	\$792.00
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23 Hardenburgh Avenue
Haworth, NJ 07641

Plenary Retail Consumption License	0226-33-002-001	\$792.00
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to: White Beeches Golf & Country Club
70 Haworth Drive
Haworth, NJ 07641

Club License	0226-31-003-001	\$150.00
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to: Lake Shore Golf, Athletic &
Recreation Club of Haworth, NJ
5 Lake Shore Drive
Haworth, NJ 07641

CONSENT AGENDA – cont’d.

Approval of 2020-21 Liquor Licenses

Plenary Retail Distribution License 0226-44-004-010 \$380.00

to: Haworth Fine Wine and Spirits

155 Terrace Street

Haworth, NJ 07641

Award Contract DOT Grant-Valley Road Improvements

WHEREAS, following public advertisement as required by law, sealed bids for the 2020 Road Program – NJDOT MA20 Valley Road Improvements were received by the Municipal Clerk on July 23, 2020; and

WHEREAS, six bids were received at that time; and

WHEREAS, the Borough Attorney and Borough Engineer have reviewed the bid documents received; and

WHEREAS, it has been determined that funds will be available upon adoption of the Multi-Purpose Bond Ordinance.

NOW THEREFORE BE IT RESOLVED, that a contract for the 2020 Road Program – NJDOT Valley Road Improvements – be and is hereby awarded to 4 Clean-Up Inc., PO Box 5098, North Bergen, NJ 07047 in the amount of \$157,114.70.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk be and are hereby authorized to execute a contract in a form prepared by the Borough Attorney.

Refund Overpayment of 2020 Real Estate 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 2020 property taxes to the following:

<u>BLOCK</u>	<u>LOT</u>	<u>REFUND TO:</u>	<u>2020 TAXES</u>
1100	6	Chang Hwan Cho	\$ 6,428.13
		430 Anstatt Way	
		Haworth, NJ 07641	
		Total	\$ 6,428.13

CONSENT AGENDA – cont’d.

Authorization for Mayor to Sign Approval of Permit Application – Sewer Service Lake Shore Drive

RESOLUTION AUTHORIZING THE MAYOR’S ENDORSEMENT OF A TREATMENT WORKS APPROVAL (TWA) PERMIT APPLICATION FOR THE CONSTRUCTION OF CERTAIN SANITARY SEWER FACILITIES AND IMPROVEMENTS RELATED TO THE DEVELOPMENT OF PROPERTY LOCATED ON BLOCK 1100, LOT 12 ON THE OFFICIAL TAX MAP OF THE BOROUGH OF HAWORTH

WHEREAS, Lakeshore Developers, LLC located at 281 Lake Shore Drive, received Preliminary and Final Site Plan approval from the Borough of Haworth Planning Board in connection with construction of a 41- unit residential development located in Block 1100, Lot 12, as set forth in the Board’s Memorializing Resolution dated April 15, 2020; and

WHEREAS, in order to provide sanitary sewer service to the Project, it is necessary that certain sanitary sewer improvements be constructed; and

WHEREAS, pursuant to the regulations adopted by the New Jersey Department of Environmental Protection ("NJDEP"), a Treatment Works Approval Permit for the construction of the Sanitary Sewer Facilities must be obtained; and

WHEREAS, the Board Engineer has reviewed the application and plans, together with all other accompanying documents, and have recommended the approval thereof by the Borough; and

WHEREAS, the Borough of Haworth desires to endorse the Treatment Works Approval Permit Application and authorize the execution of the appropriate Statements of Consent by the appropriate officials.

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

1. The Borough hereby endorses for approval a certain Treatment Works Approval Permit Application submitted by the “Lakeshore Developers, LLC.”
2. The Mayor and Borough Clerk/Business Administrator, are hereby authorized and directed to execute the Treatment Works Approval Permit Application.
3. The Mayor, Borough Clerk/Business Administrator, together with all other appropriate officials, employees, and professional staff are hereby authorized and directed to take any and all reasonable steps necessary to effectuate the purposes of this Resolution.
4. All construction of the sanitary sewer facilities are subject to inspection and approval by the appropriate entities having jurisdiction thereover.
5. This Resolution shall take effect immediately upon passage.

CONSENT AGENDA – cont'd.

Payment of Bills

FOR COPY OF RESOLUTION AND BILL LIST

SEE PERMANENT MINUTES

PAGES 134A – 134E

Approval of Minutes

Executive Meeting of July 14, 2020

Closed Meeting of July 14, 2020

Regular Meeting of July 28, 2020

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. M. Capizzi, Tenafly said he represented the developer of 342 Whitman Street for an approved subdivision and the builder removed two trees which were not indicated for removal. He said he was then informed he had to go back to the planning board, however they are not meeting until September and he has a contract pending for the sale of the property. He asked if they could provide a bond to address the tree removal issue as he is unable to obtain a CO for the closing.

Mr. Regan responded that Mr. Capizzi has to return to the planning board for approval of providing a bond, they would determine the amount of the bond and he will need to know what the planning board wants.

Mr. Capizzi responded there is a problem with no planning board meeting in August regarding his upcoming closing on the property.

Mayor Ference suggested Mr. Capizzi obtain the services of an arborist to determine the cost of replacement trees and then contact the planning board attorney.

Mr. Rosenberg commented the planning board has to be a part of this issue and the issue of the CO is the borough's.

Mayor Ference then suggested Mr. Capizzi make a concrete offer to the planning board and then an e-mail be sent to the board members for their vote on the issue.

There was then a discussion regarding the signing of the subdivision deed.

Open Meeting to Public – cont'd.

Mr. Capizzi explained when the foundation was being poured it was determined that the trees were too close to the foundation and he was told they should have asked permission before they were taken down.

Mayor Ference said he would urge Mr. Capizzi to confer with the planning board attorney and chairman quickly on this issue.

Mr. S. Chval, Woodland Place indicated he had difficulty signing in to tonight's meeting and he was told there were a few issues this evening.

Mr. J. Alley, Maple Street said he was a new resident and noted a problem with collection of branches, etc. falling on his property in the storm last week.

Mr. Poosikian explained issues with the DPW manpower and covering the whole town and said it will be a while before they cover the whole town and explained the process of collection of these materials.

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

Close Meeting to Public

The following resolution was offered at 8:50 PM by Mr. Rosenberg, seconded by Ms. Guenego 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 August 11, 2020 at which time the following item will be discussed:

Police 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 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.

134. Executive Meeting of August 11, 2020

Reopen Meeting to Public

The meeting was reopened to the public at 9:10 PM and as there was no further business to come before the council a motion was offered by Ms. Guenego, seconded by Mrs. Wasser and unanimously carried to adjourn.

Ann E. Fay, RMC, CMC
Clerk-Administrator

134A. Executive Meeting of August 11, 2020

134B. Executive Meeting of August 11, 2020

134C. Executive Meeting of August 11, 2020

134D. Executive Meeting of August 11, 2020

134E. Executive Meeting of August 11, 2020