

139. Executive Meeting of the Mayor and Council of the Borough of Haworth held on July 9, 2019 at the Municipal Center

Present: Glenn Poosikian
Michael Bain
Jacqueline Guenego
Dina Siciliano
Heather Wasser

Borough Attorney: Robert T. Regan

In the absence of Mayor Ference, Council President Poosikian 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. Rosenberg. Mr. Poosikian then read the following notice: “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

Mr. Poosikian led those present in the pledge of allegiance.

Ordinance No. 19-10 – Flood Damage Prevention Ordinance – Second Reading, Public Hearing

A motion was offered by Ms. Siciliano, seconded by Ms. Guenego and unanimously carried that Ordinance No. 19-10 be offered for second reading.

Ordinance No. 19-10 a summary of which is as follows was then read by title only as copies had been provided for those present:

The Borough is required to adopt this Ordinance by the New Jersey Department of Environmental Protection (“DEP”) which is requiring all municipalities in the State to update regulations governing flood hazard areas. This Ordinance would replace the existing Borough Ordinance in Chapter XXIII entitled, “Flood Damage Prevention”.

The Ordinance is intended to apply to special flood hazard areas as identified in certain documents, including the Flood Insurance Rate Map for Bergen County and a report entitled, “Flood Insurance Study, Bergen County, New Jersey (All Jurisdictions)”, copies of which are on

Ordinance No. 19-10 – Flood Damage Prevention Ordinance – Second Reading, Public Hearing – cont’d.

file in the Office of the Borough Construction Official. The Ordinance requires the obtaining of a development permit within any area of special flood hazard, and certain information is required to be provided to the Construction Official who has the responsibility of administering and implementing this Ordinance. The Ordinance details information that is required to be provided in order to obtain a development permit for property in a special flood hazard area. In the event an application for a permit is denied by the Construction Official, an appeal may be taken to the Borough Board of Adjustment. The Ordinance specifies certain standards that the Board of Adjustment is required to consider in reviewing a variance application. The Ordinance further provides conditions pertaining to the granting of variances for new construction and substantial improvements within flood hazard areas.

Section 5.0 of the Ordinance establishes certain standards pertaining to new construction in flood hazard areas, including the use of materials and utility equipment resistant to flood damage, and using construction methods and practices that minimize flood damage. In addition, utilities, both new and replacement systems, are also intended to minimize or eliminate infiltration of flood waters into drainage systems. Subdivision proposals are required to be designed to minimize flood damage and to have adequate drainage to reduce exposure to flood damage.

The Ordinance also establishes specific standards for both residential and non-residential construction and specifies certain elevations that are required to be met to minimize flooding conditions.

The meeting was then opened to the public on Ordinance No. 19-10.

Ordinance No. 19-10 – Flood Damage Prevention Ordinance – Second Reading, Public Hearing – cont’d.

Ms. B. Borghi, St. Nicholas Av. questioned the flood hazard areas.

Mr. Regan responded those areas are indicated on maps in the Borough office.

Ms. Borghi then asked if this ordinance applies to wetlands and Mr. Regan responded no, just for flood hazard areas which are necessary to show for obtaining flood insurance.

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

A motion was offered by Ms. Guenego and seconded by Mrs. Wasser that Ordinance No. 19-10 be passed on second and final reading.

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

A motion was offered by Ms. Guenego, seconded by Ms. Siciliano and unanimously carried that the passage of Ordinance No. 19-10 be advertised as required by law.

Other Matters

Building Inspector

Mr. Poosikian reported that Mr. Tessaro has tendered his resignation as building inspector to take a full time position in another town, the Borough has been very pleased with him and Mrs. Wasser and her committee will be scheduling interviews for his replacement.

Department of Public Works

Mr. Poosikian that two employees have left, the Department has requested the hiring of two seasonal employees, the position has been advertised, applications have been received and Mr. Simkins will be conducting interviews since these employees are needed quickly. Mr. Simkins will recommend hires and Mr. Poosikian asked that the DPW Committee be authorized to meet with perspective candidates.

A motion was offered by Mrs. Wasser, seconded by Ms. Siciliano and unanimously carried that the DPW Committee meet with two viable candidates and offer them employment.

Downtown Improvements

Ms. Guenego reported she is trying to get a sense of when this project will be starting and is waiting to hear from the contractor.

Downtown Improvements – cont'd.

Mr. Poosikian noted that since there was no definitive starting date he contacted the contractor directly and was told he is ready to start in July-August.

It was noted that the types of lighting for the project is nearly complete and the paving of the area was explained.

Library

Ms. Siciliano reported there was a library meeting last evening where the problem with the BCCLS delivery is continuing particularly with the cost to the smaller libraries' budgets. She said the BCCLS system is mishandled with no state oversight. She suggested reaching out to Assembly members and Freeholders regarding this situation and she will have an informal resolution for the next meeting.

Consent Agenda

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

Bond Resolutions

General Details
Swim Pool Utility Details
Combined Notice of Sale

For resolutions see Page 144A of permanent minutes.

Approval to Submit Grant Application with NJDOT for Valley Road Improvements

Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Valley Road Improvements project.

NOW, THEREFORE, BE IT RESOLVED that Council of Haworth formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-Valley Road Improvements-00278 for Haworth Borough to the New Jersey Department of Transportation on behalf of the Borough of Haworth.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Haworth and that their signature constitutes acceptance of

Approval to Submit Grant Application with NJDOT for Valley Road Improvements – cont'd.

the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Authorization to Re-Bid for Phase 2 Playground Project

WHEREAS, the Borough of Haworth advertised that sealed bids would be received for a project entitled, “Installation of a Little Tykes Commercial Play Structure – Phase 2” , with bids to be received on June 20, 2019; and

WHEREAS, only a single bid was received, the amount of which exceeds the funds available for the project.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Haworth that the Borough Clerk/Administrator be and is hereby authorized to re-advertise for the receipt of bids, with bids to be received on August 6, 2019.

Approval of Payment of Bills

FOR COPY OF RESOLUTION AND BILL LIST
SEE PERMANENT MINUTES
PAGES 144B – 144E

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. S. Chval, Woodland Pl. asked that the Long Range Planning Committee be advised as the bond sale proceeds.

Mr. Bain responded he will be meeting with the CFO and others regarding the bond sale and will keep the committee informed.

Ms. Borghi questioned the summary asked for for the next 10 years.

Mr. Bain explained the financial planning for the long term as to what will be needed in 10 years.

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

Close Meeting to Public

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

Close Meeting to Public – cont'd.

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 July 9, 2019 at which time the following items will be discussed:

Declaratory Judgment Action
DPW Yard Possible Litigation

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 item 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 8:15 PM and as there was no further business to come before the council a motion was offered by Mr. Bain, seconded by Mrs. Wasser and unanimously carried to adjourn.

Ann E. Fay, RMC, CMC
Clerk-Administrator

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