

**Regular Meeting
Mayor and Council
Borough of Haworth
May 14, 2024**

**Call Meeting to Order Time:
Mayor’s Announcement:**

In compliance with Chapter 231, Public Law 1975, adequate notice of the meeting was made. It is included in the Annual Meetings posted on the bulletin board in the Municipal Center. Copies have been emailed to the BERGEN RECORD A copy has been filed with the Borough Clerk, and copies have been provided to individuals requesting the same.

- Present: Hon. Heather Wasser, Mayor
Councilmembers: Alanna Davis
 Dina Siciliano
 Glenn Poosikian
 Andrew Rosenberg
 Michele DiIorgi
 Michael Rodino

Also present:

- Martha Francis, Administrative Land Use Secretary for
Ann H. Bistriz, Interim Borough Clerk, RMC, CMC, CMR Admin
Robert T. Regan, Borough Attorney

Salute to Flag

Council Moves to Suspend the Regular of Order of Business for the Introduction of the 2024 Budget

**Resolution 2024-85
Introduction of 2024 Budget**

BE IT RESOLVED, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Borough of Haworth, Bergen County, New Jersey for the year 2024.

BE IT FURTHER RESOLVED, that the said budget be published in The Record in the issue of May 20, 2024 and that a hearing on the Budget will be held at the Municipal Center on June 11, 2024 at 7:30 P.M or as soon thereafter as the matter may be reached.

Introduced by _____

Seconded by _____

ATTEST

Approved _____, 2024

Borough Clerk

Mayor

(AR) Introduction of the Ordinance 2024-14 by Title Only

**CALENDAR YEAR 2024 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A-4-45.14)**

Council Moves to Return to the Regular Order of Business

UNFINISHED BUSINESS

(DS) Second Reading by Title Only

Ordinance #2024-8

AN ORDINANCE ESTABLISHING SALARIES FOR POOL PERSONNEL For 2024

Motion

Second

Meeting Open to Public Discussion of Ordinance 2024-8 Only

Meeting Closed to Public Discussion

Council Discussion

Roll Call Vote

Motion to Advertise

(GP) Second Reading by Title Only

ORDINANCE #2024-12

PRIVATELY OWNED SALT SHEDS #2024-12

Motion

Second

Meeting Open for Public Discussion of Ordinance 2024-12 Only

Meeting Closed Public Discussion

Council Discussion

Roll Call Vote

Motion to Advertise

(MR) Second Reading by Title Only

ORDINANCE #2024-13

AN ORDINANCE TO AMEND CHAPTER 9 OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, "PARKS, PLAYGROUNDS, AND RECREATIONAL AREAS"

Motion

Second

Meeting Open for Public Discussion of Ordinance 2024-13 Only

Meeting Closed Public Discussion

Council Discussion

Roll Call Vote

Motion to Advertise

NEW BUSINESS

(DS) Introduction on First Reading by Title Only

ORDINANCE #2024-10

AN ORDINANCE TO ESTABLISH REGULATIONS FOR THE MANAGEMENT AND MAINTENANCE OF ALL TREES IN THE BOROUGH OF HAWORTH

(MR/AD) Meeting Open to the Public For Discussion of Open Space Project-Addendum A

Enabling Resolution - 2024 Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund Grant Municipal Park Improvement Program

TAKE NOTICE that the Borough of Haworth will hold a Public Hearing on submitting the following application to the 2024 funding round of the Bergen County Trust Fund Municipal Program for Park Development:

Tax Block & Lots: Block 1600, Lot 17

Street Address: Memorial Field, 138-268 Whitman Street, Haworth, NJ

Brief Description of Park Developments: Access improvements to the Memorial Field Park to include a new pedestrian bridge, walkways within the park, and a new picnic area.

Date of Public Hearing: May 14, 2024

Time: 7:30 PM

Formal action may be taken.

In accordance with the regulation governing the submission of Bergen County Trust Fund Municipal Program for Park Development application, the Borough Council will conduct a public hearing to obtain citizen input concerning the grant application.

Meeting Closed to Public Discussion for Open Space Grant Only

Motion to Approve Project- Addendum A -Resolution 2024-75

Second

Roll Call Vote

(HW) Holiday Schedule-Addendum B-Resolution 2024-76
(MR) Animal Control
(MR/AD) Parks & Rec Merger

CONSENT AGENDA

The following resolutions are considered to be routine and non-controversial and will be voted collectively. Councilmembers may choose to remove any items from the Consent Agenda and request an individual vote

Minutes for Approval:

April 14, 2024

April 24, 2024

Resolution 2024-77 Advertise Bid Safe Streets to School-Addendum C

Resolution 2024-78 County Snow Plow Agreement-Addendum D

Resolution 2024-79 Raffle License Sacred Heart Church-E

Resolution 2024-80 Authorizing the Execution of a Deed and License Agreement in Connection with the Sale by the Borough of Lots 2 and 12 in Block 1703 -Addendum F

Resolution 2024-81 Change Order #1 2024 Winter Emergency Tree Program-Addendum G

Resolution 2024-82 Award of Contract for Acid Washing & Painting of Haworth Swim Club Pools-Addendum H

Resolution 2024-83 Resolution Authorizing Execution Of Contract For The Acid Washing And Painting Of Two Swimming Pools At The Haworth Swim Club-Addendum I

Resolution 2024-84 Resolution to Advertise Bid for Foul Ball Netting-Memorial Field

MEETING OPEN TO PUBLIC SESSION

CLOSED TO PUBLIC SESSION

CLOSED SESSION Time:

RESOLUTION

WHEREAS, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and 5

WHEREAS, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.

BE IT FURTHER RESOLVED that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion.

RETURN TO OPEN SESSION ADJOURNMENT-TIME:

ADJOURNMENT TIME

**Addendum A
Resolution 2024-75**

Enabling Resolution - 2024 Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund Grant Municipal Park Improvement Program

WHEREAS, the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Borough of Haworth desires to further the public interest by obtaining a matching grant of \$100,000 from the County Trust Fund to fund the following projects: Memorial Field Access Improvements

WHEREAS, the governing body/board has reviewed the County Trust Fund Program Statement, and the Trust Fund for the Municipal Park Improvement Program application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the governing body/board received held the required Public Hearing to receive public comments on the proposed park improvements in the application on April 23, 2024; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Haworth:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of May 3, 2023, as established by the County; and,

2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Borough Council of the Borough of Haworth has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That the Borough Council of the Borough of Haworth is committed to providing a dollar for dollar cash match for the project; and,
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Borough Council of the Borough of Haworth agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
6. That this resolution shall take effect immediately.

**Addendum B
Resolution 2024-76**

ENDORSE HOLIDAY SCHEDULE FOR 2024-BOROUGH HALL OFFICES

BE IT RESOLVED by the Mayor and Council of the Borough of Haworth have endorsed the following (14) holiday dates scheduled for the year 2024 with the Municipal Building closed to the public.

BE IT FURTHER RESOLVED, that any employee that has scheduled mandatory training on any of these days, provide proof of training and may choose an alternate day off with approval from their Council Liaison.

2024

Holidays(preferred)

- | | |
|-----------------------------------|------------------------|
| 1.New Year's Day | Monday, January 1 |
| 2.Martin Luther King Jr. Day | Monday, January 15 |
| 3.Presidents' Day | Monday, February 19 |
| 4.Good Friday | Friday, March 29 |
| 5.Memorial Day | Monday, May 27 |
| 6.Juneteenth
(Federal) | Friday, June 21 |
| 7.Independence Day | Thursday, July 4 |
| 8.Floater | Friday, July 5 |
| 9.Labor Day | Monday, September 2 |
| 10.Indigenous Peoples' Day | Monday, October 14 |
| 11.Veterans Day | Monday, November 11 |
| 12.Thanksgiving Day | Thursday, November 28 |
| 13.Friday After Thanksgiving | Friday, November 29 |

**Addendum C
Resolution 2024-77**

Advertise Bid Safe Streets to School

WHEREAS, the Borough of Haworth wishes to advertise and receive bids for the 2023 Safe Routes to Transit - Massachusetts Avenue Project;

WHEREAS, the project includes the construction of sidewalks and other safety improvements along Massachusetts Avenue and intersecting streets;

WHEREAS, the Borough has received a grant award in the amount of \$429,000 from the New Jersey Department of Transportation for the project;

WHEREAS, the Borough wished to receive bids on June 20, 2024 for the project;

THEREFORE, BE IT RESOLVED that the Borough of Haworth authorizes the Borough Clerk to advertise and receive bids for the project.

**Addendum D
Resolution 2024-78**

County Contract for Plowing of Roadways

WHEREAS, the Board of County Commissioners of the County of Bergen has been authorized under NJSA 27:16-33 to have snow plowed and salting provided to County owned and controlled roads throughout the Borough of Haworth; and

WHEREAS, A county agreement has been provided to the Borough of Haworth for the two winter seasons commencing October 1, 2024 through April 30, 2026; and

WHEREAS, the Haworth DPW shall commence plowing simultaneously with the local roadways once a minimum of 2” (inches) of snow and the appearance that snow and ice conditions will continue; and

THEREFORE BE IT RESOLOVED, Payment to the municipality of Haworth shall be reimbursed as per the contract signed by the governing body of the Borough of Haworth and the County of Bergen

**Addendum E
Resolution 2024-79**

RAFFLE APPLICATION APPROVALS

WHEREAS, the raffle applications were submitted to the Legalized Games of Chance Control Commission,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the following be approved as submitted providing all rules and regulations of Legalized Games of Chance Control Commission are adhered to. Organization Raffle Application Sacred Heart Church RA-513 Casino Night Sacred Heart Church, 7pm, June 14, 2024 at BCCD School Hall, 140 Park Street, Haworth NJ 07641

**Addendum F
RESOLUTION 2024-80**

AUTHORIZING THE EXECUTION OF A DEED AND LICENSE AGREEMENT IN CONNECTION WITH THE SALE BY THE BOROUGH OF LOTS 2 AND 12 IN BLOCK 1703

WHEREAS, the Borough of Haworth is the owner of two parcels being designated as Block 1703, Lots 2 and 12 as depicted on the tax assessment map, with Lot 2 having frontage on Whitman Street and Lot 12 having frontage on Garfield Street; and

WHEREAS, each of the parcels comprises a land area of 3,000 square feet and are less than the minimum size required for development under the Borough's Zoning Ordinance and are devoid of any capital improvements thereon; and

WHEREAS, *N.J.S.A. 40A:12-13(b)(5)* authorizes a sale of such property at a private sale to the contiguous land owners as the property is undersized and devoid of any capital improvements; and

WHEREAS, the Borough previously established a minimum sales price of \$7,500.00 for each lot and offered to sell the parcels to the contiguous land owners, being the owners of Lots 1, 11 and 13; and

WHEREAS, in response to the offer for sale, a sole bid was submitted by Luke and Jennifer Kottke, the owners of Lot 11 in Block 1703, which parcel is contiguous to both Lots 2 and 12, with the bid submitted by Mr. and Mrs. Kottke being \$7,500.00 for each lot, the minimum bid price established by the Borough.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that the Borough authorizes the conveyance of title to Lots 2 and 12 in Block 1703, by Quitclaim Deed and the Mayor, Interim Borough Clerk or Deputy Borough Clerk, as the case may be, be and are hereby authorized to execute the Deed of conveyance.

BE IT FURTHER RESOLVED that Mr. and Mrs. Kottke as purchasers shall execute a License, Indemnification and Hold Harmless Agreement

pertaining to their maintenance of a fence on a portion of Lot 3 in Block 1703 which is contiguous to Lot 11 owned by Mr. and Mrs. Kottke; and

BE IT FURTHER RESOLVED that the Mayor, Interim Borough Clerk or Deputy Borough Clerk be and are hereby authorized to execute the License, Indemnification and Hold Harmless Agreement; and

BE IT FURTHER RESOLVED that the aforementioned Officials and Borough Attorney be and are hereby authorized to execute any necessary documents to effectuate the aforesaid transaction.

**Addendum G
2024-81**

Change Order #1 2024 Winter Emergency Tree Program

WHEREAS, the Borough of Haworth on February 27, 2024 awarded the Contract with Arrow Tree Service, for the 2024 Winter Tree Program in the amount of \$33,060.

WHEREAS, it has become necessary to issue Change Order No. 1 which will affect the amount of the Contract, and the total change order will not exceed the 20% limitation pursuant to N.J.A.C. 5:30-11.9;

WHEREAS, the Governing Body has reviewed this matter and is satisfied that the Change Order is proper and is allowable;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that Change Order No. 1 in the net increase amount of \$290 be and is hereby approved which will increase the total project cost to \$33,350.

**Addendum H
2024-82**

Award of Contract

BE IT RESOLVED by the Mayor and Council of the Borough of Haworth, Bergen County, New Jersey upon the recommendation of the Borough Engineer, Christopher P Statile, that the Contract for:

ACID WASHING & PAINTING OF HAWORTH SWIM CLUB POOLS

BOROUGH OF HAWORTH

BERGEN COUNTY, NEW JERSEY

Be awarded to A&A Painting and Contracting Co, 111 Columbia St, Highland Park, New Jersey 08904; for the Base Bid in the amount of \$36,950.00. This Resolution to take effect upon certification of this Resolution by the Borough’s Chief Finance Officer that sufficient funds are available in accounts:

E-06-24-014-001

Dated: _____ Certified: _____
Chief Finance Officer

Dated: _____ Approved: _____
Mayor

CERTIFICATION

I, Ann Bistriz, Borough Clerk for the Borough of Haworth, Bergen County, New Jersey, do hereby certify that the foregoing resolution was adopted by the Mayor and Council of the Borough of Haworth at a regular meeting held May 14th, 2024.

Dated: _____
Clerk

Addendum I
Resolution 2024-83

AUTHORIZING EXECUTION OF CONTRACT FOR THE ACID WASHING AND PAINTING OF TWO SWIMMING POOLS AT THE HAWORTH SWIM CLUB

WHEREAS, the Borough has advertised for the receipt of bids for the acid washing and painting of two swimming pools at the Haworth Swim Club as more particularly detailed in contract documents entitled, "Proposal and Specifications For Swim Club Pool Painting, May 2024" prepared by Christopher P. Statile, P.A. (“the Project”); and **WHEREAS**, in response to the advertisement, a bid has been submitted by A&A Painting and Contracting Co., 111 Columbia Street, Highland Park, New Jersey (“the Contractor”)

in the amount of \$36,950.00 which submission has been determined to be the lowest responsible bidder; and

WHEREAS, the Chief Financial Officer has certified that funds are available for the within Contract.

NOW THEREFORE BE IT RESOLVED that Mayor Heather Wasser and Interim Borough Clerk Ann Bistriz or Deputy Borough Clerk Carolyn Lee be and are hereby authorized to execute a Contract for this project.

**Addendum J
Resolution 2024-84**

Advertise Bid for Foul Ball Netting-Memorial Field

WHEREAS, the Borough of Haworth wishes to advertise and receive bids for foul ball netting at Memorial Field;

WHEREAS, the project includes the construction of 80 feet of 22-foot high netting at the baseball field at Memorial Field;

WHEREAS, the Borough has received a grant award under the 2019 Bergen County Open Space for the project;

WHEREAS, the Borough wished to receive bids on June 20, 2024 for the project;

THEREFORE, BE IT RESOLVED that the Borough of Haworth authorizes the Borough Clerk to advertise and receive bids for the project.