

197. Regular Meeting of the Mayor and Council  
of the Borough of Haworth held on October  
14, 2014 at the Municipal Center

Present: Hon. John Dean DeRienzo, Mayor

Councilmembers: Vincent Iacobino  
Glenn Poosikian  
Mary Anne Groh  
Andrew Rosenberg  
Anthony Volpe  
Michael Bain

Borough Attorney: Robert T. Regan

Mayor DeRienzo called the meeting to order at 7:30 PM and upon roll call all members of the Council were present. The Mayor then read the following statement: "This is the Regular 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 notice to all persons who requested same and prepaid the cost fixed by the Council."

Salute to Flag

Mayor DeRienzo led those present in the pledge of allegiance.

Correspondence

<u>Letter From</u>	<u>Subject</u>	<u>Referred to</u>
Ms. Laura Scuro	Thank You for her Selection as Volunteer Of the Year	All Council

It was noted that Mr. Michael Felletter was also honored for his volunteer work.

COMMITTEE REPORTS

Report of Councilman Rosenberg

Planning Board

Mr. Rosenberg reported this Board did not meet in September; they will meet tomorrow evening on a site plan application for a new restaurant on Terrace Street.

COMMITTEE REPORTS – cont'd.

Report of Councilman Rosenberg – cont'd.

Police Department

Mr. Rosenberg noted the Department participated in several events last month – the United Water Half Marathon, the Andiamo Motorcycle Run, the 5-K Run and Celebrate Haworth Day. He said the Department is updating its Emergency Response Plan and issued 28 summonses last month.

Mrs. Groh commented that she had heard there were two attempted break-ins in the Borough.

Mr. Rosenberg responded that one appeared to be criminal mischief and the other was an attempted break-in where entrance to the dwelling was not gained and the Department will be sending out a message in this regard.

Report of Councilman Poosikian

Board of Health

Mr. Poosikian reported the Board held its Annual Health Fair at which time 50 flu vaccinations were administered as well as flu mist for children. He said the Board, at their last meeting heard a presentation from the Bergen County Health Department in connection with co-existing with wild life – deer, coyotes, groundhogs, etc. which was very informative and suggested if a coyote is sighted there should be an attempt to scare them with noise. He also said a link to this program will be set up on the borough's web site.

Ambulance Corps

Mr. Poosikian reported the Ambulance Corps responded to 25 calls last month – 21 daytime calls, 308 miles, 218.5 man hours on duty and 1320 hours including major events they participated in.

Department of Public Works

Mr. Poosikian noted this is a transitional month for the Department readying the grounds, repairing pot holes and sprinklers, weeding the Tree Farm and preparing the equipment for leaf season.

COMMITTEE REPORTS – cont'd.

Report of Councilman Bain

Environmental Commission

Mr. Bain reported that at their last meeting, the Commission discussed changing the annual Clean-up Day to the Spring.

Recreation

Mr. Bain reported the Commission reviewed last month's Celebrate Haworth Day and the Summer Camp for which surveys were sent out. He said the two directors are available for next year and discussion will be held as to expanding that program.

Mr. Bain said Celebrate Haworth Day was well received in spite of rain cutting it early, however, the fireworks were able to proceed that evening.

Library

Mr. Bain reported the addition is on schedule – the site grading has been completed, windows installed and the electric service completed; the project is up to date on payments and the project will be completed on time, he said.

Report of Councilman Volpe

Fire Department

Mr. Volpe reported the following:

The Department responded to 21 emergency calls last month – 7 activated alarms in Haworth; 11 mutual aid alarms in Demarest; 1 hazardous condition and 2 motor vehicle accidents.

Training and drills included Department Training, Department Work Night and Department Drill; attendance at the Andiamo Motorcycle Run, Haworth Day and Fireworks, Closter and Demarest Memorial 9/11 Services and conducted a ceremony at the new Haworth Fire Department Memorial.

On September 21<sup>st</sup> members of the Department hosted a formal dedication ceremony of Kyle Pavlik's 9/11 Memorial Eagle Scout project. The Chief thanked the Mayor and Council, Ambulance Corps and residents for their support of the memorial.

COMMITTEE REPORTS – cont'd.

Report of Councilman Volpe – cont'd.

United Water and J. Fletcher Creamer are in the process of installing 7 new fire hydrants in town of which 4 have been completed.

October events include meetings and training, participation in Trick or Trunk at the Haworth School and the Ragamuffin Parade, a house drill on a house being demolished.

Beginning in November equipment is scheduled for preventative maintenance.

Parks and Playgrounds

Mr. Volpe reported this Committee did not meet due to a lack of a quorum.

Haworth Board of Education

Mr. Volpe reported the Board held two meetings in September and will have two in October; the Superintendent has recommended the administrative offices be moved to the lower level in the building which will free up room for a resource room, also the Board approved several class trips in the coming school year.

He further reported the school will be holding a presentation regarding Dyslexia on October 21<sup>st</sup>.

Report of Councilman Iacobino

Shade Tree Commission

Mr. Iacobino reported the Commission is working on the Winter Tree Program which will include pruning and tree removal; there will be tree planting in the Borough in the fall in various areas and the Borough is overwhelmed with calls regarding trees in easements and the responsibility regarding ownership. He noted Mrs. Galla has resigned as a member of the Commission, noting she has been an invaluable asset and they are looking for more assistance from the DPW.

Swim Club

Mr. Iacobino reported the Committee met to identify potential work at the Club and the 2014 membership was very successful.

COMMITTEE REPORTS – cont'd.

Report of Councilwoman Groh

Police Negotiations

Mrs. Groh said a spread sheet has been received from the Payroll Department in connection with proposed salaries and there are various questions for the special counsel regarding these negotiations.

Finance

Mrs. Groh reported a firm has been retained to provide compliance services in connection with the Security and Exchange Commission's Continuing Disclosure Cooperation Initiative.

In connection with the payment of bills, Mrs. Groh said she appreciated the cooperation of the Borough departments, particularly the DPW. She said she is still reviewing utility billing and is still seeing late payments.

Mrs. Groh said there is still the need for a policy for the use of Borough property.

Mrs. Groh noted there are two properties remaining on the list for a Tax Sale scheduled for October 17.

Tennis

Mrs. Groh noted the courts are still open.

Recycling

Mrs. Groh explained the notice received from the firm who accepts the Borough's recycling materials that they were going out of business; a back-up was found immediately therefore there were no missed pick-ups and there will be a slight change regarding the acceptance of certain items which will be explained in the Borough's Fall Newsletter.

Seniors

Mrs. Groh reported the Senior Newsletter has been mailed and their first event of the season will be the October fest to be held on October 21<sup>st</sup>.

Mayor's Report

Events

Mayor DeRienzo distributed a list of all the upcoming events scheduled for October.

Mrs. Groh referred to the 9:00 PM curfew regarding Halloween and asked how much is it enforced.

Mayor DeRienzo responded the Police will be patrolling as they have in the past on Halloween.

Bergen County League of Municipalities

Mayor DeRienzo reported that a meeting of this organization was held this morning with mayors and several legislators at which time the main theme was the amount of money Bergen County sends to the State; the Energy Receipts Tax which has been frozen; the Open Space Question on the ballot in November; the number of oil tankers travelling on rail lines through several towns in the County which are regulated by federal law and the concern with the age of these tankers. Other matters discussed he said was the 9-1-1 charge on phone bills which revenue was supposed to come back to the municipalities and has not and the increasing amount of training for volunteers being required suggesting paid departments may be in the future.

The Mayor said the legislators present indicated they would take these concerns back to Trenton.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. J. Zagelemeyer, Herkimer Avenue referred to the recent road program and the paving of Myrtle Street where a seam in the middle of the road was undone, then patched and asked if there was an inspection of this work.

Mr. Poosikian replied yes, the Borough Engineer is on the site during construction and signs off on the work.

Mr. Zagelemeyer then referred to creating asphalt curbs by trees.

Mr. Zagelemeyer said he had asked for critical information through an OPRA request regarding the Swim Club and said the town is contributing more to the Club with a small percentage of residents as members, particularly with the amount of capital expenditures for the facility and noted there are no shared services there. He recommended raising the membership

Open Meeting to Public – cont'd.

fees or making an assessment for improvements. He further suggested expanding the pistol range and Paddle Ball Club for revenue.

Mayor DeRienzo responded that any financial advice Mr. Zagelemeyer can offer would be welcome.

Mr. Rosenberg commented that towns are charged for the use of the Pistol Range.

Mr. T. Kaechele, Lake Shore Drive referred to Schaefer's Gardens having grown into a large area in his neighborhood whereby the owner is renting space, etc. and that the property is not zoned commercially. He explained there is much activity at this site including tree work, brick work, storing of materials, etc. which has gotten out of hand; there are dump trucks with garbage being dumped everywhere, rats are present, piles of logs and a possible environmental issue regarding gasoline being dumped in the area.

Mayor DeRienzo responded that the Construction Official has made an inspection of the property and his report will be issued.

Mr. S. Couri, Anstatt Way noted a loss of value for his home in connection with issues at Schaefer's Gardens noting he has spoken to the owner regarding the condition of the property. He then distributed photographs of the area.

Mrs. S. Kaechele noted the numerous businesses on the property for which it is not zoned.

Mayor DeRienzo said as a result of the Construction Code Official's inspection of the site, one of the business owners, Mr. Leuthke there was told this was a major problem.

Mr. Volpe commented that he has walked the site and Mr. Leuthke has cleaned up the area a bit.

Mayor DeRienzo said he would go to the owner and explain the situation with the neighbors.

Mrs. Groh referred to the timing of the Construction Code Official's report and Mr. Rosenberg said he could issue a violation.

Mr. Regan referred to the property maintenance and zoning issues, questioning if the use of the property has been expanded.

Mayor DeRienzo said when the Code Official's report is received citations can be issued to the owner.

Open Meeting to Public – cont'd.

Mr. Chval, Woodland Place, said in connection with transparency, a listing of the capital ordinances is not on the Borough's web site.

Mrs. Groh commented that the Annual Audits are on the web site indicating these ordinances.

It was concurred that the bond and capital ordinances will be posted on the web site.

A short recess was then called at 8:30 PM and the meeting reconvened at 8:35 PM.

2014 Open Space and Community Development Applications

Mayor DeRienzo explained that due to a change in rules, only one Open Space application can now be submitted and noted the funds allocated to the Northern Valley region area. He further explained that Community Development funds can be applied for handicapped eligible equipment for bathrooms at Memorial Field which would average approximately \$5,000 per bathroom and cut out curbs at the school would be eligible, suggesting checking with the Borough Engineer.

A discussion was held regarding preparation by the Borough Engineer for the grant application.

Mr. Volpe noted \$100,000 for the Memorial Field improvements.

Mayor DeRienzo suggested that a recommendation be made that the Open Space Committee has the authority to make the application.

Mr. Volpe discussed the Parks and Playground Committee's 5 year plan at Memorial Field including a new playground and the relocation of the present green building.

Mr. Poosikian questioned if any other organizations have been apprised of this plan.

Mr. Volpe responded that he has spoken to Baseball and Soccer.

Mr. Bain said Soccer uses the green building for storage and noted the mold conditions there.

Mr. Iacobino reported that Mr. Rosenberg looked at the pool decking tonight in connection with last week's conversation regarding applying for an Open Space grant for its improvement and said he will withdraw the deck project this year and proceed with its patching.

2014 Open Space and Community Development Applications – cont'd.

In connection with the discussion regarding new bathrooms at Memorial Field, Mayor DeRienzo noted that having no control of these facilities is an ongoing problem, explaining past problems.

Mr. Volpe suggested authorizing the Borough Engineer to prepare the application for the Memorial Field application.

Mayor DeRienzo noted that in deciding in connection with the amount to be applied for (suggesting \$65,000) that the Open Space Committee could talk to the Engineer regarding the numbers for the application and to apply to Community Development for the bathroom fixtures.

A motion was offered by Mr. Volpe, seconded by Mrs. Groh and unanimously carried to authorize the Borough Engineer to complete the cost analysis for the removal of the green building at Memorial Field, install handicapped bathrooms at the Baseball Building and authorize a sub-committee of Messrs. Volpe, Poosikian and Bain to approve such application.

A motion was offered by Mr. Volpe, seconded by Mrs. Groh and unanimously carried to make an application to Community Development for a 100 percent grant for handicapped bathroom fixtures at Memorial Field and for the installation of cross-walk ramps at various locations at the Haworth School.

Inter-Local Agreement – Dumont Municipal Court

It was noted that Dumont is preparing this Agreement for the use of the Haworth facility for the Dumont court sessions.

Mr. Rosenberg said it has been determined to charge Dumont the actual over time rate for the Haworth police officers and that Dumont will supply a sign indicating the parking location for those attending the court sessions.

Approval of Purchase of Medication in the Case of a Bio Terrorism Situation

Mrs. Groh commented that she thought this would be accomplished in January.

Mayor DeRienzo said the medication would be stored in a central location.

Mrs. Groh questioned obtaining another proposal.

Mr. Rosenberg commented there have been no specific conversations with the Police Department regarding threats.

Approval of Purchase of Medication in the Case of a Bio Terrorism Situation – cont'd.

A motion was offered by Mr. Poosikian and seconded by Mr. Bain to accept the proposal of the Haworth Apothecary in the amount of \$2100 for the purchase of bio hazardous medication for Borough employees and volunteers.

On voice vote all members voted in the affirmative with the exception of Mrs. Groh who abstained. Declared carried.

Approval to Submit DOT Grant Application – Reconstruction of Whitman Street

The following resolution was offered by Mr. Poosikian, seconded by Mr. Iacobino and unanimously carried:

**Resolution:**

Approval to submit a grant application and execute a grant agreement  
with the New Jersey Department of Transportation for the  
Reconstruction of Whitman Street

**WHEREAS**, the Borough of Haworth desires to receive \$180,575.00 in funds from the New Jersey Department of Transportation Highway Trust Fund for the purpose of resurfacing, making safety improvements and traffic calming measures along Whitman Street; and

**WHEREAS**, the Borough Engineer has developed a plan of action and cost estimate to improve Whitman Street and key intersections through the addition of pavement markings and other physical complementary safety improvements; and

**WHEREAS**, the project will also improve safety to the local schools and commuter lines, thus leveraging the requested funds;

**NOW, THEREFORE BE IT RESOLVED** that the Council of the Borough 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 MA-2015-Haworth Borough-00565 to the New Jersey Department of Transportation on behalf of the Borough of Haworth.

**BE IT FURTHER RESOLVED** that the 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 the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Approval to Submit DOT Grant Application – Reconstruction of Maple Street

The following resolution was offered by Mr. Poosikian, seconded by Mrs. Groh and unanimously carried:

**Resolution:**

Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Reconstruction of Maple Street

**WHEREAS**, the Borough of Haworth desires to receive \$224,450.00 in funds from the New Jersey Department of Transportation Highway Trust Fund for the purpose of resurfacing, making safety improvements and traffic calming measures along Maple Street; and

**WHEREAS**, the Borough Engineer has developed a plan of action and cost estimate to improve Maple Street and key intersections through the addition of pavement markings and other physical complementary safety improvements; and

**WHEREAS**, the project will also improve safety to the local schools and commuter lines, thus leveraging the requested funds;

**NOW, THEREFORE BE IT RESOLVED** that the Council of the Borough 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 MA-2015-Haworth Borough-00559 to the New Jersey Department of Transportation on behalf of the Borough of Haworth.

**BE IT FURTHER RESOLVED** that the 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 the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Chapter 159 – Insertion of Revenue Item in 2014 Budget – Ambulance Corps Funds

The following resolution was offered by Mrs. Groh, seconded by Mr. Rosenberg and unanimously carried:

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

Chapter 159 – Insertion of Revenue Item in 2014 Budget – Ambulance Corps Funds – cont’d.

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Haworth has received the amount of \$23,700 from the Haworth Volunteer Ambulance Corps to supplement funding for the improvement of the Ambulance Corps Building Project.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Haworth in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$23,700 to be anticipated under the caption of:

Miscellaneous Revenues – Section F:  
Special Items of General Revenue Anticipated with Prior  
Written Consent of the Director of Local Government Services  
Public and Private Revenues Offset with Appropriations  
Haworth Volunteer Ambulance Corps –....\$23,700

BE IT FURTHER RESOLVED, that a like sum of \$23,700 be and the same is hereby appropriated under the caption of:

General Appropriations  
(c) Capital Improvements Excluded from Caps  
Public and Private Programs Offset by Revenues  
Haworth Volunteer Ambulance Corps for  
Improvements to Ambulance Corps Building...\$23,700

BE IT FURTHER RESOLVED, that two copies of this resolution be filed with the Director of the Division of Local Government Services.

Award Bid for Dump Body and Hoist – DPW

The following resolution was offered by Mr. Poosikian and seconded by Mr. Rosenberg:

WHEREAS, following public advertisement as required by law, sealed bids for the Replacement of Dump Body and Hoist on an Existing Truck Chassis with a New and Unused Hook Lift System were received by the Municipal Clerk on September 30, 2014 and;

WHEREAS, one bid was received at that time; and

Award Bid for Dump Body and Hoist – DPW – cont'd.

WHEREAS, the Borough Attorney and Department of Public Works Foreman have reviewed the bid document received; and

WHEREAS, it has been determined that funds are available as evidenced by the Chief Financial Officer.

NOW THEREFORE BE IT RESOLVED, that a contract for the Replacement of Dump Body and Hoist on an Existing Truck Chassis with a New and Unused Hook Lift System in the amount of \$44,376.00 be and is hereby awarded to Cliffside Body Corporation, P.O. Box 206, 130 Broad Avenue, Fairview, New Jersey 07022.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and are hereby authorized to execute a contract after same has been prepared by the Borough Attorney.

On discussion Mrs. Groh commented that other payments have been made to this company and was concerned this purchase would put them over the bid threshold.

Mr. Regan explained because this was bid it is separate from other purchases.

On voice vote all members voted in the affirmative. Declared carried.

Open Meeting to Public

The meeting was opened for further comments from the public. As there were no comments the meeting was closed to public discussion.

Best Practices Checklist

Mrs. Groh said she thought there would be more discussion on this document, however, it was concurred that it could be submitted.

Fall Newsletter

Mrs. Groh said the newsletter is a valuable tool, however, she had concerns with the first page written by the mayor that it would be political and said she would like to look at it before it goes to the printer.

Term Limits

Mrs. Groh noted this matter in connection with Best Practices.

Mr. Regan responded the Legislature would have to act to change any term limits.

Payment of Bills

The following resolution was offered by Mrs. Groh, seconded by Mr. Rosenberg and unanimously carried:

FOR COPY OF RESOLUTION AND BILL LIST  
SEE PERMANENT MINUTES  
PAGES 210A – 210N

Acceptance of Minutes

Mrs. Groh noted that the minutes of the August 12, 2014 meeting have been revised.

As to the September 9, 2014 minutes Mrs. Groh said it should have been noted that other volunteers were suggested for the Volunteer Award of the Year.

As to the September 3, 2014 minutes Mrs. Groh said she had issues with several items, particularly the discussion regarding the sanitary sewer at the library.

It was concurred to hold the September meeting minutes for further revisions.

A motion was offered by Mrs. Groh, seconded by Mr. Volpe and unanimously carried to approve the minutes of the Regular Meeting of August 12, 2014.

As there was no further business to come before the Council, the meeting adjourned at 9:30 PM on motion duly offered, seconded and carried.

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Ann E. Fay, RMC, CMC  
Clerk-Administrator



























