

233. Regular Meeting of the Mayor and Council
of the Borough of Haworth held on
December 10, 2013 at the Municipal Center

Present: Hon. John Dean DeRienzo, Mayor

Councilmembers: Stephen Chval
Vincent Iacobino
Glenn Poosikian
Mary Anne Groh
Andrew Rosenberg
Anthony Volpe

Borough Attorney: Edward Cillick

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 notice: "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 Star Ledger and 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>
NJLM	Legislative Report	All Council
NJLM	FCC Cell Tower Rule	All Council

COMMITTEE REPORTS

Report of Councilwoman Groh

Haworth School

Mrs. Groh reported she participated in "Coffee with the Superintendent" which she said was very informative; discussion included use of access to the school gym during school breaks which will commence in February of next year; a superintendent search has commenced, interviews are being conducted and hopefully by Spring a candidate will be selected; the Board is reorganizing on January 7th and she has indicated that she wishes to meet with the school staff on recycling efforts.

COMMITTEE REPORTS – cont'd.

Report of Councilwoman Groh – cont'd.

Recycling

Mrs. Groh noted the Borough's current contract for the sale of recyclables ends this year, she has been looking into different companies and has received four proposals for dual and/or single stream. She said she will meet with her committee and will contact one of the companies regarding their proposal. This matter will be deferred to the special meeting on December 23rd.

Library

Mrs. Groh reported the expansion project is moving forward, a very nice ground breaking ceremony was conducted, contracts have been signed and a Notice to Proceed will be issued shortly. As to staffing, she said the interim director is still at the library, an offer has been made and accepted for a new director who will start on January 3rd.

Mrs. Groh noted Ms. Guenego has resigned as a member of the Library Board and thanked her for her service.

Report of Councilman Chval

Finance

Mr. Chval reported on the recent bond sale, three bids were received with UBS the successful bidder with at 2.15% bid resulting in the cost being less than what had been projected.

Mr. Chval reported further that Standard and Poor's notice of the Borough's stable "AA" rate holding has been received.

Report of Councilman Volpe

Parks and Playgrounds

Mr. Volpe reported this Committee has done a wonderful job decorating the downtown area, the gazebo, etc. He also reported he has met with a representative from the firm involved in the Creative Playground and various safety items will be purchased for that area.

Sports Committee

This group is working with the proposed lightning detection system and now will be developing protocols as to how each town will give Harrington Park the broadcast information, Mr. Volpe noted.

COMMITTEE REPORTS – cont'd.

Report of Councilman Volpe – cont'd.

Environmental Commission

Mr. Volpe reported members have modified the proposed tree ordinance which shortly will be e-mailed to the interested parties.

Fire Department

Mr. Volpe reported on the following: the Department responded to 14 calls last month – 5 activated fire alarms in town, 6 mutual aid alarms in Demarest, 1 hazardous condition, 1 CO alarm and 1 water condition; total calls year to date, 189; total man hours for November, 99.45 and total man hours year to date, 2188; probationary fire fighter Simkins has passed exams at the Fire Academy; probationary fire fighter Skogerson will start fire fighter training at the academy in February; the junior auxiliary training is progressing well; hose testing was completed and Ladder 169 is in for service and repairs; scheduled for December is the Santa/Candy Cane detail on the 15th and a department drill; training for the month will include driver training/pump operations, search and rescue training and junior auxiliary training.

Report of Councilman Iacobino

Police Department

Mr. Iacobino reported bi-annual fire arms and pursuit training as well as active shooter training has been completed by members of the Department.

Recreation

Mr. Iacobino reported the Commission did not meet.

Report of Councilman Poosikian

Department of Public Works

Mr. Poosikian reported the Department has completed most leaf removal, will be going back to some areas, today due to the storm they were salting the roads and all equipment has been fitted for plows.

Ambulance Corps

Mr. Poosikian reported the Ambulance Corps responded to 37 calls last month, 29 daytime calls, 372 miles, duty hours of 1,065 and man hour calls, 133.

COMMITTEE REPORTS – cont'd.

Report of Councilman Poosikian – cont'd.

Councilman Chval

Mr. Poosikian said he wished to publicly thank Mr. Chval for his service to the Borough, particularly in regards to his expertise in skillfully handling its financial status.

Report of Councilman Rosenberg

Zoning Board

This Board did not meet due to no new applications.

Planning Board

Mr. Rosenberg reported the Board heard a site plan application for the property at 209 Schraalenburgh Road which is a more modest one than the one heard previous; the application will be continued at the December Board meeting he said.

Shade Tree Commission

Mr. Rosenberg reported the Commission is finalizing the Winter Tree Program.

Mayor's Report

Mayor DeRienzo noted a seminar which has been scheduled in connection with drug trends and what is going on in the schools.

Police Dispatcher Agreement

A motion was offered by Mr. Chval and seconded by Mr. Iacobino to approve a three year contract which includes the following changes: Article 6 – new hires after January 1, 2014 will not be eligible for longevity payments; Article 7 – an increase of \$50.00 per year for uniform allowance; new hires - \$25,000.00 annual salary and a 2.5% annual increase for the present dispatcher.

On discussion Mrs. Groh commented on there being no effort to change longevity in this contract.

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

Department of Public Works Agreement

A motion was offered by Mr. Chval and seconded by Mr. Iacobino to approve a 4 year contract, no longevity payments for new hires, health benefit contributions in compliance with state law, a 2.25% annual increase for driver/laborers, 14 steps to the top level resulting in younger members seeing a route to a decent salary and a \$500.00 stipend for the recycling coordinator.

On discussion, Mr. Poosikian said there would be clarification that a yearly evaluation be undertaken in connection with members moving to the next step to be approved by the Superintendent and then by the DPW Council Committee.

Mr. Volpe suggested this language should include with the “approval of the Mayor and Council” and the corrected document should include the stipulation regarding longevity.

Discussion was held as to reference in the contract regarding the Borough ordinance on longevity.

Mr. Volpe questioned the financial impact with this contract.

It was concurred that this discussion be further held for closed session.

School Crossing Guard Agreement

Mr. Chval reported a meeting is being scheduled to meet with the school guards.

2014 OE and Capital Budgets

Mayor DeRienzo noted that council members should be meeting with their portfolios regarding these upcoming budgets.

Transfer of 2013 Budget Appropriations

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

WHEREAS, Title 40A:4-58 provides that should it become necessary, during the last two months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Governing Body may by resolution setting forth the facts (adopted by not less than 2/3 vote of the full membership thereof), transfer the amount of such excess of those appropriations deemed to be insufficient.

Transfer of 2013 Budget Appropriations – cont'd.

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Haworth that the Chief Financial Officer be and is hereby authorized to make the following transfers in the 2013 Current Fund Budget Appropriations:

CURRENT FUND	FROM	TO
Municipal Clerk		
Salaries & Wages		750.00
Other Expenses	750.00	
Ethics Board		
Other Expenses	500.00	
Tax Assessment		
Other Expenses	6,000.00	
Engineering - Ivy Ave Bridge		
Other Expenses	500.00	
Construction Code Official		
Salaries & Wages		400.00
Other Expenses		150.00
Prosecutor's Office		
Other Expenses	200.00	
Recycling-Contractual		
Other Expenses		1,500.00
Snow Removal		
Salaries & Wages		9,000.00
Environmental Commission		
Other Expenses	2,000.00	
Chamber of Commerce		
Other Expenses	500.00	
Utility -Street Lighting		
Other Expenses		3,000.00
Utility -Electricity		
Other Expenses		1,000.00
Utility- Telephones		
Other Expenses	2,000.00	
Utility-Water		
Other Expenses	900.00	
Utility-Natural Gas		
Other Expenses	2,450.00	
TOTALS:	\$15,800.00	\$15,800.00

Chapter 159 – Insertion of Revenue – Swim Pool Utility

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

WHEREAS, N.J.S.A. 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 County or 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

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

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Haworth, in the County of Bergen, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the Swim Pool Utility budget of the year 2013 in the sum of \$17,000.00, which item is now available as surplus revenue received in the Swim Pool Utility, in the amount of \$17,000.00.

BE IT FURTHER RESOLVED that the like sum of \$17,000.00 is hereby appropriated under the caption “Swim Pool Utility Appropriations – Other Expenses”, which item is now available from surplus revenue received in Swim Pool Utility in 2013; and

BE IT FURTHER RESOLVED that the Borough Clerk forward two (2) copies of this resolution to the Director, Division of Local Government Services.

Transfer of 2013 Swim Pool Utility Fund Budget Appropriations

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

WHEREAS, Title 40A:4-58 provides that should it become necessary, during the last two months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Governing Body may by resolution setting forth the facts (adopted by not less than 2/3 vote of the full membership thereof), transfer the amount of such excess of those appropriations deemed to be insufficient.

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Haworth that the Chief Financial Officer be and is hereby authorized to make the following transfers in the 2013 Swim Pool Utility Fund Budget Appropriations:

Transfer of 2013 Swim Pool Utility Fund Budget Appropriations

SWIM POOL UTILITY FUND	FROM	TO
Swim Pool		
Salaries & Wages	7,017.84	
Other Expenses		7,017.84
TOTALS:	\$7,017.84	\$7,017.84

Open Meeting to Public

The meeting was opened to the period of public discussion. As there were no comments the meeting was closed to public discussion.

Approval of Payment of Bills

The following resolution was offered by Mr. Chval and seconded by Mr. Iacobino:

FOR COPY OF RESOLUTION AND BILL LIST
SEE PERMANENT MINUTES
PAGES 241A – 241S

On discussion Mrs. Groh requested the payment to Pharos Construction be pulled. Mayor DeRienzo said the check just will not be released.

Mr. Volpe asked if there was a way to track the library project regarding payments. Mayor DeRienzo explained how they will be tracked.

Mrs. Groh suggested not approving the resolution for the payment of bills until there is a notice to proceed for the library.

Mr. Volpe suggested separate billing from the payment of bills for the library project regarding his capacity in the project. Mayor DeRienzo said Mr. Volpe should abstain.

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

Approval of Minutes

A motion was offered by Mr. Chval, seconded by Mr. Iacobino and unanimously carried to accept the minutes of the executive meeting of November 6 and the regular meeting of November 12, 2013.

Close Meeting to Public

The following resolution was duly offered, seconded and carried at 8:15 PM:

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth, as follows:

1. That the Governing Body, pursuant to N.J.S.A. 10:4-12, shall exclude the public from the next portion of this meeting in order to discuss matters pertaining to contract negotiations.

2. That the items under discussion in the closed meeting will be disclosed to the public at the conclusion of the matter.

Re-Open Meeting to Public

The meeting was reopened to the public at 8:30 PM

Department of Public Works Agreement

A motion was offered by Mr. Chval and seconded by Mr. Iacobino to approve a four year contract with the Department of Public Works as outlined earlier in the meeting.

On discussion, Mrs. Groh stated that her “no” vote on this contract will not be regarding the value of the work the DPW does, but is a problem with how the negotiations were handled, longevity not being frozen and not knowing the financial impact, a four year term is too long and this is not a good contract.

Mr. Volpe said he shared some of Mrs. Groh’s remarks, the basic problem is the procedure, the negotiations are flawed and there is not an understanding of the financial impact of the contract; he does not have a copy of the final document and his “no” vote is not a reflection of how hard the Department works.

On roll call the vote was as follows: Ayes; Chval, Iacobino, Poosikian. Nays – Mrs. Groh, Mr. Rosenberg, Mr. Volpe. Mayor DeRienzo voted in the affirmative to break the tie. Declared carried.

As there was no further business to come before the Council, the meeting adjourned at 8:35PM on motion duly offered, seconded and carried.

Ann E. Fay, RMC, CMC
Clerk-Administrator

