

94. Regular Meeting of the Mayor and Council of the Borough of Haworth held on April 26, 2016 at the Municipal Center

Present: Hon. John W. Smart, Mayor

Councilmembers: Glenn Poosikian
Andrew Rosenberg
Anthony Volpe
Michael Bain
Regina Duffy

Borough Attorney: Robert T. Regan

Mayor Smart 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. Weiss who informed Ms. Fay he would be out of town. 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 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 Smart led those present in the pledge of allegiance.

Correspondence

<u>Letter From</u> <u>Referred to</u>	<u>Subject</u>	
Haworth Fire Department	Invitation to NJ & NY Volunteer Firemen's Convention – June 3	All Council
Rockland Electric Company	Notice of Vegetation Management Line Clearance – April 25 Approximately	All Council
Borough of Dumont	Notice of Fairness Hearing – Landmark Dumont LLC v. Borough of Dumont	All Council Boro. Attor.
NJ Department of Education	2016-17 Percentage Shares for Tax Levies For Regional School Districts	All Council Finance
Mr. and Mrs. G. Gillen	Expression of Gratitude to Police Dept.	All Council Police Chief

Correspondence – cont'd.

<u>Letter From</u> <u>Referred to</u>	<u>Subject</u>	
Borough of Northvale	Bid Results-Riverside Cooperative Road Road Resurfacing Program	All Council
Mr. A. Silverman	First Quarter Fire Official Report	All Council

Mayor Smart referred to the correspondence from the Gillen Family noting the police officers handled this situation with much compassion, a special talent of the Haworth officers.

Mrs. Duffy noted the invitation from the Fire Department and this was the first time Haworth was hosting this event.

COMMITTEE REPORTS

Report of Councilman Bain

Library

Mr. Bain reported the Library Board at their last meeting indicated the library is doing very well, circulation continues to increase and the Director continues working on this year's budget numbers.

Recreation

Mr. Bain noted planning for the Summer Program is nearly completed, applications are being received for campers and counselors and one trip is being planned. He said the Fishing Contest will be held on May 15 from 2 to 3 PM.

Report of Councilman Rosenberg

Planning Board

The meeting for this Board was cancelled for April.

Zoning Board of Adjustment

Mr. Rosenberg reported the Board granted a set-back variance for property on Harrison Street at their last meeting.

COMMITTEE REPORTS – cont'd.

Report of Councilman Rosenberg – cont'd.

Police Department

Mr. Rosenberg reported a First Responders Golf Outing was held last week at the Haworth Country Club which members of the Department attended; Lt. Gracey and Officer Yannuzzi attended a swatting conference in connection with crank phone calls sent to schools and a Texting While Driving campaign was conducted last month.

Mr. Rosenberg further reported on a break-in at the Haworth School, the person was apprehended and transported for evaluation. He also noted an incident at the Chase Bank, members of the Department responded, a motor vehicle stop was conducted and the driver and passenger were arrested for fraud and theft.

Mr. Rosenberg reported 134 summonses were issued last month.

Report of Councilman Poosikian

Ambulance Corps

Mr. Poosikian reported the Ambulance Corps responded to 25 calls in March, 20 daytime calls, 231 miles, 92 man hours on call and man hour duty nights, 1092. He said Ambulance 127 was removed from service for two days for repair to an oxygen system leak and Ambulance 126 was used as the primary vehicle during that period. He noted the Ambulance Corps participated in an extrication drill conducted by the Fire Department.

Boy Scouts

Mr. Poosikian noted the Boy Scouts are having a pasta dinner fund raiser at Sacred Heart this Saturday evening.

Shade Tree Commission

Mr. Poosikian reported 19 trees were planted during this past planting season, the commission is looking for residents who really want trees, the DPW assisted with the planting and the town has been approved again as a Tree City.

COMMITTEE REPORTS – cont'd.

Report of Councilman Volpe

Parks and Playgrounds

Mr. Volpe reported the signage project at the railroad area is underway, the wooden playground design is underway with discussion as to removing or replacing it and baseball and soccer programs are in full swing.

Department of Public Works

Mr. Volpe reported the Department is filling potholes, the County is removing several trees in town, water meters are being installed, litter patrol was undertaken on Spring Lane near the railroad tracks and a tree down on Herkimer Avenue was removed by the Department.

Mr. Volpe further reported the Contant Avenue Water Main Project is 95% complete, at Memorial Field several utility pole stanchions have been removed, others have been replaced and the fields have been re-graded and seeded. Other projects included the installation of additional “No Parking Signs on Sunset Avenue”, cleaning the DPW yard and the Recycling Coordinator is preparing the recycling best practices report and will be meeting with the students at the Haworth School.

Report of Councilwoman Duffy

Board of Health

The Board did not meet, however Mrs. Duffy reported the Fitness Challenge is proceeding well, there is a Facebook page where participants can chart their progress and the town champion posts diet and exercise challenges weekly. She notes an event is being planned to announce winners and give prizes, tentatively scheduled for June 3rd.

Seniors

Mrs. Duffy noted there was a good turn-out for the last meeting with a cooking demonstration, the seniors will be hosting a class from the Haworth School at the May meeting, the June BBQ will be held at the Haworth Country Club and there will be a hot dog/hamburger fund raiser for the seniors held at the Flea Market.

Tennis

Mrs. Duffy reported the courts will open by the end of the first week in May, members have voiced concern over the unsafe condition of the railings outside of the courts and the DPW will be contacted in this regard.

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COMMITTEE REPORTS – cont'd.

Report of Councilwoman Duffy – cont'd.

Fire Department

Mrs. Duffy noted the Department is agreeable to deferring purchase of a new Assistant Chief vehicle, however would like it to be a priority in next year's capital budget and have requested the status of new blacktop for the east and west side of the firehouse.

Mrs. Duffy reported the following:

The Department drilled at the Swim Club parking lot with two multiple vehicle scenarios with the use of rescue tools; the Department responded to 15 calls in March, total calls for 2016, 45, total man hours for March, 159 and total man hours for 216, 760.

Report of Councilman Weiss

In Mr. Weiss's absence, Ms. Fay gave the following report:

Environmental Commission

All Haworth residents are invited to attend the Spring Clean Up Day on April 30th from 10 AM to 2 PM meeting at the Terrace Street Parking Lot and are urged to come in groups – families, teams, organizations or as individuals to show pride in Haworth.

Swim Club

Preparations are underway for the Memorial Day week-end opening, membership applications are on the Borough's web site and the Club has received a Community Development grant to build additional ADA compliant bathrooms.

Finance

Further reviews of the budget by the Finance Committee have resulted in approximately \$80,000 in reduced capital costs which are represented in the Multi-Purpose bond ordinance to be discussed this evening.

Report of Borough Administrator

Financial Disclosure Filing

Ms. Fay reminded the governing body these forms have to be filed by April 30th.

99. Regular Meeting of April 26, 2016

Report of Borough Administrator – cont'd.

Operation of Swim Club Snack Stand

After publication for receipt of proposals, one proposal was received today for the upcoming season in the amount of \$2200 to be paid to the Borough.

Mayor's Report

Tree City Award

Mayor Smart said he was proud that the Borough has received this recognition once again.

First Responder Outing

Mayor Smart reported he was approached by the Haworth Country Club in connection with their desire to be more involved in the town for this golf outing which went very well last week.

Woman's Club Flea Market

Mayor Smart noted this event was not held last year due to a lack of vendors, however more have come back this year and the Club will be promoting a garage sale section at the event for residents who can bring various items to be sold on that day.

New Jersey League of Municipalities Contest

Mayor Smart explained the League holds an essay contest every year for high school seniors to submit essays on the subject "What My Municipal Government Does Best", he appointed three individuals – Mrs. Duffy, Ms. Montesano, Haworth School Principal and Mr. Marks, Library Director to judge submitted essays and select a winner.

Mayor Smart then read the winning essay where the student refers to all members of the Council he has been involved with in various activities – scouts, sports, Swim Club, etc. admiring their volunteerism.

The Mayor said he also recognizes all these councilmembers for the work they do.

2016 Multi-Purpose Ordinance

Reference was made to Mr. Weiss's recent message regarding adjusted capital requests for this ordinance.

100. Regular Meeting of April 26, 2016

2016 Multi-Purpose Ordinance – cont'd.

Mr. Rosenberg noted the deletion of the first responder vehicle for the Ambulance Corps and that they will receive the "retiring" police Ford Explorer.; purchase of the new Fire Command Vehicle will be moved to next year; the In-car Video System for the Police Department has been removed as last week this unfunded state mandate has been repealed.

Mr. Volpe noted the addition of funds to complete the street sign project which will result in all these signs being consistent in town.

Discussion was held regarding possibly adjusting the \$200,000 for this year's road program, increasing that amount or remove Terrace Street from the project. It was concurred to leave it at the \$200,000.

Mr. Volpe questioned the inclusion of the Police Explorer vehicle and that it should be a multi-purpose vehicle, perhaps adding a plow rather just used for limited duty.

Mr. Rosenberg commented it is an all-wheel drive vehicle with police equipment.

Further discussion included use by the DPW and the Police, if there is a real need, more compelling reasons for this purchase and the Police Auxiliary will use it for patrols.

It was concurred that the ordinance be introduced at the May 10th meeting.

Appointment to Shade Tree Commission

Mayor Smart noted there has been a resignation from the Commission and a new candidate is interested in serving who Mr. Poosikian said is an advocate of the environment and would be a good addition.

A motion was offered by Mr. Poosikian, seconded by Mr. Volpe and unanimously carried that Alison Bull be appointed to the Shade Tree Commission to a three year unexpired term to December 31, 2018.

Approval of Raffle License

The following resolution was offered by Mrs. Duffy, seconded by Mr. Bain and unanimously carried:

BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth that the On-Premise, Raffle Applications #RA-437 and RA-438 for the Spectrum for Living Development Inc.

to be held at Haworth Country Club, 5 Lake Shore Drive, Haworth on June 2, 2016 be approved as submitted providing all rules and regulations of Legalized Games of Chance Control Commission are adhered to.

101. Regular Meeting of April 26, 2016

Refund of Escrow Deposits

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

WHEREAS, the following escrow accounts were established with deposits to offset expenses; and

WHEREAS, the following amounts were expended.

NOW THEREFORE BE IT RESOLVED that the following refunds be made:

<u>NAME AND ADDRESS</u>	<u>FOR</u>	<u>RECEIVED</u>	<u>EXPENDED</u>	<u>REFUNDED</u>
Nelson Patterson Agency, Inc. 746 River Road New Milford, NJ 07646 (116 Grant Street) Bl. 1704, Lot 15)	Engineering Escrow	\$1,000.00	\$955.00	\$45.00
Triangle Solutions Specialists 3 James Court Closter, NJ 07624 (209 Schraalenburgh Rd. Block 1600, Lot 26)	Engineering Escrow	\$1,450.00	\$1,380.00	\$70.00
Jo-Ann Larsen 266 Harrison Street Haworth, NJ 07641 Block 1605, Lot 10	Engineering Escrow	\$ 500.00	\$425.00	\$75.00
Nicholas Montello 169 Delaware Avenue Haworth, NJ 07641 Block 1506, Lot 1	Engineering Escrow	\$ 500.00	\$450.00	\$50.00
Bradford Bentzig 437 Baldwin Avenue Haworth, NJ 07641 (115 Owatonna St. Block 1404, Lot 2)	Engineering Escrow	\$1,000.00	\$800.00	\$200.00
Bentzig Builders, Inc. 427 Baldwin Avenue Haworth, NJ 07641	Engineering Escrow	\$ 500.00	\$357.50	\$142.50

(205 Franklin St.
Bl. 1611, Lot 4)

102. Regular Meeting of April 26, 2016

Authorization to Add Costs of Repairs to Tax Bill

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

BE IT RESOLVED that the Mayor and Council hereby approve the certification of costs submitted by the Municipal Clerk for February 24, 2016 and February 25, 2016 for labor and materials necessary for the installation of silt fencing and the cleaning of debris at Block 1600, Lot 4, 302 Pine Street undertaken by the Haworth Department of Public Works.

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to add the amount of \$520.70 to the next tax bill for Block 1600, Lot 4.

Payment of Bills

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

FOR COPY OF RESOLUTION AND BILL LIST
SEE PERMANENT MINUTES
PAGES 104A – 104M

Approval of Minutes

A motion was offered by Mr. Poosikian, seconded by Mrs. Duffy and unanimously carried to approve the minutes of the Executive Meeting of March 8, the Closed Meeting of March 8, the Regular Meeting of March 22 and the Closed Meeting of March 22, 2016.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Mr. George Stafford, Wharton, NJ representing the New Jersey Highlands Coalition requested the Mayor and Council to pass a resolution supporting the goals and purposes of the Highlands Water Protection and Planning Act, noting the Borough has a stake in protecting the water supply. He distributed information to the Mayor and Council.

Mayor Smart, noting the Suez Water Treatment facility is in Haworth asked what their position is on the resolution.

Mr. Stafford responded the group has only gone to municipalities and freeholders, water companies have not taken a stand, but support the resolution.

Open Meeting to Public – cont'd.

Mrs. B. Borghi, St. Nicholas Avenue, questioned the recently formed sub-committee of the Environmental Commission, asked if their function was reviewing money being spent by other committees, etc. and would these groups have to answer to this sub-committee.

Mayor Smart explained the background of the formation of this sub-committee with suggestions by one of its members to encourage an appealing street scape, the sub-committee is getting involved in other things – parks, playgrounds, tennis benches, etc. and there is perhaps some overlap.

Mrs. Borghi noted her concern with funds being spent by various committees and having to answer to another committee.

Mrs. Borghi then referred to the Massachusetts Avenue bus area where busses are double and even triple parking interfering with sight at this area, mostly in the latter part of the day.

Mr. Rosenberg said he will check with a representative of New Jersey Transit on the issue.

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

Close Meeting to Public

The following resolution was offered at 9 PM by Mr. Poosikian, seconded by Mr. Rosenberg 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 April 26, 2016 at which time the following items will be discussed:

Consortium – Declaratory Judgment Action (litigation)
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 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.

104. Regular Meeting of April 26, 2016

Reopen Meeting to Public

The meeting was reopened to the public at 10:20 PM.

Borough E-Mail Messages

Mr. Poosikian referred to a message on an e-mail coming from the Borough which contained information that the Haworth Country Club is opening up for residents on Mothers' Day which is a concern he felt with a business included on a Borough site.

Mayor Smart commented that news for Haworth residents is permissible.

As there was no further business to come before the Council the meeting adjourned at 10:25 PM on motion duly offered, seconded and carried.

Ann E. Fay, RMC, CMC
Clerk-Administrator

