

102. Regular Meeting of the Mayor and Council of the Borough of Haworth held on May 22, 2018 at the Municipal Center

Present: Hon. John W. Smart, Mayor

Councilmembers: Glenn Poosikian
Andrew Rosenberg (by speaker phone)
Michael Bain
Regina Duffy
Jacqueline Guenego

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. Volpe who was undergoing a medical procedure. 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 Smart led those present in the pledge of allegiance.

Ord. No. 18-05 – Amendments to Fence Ordinance – 2nd Reading, Public Hearing

A motion was offered by Mr. Bain, seconded by Mr. Poosikian and unanimously carried that Ordinance No. 18-05 be offered for second reading.

Ordinance No. 18-05, which is as follows, was then read by title only as copies had been provided for those present:

**PUBLIC NOTICE
BOROUGH OF HAWORTH
NEW JERSEY**

The ordinance published herewith was introduced on first reading at a meeting of the Mayor and Council of the Borough of Haworth held on April 10, 2018 and will be further considered for final passage after public hearing thereon at a meeting of the Mayor and Council to be held at the Municipal Center, Haworth, New Jersey on May 22, 2018 at 7:30 PM prevailing time, or as soon thereafter as the matter can be heard. A copy of said ordinance is available in the Municipal Clerk's Office, Municipal Center, Haworth, NJ during regular office hours.
Ann E. Fay, Municipal Clerk

**BOROUGH OF HAWORTH
ORDINANCE NO. 18-05**

AN ORDINANCE TO AMEND CHAPTER XXVI OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, "LAND USE REGULATIONS".

BE IT ORDAINED by the Mayor and Council of the Borough of Haworth, County of Bergen, State of New Jersey, as follows:

Section 1.

Chapter XXVI of the Code of the Borough of Haworth, Land Use Regulations, §26-902, Fences, Subsection 26-902.1, Fences; Permit Required; Regulation, be and is hereby amended to read as follows

"§26-902.1 Fences; Permit Required; Regulation.

a. Permit.

No fence shall be erected without the issuance of zoning permit. An application for a zoning permit shall be made by completion of a form provided by the Borough and shall be accompanied by a survey or plan depicting the location of the fence and the requisite fee.

b. Materials and Placement.

1. All permitted fences shall be situated on a lot in such a manner that a finished side of the fence shall face adjacent properties.

2. No fence shall be erected of barbed wire, razor ribbon metal spikes, electrified materials or otherwise constructed of any material or in any manner which may be dangerous to persons or animals.

Ord. No. 18-05 – Amendments to Fence Ordinance – 2nd Reading, Public Hearing – cont'd.

c. Height and Location.

1. The following restrictions shall apply to all fences:

(a) No portion of any fence shall be permitted in a front yard. For clarification purposes only and without limiting the definitions of "corner lot" and "through lot" in Section 26-301 of this Chapter, a corner lot shall be deemed to have two or more front yards, and a rear yard and/or a side yard, and a through lot shall be deemed to have two front yards and two side yards.

(b) In no event shall any portion of a fence extend beyond a front lot line.

(c) No fence which may obstruct sight triangles shall be placed on any property. (See subsection 26-502.8.g.1)

2. In the residential zone, subject to the limitation regarding front yards set forth in Section 26-902.1.c.1 above, the following fences are permitted:

(a) A closed fence to a maximum four (4) feet in height along a lot line.

(b) A closed fence to a maximum height of six (6) feet if placed at least ten (10) feet from a lot line.

(c) An open fence to a maximum height of six (6) feet along a lot line.

(d) An open fence in excess of six (6) feet but not greater than ten (10) feet if placed at least ten (10) feet from the lot line.

(e) Plastic mesh netting attached to stakes or posts, commonly known as deer fencing, provided that it meets the following criteria:

(1) Its color shall be black.

(2) It shall have openings with no dimensions less than one-half inch (0.5 inches).

(3) No strand of its plastic mesh fabric shall have any dimension greater than 1/16 inches.

(4) The total height, whether by itself or used to extend open or closed fencing by attaching it thereto, shall not exceed nine (9) feet.

(5) The deer fence shall be constructed, secured and maintained in a taut fashion so that it does not move extensively in the wind.

(6) Any stakes or posts used to extend the deer fencing above the permissible height of open and closed fencing shall not have any horizontal dimension greater than two (2) inches.

3. Open fencing for tennis courts shall be permitted in all zone districts, provided the fencing does not exceed fifteen (15) feet in height and further provided that the fence meets the rear and side yard setback required of principal buildings in the district.

4. Public and quasi-public uses may erect security fences in the side and rear yards of a lot provided that such fencing does not exceed fifteen (15) feet in height.

d. Maintenance and Repair.

All fences shall be maintained and kept in good repair by the property owner at the property owner's expense, consistent with the design thereof. The property owner shall also be responsible for maintaining the area between the property line and fence."

Section 2. Severability.

If any section, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not effect, impair or invalidate the remainder of this Ordinance but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

Section 3. Inconsistent Ordinances Repealed.

All ordinances or parts or ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

Section 4. Effective Date.

This Ordinance shall take effect after publication thereof and final passage as required by law.

April 20, 2018, Fee: \$150.15 (182) 4256264

The meeting was opened to the public on Ordinance No. 18-05. As there were no comments the meeting was closed to the public on this ordinance.

A motion was offered by Mr. Bain and seconded by Mr. Poosikian that Ordinance No. 18-05 be passed on second and final reading.

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

A motion was offered by Mr. Bain, seconded by Mr. Poosikian and unanimously carried that the passage of Ordinance No. 18-05 be advertised as required by law.

Correspondence

| <u>Letter From</u> | <u>Subject</u> | <u>Referred to</u> |
|--------------------------|--|--------------------------|
| Dunn & Browne | Bray Subdivision Application | All Council |
| Zoning Board | Annual Review of Applications | All Council |
| Bergen County Open Space | Notice of Public Hearing of Proposed 2017 Funding Allocations-June 14 | All Council |
| Priscilla Triola, Esq. | Schaefer Property Easements | All Council Mr. Regan |

Easement near Schaefer's Gardens

Priscilla Triola, Esq., representing the buyer of the Schaefer property, DCH Homes under contract to transfer this property, noted DCH entered into a contract to buy the property for eventual development. She explained issues with deeds and documents for this property, an indenture referencing the Borough's participation in a private easement, the indenture between the Schaefer family creating an easement to Closter, this property borders the Closter line and referred to a 1957 Agreement.

Ms. Triola went on to say they wish to formalize the access to the Closter lots which has been used for years noting the Heisters, present owners of the Property want the easement as does DCH. She then explained a Boundary Survey at the property.

Mr. Regan commented this would be relinquishing something, but the Borough does not know why and questioned why Haworth has to be involved.

Ms. Triola responded there is now an exception to title and this would be just to clean this up.

Mr. Regan said this matter will be discussed in closed session involving litigation also noting that the present owners, the Heisters are an intervenor in the Borough's Affordable Housing case.

Also discussed was the possibility of a court order in this matter.

COMMITTEE REPORTS

Report of Councilman Bain

Recreation

Mr. Bain reported there was outstanding participation in the recent Fishing Contest and thanked the DPW for their assistance.

Mr. Bain noted that to date \$11,000.00 has been received for the Summer Rec Program.

Report of Councilman Rosenberg

Zoning Board of Adjustment

Mr. Rosenberg reported the Board at their last meeting approved the 2017 Activities Report.

Planning Board

Mr. Rosenberg reported this Board has begun their discussion regarding the review of the Borough's Master Plan.

Report of Councilwoman Guenego

Library

Ms. Guenego reported the State has approved the grant for the HVAC system in the library, they have revised their tutor policy including only one student at a time and a home delivery service is being considered for those who have difficulty getting to the library. She said the Board discussed a change of address for the library and noted the recent Garage Sale was a success.

Board of Health

Ms. Guenego reported the Wellness Challenge has been a success with 89 participants and the Board wishes to re-appoint Dr. Bednarek. The Board discussed a sidewalk maintenance program regarding the safety of walkers and noise pollution from the pistol range.

Mr. Rosenberg explained the use of the range, its hours of use needed for qualifying of the officers and that Dumont is a partner with the range.

COMMITTEE REPORTS – cont'd.

Report of Councilwoman Guenego – cont'd.

Ambulance Corps

Ms. Guenego reported the following: the Ambulance Corps responded to 19 calls last month, 14 of them daytime, 136 miles, 65 man hours on calls and year to date, 270. She noted the continued shortage for daytime coverage.

Library

Referring to the Library Report Mayor Smart indicated that some funds from the garage sale might be used for replacing a gravel sidewalk at the library to discourage people from walking in the grassy areas.

Report of Councilman Poosikian

Shade Tree Commission

Mr. Poosikian reported the Commission met to determine if the Winter Tree Program has been completed, however the contractor has not removed all the wood chips, but will be returning to do so. Also, the Commission is working on the planting list for the spring planting, he said.

Fire Department

Mr. Poosikian reported the following: the Department responded to 24 calls in April including activated fire alarms and CO alarms, natural gas leaks at Sunset Avenue, total man hours 147 and total man hours year to date, 550; they conducted 2 work nights and 2 drills.

Report of Councilwoman Duffy

Tennis

Mrs. Duffy referred to correspondence from Mr. Albarella regarding this year's plans and noted that due to bad weather the courts will be opening as soon as work can be completed.

Seniors

Mrs. Duffy reported that at the May meeting the Police Chief and two officers attended and gave information on new scams and how the seniors should protect themselves; the June meeting will be a BBQ held on the front lawn of the Borough Hall.

COMMITTEE REPORTS – cont'd.

Report of Councilwoman Duffy – cont'd.

Parks and Playgrounds

Mrs. Duffy reported planning for the installation of the new playground is underway, installation should start early next month, the Committee is waiting for approval of trees to be removed for safety reasons and they would like to appoint Mr. Bruce Celotto to the Committee.

Swim Club

Mrs. Duffy noted the Club will be opening this week-end, applications are coming in at a steady rate and the senior service students are assisting in readying the Club for opening.

Department of Public Works

Mrs. Duffy reported the Department has been cutting grass and trimming, cleaned and planted flower beds, prepared the pond and staffed the Fishing contest, maintained the sports fields, patched potholes, opened and repaired the bathroom at Memorial Field and responded to 14 fire calls since April 19th.

Mrs. Duffy then recognized what she said has been the amazing teamwork the DPW has shown in accomplishing all this work while being very understaffed and recognized Mr. Simkins for his leadership over the past few months who she said embodies what the town and his coworkers need in times of change.

Mayor's Report

Haworth School

Mayor Smart reported he attended the last Board of Education meeting at which time the Board discussed updating their Policy and Regulations Manual and noted a search is underway for a new principal.

The Mayor further reported the 4th Grade Class was in Borough Hall to conduct a council meeting and noted several of the suggestions they had.

Office of Emergency Management

Mayor Smart reported the OEM coordinators met on May 19th in connection with the updating process and a review of the Borough's Emergency Plan.

Mayor's Report – cont'd.

Coyotes

Mayor Smart noted the Police Department is educating the community on the recent issues with coyotes in the Borough, the Wild Day Foundation has offered to give free talks on the issue of wild animals, however he was not sure this was needed.

United Way

Mayor Smart reported he met with this agency regarding specialized housing opportunities as they are a resource involving the Affordable Housing matter.

New Legislation

Mayor Smart referred to a new law regarding the payment of sick leave for part time employees with which the Borough must comply, it becomes effective October 29, 2018, explained the formula which would involve part time employees in the Borough office and Library.

Memorial Day Parade

Mayor Smart noted the parade will step off at 10 AM on Memorial Day, followed by a service at the Borough Hall and refreshments.

UNFINISHED BUSINESS

Hiring DPW Seasonal Employees

A discussion was held in connection with the budget which would only permit two seasonal employees at this time.

Mr. Poosikian said in looking at the budget two seasonal employees at 30 hours each per week could be covered at \$12.00 per hour. Further discussion included hiring employees at this time with no names.

A motion was offered by Mr. Poosikian and seconded by Mrs. Duffy to hire two seasonal DPW employees at \$12.00 per hour for 30 hours per week. On voice vote all members voted in the affirmative. Declared carried.

NEW BUSINESS

Appointment to Board of Health

A motion was offered by Mr. Poosikian, seconded by Ms. Guenego and unanimously carried to appoint Dr. Karl Bendarek as a member of the Board of Health to a 3 year un-expired term to December 31, 2020.

Appointment to Fire Department

A motion was offered by Mr. Poosikian, seconded by Mrs. Duffy and unanimously carried to appoint Daniel Erbin a member of the Haworth Fire Department.

Appointment of Fill-In School Crossing Guard

A motion was offered by Mr. Rosenberg, seconded by Mr. Bain and unanimously carried to appoint Elizabeth DiRe as a Fill-In School Crossing Guard.

Introduction of Ordinance No. 18-06 – 2018 Multi-Purpose Ordinance

A motion was offered by Mr. Poosikian, seconded by Mr. Bain and unanimously carried that Ordinance No. 18-06 be offered for first reading.

Ordinance No. 18-06 was then read by title only as follows:

BOND ORDINANCE PROVIDING FOR VARIOUS 2018 CAPITAL IMPROVEMENTS, BY AND IN THE BOROUGH OF HAWORTH, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$813,544 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$727,182 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COSTS THEREOF

A motion was offered by Mr. Bain and seconded by Mr. Poosikian that Ordinance No. 18-06 be passed on first reading.

On roll call the vote was follows: Messrs. Poosikian, Rosenberg, Bain, Duffy, Guenego. Nays – none. Declared carried.

A motion was offered by Mr. Poosikian, seconded by Mr. Bain and unanimously carried that Ordinance No. 18-06 be advertised as required by law and a date set for public hearing on June 12, 2018 at 7:30 PM at the Municipal Center.

Volunteer Fair

Mayor Smart referred to the approximately 100 residents who volunteer for various municipal service, said there is a great volunteer spirit in the town and suggested there be more volunteer awareness.

Ms. Guenego suggested a volunteer fair where various organizations in town could come together promoting what they need, perhaps this could be done at Haworth Day, noting that support is needed everywhere. Discussion included suggestions of when to hold such an event and where and how to attract more volunteers.

CONSENT AGENDA

Mrs. Duffy requested the resolution for the extension of the hours for a park permit be removed from the consent agenda and be voted on separately.

The following consent agenda was offered by Mr. Bain, seconded by Mr. Poosikian and unanimously carried:

Approval of Hiring Life Guards for 2018 Season

BE IT RESOLVED the following are appointed as Lifeguards for the 2018 Summer Season:

- | | | |
|-------------------|---------------------|------------------|
| Amanda Welish | Brandon Kim | Dan Kim |
| Bobby Mansfield | Chloe Zampetti | James Zampetti |
| Jinny Lee | John Dongsu Kim | Katie Miller |
| Liam Cristello | Lindsey Davidson | Luke Connell |
| Michael Kilduff | Ryan Foley | Taylor Hoyng |
| Olivia O'Donnell | Eoin Connell | Claudia Volpe |
| Fiona Connell | Matt Maretic | Emma Lau |
| Mairead McDermott | Stephanie McDermott | Iris Chi |
| Bella Sposato | Matt Koch | Jackie Kim |
| Rich Rotonde | Hailey Tam | Julia Monaco |
| Sofia Sabella | Hannah Noh | Nicholas Sabella |
| Sierra Hitchcock | Chad Marge | Alex Paspalas |
| Nicki Harley | Erin Karaburn | Alana Verbeyst |

BE IT FURTHER RESOLVED the following be appointed as Office Staff:

- | | | |
|-----------------|----------|----------|
| Mia Arman | John Kim | Leia Tam |
| Angelna Maretic | | |

BE IT FURTHER RESOLVED the following be appointed as Managers:

- | | | |
|--------------|-------------|----------------|
| Michael Ives | Chris Armen | Jon Morrisette |
|--------------|-------------|----------------|

CONSENT AGENDA – cont'd.

Approval of Field Treatments at Memorial and Myrtle Street Fields

WHEREAS, proposals were sought for the preparation of the Memorial Field and the Myrtle Street Field; and

WHEREAS, three proposals were received; and

WHEREAS, it is recommended by the Mayor and Council after review that the proposal received from The Athletic Field Division, Tri-County Property Maintenance is the most responsive.

NOW THEREFORE BE IT RESOLVED that a contract be awarded to The Athletic Field Division, Tri-County Property Maintenance, 22 Aspen Way, Oakland, NJ 07436 in the amount of \$10,900.00 for preparation of Memorial and Myrtle Street Fields as outlined in their proposal dated January 21, 2018.

BE IT FURTHER RESOLVED that funds are available from budget line 8-01-28-195-363.

Refund of Escrow Deposit

WHEREAS, the following escrow amount was established with deposits to offset expenses; and

WHEREAS, the following amount was expended.

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

| <u>NAME AND ADDRESS</u> | <u>FOR</u> | <u>RECEIVED</u> | <u>EXPENDED</u> | <u>REFUNDED</u> |
|---|--------------------|-----------------|-----------------|-----------------|
| Afea Builders 25 Rockleigh Road Northvale, NJ 07647 (64 Hardenburgh Av.) | Engineering Escrow | \$1,000.00 | \$652.50 | \$347.50 |

BE IT FURTHER RESOLVED that Bank of New Jersey and Bank of America be instructed to close these accounts.

CONSENT AGENDA – cont'd.

Award of Bid for Borough's Portion of 2018 Riverside Cooperative Road Program

WHEREAS, the Borough of Northvale acting as "Lead Agency" for the Riverside Cooperative received bids for the 2018 Road Resurfacing Program on April 4, 2018; and

WHEREAS, the bid of D&L Paving Contractors, Inc., 681 Franklin Avenue, Nutley, NJ 07110 in the total amount of \$2,932,482.82 has been determined to be the lowest responsible bid; and

WHEREAS, it has been determined that the Borough of Haworth's portion of this contract is \$240,000.00 for the re-surfacing of Harland Avenue (Maple Street to Park Street), McCulloch Place (entire street), Harrison Street (Osmers Avenue to Hardenburgh Avenue), Osmers Avenue (Grant Street to Franklin Street + 100 ft. up Franklin), Littlefield Court (entire street), Lake Shore Drive (Sunset Avenue to Haworth Country Club Entrance), catch basins (various locations); and

WHEREAS, there will be reimbursement to the Borough of Haworth by Suez Water of approximately \$40,000.00 and by the Haworth Country Club of approximately \$10,000.00 reducing the net contract amount to \$240,000.00; and

WHEREAS, funds are available and have been certified to by the Finance Officer.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Haworth that the Borough's share of the 2018 Riverside Cooperative Road Resurfacing Program in the amount of \$290,000.00 be and is hereby awarded to D&L Paving Contractors, Inc., 681 Franklin Avenue, Nutley, NJ 07110.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk be and are hereby authorized to execute the contract in the form prepared by the Borough Attorney.

Authorization to Advertise for Receipt of Bids for Downtown Improvements

BE IT RESOLVED the Municipal Clerk is hereby authorized to advertise for the receipt of bids for the Downtown Improvements.

Approval of Hiring Summer Recreation Counselors for 2018 Season

BE IT RESOLVED the following are appointed as Summer Recreation Counselors for 2018:

Caroline Vierheilig
Jake Moses
Kayleigh Young
Katelyn Scuro

CONSENT AGENDA – cont'd.

Approval of Hiring Summer Recreation Counselors for 2018 Season – cont'd.

William Lofaro
Sebastian Bayuelo
Adel Azmi
Cobey Meyer
Emmett Pilsbury
Luke Han
Max Boos
David Polifroni
Tim Larsen
John Dominianni
Yuki Ando

Amendment to 2018 Capital Budget

See Page 117A of permanent minutes.

Approval of Emergency Repair to Police Car

WHEREAS, an emergency has arisen with respect to the repair of a 2016 Ford Expedition Police car involved in accidents on February 17, 2018 and March 7, 2018 and no adequate provision was made in the 2018 Budget for the aforesaid purpose and N.J.S.A.40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned; and

WHEREAS, the emergency occurred in accordance with the attached letter from the Chief of Police therefore no quotations were sought due to the health, welfare and safety of the residents.

An emergency appropriation be and the same is hereby made for:

| | |
|----------------------------------|------------|
| Emergency Repair of Police Car | |
| Other Expenses – 8-01-26-169-353 | \$9,250.03 |

Said emergency appropriation shall be provided for in full in the 2018 budget.

Approval of Dedication by Rider for Donations to Community Policing Unit

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

CONSENT AGENDA – cont'd.

Approval of Dedication by Rider for Donations to Community Policing Unit – cont'd.

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider.

NOW THEREFORE BE IT RESOLVED by the Borough of Haworth, County of Bergen, New Jersey as follows:

1. The Borough Council does hereby request permission of the Director of the Division of Local Government Services to pay expenditures from donations for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating the Haworth Community Policing Unit program.
2. The Municipal Clerk is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Endorsement of Community Development Application – Senior Adult Programs

WHEREAS, a Bergen County Community Development grant of \$8,000.00 has been proposed by the Borough of Haworth for Senior Adult Programs in the municipality of Haworth; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Haworth; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Haworth hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Approval of Payment of Bills

FOR COPY OF RESOLUTION AND BILL LIST
SEE PERMANENT MINUTES
PAGES 117B – 117F

CONSENT AGENDA – cont'd.

Approval of Minutes

Executive Meeting of April 10, 2018
Closed Meeting of April 10, 2018
Regular Meeting of April 24, 2018
Closed Meeting of April 24, 2018

Extension of Hours for Permit

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

BE IT RESOLVED, the Mayor and Council hereby approve an extension of hours for consumption of alcoholic beverages (wine and beer only) to 10:00 PM on August 18th, 2018 (rain date August 25, 2018) for a part permit to be issued to the Haworth Arts Committee for the MidSummer Nights Jam Music Concert.

On voice vote all members voted in the affirmative with the exception of Mrs. Duffy who voted no. Declared carried.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Ms. S. Zwernemann, 211 Haworth Avenue questioned the ruling on overnight parking in the Borough which Mayor Smart explained to her.

Ms. Zwernemann then asked about the Community Garden discussed earlier.

Mayor Smart responded the site which is being discussed has some issues and is not ready for this project.

Ms. Zwernemann said the project is a good idea however the median on Haworth Avenue needs landscaping architecture and then asked about the use of the Tree Farm.

Mr. Poosikian explained the Tree Farm which he said might not fit in for a community garden however the entrance to the area could be considered for this project.

Ms. Zwernemann then commented that an overall design on the median is needed.

Ms. B. Borghi, St. Nicholas Avenue said she hoped an appointment to the Parks and Playgrounds Committee would be decided on soon.

Open Meeting to Public – cont'd.

Ms. Borghi then referred to some trees at the playground site at Memorial Field and said she thought there would be a walk-thru in that area, noting there are rotten trees in this area which could affect the playground.

Mr. Poosikian suggested Ms. Borghi be present with the Shade Tree Commission and the tree service when these trees are inspected.

Mr. N. Nakashian, Brook Street and a member of the Ambulance Corp referred to the earlier resolution regarding the park permit and with wine and beer being consumed said there should be supervision at this event as in past events where there was broken glass and especially with children being present there could be a potential hazard.

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

Close Meeting to Public

The following resolution was offered at 9:20 PM by Mrs. Duffy, seconded by Mr. Poosikian 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 May 8, 2018 at which time the following items will be discussed:

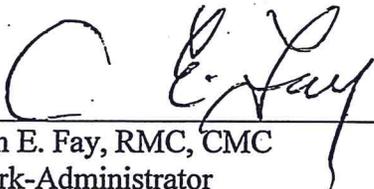
- PBA Agreement
- Easements at Schaefer's Garden Property
- Affordable Housing
- Bray Subdivision
- White Beeches Tax Appeal

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 items and when determined by the Governing Body that the Borough's interests will not be adversely affected.

Reopen Meeting to Public

A motion was offered by Mr. Bain, seconded by Ms. Guenego and unanimously carried at 10:35PM to reopen the meeting to the public and as there was no further business to come before the Council a motion was duly offered, seconded and unanimously carried to adjourn.



Ann E. Fay, RMC, CMC
Clerk-Administrator