

158. Regular Meeting of the Mayor and Council  
of the Borough of Haworth held on August  
12, 2014 at the Municipal Center

Present: Hon. John Dean DeRienzo, Mayor

Councilmembers: Glenn Poosikian  
Mary Anne Groh  
Andrew Rosenberg  
Anthony Volpe  
Michael Bain (by speaker telephone)

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 with the exception of Mr. Iacobino. 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 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>                      |
|---|---|---|
| PSE&G                                     | Information on Proposed Collective Billing Process for Municipalities | All Council<br>Mr. Bliss<br>Ms. Wheeler |
| Ms. J. Montesano, Supt.<br>Haworth School | Meeting with BOE and Council  | All Council                             |
| County Engineer                           | Results of Ivy Av. Bridge Inspection                                  | All Council<br>DPW<br>Mr. Statile       |
| Mr. R. Abbatomarco                        | Information re. 2014 Trust Fund Municipal Program                     | All Council                             |
| Green Sky Industries                      | July 10 Recycling Check - \$87.30                                     | All Council                             |

Mrs. Groh referred to the amount of the recycling check received from Green Sky.

Correspondence – cont'd.

Mayor DeRienzo responded the Borough is owed approximately \$2,000.00, Green Sky is going through a re-organization and only paying weekly.

Mayor DeRienzo referred to the upcoming Open Space Program with a submission deadline for applications due in October.

Report of Councilman Bain

Recreation

Mr. Bain reported the recently completed Summer Recreation Program was very successful and the Commission is waiting for surveys to be returned in connection with the Program.

Library

Mr. Bain reported the library addition project is on schedule and on budget.

Mrs. Groh referred to the elimination of certain items for this project and asked what were the plans for these. She then said she spoke to the Borough Engineer today regarding the sanitary sewer work at the library.

Mr. Bain said he will review the minutes of the meeting when this was discussed and obtain the information.

Mayor DeRienzo commented that outside work was discussed at a meeting last Friday and the storm sewer work is still in question.

Mrs. Groh asked how the sanitary sewer matter was handled.

Mayor DeRienzo responded that a resolution for that work was approved in July with funds coming from a previous ordinance.

Cell Tower Requests

Mr. Rosenberg will follow up with this matter.

Lightening Detection System

Mr. Volpe reported the Board of Education will be meeting on August 19<sup>th</sup> to discuss this matter and he will follow up with them.

Fixed Asset Proposals

Mrs. Groh said she will review these proposals with her committee and Ms. Wheeler.

Proposals for the SEC Initiative Compliance Review

Since the deadline for this program has been extended to December, this matter will be considered next month.

Approval of Extension of Grace Period for 3<sup>rd</sup> Quarter Real Estate Taxes

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

**WHEREAS**, the tape with the certified tax rate for 2014 was received by the Tax Collector on July 29, 2014, and the software uploaded by Edmunds on August 1, 2014, making it necessary to send out tax bills for 3<sup>rd</sup> & 4<sup>th</sup> quarters of 2014 and 1<sup>st</sup> & 2<sup>nd</sup> quarters of 2015 on August 6, 2014;

**WHEREAS**, pursuant to N.J.S.A. 54:4-66 et seq., the Tax Collector must allow at least 25 days from the date of mailing tax bills to the date of the first payment due, without interest being charged;

**THEREFORE, BE IT RESOLVED**, that the Mayor and Council hereby approve the extension of the grace period for tax payments for 3<sup>rd</sup> Quarter 2014 to September 2, 2014, and that notice of same has been included with every original tax bill mailed or delivered via electronic transmission.

Reject Re-Bids for Ambulance Corps Addition

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

WHEREAS, bids were received by the Municipal Clerk on August 6, 2014 for the re-bid of an addition to the Haworth Ambulance Corps Building; and

WHEREAS, six bids were received at that time and all bids exceeded the funds available for this project.

NOW THEREFORE BE IT RESOLVED, the Mayor and Council hereby reject the bids received for the addition to the Haworth Ambulance Corps.

BE IT FURTHER RESOLVED, the Mayor is hereby authorized to enter into a negotiated contract with the lowest responsible bidder.

Mrs. Groh then moved, seconded by Mr. Rosenberg to modify the resolution to strike the last paragraph and replace it with language to indicate that the contract not exceed \$60,000.00 which what has been allocated by ordinance.

Mayor DeRienzo commented that the Ambulance Corps is contributing \$20,000.00 of their funds to the project.

Mrs. Groh then offered a motion, seconded by Mr. Rosenberg and unanimously carried to withdraw the previous motion to amend the last paragraph as follows:

Reject Re-Bids for Ambulance Corps Addition – cont'd.

BE IT FURTHER RESOLVED, the Mayor is hereby authorized to enter into negotiations for a contract whereby the Borough is responsible for the amount provided for in the 2014 Municipal Budget and that any such contract is subject to Council approval.

Approval of Installation of Dumpster Enclosure at Swim Club

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

WHEREAS, quotations have been received to supply and install a fence for a dumpster enclosure at the Haworth Swim Club; and

WHEREAS, three quotations have been received and the lowest responsible quotation was received from Arnie Fence Company.

NOW THEREFORE BE IT RESOLVED, that a contract be awarded to Arnie Fence Company, 107 Spring Avenue, Bergenfield, NJ 07621 for the supply and installation of a fence for a dumpster enclosure at the Haworth Swim Club in the amount of \$3,565.00 as outlined in their proposal dated August 4, 2014.

On discussion Mrs. Groh questioned the funds for the project.

Mayor DeRienzo responded they would be either from a prior ordinance for fencing at Memorial Field or from the Swim Club, noting the dumpsters are also used by the pistol range and platform tennis facility.

Mrs. Groh commented that she thought the plan to resolve the illegal dumping was to remove the dumpsters off season.

Mayor DeRienzo explained if the enclosure is there and locked it would avoid a mess in that area.

Mr. Volpe discussed the three proposals for this work, noting some proposals were more detailed than others.

Mrs. Groh asked if the Swim Club Committee met on this matter and asked if the work can wait for further discussion and further detailed proposals.

It was then concurred to table the resolution and that Mr. Iacobino meet with his Committee on the matter.

Chapter 159 Resolution

Mayor DeRienzo noted a prior meeting where this matter was discussed in connection with the Swim Club budget and referred to Ms. Wheeler's memo of August 12<sup>th</sup> indicating that this resolution will not be necessary as the Swim Club is doing well and does not anticipate needing the additional funds.

Coyotes

In connection with reports from residents regarding coyote sightings Mayor DeRienzo and upon Mrs. Groh's suggestion to contact the County for its input noted the Bergen County Health Department was contacted and they have offered to conduct a lecture at the Library regarding the subject.

Mrs. Groh responded that was a good idea and suggested having the meeting in the council chambers.

Appointment of Labor Counsel

Mrs. Groh said that with negotiations with the PBA coming up, the Borough should be represented by an attorney who does this work exclusively. She said she has contacted two law firms – one being Wiss & Bouregy and recommended hiring Mr. Raymond Wiss of that firm.

A motion was then offered by Mrs. Groh and seconded by Mr. Rosenberg to enter into a retainer agreement with Mr. Raymond Wiss at \$125.00 per hour.

On discussion, Mr. Poosikian said he would have liked to have known about this matter beforehand. He said he would like to see the documents pertaining to these attorneys and asked if there was a conflict with Mr. Regan handling the matter.

Mrs. Groh said she would forward the documents to Mr. Poosikian.

Mr. Regan responded there could be a conflict if, for instance, he would be interacting with the Police Chief and said that this type of work has become a very specialized area.

A discussion was held to place a "not to exceed" amount in the contract and a timetable for the meetings for the attorney to attend the negotiations.

The prior motion was withdrawn.

A motion was then offered by Mrs. Groh, seconded by Mr. Rosenberg and unanimously carried to retain Mr. Raymond Wiss as the Borough's Labor Attorney in connection with the upcoming police negotiations at a rate of \$125.00 per hour, not to exceed \$5,000.00 and a Professional Services Agreement be prepared.

Approval of Minutes

Mrs. Groh referred to the Executive Meeting of July 2<sup>nd</sup> whereby that agenda contained an item for Sewer Rehab, but there is no mention of that in the minutes; then at the next meeting on July 8<sup>th</sup> a resolution was approved to accept a proposal from Ingannamorte for this work. She said she wished to table approval of the minutes so they can be expanded.

COMMITTEE REPORTS

Report of Councilman Rosenberg

Planning Board

Mr. Rosenberg reported this Board conducted an informal hearing at their July meeting in connection with a proposal for a restaurant on Terrace Street; the Board will consider the matter further at their September meeting.

Police Department

Mr. Rosenberg reported the Department is participating in a highway safety program during the upcoming weeks to reduce drunk driver incidents; new recruit Andrew Soltes was injured at the Police Academy and will not be returning until January. Meanwhile, Mr. Rosenberg said he met with the Chief who has indicated he will start him in the field with officer training now so that will be accomplished before he returns to the Academy for the next class.

Mr. Rosenberg further reported the Department will be meeting in connection with various upcoming events, referred to incidents in the past month and that 45 summonses were issued in July.

Mayor DeRienzo noted the training recently conducted for police officers for the treatment of heroin overdoses.

Report of Councilwoman Groh

Seniors

Mrs. Groh reported this group has not met.

Recycling

Mrs. Groh reported there has been some lag in payments to the Borough.

COMMITTEE REPORTS – cont'd.

Report of Councilwoman Groh – cont'd.

Finance

Mrs. Groh said she is continuing to work with the CFO in connection with past due balances on invoices and has asked her to prepare a memo to department heads that a purchase order must be prepared prior to any purchase.

Mrs. Groh reported that tax bills were late being mailed due to a delay with the County setting a tax rate and this quarter will now be due September 2<sup>nd</sup>.

Mrs. Groh noted a letter has been prepared for vendors in connection with a purchase order which must be obtained prior to any purchase. She further noted that bid thresholds must be watched particularly with Shade Tree work.

Mayor DeRienzo noted the Winter Tree Program was started several months ago and the vendor has not been paid yet, however the Borough has been told the work has been completed. The Mayor discussed the possibility of getting a master contract at the beginning of the year for tree work.

In continuing her report, Mrs. Groh noted the new regulations from the SEC and that she will be meeting with her committee for a report to the Council in September. Also, she said the proposals for the Fixed Asset program will be discussed in September.

Mrs. Groh then discussed the cross-walk light at Tank Hill which the Borough Engineer is looking at and also at a possible curb cut at the school driveway.

Mrs. Groh said she also spoke with the Borough Engineer regarding planning in connection with the DOT grant for the Downtown area and she has suggested not designing something the Borough cannot afford.

Report of Councilman Volpe

Parks and Playgrounds

This Committee did not meet due to lack of a quorum.

Fire Department

Mr. Volpe reported on the following:

COMMITTEE REPORTS – cont'd.

Report of Councilman Volpe – cont'd.

Fire Department – cont'd.

The Department responded to 20 emergency calls last month – 4 activated alarms in Haworth, 24 mutual aid alarms in Demarest and 2 hazardous conditions. Total calls to date for 2014 – 119; total man hours for July - 135; total man hours for 2014 – 1542.

Activities consisted of Department Work Night/Training; officers meeting; Department drill. Scheduled for the month of August will be drills, ground ladder deployment and operations; hose deployment; vehicle extrications and driving training.

Mr. Volpe further reported that there has been communication with Mahwah regarding the pager system and feedback from both the Ambulance Corps and Fire Department which has been a learning experience. He said there have been reports that in some areas in town the pagers are not working.

Haworth Board of Education

Mr. Volpe reported Mrs. Doran has been appointed to the Board; Phase 2 of the roof contract has been awarded and the Board rejected bids for boiler work as they came in higher than the available funds.

Sports Committee

Mr. Volpe said that there are some reports involving the lightening detection system which he wants to look into.

Mr. Volpe noted the Soccer Association is holding discussions with Closter and Demarest for ways to optimize field size.

Report of Councilman Poosikian

Board of Health

Mr. Poosikian reported this Board did not meet in July; the next meeting will be August 14<sup>th</sup>.

Northern Valley Regional High School

Mr. Poosikian explained the new lap top program at the high school.

COMMITTEE REPORTS – cont'd.

Report of Councilman Poosikian – cont'd.

Ambulance Corps

Mr. Poosikian reported the Ambulance Corps responded to 27 calls last month – 22 daytime calls, 314 miles, man hours 100.75 and duty nights 4,356.

Mr. Poosikian noted that Craig Layne has been appointed training coordinator for the Ambulance Corps.

Department of Public Works

Mr. Poosikian reported the Department is busy with grass cutting, asphalt, the street sweeper is in service, they are assisting with the 911 construction at the fire house and assisting PSE&G with tree work.

Tennis

Mrs. Groh noted this Committee has not met since May and Mr. Chval is urging them to hold a meeting. She noted work needed at the courts regarding the ditches at the retaining wall which need to be weeded and there should be culvert there.

Mayor's Report

United Water

Mayor DeRienzo noted his concern with the work going on the downtown area which has to be finished regarding upcoming town events.

Other Matters

Mayor DeRienzo said he met with Mr. Statile regarding the contractor's bill for the road program.

Also, Mr. Statile will meet with Mr. Kolonko regarding his concerns and he has reached out to the church regarding the Korean sign, the Mayor said.

As to the Downtown Study, Mayor DeRienzo said he gave Mr. Statile the information received over the past several years to review and in order to move forward in connection with the \$149,000.00 grant a meeting should be held with the store owners and the Downtown Study Committee.

Other Matters – cont'd.

Mrs. Groh commented that in connection with that grant a contract has to be entered into, however, there is the need to see how the completion of the library addition goes before entering into this contract.

Discussion was held regarding engineering work for this project and no payment to the engineer in 2014.

Mrs. Groh mentioned a special assessment for this work which the Mayor said has been done in the past.

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.

Payment of Bills

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

FOR COPY OF RESOLUTION AND BILL LIST  
SEE PERMANENT MINUTES  
PAGES 168A – 168S

June Meeting Minutes

Mrs. Groh referred to the June 4 minutes regarding work at the Basketball Courts which should read contributions were from “Basketball” not “Baseball”. It was concurred that contributions were from both Basketball and Baseball.

Sewer Rehab

Mrs. Groh referred to storm drain and sewer work at the library site.

Mayor DeRienzo referred to a prior ordinance for the availability of these funds.

Mrs. Groh said the sanitary sewer line is not in the contract for the library project.

Mayor DeRienzo explained quotes received for this work.

Sewer Rehab – cont'd.

Mrs. Groh said she did not want to see the use of any more Borough money for this job and she was concerned with what the money is being used for.

Mayor DeRienzo suggested Mrs. Groh talk to Mr. Bain on his return concerning the matter.

Mrs. Groh said she did not want to use the prior ordinance for the work and suggested talking to the Bonding Attorney regarding the use of the ordinance funds.

Mr. Volpe explained the work to tie-in to the sanitary sewer line and the cost.

Mayor DeRienzo then said this work will not be undertaken until the matter is reviewed.

As there was no further business to come before the Council a motion was offered, seconded and unanimously carried to adjourn at 9 PM.

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Ann E. Fay, RMC, CMC  
Clerk-Administrator





































