

248. Executive Meeting of the Mayor and Council of the Borough of Haworth held on December 11, 2018 at the Municipal Center.

Present: Hon. John W. Smart, Mayor

Councilmembers: Glenn Poosikian  
Andrew Rosenberg  
Michael Bain  
Regina Duffy  
Jacqueline Guenego  
Dina Siciliano

Borough Attorney: Robert T. Regan

Mayor Smart called the meeting to order at 7:30 PM and it was noted that all members of the governing body were in attendance. The Mayor then read the following statement: "This is an Executive 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 notices to all persons who requested same and prepaid the same."

Presentation to Dhana Gilbert

Mayor Smart noted there is a need to recognize accomplishments of residents of the town who include actors, artists, sports figures etc. and that Mrs. Gilbert one of our neighbors is the production manager of the television show Marvelous Mrs. Maisel which has received many awards with the Production Guild of America recognizing the show. He then presented a proclamation to Mrs. Gilbert.

Mrs. Gilbert said she felt very honored to be part of this community, thanked everyone and said the proclamation means a great deal to her.

5-K Presentation

Mayor Smart said this is a great annual event with support to the community and with an active and professional group involved.

Dr. J. Pavel thanked the Mayor and Council, noting that next year will be the 10<sup>th</sup> year for the 5-K Run in Haworth, \$200,000.00 has been raised, thanked the town for their participation and then introduced members of the committee. He also thanked Mayor Smart and Mr. Bain for running in this event.

5-K Presentation – cont'd.

Checks were then presented to the following groups who each explained what these funds are used for: Ambulance Corps, Haworth Fire Company, Hope with Hearts, Police Auxiliary, McGee's Children's Fund, Haworth Boy Scout Troop 73, Desire for Hope, Bergen Center for Child Development Girl Scouts and Haworth Seniors.

Consent Agenda

A motion was offered by Mrs. Duffy, seconded by Mr. Rosenberg and unanimously carried to approve the following consent agenda:

Award Contract for Senior Holiday Luncheon

WHEREAS, quotations were sought for the 2018 Senior Holiday Luncheon; and

WHEREAS, two quotations were received; and

WHEREAS, it is recommended by the Mayor and Council that the quotation received from The Estate at Florentine Gardens is the most responsive.

NOW THEREFORE BE IT RESOLVED, that a contract be awarded to The Estate at Florentine Gardens, 97 Rivervale Road, River Vale, NJ 07675 in the amount of \$3,150.00 as outlined in their proposal dated December 4, 2018.

Authorization to Purchase Snow Plow through State Contract

WHEREAS, pursuant to N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-7.29©, the Borough may by resolution and without advertising for bids purchase goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Haworth has a need to purchase on a timely basis goods or services utilizing State contracts during 2018; and

WHEREAS, the procurement of goods and services through a cooperative purchasing program is considered to be an open and fair process under the New Jersey Pay-To-Play Law N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Borough of Haworth plans to utilize the State Contract Vendors listed on the attachment, such transaction shall be subject to all conditions applicable to the current State contracts.

Authorization to Purchase Snow Plow through State Contract

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haworth in the County of Bergen that the Borough is hereby authorized to purchase goods or services in 2018 from the approved New Jersey State Contract Vendors on the following list, pursuant to all conditions of the individual State contracts:

| State Contract Vendors |   |                |
|------------------------|---|----------------|
| Commodity/Service      | Vendor Name   | State Contract |
| Snow Plow              | Cliffside Body Corp<br>130 Broad Avenue<br>Fairview, NJ 07022 | 88268          |
| \$5,300.00             |   |                |

Authorization to Sign Amendment to Salt Dome Lease Agreement

BE IT RESOLVED the Mayor and Municipal Clerk are hereby authorized to execute an Amendment to the Lease Agreement between the Borough of Haworth and Suez Water New Jersey to extend for an annual term beginning on January 1, 2019 and ending on December 31, 2019 at the rental rate of \$6,437.00 per year for the use by Suez to store its salt in the Borough's Salt Dome.

Appointment of Fill-In School Crossing Guard

BE IT RESOLVED, the Mayor and Council hereby approve the employment of James G. Gabettie as Fill-In School Crossing Guard effective December 11, 2018 at the hourly rate provided in the current salary ordinance.

Approval of Emergency Repair to Haworth Avenue Traffic Signal

WHEREAS, an emergency repair was needed to the traffic signal at Haworth Avenue and Schraalenburgh Road; and

WHEREAS, due to this emergency which required immediate repairs quotations were not obtained.

NOW THEREFORE BE IT RESOLVED, the Mayor and Council hereby approve invoices totaling \$6,251.77 payable to J. Keane Electric Company, Inc., 622 Schuyler Avenue, North Arlington, NJ 07031 to be provided from budget line item 8-01-25-120-352.

Transfer of 2018 Budget Appropriations

**WHEREAS**, Title 40A: 4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year;

**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 2018 Current Fund :

| <u>CURRENT FUND</u>            |                                | <u>FROM</u>   | <u>TO</u>          |
|--------------------------------|--------------------------------|---------------|--------------------|
| Recycling Tax                  | Other Expenses 8-01-31-295-300 | \$5,000.00    |                    |
| Board of Adustment             | Other Expenses 8-01-21-085-300 | \$1,400.00    |                    |
| Construction Code              | Salary & Wages 8-01-22-250-100 | \$5,000.00    |                    |
|                                |                                | <b>TOTAL:</b> | <b>\$11,400.00</b> |
| Borough of Oradell Flow Charge | Other Expenses 8-01-31-294-300 |               | \$5,000.00         |
| Fire Prevention                | Salary & Wages 8-01-25-110-300 |               | \$1,400.00         |
| Utility Gas/Diesel             | Other Expenses 8-01-31-266-300 |               | \$5,000.00         |
|                                |                                | <b>TOTAL:</b> | <b>\$11,400.00</b> |

Approval of Payment of Bills

FOR COPY OF RESOLUTION AND BILL LIST  
SEE PERMANENT MINUTES  
PAGES 254A – 254H

Approval of Minutes

Joint Meeting with Planning Board of November 7, 2018  
Closed Meeting of November 7, 2018  
Regular Meeting of November 27, 2018  
Closed Meeting of November 27, 2018

Award Contract for Holiday Decorations

The following resolution was offered by Mrs. Duffy and seconded by Ms. Siciliano:

WHEREAS, quotations were sought for 2018 Winter Holiday Decorations in the downtown area; and

WHEREAS, two quotations were received; and

WHEREAS, it is recommended by the Mayor and Council that the quotation received from Foliage Design Systems is the most responsive.

NOW THEREFORE BE IT RESOLVED, that a contract be awarded to Foliage Design Systems, PO Box 73, Haworth, NJ 07641 in the amount of \$3,943.58 as outlined in their proposal dated September 19, 2018.

On discussion Mr. Poosikian referred to the cost this year for the decorations and asked if there is an alternative such as to looking to a permanent type of decorations. It was noted this is being discussed and could be an alternative to the live decorations.

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

Other Matters

Mayor Smart explained the leaves had a late start this season and referred to the pick-up schedule which will continue for two more weeks.

Ms. Siciliano commented that the DPW does an extraordinary job in picking up the leaves and noted their sharing of equipment with Dumont.

Open Meeting to Public

The meeting was opened to the period of public discussion.

Ms. B. Colonna, West View Terrace asked the status of the Borough's affordable housing matter with Fair Share Housing.

Mr. Regan responded this matter will be discussed later in closed session; there is ongoing discussion with the Borough's Master and Fair Share Housing; no resolution yet and the Borough is still under immunity. He discussed the number of units required with no specific requirement until an agreement is negotiated and most likely the required units will be substantially reduced.

Open Meeting to Public – cont'd.

Ms. Colonna then thanked Mayor Smart and Mrs. Duffy for their work in the past few years.

Ms. S. Wunsch, Haworth Avenue thanked the Mayor and Mrs. Duffy for their hard work.

Dr. M. Kahn, Paulson Place, questioned minutes not being on the Borough's web site.

Mayor Smart responded they do not go on until they are approved.

Dr. Kahn replied the council minutes are three months behind and boards, committee minutes, etc have not been up.

Mayor Smart said there has been some confusion on posting and agreed the minutes need to be on the site.

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

Close Meeting to Public

The following resolution was offered at 8:05 PM by Mr. Poosikian, seconded by Mr. Bain 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 December 11, 2018 at which time the following items will be discussed:

Litigation – Draft Settlement Agreement  
Plumbing Inspector Update

**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

The meeting was reopened to the public at 8:45 PM.

Swim Club

Mrs. Duffy reported that Mr. Ives has rescinded his resignation as Swim Club manager and will be returning for the next season.

Adjournment

As there was no further business to come before the Council a motion was offered at 8:50 PM by Mr. Bain, seconded by Mr. Poosikian and unanimously carried to adjourn.

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Ann E. Fay, RMC, CMC  
Clerk-Administrator