

235. Executive Meeting of the Mayor and
Council of the Borough of Haworth held on
December 10, 2019 at the Municipal Center

Present: Hon. Thomas P. Ference, Mayor

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

Borough Attorney: Robert T. Regan

Mayor Ference called the meeting to order at 7:35PM and upon roll call all members of the Council were present with the exception of Mrs. Wasser. Ms. Siciliano arrived shortly after the start of the meeting. 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."

Salute to Flag

Mayor Ference led those present in the pledge of allegiance.

Holiday Tree

Mayor Ference noted that the tree in the borough hall is a gift from Ms. Borghi and Mr. Celotto, members of the Parks and Playgrounds Committee and is greatly appreciated.

Presentation by 5K Committee

Mayor Ference noted this organization shares their generosity with many agencies.

Dr. J. Pavell, chairman of the Haworth 5K Committee said he is a proud resident of Haworth, this is the tenth year for the 5-K and \$300,000. has been raised for many organizations. He said tonight they will give out all the funds collected from this year's race and thanked all borough organizations, etc. for their support. He then introduced members of the committee and Ms. Guenego presented checks to the following organizations who explained how they would use the donations. Ms. Siciliano then arrived at the meeting.

Haworth Fire Company – Chief Conner said they will buy substantial pieces of equipment.

Presentation by 5K Committee – cont'd.

Haworth Ambulance Corps – Captain Reithmayr said they would buy new medical equipment for the new ambulance.

Friends of the Library – Mrs. B. Potter noted this donation will help with the continuation of all their programs at the library.

Haworth Police Auxiliary – Mr. N. Nakashian said this will help with the purchase of additional equipment, classes, etc.

Haworth Hope Fund – Ms. Moira Renke noted this organization donates to help residents of the town.

Girl Scouts – Ms. L. Epstein noted there is a disabled troop in town which this money will help and also to the Haworth troop.

Boy Scouts – Scoutmaster Jureller said these funds will help fund services such as a scout camping trip to New Mexico this coming summer.

Hope with Heart – Dr. G. Kipel thanked all for this event in town and said this organization provides a sleep-away camp for children with heart problems and their activities can be increased with this donation.

Other organizations to receive funds are Desire for Hope, a group who feeds the homeless, addicts, etc. for which a resident of the borough cooks.

Home & School Association – the McGee Children's Fund.

Haworth Seniors for whom Ms. Borghi and Mr. Celotto do great work.

Ordinance No. 19-18 – Municipal Parking – 2nd Reading, Public Hearing

A motion was offered by Mr. Bain, seconded by Ms. Siciliano and unanimously carried that Ordinance No. 19-18 be offered for second reading.

Ordinance No. 19-18 which is as follows was then read by title only as copies had been provided for those present.

Ordinance No. 19-18 – Municipal Parking – 2nd Reading, Public Hearing – cont'd.

**PUBLIC NOTICE
BOROUGH OF HAWORTH
ORDINANCE NO. 19-18**

NOTICE IS HEREBY GIVEN that the following proposed Ordinance was introduced and passed on first reading on November 26, 2019, at a meeting of the Mayor and Council of the Borough of Haworth, County of Bergen, State of New Jersey, and that said Ordinance will be taken up for further consideration for final passage at a meeting of the Mayor and Council to be held on December 10, 2019 at 7:30 p.m. at the Municipal Building, 300 Haworth Avenue, Haworth, New Jersey 07641, or as soon thereafter as the matter can be reached, at which time and place all interested persons will be given the opportunity to be heard concerning same.

ANN E. FAY,
Borough Clerk

**BOROUGH OF HAWORTH
ORDINANCE NO. 19-18**

AN ORDINANCE TO AMEND CHAPTER VII OF THE CODE OF THE BOROUGH OF HAWORTH ENTITLED, "TRAFFIC."

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 VII of the Code of the Borough of Haworth, Traffic, §7-9, Municipal Parking Reserved for Borough Officials and Employees, be and is hereby amended to read as follows:

7-9 MUNICIPAL PARKING RESERVED FOR BOROUGH OFFICIALS, EMPLOYEES AND BOROUGH HALL OR LIBRARY BUSINESS.

Parking along the east side of Stevens Place shall be reserved for Haworth Borough Officials and employees and for Borough Hall business and Library business, as follows:

a. Commencing at the intersection of Haworth Avenue and Stevens Place, the two (2) parking spaces beginning on the east side of Stevens Place sixty-three and one-half (63.5) feet from the aforementioned intersection shall be designated "Parking for Police Vehicles Only".

b. The second northernmost parking space of the angled parking area on the east side of Stevens Place shall be reserved for the Mayor and the parking space immediately to the south of the parking space reserved for the Mayor shall be reserved for the Borough Administrator.

c. A total of 14 parking spaces to the south of the spaces referred to in paragraph b above shall be reserved for patrons of the Library and persons visiting Borough Hall on business.

d. The parking spaces on the east side of Stevens Place to the south of the intersection of St. Nicholas Avenue and Stevens Place shall be designated as parking for Borough employees.

e. Parking on the south side of Haworth Avenue between Stevens Place and Owatonna Street shall be limited to one (1) hour on days that Borough Hall is open, and at such times shall be reserved for persons visiting Borough Hall on business.

f. No change.

g. No change.

h. No change.

Section 2.

Chapter VII of the Code of the Borough of Haworth, Traffic, §7-11, Parking Time Limited On Certain Streets, be and is hereby amended to read as follows:

7-11 PARKING TIME LIMITED ON CERTAIN STREETS.

No person shall park a vehicle for longer than the time limit between the hours specified on any day (except Sundays and public holidays) upon any of the streets or parts of streets described, except where other parking regulations have been provided for.

Name of Street	Sides	Time Limit	Hours	Location
Park Street	Both	2 hours	Any time To Haworth	Ivy Avenue Avenue From Terrace Street to Stevens Place
St. Nicholas Avenue	South	2 hour	Any time	In its entirety
Summit Place	Both	2 hours	Any time	From Haworth Avenue to 100 feet south of St. Nicholas Avenue
Terrace Street	East	30 minutes	8:00 a.m. and 6:00 p.m.	From Haworth Avenue to 100 feet south of St. Nicholas Avenue
Terrace Street	West	1 hour	8:00 a.m. and 6:00 p.m.	From Haworth Avenue to 100 feet south of St. Nicholas Avenue

Section 3.

Chapter VII of the Code of the Borough of Haworth, Traffic, §7-13, Parking Prohibited At All Times On Certain Streets, be and is hereby amended to establish the following regulations applicable to St. Nicholas Avenue:

Name of Street	Side	Location
St. Nicholas Avenue	a. North	From Terrace Street to Houston Place
	b. North	From Park Street to Maple Street

It is the intent of this amendment to permit parking on the south side of St. Nicholas Avenue between Terrace Street and Houston Place.

Ordinance No. 19-18 – Municipal Parking – 2nd Reading, Public Hearing – cont'd.

Section 4.
Chapter VII of the Code of the Borough of Haworth, Traffic, §7-35, Handicapped Parking, subsection 7-35.1, Handicapped Parking on Streets, be and is hereby amended to read as follows:
7-35.1 Handicapped Parking on Streets. In accordance with the provisions of N.J.S.A. 39:4-197, the following on street locations are designated as handicapped parking places. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Division of Motor Vehicles, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these places.

Street	No. of Spaces	Location
Stevens Place	1	The northernmost parking space of the angled parking area on the east side of Stevens Place
Terrace Street	1	West side
Terrace Street	1	East side, 147 feet north of the intersection with Saint Nicholas Avenue

Section 5. 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 6. 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 7. Effective Date.
This Ordinance shall take effect after publication thereof and final passage as required by law.

On discussion Ms. Siciliano referred to the section of this ordinance providing parking for borough employees at the south end of Stevens Place.

Mr. Rosenberg explained that all these places will be striped with signage – 6 to 8 places.

Mr. Bain commented this area will have to be paved and the sidewalk extended.

Mayor Ference explained additional lighting is needed in this area, grants will be repurposed to use those funds for the improvements needed to the area.

The meeting was opened to the public on Ordinance No. 19-18.

Ms. B. Potter, Paramus and library employee referred to signage for parking for employees.

Mr. Rosenberg responded this is the area on the east side of Stevens Place at the intersection of St. Nicholas Avenue.

Ms. Potter then referred to the re-claiming of the borough property at the Minit Mart.

Mr. Rosenberg referred to prior discussions on this area and said it was agreed not to re-claim them.

Ordinance No. 19-18 – Municipal Parking – 2nd Reading, Public Hearing – cont'd.

As there were no further comments, the meeting was closed to the public on this ordinance.

A motion was offered by Mr. Bain and seconded by Ms. Siciliano that Ordinance No. 19-18 be passed on second and final reading.

On roll call the vote was as follows: Ayes; Messrs. Poosikian, Bain, Guenego, Siciliano. Nays – Mr. Rosenberg. Declared carried.

A motion was offered by Mr. Poosikian, seconded by Ms. Siciliano and unanimously carried that the passage of Ordinance No. 19-18 be advertised as required by law.

OTHER MATTERS

Shared Services with the Closter Municipal Court

Mayor Ference explained a meeting was held with Ms. Gallagher, the borough's court administrator, Mayor Glidden of Closter, Closter Administrator Edward Hynes and himself to discuss this matter.

Ms. Gallagher explained the background on this matter whereby 8 years ago the State of New Jersey mandated that all court administrators had to be certified, those not wishing to go through the process, examinations, etc. would be grandfathered-in but only in the court they were presently working in. She noted the restrictions on hiring, explained the process of interviews, etc. there are now not many new court administrators, there are very few available to take over, a lot are retiring and many towns are without a court administrator now. She went on to say many towns have gotten together in a Shared Service Agreement and a one court person is a thing of the past.

Ms. Gallagher explained the recent meeting with Closter which included keeping the Haworth and Closter courts separate, but have one office, sharing salaries for everything, the court would be open every day to serve the public.

Ms. Guenego asked about a deputy court administrator.

Ms. Gallagher explained the violations clerk position and said a deputy does not have to be certified, for now a part time position would work and then move on if the court load is increased.

Mr. Poosikian referred to the number of court sessions involved, Ms. Gallagher going to Closter and extending her hours beyond 3 PM.

OTHER MATTERS – cont’d.

Shared Services with the Closter Municipal Court – cont’d.

Ms. Gallagher responded this would not really be necessary, a lot of the work involved is done on-line, the volume in Closter last year was 1600 cases and 1300 in Haworth with a difference in complaints this year in Haworth.

Mr. Poosikian referred to his concern with Ms. Gallagher handling both towns to which she responded there would not really be.

Mr. Bain questioned how to apportion costs, pensions, etc.

Mr. Rosenberg responded there would be more compensation for Ms. Gallagher and another employee and his concern was additional duties for Ms. Gallagher.

Ms. Gallagher explained criminal complaints and tickets which are for traffic violations and there have been less complaints this year in Haworth.

Mr. Rosenberg asked if the work load would be manageable to which Ms. Gallagher responded, yes.

Mr. Bain asked where court records would be kept.

Ms. Gallagher responded most of Closter’s older records would be housed in Closter, the newer ones would be kept in Haworth and said the “e-tickets” now being used cut down on storage space.

Mayor Ference asked about the process.

Ms. Gallagher responded if the borough is to pursue the matter, she will speak with the CFO and the Closter officials regarding the financial figures.

Mr. Regan commented an Inter-Local Agreement will be needed.

Mayor Ference said the governing body will be looking at the levels of work and will move further with this discussion.

Appointment to Fire Department

A motion was offered by Mr. Poosikian, seconded by Ms. Guenego and unanimously carried to appoint Aidan McKenna a junior member of the Haworth Fire Department.

CONSENT AGENDA

A motion was offered by Mr. Guenego and seconded by Ms. Guenego to approve the following consent agenda. On roll call the vote was as follows: Ayes; Messrs. Poosikian, Rosenberg, Bain, Guenego, Siciliano. Nays – none. Declared carried.

Authorization to Advertise for Bids for Winter Shade Tree Program

BE IT RESOLVED the Municipal Clerk is hereby authorized to advertise for the receipt of bids for the 2020 Winter Tree Program.

Cancellation of Delinquent Taxes Under \$10.00

WHEREAS, N.J.S.A. 40A: 5-17.1 provides that a municipality may authorize the cancellation of Tax Delinquencies of less than Ten (\$10.00) Dollars.

WHEREAS, the Mayor and Council of the Borough of Haworth have adopted a resolution authorizing the cancellation of property tax delinquencies under \$10.00;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Haworth, that the Tax Collector is hereby authorized to process, without any further action on the part of the Governing Body, the cancellation of any property tax delinquency of less than (\$10.00); and

BE IT FURTHER RESOLVED, that a certified Copy of this Resolution be provided by the Municipal Clerk to the Tax Collector and the Chief Financial Officer.

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
804	6	.48
1003	2	.06
1306	1	.50
1408	2	.39
1600	3	.23
1609	1	.50
1609	5	.84
1610	4	1.86
1807	3	.86

Total \$ 5.72

Appointment of Senior Van Driver

BE IT RESOLVED the Mayor and Council hereby approve the employment of John J. Coleman Senior Van Driver effective December 10, 2019 at a salary of \$14.17 per hour.

CONSENT AGENDA – cont’d.

Addressing Requirements for Massachusetts Avenue Project

WHEREAS, as Special Master, Michael P. Bolan has issued a report in connection with the Borough’s Declaratory Judgment action entitled, “In The Matter of The Application of The Borough of Haworth”, Docket No. BER-L-5912-15 which seeks approval of the Borough’s Affordable Housing Plan; and

WHEREAS, the Borough’s Housing Plan includes the development of a two (2) acre portion of Borough-owned property designated as Block 1800, Lot 1 as depicted on the Borough tax map, commonly referred to as the Massachusetts Avenue site (“the Borough Sponsored Project”) for a municipally sponsored inclusionary development, including fourteen (14) affordable units; and

WHEREAS, the Borough Sponsored Project is also included as a development in the Settlement Agreement with Fair Share Housing Center dated May 13, 2019; and

WHEREAS, the report of the Special Master has requested that the Borough address the requirements of *N.J.A.C 5:93-5.5* (“the Regulation”) concerning the Borough Sponsored Project:

1. The municipality shall demonstrate that it has the ability to control the site. The Borough has such control since the site is Borough owned.

2. The Borough has adopted an administrative mechanism indicating who will qualify the applicants and administer the units in the Borough Sponsored Project. In connection therewith, by resolution dated August 13, 2019, the Borough appointed Piazza and Associates as Administrative Agent for the marketing, review, sale and rental of affordable homes and qualification of applicants.

3. In connection with the Borough’s funding capability, the Borough has reviewed and approved a Pro Forma Statement (attached hereto) for the Borough Sponsored Project, and financial records of the Borough indicate that the municipality has adequate and stable funding. In addition the Borough has adopted a resolution dated November 12, 2019 of an Intent To Bond to address any shortfall in funding in connection with the Borough Sponsored Project.

4. The Borough has also approved a revised Construction Schedule or Timetable.

NOW THEREFORE BE IT RESOLVED that the Governing Body finds that the Borough has addressed the requirements in the Regulation for the Borough Sponsored Project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to Special Master Michael P. Bolan.

CONSENT AGENDA – cont'd.

Request Approval of Insertion of Item of Revenue in 2019 Budget for Ramp Improvements

WHEREAS, NJS 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 of municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Haworth in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$16,822.60 as a result of funds will be received in the current fund from a Bergen County ADA ramp improvement- Haworth Drive agreement.

BE IT FURTHER RESOLVED, that the like sum of \$16,822.60 be appropriated under the caption:

Revenue: Bergen County ADA Ramp Improvement – Haworth Drive

Appropriations: Bergen County ADA Ramp Improvement-Haworth Drive

Payment of Bills

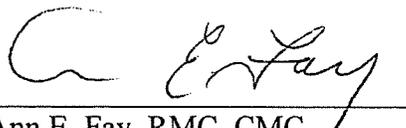
FOR COPY OF RESOLUTION AND BILL LIST
SEE PERMANENT MINUTES
PAGES 243A – 243F

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

Adjournment

As there was no further business to come before the council a motion was offered at 8:35 PM by Mr. Bain, seconded by Ms. Guenego and unanimously carried to adjourn.



Ann E. Fay, RMC, CMC
Clerk-Administrator