

Borough of Tenafly

MAYOR AND COUNCIL

MINUTES

TUESDAY, SEPTEMBER 23, 2014

PRESENT: Mayor Peter Rustin, and Councilmembers Maxim Basch, Nadia LaMastra, Daniel Park, Jon Warms, and Mark Zinna

ABSENT: Council member Anthony Barzelatto

ALSO PRESENT: Borough Administrator Jewel Thompson-Chin
Borough Attorney William R. McClure

At 7:53 p.m. Mayor Rustin read the Open Public Meetings Act Statement: "In compliance with the Open Public Meetings Act P.L. 1975, chapter 231, the notice requirements have been satisfied. Meeting dates for the year are listed in the Annual Agenda; copies are sent to the Record, Suburbanite, and Northern Valley News and posted on the bulletin board in the lobby of the Municipal Center."

The Salute to the Flag was led by Mayor Peter Rustin.

Motion by C. Warms, second by C. Park, and all other members voting in favor,

BE IT RESOLVED that the Minutes of the August 12, 2014 Work Session, August 12, 2014 Regular Meeting, August 12, 2014 Closed Session (not to be released), September 9, 2014 Work Session, September 9, 2014 Special Regular Meeting, and September 9, 2014 Closed Session (not to be released) are approved. C. LaMastra abstained from the 8/12/14 Closed Session minutes.

REVISIONS TO AGENDA:
None.

AUDIENCE REMARKS FOR AGENDA ITEMS:
None.

CONSENT AGENDA:

#R14-300/Approve Expenditures as of September 17, 2014

#R14-301/Amend 2014 Meeting Schedule

#R14-302/Authorize Tree Mitigation Escrow Refund – 36 Oak Street

#R14-303/Close Inactive Trust Account – TRN Realty

#R14-304/Execute Collective Bargaining Agreement – Tenafly Administrative Employees Bargaining Unit

#R14-305/Approve Raffle Applications – RA1089 – RA 1091

#R14-306/Approve Street Opening Permit Refund – Build to Please

#R14-307/Approve Change Order #1 – Repair and Restoration of the Theodore Roosevelt Memorial Monument

#R14-308/Approve Outdoor Seating Applications – Various

#R14-309/Authorize Refunds – Recreation Department – Various

#R14-310/Authorize Refund – Fingerprint Reimbursement

#R14-311/Authorize Submission of NJDOT Grant Application – Jefferson Avenue Roadway Improvement Project

#R14-312/Authorize the Chief Financial Officer to Take All Actions Necessary and Advisable by Bond Counsel Relating to the MCDC Initiative

#R14-313/Authorize Auction of Surplus Property – GovDeals.com

#R14-314/Support Sustainable State Funding for Preservation and Stewardship of Open Space, Parks, Farmland, and Historic Sites in New Jersey

#R14-315/Authorize Refund – Tax Court Judgment – 2012 & 2013

#R14-316/Authorize Renewal of Plenary Retail Consumption License Pursuant to Special Ruling – New Hong Bo Suk, Inc. – 2013-2014

Motion by C. Zinna, second by C. LaMastra, that the Consent Agenda be approved.

On a roll call, the vote on the Consent Agenda was recorded as follows:

C. Barzelatto:	absent	C. Park:	aye
C. Basch:	aye, nay #R14-304	C. Warm's:	aye
C. LaMastra:	aye	C. Zinna:	aye

All members present voting in favor, the Consent Agenda was approved.

COMMITTEE REPORTS:

Mayor Rustin

Community Night was held last Tuesday. The Mayor noted that the event had a great turnout. He praised the PD, TVAC and Recreation Department for doing a great job with the event. Mayor Rustin stated that there was an issue with traffic, which he would like to review with police for next year.

Councilwoman LaMastra

Recreation met two weeks ago. The girls' softball league is doing well under the new co-sponsorship. C. LaMastra noted that baseball enrollment has remained the same as last year. Summer Camp had 360 kids enrolled, which is 30 less than last year. She stated that 77 individuals were registered for football, which is down 9 players from the previous year. C. LaMastra also discussed the heat-related policy for on the field. She noted that there is currently no policy, however coaches are told to use their best judgment when temperatures get to be 80 degrees and above. She added that lacrosse is expanding and has a new coach.

The BID met last night. C. LaMastra noted that the BID will be mailing out nominations to fill the board. Ballots will go to the Borough Clerk to count.

The shop local banners are up; however C. LaMastra stated that 3 are damaged. The company previously used for restoration is out of business, but she added they are seeking out other companies. C. LaMastra noted that residents gave positive feedback to the banners.

TVAC met on Monday night and discussed events in which they will attend. C. LaMastra noted that 3 individuals will be taking their certification exam in September and 5 in October. She stated that TVAC is limited by how many students they can send to Paramus; however she added that they are looking to have a certification course at the Borough.

Councilman Warm's

The Board of Health had its first meeting with Ruby Pujols, the new Health Inspector. Flu shots will be given at the Borough on October 10th in the McCandless Room from 1:00 p.m. – 4:00 p.m. C. Warm's noted that the high dosage vaccine for Senior Citizens will be \$40; however Medicare will cover the cost if applicable.

Councilman Basch

The HPC had their meeting on September 4th. The meeting discussed the Roosevelt Monument repair, the Cotswold gates graffiti removal, railroad station maintenance issues and the sign for Sgt. Oresko. C. Basch stated that Mario Turchi will work on the design of the sign.

C. Basch stated that the address 810 Huyler Avenue is a foreclosed property in disrepair within the Historic District. He added that the HPC states that it is not up to code and they would like for the Code Enforcer to inspect the property.

C. Basch noted that a member of the HPC will be leaving and they would like to have the seat filled.

Mayor Rustin

The Joint Use Committee announced the track reopening, which took place on Monday. The track hours are from dawn to 10:00 p.m. Monday through Saturday and from dawn to dusk on Sunday, except during games. C. Basch requested that he would like to discuss the lighting and noise from the field at the next work session. Mayor Rustin directed the Borough Clerk to list this issue as a new business item for the September 30th work session.

OLD BUSINESS:

None.

NEW BUSINESS:

Introduction of Ordinances

C. Zinna moved to introduce and pass on first reading Ordinances 14-17 and 14-18 on first reading and setting October 14, 2014 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Council Chambers of the Tenaflly Municipal Center as the place for a hearing on said ordinance. Seconded by C. LaMastra:

The Borough Clerk read the ordinances into the record:

ORDINANCE NO. 14-17 - AN ORDINANCE TO AMEND CHAPTER XX OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF TENAFLY, ENTITLED "STREETS AND SIDEWALKS", AND MORE PARTICULARLY AMENDING SECTION 20-4, ENTITLED "STREET OPENINGS"

On a roll call, the vote was recorded as follows:

C. Barzelatto:	absent	C. Park:	aye
C. Basch:	aye	C. Warms:	aye
C. LaMastra:	aye	C. Zinna:	aye

ORDINANCE NO. 14-18 - AN ORDINANCE TO FIX THE SALARY, WAGE OR COMPENSATION OF THE EMPLOYEES OF THE TENAFLY ADMINISTRATIVE EMPLOYEES BARGAINING UNIT FOR THE CALENDAR YEARS 2014, 2015, AND 2016

On a roll call, the vote was recorded as follows:

C. Barzelatto:	absent	C. Park:	aye
C. Basch:	nay	C. Warms:	aye
C. LaMastra:	aye	C. Zinna:	aye

AUDIENCE REMARKS FOR NON-AGENDA ITEMS:

Mark Feldman – 133 Lylewood Drive – inquired as to the status of the pending police contract. Mr. McClure noted that the contract is still under appeal, which he added is not an unusual amount of time. Mayor Rustin added that the police are operating under an expired contract.

Mr. Feldman questioned whether a warming center and generators were in the works. Mr. Feldman stated that the cost would be a small amount of \$300,000.00 dollars. The Administrator added that they are waiting for a grant to minimize the cost to tax payers. She added that the delay is due to the fact that it is a federal program. She noted that allocations of funds have been finalized. Mayor Rustin noted that this past winter the Borough reached out to residents and provided residents with a place to go, if needed.

Mr. Feldman also questioned whether the Tree Commission will review the tree ordinance and code enforcement. Mayor Rustin stated that the upcoming newsletter will discuss the plan for planting trees and will ask residents where they would like trees planted. Mr. Feldman further questioned whether the budget will increase funds for the code and tree enforcement. Mayor Rustin added that the Borough should consider more hours for the

Code Enforcement. Mayor Rustin also added that some residents complain that the ordinance is too tough and some say it is not tough enough.

Mr. Feldman inquired as to any structural BID changes. C. LaMastra stated that a budget reconstructing presentation will be held on October 28th.

Mel Lubins – 33 Stonybrook Road – noted that he submitted a letter in May regarding building code violations. He stated that the Borough should hire an in-house engineer. He requested a master be appointed by Council with an independent engineer to investigate his complaints.

MAYOR'S REMARKS:

C. Barzelatto's father's funeral was yesterday. He noted that it was an impressive turnout for the wake and funeral. He added that the governing body extends their sincere condolences.

ADJOURNMENT:

As there was no further business to come before the Council, on a motion by C. LaMastra, second by C. Zinna, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:40 p.m.

Respectfully submitted,

Lissette Aportela-Hernandez, MPA, RMC, CMC
Borough Clerk