

Borough of Tenafly

MAYOR AND COUNCIL

MINUTES

TUESDAY, APRIL 14, 2015

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

ABSENT: Councilmember Barzelatto

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

At 7:45 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.

REVISIONS TO THE AGENDA:

None

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

BE IT RESOLVED that the Minutes of the March 9, 2015 Work Session, March 10, 2015 Regular Meeting, March 24, 2015 Work Session, March 24, 2015 Regular Meeting, March 24, 2015 Closed Session (not to be released), and April 7, 2015 Closed Session (not to be released) are approved.

PRESENTATIONS

Mayor Rustin recognized and thanked the volunteers of the Tenafly Volunteer Ambulance Corporation for the service they provide 365 day a year, 24 hours a day.

The Mayor introduced Captain Max Moehlen and C. LaMastra, who serves as council liaison for TVAC, to speak. C. LaMastra noted that tonight is the annual meeting to recognize officers elected in the beginning of the year of the association and the core. Captain Moehlen advised that David Lewie, David Novick and Joshua Hui were elected Lieutenants of the Corps, specifically of Readiness, Operations, and Training, respectively. Treasurer Jamie Ni, Secretary Stephanie Pavlu, Vice President Julie Finkel and President Cheryl Reynolds were elected officers from the Association.

C. LaMastra stated that the Borough is fortunate to have a wonderful ambulance corps. Captain Max Moehlen thanked the Mayor and Council for their support.

AUDIENCE REMARKS FOR AGENDA ITEMS:

No one came forward

CONSENT AGENDA:

#R15-123/Approve Expenditures as of April 8, 2015

#R15-124/Authorize Cancellation of Balances of Completed General Capital Improvement Authorizations

#R15-125/Approve Outdoor Seating Permit Applications

#R15-126/ Authorize Street Opening Refunds - Various

#R15-127/Authorize Refund – Overpayment of Taxes

#R15-128/Oppose State Transition Plan

#R15-129/Authorize Refund – Overpayment of Taxes

#R15-130/Authorize Refund – 2014 County Tax Board Judgment

#R15-131/Authorize Tree Mitigation Escrow Refund – Various

#R15-132/Authorize Release of Performance Bond – Charnow Associates, LLC

#R15-133/Authorize the CFO to Engage a Continuing Disclosure Agent

#R15-134/Approve Ice Cream Vendor License – Corbo

#R15-135/Approve Raffle Applications – RA 1110 & RA 1111

#R15-136/Authorize filing of Declaratory Judgment and Endorse Preparation of Revised Housing Element & Fair Share Plan
 #R15-137/Authorize Additional Professional Engineering Services – 2015 Riverside Cooperative Road Improvement Program
 #R15-138/Authorize Additional Professional Engineering Services – Tenafly Road Section 4 Improvements
 #R15-139/Authorize Additional Professional Engineering Services – UST Closure Process
 #R15-140/Authorize Refunds – Recreation Programs – Various
 #R15-141/Authorize Refunds – Fingerprint Reimbursement
 #R15-142/Recognize 2015 Municipal Clerks Week
 #R15-143/Award Contract – Government Management Advisors, LLC – Personnel Recruitment Services
 #R15-144/Adopt the Revised Bergen County Multi-Jurisdictional Hazard Mitigation Plan
 #R15-145/Rescind Resolution #R13-329

Motion by C. Zinna, second by C. Park, 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 | C. Stefanowicz: | aye |
| C. LaMastra: | aye | C. Zinna: | aye |

COMMITTEE REPORTS:

Councilman Zinna

The Chamber of Commerce met April 1st. The street fair will be held on the 18th and 19th of April. He noted that there will be a grand reopening of new retail stores. The Tenafly Treasures special sales days will be held on April 24th, 25th, and 26th. He noted that the Dumpling Throwdown will take place on May 29th and 30th. C. Zinna added that participating restaurants for the Dumpling Throwdown are Café Savoy, La Promenade, Simply Vietnamese, Tenafly Kosher Deli, Wine Ventures and Cooktique. The Police Chief will speak at the next Chamber of Commerce meeting on May 6th.

He noted that he and C. LaMastra met with the Cresskill Pool Commission last night. He stated that the topic of the meeting was to discuss whether there was anything the two communities can do together, such as joint pools or opportunities for residents to use the pools. C. Zinna advised that the Pool Commissioner will discuss and talk with their borough council and after which the Borough of Tenafly will be notified. C. Zinna stated that Cresskill has a municipal pool, which is funded by those that attend the pool. He noted that the Pool Commission is appointed by the Mayor and Council and manage the operations of the pool. C. LaMastra stated that the Pool Commissioner advised that their membership covers the operating expenses of the pool. Mayor Rustin noted that the Mayor of Alpine was interested in getting together for a possible shared services arrangement. C. LaMastra noted that at the Recreation Board meeting there was an Alpine liaison, who had mentioned that their pool is underutilized.

Mayor Rustin stated that he attended a Mayor’s breakfast and noted that an auditor from Lerch, Vinci and Higgins, spoke about the user friendly budget. The Mayor stated that the user friendly budget is looked upon as another state unfunded mandate, which takes a lot of time and energy to create. He added that Tenafly is so far ahead of the curve. Mayor Rustin noted that Joe Burgis also spoke at the breakfast regarding COAH.

Councilwoman LaMastra

C. LaMastra stated that The Recreation Board met last night. She noted that there are 350 participants registered for summer camp. She advised that the

maximum registration is 400. The Safe at Home softball tournament will be held May 15th through the 17th. The Easter Egg Hunt was held last weekend, which was well attended. The Summer Basketball league currently has 4 town high school teams registered, however they are looking for a few more towns to participate. C. LaMastra advised that defibrillators are located at Sunnyside, the Municipal field, McCandless Room and the Baseball field.

On April 25th the annual bike rodeo will take place at the high school. She noted that the Police Department and Recreation Department will be involved in the event.

The Open Space Committee met. She added that she and C. Zinna attended the meeting. C. LaMastra stated that Martin Hughley was present at the meeting as well as Environmental Commission members John Purdy and Nina Seiden as well as Recreation Director, Matthew Mercurio and Recreation Board member Michael Greeley. The meeting focused on reviewing the budget and noted available properties. She stated that at the next meeting a list of priorities will be created to determine how to handle funds.

Councilmember Stefanowicz

The Board of Adjustment meeting was cancelled. He noted that there was one matter that was to be discussed; however they did not have the proper paperwork. The matter will be listed on the May meeting.

The HPC met and advised that the historic hikes will be an Eagle Scout's project. He noted that the Eagle Scout will provide a map online for residents to be able to tour sample sites for walking. C. Stefanowicz stated that 195 Jefferson was discussed for the design for a new house on the subdivided property. A special meeting will be held on April 23rd to discuss the property. He noted that the Commission discussed a possible intent to save 87 County Road, the Charlie Brown's building. He added that it is identified as an historic site, which is on the master plan. C. Stefanowicz stated that in 1880 Elizabeth Cady Stanton tried to vote at the site and was turned away, which had made national news. Tomorrow night there will be a dinner to honor Don Merino.

PUBLIC HEARINGS

• **ORDINANCE 15-05**

The Borough Clerk read into the record:

The following ordinance published herewith was first read by title only on March 24, 2015, and posted on the bulletin board of the lobby of the municipal center.

ORDINANCE NO. 15-05 - AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

Public Comments on Ordinance 15-05

No one came forward.

Motion by C. Park, second by C. Zinna that Ordinances 15-05 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

On a roll call, the vote for Ordinance 15-05 was recorded as follows:

| | | | |
|----------------|--------|-----------------|-----|
| C. Barzelatto: | absent | C. Park: | aye |
| C. Basch: | aye | C. Stefanowicz: | aye |
| C. LaMastra: | aye | C. Zinna: | aye |

OLD BUSINESS:

None.

NEW BUSINESS:

Introduction of Ordinances

C. Stefanowicz moved that the following ordinances be introduced and passed on first reading and set April 28, 2015 at 8:45 p.m. or as soon thereafter as the matter can be heard as the date and time and the Council Chambers of the Tenafly Municipal Center as the place for a hearing on said ordinances. Seconded by C. Park:

The Borough Clerk read into the record:

ORDINANCE NO. 15-06 - ORDINANCE APPROPRIATING A \$139,246.86 GRANT EXPECTED TO BE RECEIVED FROM THE COUNTY OF BERGEN TO PROVIDE FOR CAPITAL IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF TENAFLY PURSUANT TO THE BERGEN COUNTY COOPERATIVE CURB RAMP PROGRAM

ORDINANCE NO. 15-07 - ORDINANCE REAPPROPRIATING \$56,836 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR OTHER PURPOSES IN AND BY THE BOROUGH OF TENAFLY

ORDINANCE NO. 15-08 - BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE BOROUGH OF TENAFLY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,601,113 THEREFOR, INCLUDING A GRANT IN THE AMOUNT OF \$149,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION, AND AUTHORIZING THE ISSUANCE OF \$1,380,300 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

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

| | | | |
|----------------|--------|-----------------|-----|
| C. Barzelatto: | absent | C. Park: | aye |
| C. Basch: | aye | C. Stefanowicz: | aye |
| C. LaMastra: | aye | C. Zinna: | aye |

AUDIENCE REMARKS FOR NON-AGENDA ITEMS:

Johanne Gambrill- Ravine Road- noted that she was perplexed about the issues concerning the swim clubs. She inquired as to what services will be shared. She stated that the matter is confusing on several levels. Ms. Gambrill added that the Tenafly swim clubs are private. She stated that she has been a member of the Tenakill Swim Club for 30 years and has invested approximately \$20,000.00 in dues. She advised that the club has rules and under the proper management, the club runs very well. Ms. Gambrill noted that Cresskill is not run the same way as the Tenakill Swim Club. She stated that it is confusing how a member of the Council can go over the heads of the private clubs without proper notification to individuals who could attend the meeting. She added if kids were running all over the place, they could knock her down. Ms. Gambrill stated that she needs more information from the Council on the shared services. She advised that she received a letter regarding her dues for the club, which is due April 30th.

Hercules Ventis – 3 Columbus Drive – praised the EMS. He stated his wife was gardening and got hit in the eye with a tree branch. He also commended the police for their quick response and professional service. Mr. Ventis advised that next year he will hold a time travelers fair in Tenafly. He stated that this Sunday individuals interested in astral planes and animal shamanism can meet at TRP for a discussion.

MAYOR’S REMARKS:

The Mayor read into the record the Arbor Day 2015 Proclamation

WHEREAS, the last Friday of April, April 24, 2015, is designated as NATIONAL ARBOR DAY, which is a day set aside to promote the planting of trees, tree conservancy and appreciation of our environment; and

WHEREAS, the Borough of Tenafly has promoted tree conservancy and planting for many years; and

WHEREAS, trees in our community increase property values, enhance the economic vitality of business areas and beautify our Borough; and

WHEREAS, the Borough of Tenaflly has been recognized as a Tree City USA by The National Arbor Day Foundation and desires to continue its tree-planting practices.

Now, Therefore, the Mayor and Council of the Borough of Tenaflly, do proclaim April 24, 2015 as

Arbor Day

and urge all citizens to celebrate this day and to support efforts to protect our trees and woodlands.

The Mayor advised that this year the Borough is making a special effort to plant a significant number of trees. He added that over the past year residents were asked if they would like a tree planted on their property. He stated that he hoped to plant trees in front of the elementary schools as well.

Mayor Rustin also read the Earth Day 2015 Proclamation into the record

WHEREAS the global community now faces extraordinary challenges, such as global health issues, food and water shortages, and economic struggles; and

WHEREAS all people, regardless of race, gender, income, or geography, have a moral right to a healthy, sustainable environment with economic growth; and

WHEREAS it is understood that the citizens of the global community must step forward and take action to create a green economy to combat the aforementioned global challenges; and

WHEREAS a green economy can be achieved on the individual level through educational efforts, public policy, and consumer activism campaigns; and

WHEREAS it is necessary to broaden and diversify this global movement to achieve maximum success; and

WHEREAS Earth Day is the beginning of a new year for environmental stewardship commitments, to implement sustainability efforts and commit to an Earth Day resolution(s); and

FURTHERMORE, let it be known that Tenaflly, New Jersey, hereby encourages its residents, businesses and institutions to use EARTH DAY to celebrate the Earth and commit to building a sustainable and green economy;

NOW THEREFORE LET IT BE RESOLVED, the Mayor and Council of the Borough of Tenaflly hereby pledge this Earth Day, April 22, 2015, to support green economy initiatives in Tenaflly, New Jersey, and to encourage others to undertake similar actions.

C. Park noted that the Hackensack River Keeper will hold Earth Day events on the April 25th at Overpeck Park.

Mayor Rustin stated that Friday morning the Leeds Club in the high school will be working with a similar club from the Ridgewood High School. A representative of the Hackensack Riverkeeper will meet with the club to discuss the Tenakill and what could be done. He advised that they will also visit the recycling center and meet with DPW Director, Bob Culvert. He added that the group will then visit the Borough Hall and meet with Construction Official, Bob Byrnes. The Mayor noted that the group is interested in finding out more information about what zoning entails. He stated that the club's intent is to present their ideas to the Mayor and Council over what they believe can be done to improve the downtown area. He added that they will also work with the Ridgewood club on a Nature Center project.

CLOSED SESSION

Mayor Rustin recognized Borough Attorney William McClure, who read into the record Resolution 15-146.

BE IT RESOLVED in compliance with NJSA 10:4-12, the Mayor and Council of the Borough of Tenafly are going into Closed Executive Session to discuss the following matters:

- A. Purchase of Property
 - 1. Acquisition Using Open Space Funds

- B. Personnel
 - 1. DPW Employee Complaint
 - 2. Finance – Personnel Changes

- C. Collective Bargaining
 - 1. PBA Grievance Update

Minutes will be taken of the meeting and released to the public at the time that the matter is resolved. After Closed Executive Session, the Mayor and Council will reconvene in the Richard D. Wilson Committee Room to adjourn this public meeting.

There being no further business to come before the Council, on a motion from C. LaMastra, seconded by C. Zinna, and all present voting in favor, the meeting was adjourned to the Closed Session in the Committee Room at 8:19 p.m.

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 9:15 p.m.

Respectfully submitted,

Lissette Aportela,
MPA, RMC, CMC
Borough Clerk