

Borough of Tenafly

MAYOR AND COUNCIL

MINUTES

THURSDAY, SEPTEMBER 17, 2015

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

ABSENT: Councilmembers Anthony Barzelatto and Nadia LaMastra

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

At 7:51 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:

There were no revisions to the agenda.

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

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

AUDIENCE REMARKS FOR AGENDA ITEMS:

Simeon Sahaydachny - 425 Hudson Avenue - urged Council to pass the resolution supporting the legislation regarding the Viewshed of the Palisades. He stated that he hopes Tenafly endorses the effort to protect the Palisades on a permanent basis.

Florence Bocarius - 425 Hudson Avenue - stated she lives near Nature Center. She noted that the Palisades belong to all. Ms. Bocarius added that she holds concerts at her house and guests remark on the beauty of nature.

Rita Heller - Marcotte Lane - endorses the resolution to protect the Palisades. She noted that at the turn of the century, the General Federation of Women's Club helped save and protect the Palisades Interstate Parkway along with the Rockefellers.

CONSENT AGENDA:

#R15-292/Approve Expenditures as of September 9, 2015

#R15-293/Authorize Refund - Youth Services Teen Camp - Semone

#R15-294/Authorize Refund - Planning Board Escrow Account PB#1-12-16

#R15-295/Approve Raffle Applications - RA1117 - RA1120

#R15-296/Approve Outdoor Seating Application - Good Taste Restaurant

#R15-297/Authorize Renewal of Plenary Retail Distribution License - Amin Vandana

#R15-298/Authorize Tree Mitigation Escrow Refund - 22 Somerset Road

#R15-299/Authorize Tree Mitigation Escrow Refund - 68 Norman Place

#R15-300/Authorize Tree Mitigation Escrow Refund - 39 Mellon Lane

#R15-301/Approve Tree Mitigation Escrow Refund and Transfer to the Tree Replacement Fund - 35 Grandview Terrace

#R15-302/Approve Transfer to the Tree Replacement Fund - 29 Woodland Park Drive

#R15-303/Approve Transfer to the Tree Replacement Fund - 35 Richard Street

#R15-304/Authorize Tree Mitigation Escrow Refund - 52-54 Madison Avenue

#R15-305/Authorize Tree Mitigation Escrow Refund - 35 Oak Avenue

#R15-306/Approve Transfer to the Tree Replacement Fund - 64 Engle Street

#R15-307/Approve Tenant Parking Permit Security Deposit Refund

#R15-308/Accept Proposal to Maintain Borough General Ledger - Curran

#R15-309/Authorize Renewal of Plenary Retail Consumption License - Forge of Tenafly

#R15-310/Appoint Temporary Purchasing Agent

#R15-311/Approve Increases of Public Bidding Threshold to \$40,000.00

- #R15-312/Approve Contract – Community Action Services – Affordable Housing Administrative Agent
- #R15-313/Authorize Increase in Expenditure from Affordable Housing Trust Fund – Special Affordable Housing Counsel
- #R15-314/Authorize Execution of Collective Bargaining Agreement – PBA Local 376
- #R15-315/Award Contract – 2014 HMGP Generator Project
- #R15-316/Renew License Agreement – Wells Fargo Parking Lot
- #R15-317/Authorize Refunds – Fingerprint Reimbursements
- #R15-318/Authorize Refunds – Recreation Department - Various

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:	absent	C. Zinna:	aye

PUBLIC HEARINGS

ORDINANCES 15-12 & 15-13

The Borough Clerk read into the record:

The following ordinances published herewith were first read by title only on August 10, 2015, and posted on the bulletin board of the lobby of the municipal center.

ORDINANCE NO. 15-12 - AN ORDINANCE TO FIX THE SALARY, WAGE OR COMPENSATION OF THE EMPLOYEES OF THE DEPARTMENT OF PUBLIC WORKS REPRESENTED BY LOCAL 342, LONG ISLAND PUBLIC EMPLOYEES, UNITED MARINE DIVISION, INTERNATIONAL LONGSHOREMEN’S ASSOCIATION, AFL-CIO FOR THE CALENDAR YEARS 2014, 2015, AND 2016

ORDINANCE NO. 15-13 - AN ORDINANCE AMENDING SECTION 3(j) OF BOND ORDINANCE NO. 14-08 FINALLY ADOPTED ON APRIL 29, 2014 IN ORDER TO APPROPRIATE A GRANT IN THE AMOUNT OF \$100,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW JERSEY OFFICE OF EMERGENCY MANAGEMENT

Public Comments on Ordinances 15-12 and 15-13

No one came forward.

Motion by C. Zinna, second by C. Stefanowicz that Ordinances 15-12 and 15-13 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 15-12 and 15-13 were recorded as follows:

C. Barzelatto:	absent	C. Park:	aye
C. Basch:	aye (nay 15-12)	C. Stefanowicz:	aye
C. LaMastra:	absent	C. Zinna:	aye

COMMITTEE REPORTS:

Councilman Park

C. Park advised that he attended the Access For All Committee meeting yesterday. He stated that they had questions for the engineer regarding the Geissinger playground layout and maps for handicap parking spots in the building plans. C. Park added that they inquired as to how the Mayor and Council feel about including them on new construction projects. Mayor Rustin questioned whether the Access For All Committee is able to review plans. The Administrator informed that they do not review the plans for commercial properties; however she advised she would obtain an opinion from the Construction Official.

Councilman Stefanowicz

The Zoning Board meeting will be held on 21st of this month.

He noted that the Police Commission interviewed candidates for Lieutenant and he advised that Adam Kopesky was promoted.

He stated that the HPC discussed potential sites for future landmarks as well as the preparation for the Oresko monument. C. Stefanowicz noted that the new guidebooks were printed. He advised that the HPC was originally seeking \$30 for color and \$25 for black and white; however they would like to increase the cost for color to \$35. The Mayor advised them to provide a written request, which will be given to Council to review for the next agenda.

Mayor Rustin

The Mayor commented that Community Night was an extremely successful event. He praised the Police, Fire Department, Recreation and TVAC, which he noted all did a great job. The Mayor further commended the Chamber of Commerce for doing a great job getting businesses out to the event. Mayor Rustin stated that the New Residents' event held by the Welcome Committee also was nice. He added that these events separate Tenaflly from others.

OLD BUSINESS:

None.

NEW BUSINESS:

Introduction of Ordinance

C. Park moved that the following ordinance be introduced and passed on first reading and set October 13, 2015 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. Zinna:

The Borough Clerk read into the record:

ORDINANCE NO. 15-14 - AN ORDINANCE TO AMEND THE SALARY, WAGE OR COMPENSATION OF THE POSITION OF PART-TIME CODE ENFORCEMENT OFFICER WITHIN THE TENAFLY ADMINISTRATIVE EMPLOYEES BARGAINING UNIT FOR THE CALENDAR YEARS 2015 AND 2016

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

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

C. Basch requested that he would like to review the cost of the Code Enforcement officer over the course of 6 months.

AUDIENCE REMARKS FOR NON-AGENDA ITEMS:

Johanna Gambrell – Ravine Road – advised residents and Council to speak into the microphone so the audience can hear.

Kevin Tremble – 81 Westervelt Avenue – inquired as to when the resolution on the Palisades Protection Act will it be discussed. The Mayor stated that it will be discussed at the September 29th Work Session. Mr. Tremble stated that he would like to voice his support for the passage of the resolution and the legislation.

Mr. Tremble also addressed the Open Space County Grant Program. He urged the Council to evaluate the county wide distribution of funds that have been allocated. He stated that he believes the Borough pays more into county open space funds than what is received.

Mr. Tremble voiced his concern over 5 overhead hanging lights in the downtown that are currently out. He stated that he has reported it to DPW and Council. Mr. Tremble also added that the roads are not in great condition. He advised that the maintenance issues in the town need to be addressed. He informed that the sidewalks downtown have dips, which collect water and in the winter turns to ice. Mayor Rustin requested that he make a list of the locations of the lamps for the Administrator to review with the DPW Director. The Administrator noted that it is not a lack of maintenance. She responded that the ballasts for the lights are no longer manufactured. The Mayor stated that he would like the DPW Director to provide the status of each light. Mayor Rustin added that it needs to be determined if the lights can be replaced or should be removed altogether. The Administrator advised that the alternative is to have custom made lights, which she added is very expensive. The Mayor stated that there should be other alternatives.

MAYOR'S REMARKS:
Proclamations

1. Sickle Cell Disease Awareness Month

WHEREAS, Sickle Cell Disease is the most common genetic disorder in the United States; and,

WHEREAS, an estimated 100,000 people live with Sickle Cell Disease in the United States. Up to 80% are African-American but many different races are affected. Millions affected globally; and,

WHEREAS, Sickle Cell Disease occurs among about 1 out of every 500 African-American births; and,

WHEREAS, Sickle Cell Disease is a group of inherited red blood cell disorders that is present at birth. To have the disease, both sets of parents must pass down sickle cell genes. There is a 25% chance if both parents carry the Sickle Cell Trait. People who have SCT inherit one sickle cell gene from one parent and one normal gene from the other parent. People with SCT usually do not have any signs of the disease and live a normal life, but they can pass the trait on to their children; and,

WHEREAS, Sickle Cell Trait occurs among about 1 in 12 African-Americans; and,

WHEREAS, Sickle Cell Disease is diagnosed with a simple blood test. It most often is found at birth during routine newborn screening tests at the hospital. Because children with SCD are at an increased risk of infection and other health problems, early diagnosis and treatment are important; and,

WHEREAS, Sickle Cell Disease is chronic but treatable although there is no single best treatment for all people with SCD. Treatment options are different for each person depending on the symptoms which can range from mild to severe; and,

WHEREAS, there is no universal cure for Sickle Cell Disease and the average life expectancy is now in the mid-forties years of age; and,

NOW, THEREFORE, I, Peter Rustin, Mayor of Tenaflly, do hereby proclaim September 2015 SICKLE CELL AWARENESS MONTH in Tenaflly in order to help raise awareness of Sickle Cell Disease and its victims.

2. National Childhood Cancer Awareness Month

WHEREAS, 46 children in the United States will be diagnosed with cancer each day; and,

WHEREAS, 1 out of 5 children diagnosed with cancer will not survive the disease; and,

WHEREAS, the types of cancers that affect children are most often very different from those that affect adults; and,

WHEREAS, childhood cancer is not just one disease but is made up of a dozen types and countless subtypes of cancer; and,

WHEREAS, childhood cancer spares no socioeconomic, ethnic, racial or geographic class; and,

WHEREAS, pediatric cancer is the leading cause of death by disease in US children under 19 years of age; and,

WHEREAS, the causes of most pediatric cancers are largely unknown and not strongly linked to lifestyle, unlike adult cancers; and,

WHEREAS, two-thirds of childhood cancer patients will develop long-lasting chronic conditions as a result from treatment that prevent them from fully participating in school, social activities and work; and,

WHEREAS, childhood cancer rates have been rising for the past few decades, and approximately 15,780 children were diagnosed in 2014, and the incidence of invasive pediatric cancer is up to 29% in the past 20 years; and,

WHEREAS, cancer kills more children than AIDS, asthma, cystic fibrosis, diabetes, and muscular dystrophy combined; and,

WHEREAS, in the last 25 years, only two drugs have been specifically developed for children's cancer and in the last 20 years the FDA initially approved only one drug for any childhood cancer; and,

WHEREAS, less than 5 percent of the federal government's total funding for cancer research is dedicated to childhood cancers, and only about 3 percent of funds raised for the National Cancer Institute go directly to pediatric cancer research; and,

WHEREAS, the funding for pediatric cancer research has gone down steadily since 2003; and,

WHEREAS, despite the facts, childhood cancer research is vastly and consistently underfunded; and,

WHEREAS, despite the major advances in treatment, it is still critically important to conduct research and increase awareness regarding pediatric cancer.

NOW, THEREFORE, I, Peter Rustin, Mayor of Tenaflly, do hereby proclaim September 2015 CHILDHOOD CANCER AWARENESS MONTH in Tenaflly in order to help raise awareness of pediatric cancer and its victims.

CLOSED SESSION

Mayor Rustin recognized Borough Attorney William McClure, who read into the record Resolution 15-319.

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

- A. Litigation/Attorney-Client Privilege
 - 1. Hedvat v. Tenaflly Planning Board, et al
 - 2. Municipal Shared Services Defense Agreement
- B. Personnel
 - 1. Leave of Absence Request – DPW

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. Zinna, seconded by C. Basch, and all present voting in favor, the meeting was adjourned to the Closed Session in the Committee Room at 8:28 p.m.

ADJOURNMENT:

As there was no further business to come before the Council, on a motion by C. Park, second by C. Basch and unanimously carried, to adjourn this meeting. The meeting was adjourned at 9:06 p.m.

Respectfully submitted,

Lissette Aportela,
MPA, RMC, CMC
Borough Clerk