

# Borough of Tenafly

## MAYOR AND COUNCIL

### MINUTES

**TUESDAY, NOVEMBER 10, 2015**

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

ABSENT: Councilmember Nadia LaMastra

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

At 8:58 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 Press and posted on the bulletin board in the lobby of the Municipal Center."

The Salute to the Flag was led by Mayor Rustin

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

BE IT RESOLVED that the Minutes of the October 27, 2015 Work Session, October 27, 2015 Regular Meeting, and October 27, 2015 Closed Session (not to be released) are approved.

#### REVISIONS TO AGENDA:

Mr. McClure advised that #R15-403 would be removed from the Consent Agenda and voted on separately since bond counsel is waiting for notification of its passage.

#### **#R15-403/Confirm Sale of General Refunding Bonds**

Motion by C. Zinna, second by C. Stefanowicz that #R15-403 be approved.

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

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

#### PRESENTATIONS

Proclamation – Recognition of Tenafly Tigers Softball 10U Team  
Mayor Rustin read the following proclamation into the record:

**CONGRATULATIONS!**  
*Tenafly Tigers Softball 10U*  
**CHAMPIONS OF THE SILVER BRACKET**  
*MONTVILLE MICHELLE'S FUND 17TH ANNUAL TOURNAMENT*

*WHEREAS, the Mayor and Council of the Borough of Tenafly recognizes that the youth of our community is our most vital asset; and*

*WHEREAS, we honor organizations who contribute to the growth, development and accomplishments of the children of our community as well as their coaches and parents who volunteer their considerable time and effort; and*

*WHEREAS, the residents of the Borough of Tenafly join the Mayor and Council and the Tenafly Recreation Board in congratulating our Tenafly Tigers Softball 10U for winning the Silver Bracket championship in the Montville Michelle's Fund 17th Annual Tournament.*

*IT IS NOW HEREBY PROCLAIMED that the Mayor and Council of the Borough of Tenafly, proudly add our personal congratulations to you being Champions of the Silver Bracket and express our appreciation for the fine example you have set for all the youth of our community; and*

*We commend team members Claire Guitmann, Bailey Topfer, Alexandra Bugner, Charlott Etter, Eliana Adler, Gabriella Linde , Gianna Linde, Giselle Cerutti, Sarah Ford, Stella Uresse, Mikayla Barquin, and Kayla Riley, as well as the dedicated coaches and parents who instilled in their champions the spirit of dedication and teamwork – qualities which will serve them well throughout their lives.*

The Mayor commented that the team was recently taken over by the parents' and added that they have done a tremendous job. The Coach thanked Matt Mercurio for allowing the parents to take over the softball league and raise funds without hindrances.

#### PUBLIC COMMENTS

Ernie Kollitides – 164 E. Clinton Avenue – stated that there is nothing wrong with the building code, but the interpretation is incorrect. He added that he is fighting for the people of Tenafly. He further added that many residents do work on weekends and do not get permits.

David Wall – 11 Kenwood Road – noted that he is the Chairman of the HPC; however he advised that he was speaking as an individual. He applauded Council for naming the park after Sgt. Oresko. He urged the Council to reexamine the location of the monument. He added that Huyler Park has always been a memorial park. He noted that there is no harm in moving the monument to Huyler Park. Mayor Rustin stated that the Mayor and Council charged the HPC a year ago with a memorial for Sgt. Oresko. Mr. Wall stated that the Mayor and Council asked for the design. C. Basch noted that there was a presentation to have the monument installed at the oval. The Mayor explained that the Council was waiting for final plans. Mayor Rustin informed that the consensus of the Governing Body was to put the monument in the oval a year ago. He advised Mr. Wall to come back with a definitive answer after the next HPC meeting.

Carol Silverman-Kurtz – 103 Columbus Drive – submitted a letter to the Mayor and Council opposing the community center by closing down one or both swim clubs. She stated that her family has 46 years of membership at Tenakill Swim Club. She added that members need to be included in conversations regarding the swim club. She urged the Council to find another location for the community center. The Mayor stated that members of the swim club will be informed of conversations.

Hercules Invictus – 3 Columbus Drive – congratulated those who were elected and thanked C. LaMastra for her years of service.

Johanne Gambrill – Ravine Road – stated that there is a problem with the children in the business district riding skateboards, scooters and bicycles on the sidewalks. She noted that she spoke with the Police Chief. Ms. Gambrill added that the hovercrafts are a new problem. She stated that children are very rude. She recommended that Council to contact the schools and parents' association and tell them the devices are not allowed. She added that the hovercrafts are \$500.00 each and suggested that the children are spoiled. Ms. Gambrill urged the Council to empower the police to take the hovercrafts from the children.

#### CONSENT AGENDA

**#R15-389/**Approve Expenditures as of November 4, 2015

**#R15-390/**Authorize Submission of Grant Application and Execution of a Grant Contract – New Jersey Department of Transportation - Jefferson Avenue (Section 3) Roadway Improvement Project

**#R15-391/**Authorize Engineering Escrow Refund – 19 Walnut Drive

**#R15-392/**Authorize Tree Mitigation Escrow Refund – 8 Park Street

**#R15-393/**Authorize Tree Mitigation Escrow Refund – 78-80 Hickory Avenue

**#R15-394/**Approve Change Order #1 – 2015 Resurfacing Program

**#R15-395/**Approve Transfer of Tree Mitigation Escrow to Shade Tree Trust Fund – 25 Norman Place

**#R15-396/**Approve Transfer of Tree Mitigation Escrow to Shade Tree Trust Fund – 29 Mahan Street

**#R15-397/**Approve Transfer of Tree Mitigation Escrow to Shade Tree Trust Fund – 86 Tenafly Road

**#R15-398/**Authorize Tree Mitigation Escrow Refund – 23 North Brae Court

**#R15-399/**Approve Tree Mitigation Escrow Refund and Transfer to the Tree Replacement Fund – 21 Jefferson Avenue

**#R15-400/**Approve Tree Mitigation Escrow Refund and Transfer to the Tree Replacement Fund – 10 Sussex Road

**#R15-401/**Authorize Execution of Developer's Agreement – Knickerbocker Country Club

**#R15-402/**Authorize Purchase of 2015 Chevrolet Tahoe Under State Bid Contract #A88729

~~#R15-403/Confirm Sale of General Refunding Bonds~~ moved to a separate vote earlier in the meeting.

Motion by C. Zinna, second by C. Park that the Consent Agenda be approved as amended.

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

C. Barzelatto:	aye	C. Park:	aye
C. Basch:	aye (nay #R15-401)	C. Stefanowicz:	aye
C. LaMastra:	absent	C. Zinna:	aye

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

#### COMMITTEE REPORTS:

Councilman Zinna

Chamber of Commerce will suggest an ordinance concerning business vacancies. He advised that the Chamber of Commerce will also discuss moving the April Street Fair to Piermont or Highwood Avenue.

Mayor Rustin

The Mayor met with the Senior Services Committee. He stated that the committee is independent from the Senior Center. He noted that the committee is seeking to move out of the Senior Center and hold their meetings at the Borough Hall for all seniors. Mayor Rustin requested that the next Work Session include a joint discussion with the Senior Services Committee.

Mayor Rustin noted that he attended a meeting in Maywood for a County Committee on aging, which he advised, provides help for seniors. He stated that many residents are not aware of the services.

Councilman Basch

Teen Camp was very successful. He stated that the program is growing. C. Basch advised that the Teen Camp Director is looking to develop two different types of camps for next year. He added that one camp would be for daily out of town activities and the other would be in town.

Councilman Stefanowicz

The Zoning Board met and noted that BMW is looking for variances. He added that the rear boundary has not been resolved.

HPC met and discussed a certificate of appropriateness for the new owners of the Elizabeth Cady Stanton House. He added that the owners are seeking to put an addition on the home. C. Stefanowicz advised that the new homeowners are respecting the integrity of the historic designation.

#### OLD BUSINESS:

C. Basch would like an organization chart of Borough employee names and titles. The Borough Administrator confirmed she will forward the employee phone list.

C. Basch stated that he would like the DPW Director to present a tree planting plan. The Mayor stated that it was not able to be done this fall, due to the drought. He advised that Mr. Culvert will present a plan in January.

#### NEW BUSINESS:

C. Zinna stated that the Chamber would like discuss wine and liquor store hours on Sunday at the next Work Session.

C. Barzelatto informed that a resident was involved in a horrific accident on Knickerbocker Road. He advised that the resident is in extremely grave condition. He asked that she be kept in residents' thoughts and prayers.

MAYOR'S REMARKS:

None.

CLOSED SESSION

Mayor Rustin recognized Borough Attorney William McClure, who read into the record Resolution 15-404.

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. Attorney-Client Privilege
  - 1. Swim Club Leases – Parking Lot
  - 2. 53 Knickerbocker Road
  
- B. Collective Bargaining
  - 1. Contract Negotiations Representation

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. Stefanowicz, and all present voting in favor, the meeting was adjourned to the Closed Session in the Committee Room at 9:57 p.m.

ADJOURNMENT:

As there was no further business to come before the Council, on a motion by C. Zinna, second by C. Park, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 10:45 p.m.

Respectfully submitted,

Lissette Aportela,  
MPA, RMC, CMC  
Borough Clerk