

# Borough of Tenafly

## MAYOR AND COUNCIL

### MINUTES

**TUESDAY, DECEMBER 15, 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 7:50 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. Zinna, second by C. Park, and all other members voting in favor,

BE IT RESOLVED that the Minutes of the November 23, 2015 Work Session, November 23, 2015 Regular Meeting, and December 8, 2015 Closed Session (not to be released) are approved.

#### AUDIENCE REMARKS FOR AGENDA ITEMS:

Johanna Gambrill – Ravine Road – inquired as to who is going to be on the proposed community center committee. She also questioned the location of the proposed center. She stated that she assumes that the committee will be having representation from all sides. Ms. Gambrill also voiced her concern over hoverboards. She stated that she believes that it is important to speak of the safety issue. She added that if the Borough would like the town businesses to thrive, the town should not allow hoverboards on the sidewalks. She noted that there is a possibility of the hoverboards catching fire.

Sam Bruno – 69 Ivy Lane – advised that he was speaking as a citizen. Mr. Bruno requested Borough resources be redirected to trim back trees and branches at the swim club parking lot. He stated that this is a routine maintenance issue. He noted that he will email Council photographs taken today, which show a reasonable safety issue. He suggested that Council compare today's pictures to photos taken March 16<sup>th</sup> of the area.

Frank Fererello – Westervelt Avenue – noted that his son spends a lot of time at the skate park. He added that children smoke marijuana and drink there. Mr. Fererello informed that he has spoken to the Tenafly Police Department about surveillancing the area. He advised that he would be willing to help finance the equipment to deter such activity.

#### CONSENT AGENDA:

**#R15-417/Approve Expenditures as of December 9, 2015**

**#R15-418/Authorize Transfer of Plenary Retail Consumption License – 0261-33-003-010 – Clinton Hotel, Inc. to Spring Hills Tenafly, LLC**

**#R15-419/Approve Outdoor Seating Permit Application – Cactus Sushi**

**#R15-420/Approve Refunds – 2015 County Tax Board Judgment**

**#R15-421/Approve Refund – Tax Court Judgment – Block 501, Lot 15.01**

**#R15-422/Approve Refund – Tax Court Judgment – Block 1309, Lot 1.01**

**#R15-423/Approve Refund – Tax Court Judgment – Block 1601, Lot 34**

**#R15-424/Approve Refund – Tax Court Judgment – Block 1005, Lot 10**

**#R15-425/Approve Refund – Tax Court Judgment – Block 1005, Lot 11**

**#R15-426/Approve Refund – Overpayment of Taxes – Block 1007, Lot 6**

**#R15-427/Approve Refund – Engineering Escrow – 105 Franklin Street**

**#R15-428/Approve Refund – Engineering Escrow – 27 Ridge Road**

- #R15-429/Approve Refund – Engineering Escrow – 3 Mountain Road
- #R15-430/Approve Refund – Engineering Escrow – 140 Deerfield Drive
- #R15-431/Approve Refund – Engineering Escrow – 27 Royden Road
- #R15-432/Approve Refund – Engineering Escrow – 63 Newcomb Road
- #R15-433/Approve Refund – Engineering Escrow – 96 Highwood Avenue
- #R15-434/Approve Refund – Tree Mitigation Escrow – 320 Engle Street
- #R15-435/Approve Refund – Tree Mitigation Escrow – 17 Marcotte Lane
- #R15-436/Approve Refund – Tree Mitigation Escrow – 246 Highwood Avenue
- #R15-437/Approve Refund – Tree Mitigation Escrow – 25 Woodhill Road
- #R15-438/Authorize Forfeit of Tree Mitigation Escrow to Shade Tree Trust Fund – 277 Riveredge Road
- #R15-439/ Authorize Issuance of Purchase Order – Marturano Recreation Company – Griffin Park Playground Equipment
- #R15-440/Approve Refund – Security Deposit for Tenant Parking Permits
- #R15-441/Approve Refund – Overpayment of Taxes – Various
- #R15-442/Approve Refund – Overpayment of Taxes – Corelogic
- #R15-443/Approve Refund – Overpayment of Taxes – Lereta
- #R15-444/Approve Refund – Overpayment of Taxes – Wells Fargo
- #R15-445/Authorize Additional Professional Engineering Services – Implementation of Phase I of the GIS Based Asset Management Program
- #R15-446/Authorize Increase in Expenditure from Affordable Housing Trust Fund – Sokol, Behot & Fiorenzo
- #R15-447/Authorize 2015 Budget Transfers

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

COMMITTEE REPORTS:

Councilman Park

The Environmental Commission is looking forward to renewing the open space trust funds. C. Park stated that they want to let the funds grow for more possibilities to open.

Councilman Zinna

The Chamber of Commerce parade was well attended. C. Zinna stated that there were 200 adults and 175 children in attendance. C. Zinna informed that the Chamber of Commerce dinner will be held January 13<sup>th</sup>, which will honor Dr. Kaye.

Councilman Stefanowicz

The Zoning Board discussed a height variance for the Shabbat House, which will be further reviewed in January.

C. Stefanowicz stated that the HPC discussed a possible designation for the Atonement Church.

Councilman Zinna

The Planning Board reviewed 2 subdivisions, which were both approved.

OLD BUSINESS:

C. Basch requested that the Borough keep the total amount of increases in the 2016 budget in line with ratables.

NEW BUSINESS:

None.

AUDIENCE REMARKS FOR NON-AGENDA ITEMS:

No one came forward.

MAYOR'S REMARKS:

Mayor Rustin advised that the Recess Meeting will be held Saturday, January 2<sup>nd</sup> at 12:00 p.m. and the Reorganization Meeting will follow at 1:00 p.m.

CLOSED SESSION

Mayor Rustin recognized Borough Attorney William McClure, who read into the record Resolution 15-448.

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. Litigation/Attorney-Client Privilege
  - 1. Swim Club Leases – Parking Lot

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. Park, and all present voting in favor, the meeting was adjourned to the Closed Session in the Committee Room at 8:10 p.m.

ADJOURNMENT:

As there was no further business to come before the Council, on a motion by C. Basch, second by C. Park, and unanimously carried, to adjourn this meeting. The meeting was recessed at 8:20 p.m.

Respectfully submitted,

Lissette Aportela,  
MPA, RMC, CMC  
Borough Clerk