

Borough of Tenafly

MAYOR AND COUNCIL

MINUTES

TUESDAY, MARCH 22, 2016

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

ABSENT: None

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

At 8:25 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."

Mayor Rustin requested a moment of silence for the victims of the terrorist attack in Belgium today and for the young man from Alpine who passed away too soon.

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 March 8, 2016 Work Session and March 8, 2016 Regular Meeting are approved.

REVISIONS TO AGENDA:

The Borough Attorney advised that #R16-136 is being added under New Business, to settle the Lanin litigation.

PUBLIC COMMENTS

Johanne Gambrell – Ravine Road- advised of a parking problem at the bottom of Hillside Avenue. She stated that the spots are 2 hour parking; however a car company in town uses those spots for their business. She added that the parked cars block the view of the cars coming out of the BP station and the dealer's lot. The Mayor informed that the Administrator had already written a note to the Police Chief to make sure that the area is enforced. The Mayor added that he is going to suggest that the Chief is consider banning parking along the north side of Hillside, from County Road up to New Street.

Gloria Layne – 64 N. Lyle Avenue – thanked the Council for supporting the request of the senior citizens. She stated that the senior citizens have not gotten their fair share over the years. The Mayor reminded Ms. Layne that the Council needs a proposal on how to allocate the van and a recommendation for the part-time job description.

CONSENT AGENDA

#R16-120/Approve Expenditures as of March 16, 2016

#R16-121/Approve Raffle Application – RA 1133

#R16-122/Approve Ice Cream Vendor License – License No. I-1-2016

#R16-123/Award Contract – DPW Mack Dump Truck

#R16-124/Approve LOSAP Certification List – Tenafly Volunteer Ambulance Corps.

#R16-125/Approved Shared Services Agreement with County of Bergen – Fire Truck Loaner Program

#R16-126/Approve Outdoor Seating Applications – Brasserie & Tavlin Restaurant

#R16-127/Authorize Refund – Tax Court Judgment – Block 2401, Lot 3

#R16-128/Authorize Change Order #2 – 2015 Riverside Co-Op Road Improvement

#R16-129/Authorize Change Order #1 – Tenafly Road Section 4 Project

#R16-130/Authorize Refund – Overpayment of Taxes – Corelogic

#R16-131/Authorize Refund – Recreation Department – Preschool Camp

#R16-132/Adopt Temporary Capital Budget

#R16-133/Authorize 2015 Appropriation Reserve Line Item Transfers

#R16-134/Amend Temporary Budget

Motion by C. Zinna, second by C. Haider that the Consent Agenda 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. Haider:	aye	C. Zinna:	aye

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

PUBLIC HEARINGS

• **ORDINANCE 16-05**

The Borough Clerk read into the record:

The following ordinance published herewith was first read by title only on March 8, 2016, and posted on the bulletin board of the lobby of the municipal center.

ORDINANCE NO. 16-05 - AN ORDINANCE AMENDING CHAPTER VII, §7-42.2 OF THE REVISED GENERAL CODE OF THE BOROUGH OF TENAFLY REGARDING ISSUANCE OF PARKING PERMITS FOR THE MUNICIPAL PARKING LOTS

Public Comments on Ordinance 16-05
No one came forward.

Motion by C. Zinna, second by C. Stefanowicz that Ordinance 16-05 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 16-05 was recorded as follows:

C. Barzelatto:	aye	C. Park:	aye
C. Basch:	aye	C. Stefanowicz:	aye
C. Haider:	aye	C. Zinna:	aye

OLD BUSINESS:
None

NEW BUSINESS:
Introduction of Ordinances

C. Haider moved that the following ordinances be introduced and passed on first reading and set April 12, 2016 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 Tenafly Municipal Center as the place for a hearing on said ordinances. Seconded by C. Zinna:

The Borough Clerk read into the record:

ORDINANCE NO. 16-06 – AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

ORDINANCE NO. 16-07 – BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE BOROUGH OF TENAFLY, APPROPRIATING \$2,808,624 THEREFOR AND BY AUTHORIZING THE ISSUANCE OF \$2,407,000 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:	aye	C. Park:	aye
C. Basch:	aye	C. Stefanowicz:	aye
C. Haider:	aye	C. Zinna:	aye

#R16-135/Introduce 2016 Municipal Budget

C. Stefanowicz moved to adopt Resolution #16-135 and set April 19, 2016 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 the adoption of the 2016 Municipal Budget. Seconded by C. Haider:

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

C. Barzelatto:	aye	C. Park:	aye
C. Basch:	aye	C. Stefanowicz:	aye
C. Haider:	aye	C. Zinna:	aye

#R16-136/Authorize Execution of Settlement Agreement – Lanin v. Borough of Tenafly
C. Zinna moved to adopt Resolution #16-136. Seconded by C. Park:

The Borough Clerk read into the record:

WHEREAS, the Borough of Tenafly is a defendant in certain litigation commenced by Scott and Lisa Lanin which litigation is now pending in the United States District Court for the District of New Jersey under Civil Action Number 2:12-cv-02725-MCA-LDW; and

WHEREAS, the parties to the litigation have arrived at a proposed settlement that will terminate the litigation without any admissions of liability on the part of the Borough of Tenafly; and

WHEREAS, the Borough Attorney has been presented with the final form of the Settlement Agreement which is being presented for approval as to form and for authorization for the Borough Attorney to execute and file the same with the Court after receipt of an executed copy from the plaintiffs; and

WHEREAS the Settlement Agreement being presented to the Mayor and Council incorporates all of the terms of settlement previously considered by the Mayor and Council; and

WHEREAS, the Mayor and Council of the Borough of Tenafly have determined that the settlement of this litigation as proposed in the Settlement Agreement will be in the best interests of the public because it will avoid the substantial cost of a trial;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Tenafly, that upon receipt of a copy of the annexed Settlement Agreement executed by the plaintiffs, Scott and Lisa Lanin, the Borough Attorney is authorized to execute and file the Settlement Agreement with the Court on behalf of the Borough of Tenafly.

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

C. Barzelatto:	aye	C. Park:	aye
C. Basch:	aye	C. Stefanowicz:	aye
C. Haider:	aye	C. Zinna:	aye

COMMITTEE REPORTS:
Councilmen Stefanowicz

The Welcome Committee met. He noted there was not a quorum for the meeting. He added that they discussed an upcoming vacancy, which they need filled.

Councilman Basch

Senior Citizens Services Committee met. He thanked Gloria Layne for her role in the Senior Citizen Services Committee. C. Basch informed that a joint committee of services between the Senior Center and the Senior Committee was discussed. He noted that they will come up with a transportation policy for the vehicle to present to the Mayor and Council. He added that they are also looking to finalize the job description. C. Basch informed that once the job description is complete, Ms. Layne will present it to the committee and to the Administrator. C. Basch advised that the Senior Center Trustee meeting has been cancelled.

The Board of Health met last Thursday. He noted that Gloria Layne presented her vision for a senior friendly community. He added that there was a discussion on volunteer service to be provided by seniors. C. Basch advised that Dr. Frankel contacted CVS for vaccination program. The Mayor

stated that the Board of Health did not decide that HARP is obsolete. The Mayor added that the Council decided at a Mayor and Council meeting that the Borough would continue using HARP for vaccinations and signed a two year contract with them. C. Basch stated that HARP provides free vaccinations for seniors, while charging all other residents. He informed that the Board of Health asked him to research and see which programs were feasible. C. Barzelatto stated that a liaison attends meetings, listens and reports back to the Council. C. Zinna commented that the Board of Health needs to put together a proposal. C. Barzelatto recommended that the Board of Health President attend the next meeting.

Councilwoman Haider

Board of Adjustment met last night. She advised that the memorialization of the Lubavitch application did not take place due to missing information; however it will take place at a future meeting. She noted that there was an application from the owner of 7 Glenwood, who sought several variances, all of which were approved.

Mayor Rustin

Mayor Rustin advised that all of the bushes surrounding the monument in Huyler Park were taken down. He added that low level shrubbery will be planted. Mayor Rustin advised that next Wednesday a large number of trees will be taken down as they are dying or diseased, however he stated that the Borough will be replanting trees.

Mayor Rustin noted that the back of the new ambulance has been submitted to a national magazine and will be featured in an article.

Mayor Rustin reported that a week ago Saturday an event was held at the Stillman School. He added that a woman took it upon herself to form a committee to raise awareness for young people with invisible heart problems. Mayor Rustin informed that they brought in cardiologists and gave free EKGs for students. If the EKGs were abnormal, they did Echocardiograms as well. He noted that they were there for 6 hours. The Mayor acknowledged Jennifer Yanowicz, who created the committee on her own.

Councilman Barzelatto

The Fire Chief requested permission for the parade. He added that the Fire Department is moving forward with the plans. He stated that they are requesting the involvement of the Council and other Borough agencies to proceed. The Mayor is seeking a budget breakdown from the Fire Department. C. Barzelatto stated that he will provide the budget breakdown.

Councilman Zinna

The community center ad hoc committee visited its first site in Fort Lee. He added that next week they will visit the community center in Teaneck and then Secaucus.

Councilman Park

C. Park advised that he met with CAP and informed that there will be a panel presentation on April 4th at 7pm in the high school library.

The Environmental Committee met. He stated that they are preparing for the Earth Day celebration in Cresskill on April 23rd.

ADJOURNMENT:

As there was no further business to come before the Council, on a motion by C. Haider, second by C. Zinna, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:57p.m.

Respectfully submitted,

Lissette Aportela,
MPA, RMC, CMC
Borough Clerk