

# Borough of Tenafly

MAYOR AND COUNCIL

COMMITTEE OF THE WHOLE

MINUTES

Tuesday, February 26, 2013

The meeting was called to order at 7:32 P.M. with the reading of the Open Public Meetings Act statement by Mayor Rustin, "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 confirmed at the Annual Meeting, are posted on the public bulletin board in the lobby of the Municipal Center, published in the Record within the first 10 days of the New Year, and copies are sent to the Suburbanite and Northern Valley Press."

Present: Mayor Peter S. Rustin  
Council members: Anthony Barzelatto (arrived at 8:21 p.m.), Martha Kerge (arrived at 7:34 p.m.), Nadia LaMastra, Jon Warms, and Mark Zinna

Borough Administrator: Jewel Thompson-Chin  
Borough Attorney: William R. McClure, Esq.

Absent: Council member Barry Honig

## **CORRESPONDENCE**

Europe Café & Grill RE: Seasonal Outdoor Wind Breaker  
Mr. Iscan advised that he formally applied for the wind breaker and was denied. He is seeking permission from the Mayor and Council since the wind breaker would be in the Borough right-of-way. Council authorized the encroachment, subject to the submission of a hold harmless agreement, certificate of liability insurance, and formal approval via resolution.

## **ADMINISTRATOR'S REPORT**

Mrs. Thompson-Chin highlighted that on the regular meeting consent agenda that there will be a resolution awarding a contract to International Fireworks for 2013. The event date is Wednesday, July 3<sup>rd</sup> with a rain date of Saturday July 6<sup>th</sup>. With regards to the police headquarters dedication plaque, she will coordinate to include past council members involved the project for a photo. She explained that the overage of minutes from Sandy will be applied to the upgrade for Code Red, so in the end the upgrade will only cost \$200 for unlimited minutes during the 3 year contract. The Media & Events Committee will review the special events requests from the Chamber of Commerce and Mt. Carmel on March 7<sup>th</sup>. She requested that Council postpone granting authorization until the committee had convened their meeting next week. Council concurred.

## **CORRESPONDENCE (continued)**

Barrett Funeral Home RE: Local Registrar  
Council determined that a letter of this nature should be addressed to the complete governing body and signed by its author. Council directed the Borough Clerk to explain the shared service contract in place with Little Ferry and that if the funeral home director has any additional issues, he should arrange to meet with the Borough Administrator.

Chamber of Commerce RE: Street Festivals, Monthly Outdoor Sales Tables, Signs for Street Fairs & Holiday Parade

Council determined to defer this matter until the Media & Event Committee has met to review their application and for the Police and DPW to review the request as well.

M. Catona RE: Block Party Request  
Council approved the block party request. Formal approval will be granted under New Business in the regular meeting later this evening.

Holmdel Mayor Impreveduto RE: Donation to Borough of Keansburg  
Council determined not to take any action on this request.

JCC on the Palisades RE: Palisades Rubin Run – 5/12/13  
Mayor Rustin advised that he spoke with Chief Chamberlain and the Police Department will monitor the route of this event.

**RESOLUTIONS** for meeting of February 26, 2013:

- A. Approve Expenditures as of February 20, 2013
- B. Amend 2013 Temporary Budget
- C. Authorize Tree Mitigation Escrow Refund – 82 Dean Drive
- D. Authorize Auction of Surplus Property - Govdeals.com
- E. Approve Raffle Application #1036 – Society of African Missions
- F. Rescind #R13-85 and Award Contract to En-Tech Corp – Tenaflly Road Sewer Lining Project
- G. Approve the CodeRed Services Agreement
- H. Approve Contract with International Fireworks Mfg. Co. – 7/3/13 Fireworks Display

**PUBLIC HEARINGS:**

Ordinances: ORDINANCE 13-08 – AN ORDINANCE AUTHORIZING THE ACQUISITION OF BLOCK 901, LOT 44 COMMONLY KNOWN AS 311 TENAFLY ROAD IN THE BOROUGH OF TENAFLY

**Minutes** to be approved: February 5, 2013 Work Session  
February 5, 2013 Closed Session  
February 7, 2013 Budget Meeting  
February 12, 2013 Regular Meeting  
February 12, 2013 Closed Session

There were no comments on the resolutions, ordinance, or minutes.

**TO BE CONSIDERED**

A. Planning Board Recommendations – Presentation by Sheryl Gaines & Gus Allen  
i. Schedule of Permitted Uses and Off Street Parking Space Schedule  
Mayor Rustin noted that in addition to Ms. Gaines and Mr. Allen, Councilman Warms, Bob Byrnes, and Dee Lorberbaum were also part of the subcommittee. The premise of this recommendation is strictly to open up business areas and to cut down on the number of use variances required.

C. LaMastra reported that the BID reviewed these recommendations at their meeting last night. They were pleased with the recommendations and felt that a heavy public relations component indicating that Tenaflly is open for business must take place after the implementation of these changes.

Council authorized the Borough Attorney to prepare an ordinance incorporating these recommendations for introduction on March 12<sup>th</sup>.

ii. Publication of Decision

Mayor Rustin advised that the purpose of this amendment is to charge applicants for putting notices in the paper, which would come out of the escrow deposit. Council authorized the Borough Attorney to prepare an ordinance on this recommendation for introduction on March 12<sup>th</sup>.

iii. Technical Review Escrow Deposits

Mayor Rustin indicated that this change would reduce the minimum escrow under site plan waiver from \$1000 to \$600. Council authorized the Borough Attorney to prepare an ordinance on this recommendation for introduction on March 12<sup>th</sup>.

**FOR THE GOOD OF THE ORDER**

C. LaMastra advised that the BID board would like to attend an upcoming work session so that Council can meet the new members. Mayor Rustin requested that C. LaMastra check with the BID members' availability and coordinate with the Borough Clerk.

**OLD BUSINESS**

None.

**ADJOURNMENT:**

As there was no further business to come before the Council, there was a motion by C. Zinna, seconded by C. Kerge, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:27 p.m.

Respectfully submitted,

Lissette Aportela-Hernandez, MPA, RMC  
Borough Clerk