

Borough of Tenaflly

MAYOR AND COUNCIL

COMMITTEE OF THE WHOLE

MINUTES

TUESDAY, JUNE 25, 2013

The meeting was called to order at 7:35 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, Barry Honig (arrived at 7:37 P.M.), Martha Kerge (arrived at 7:37 P.M.), Jon Warms, and Mark Zinna

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

Absent: Council member Nadia LaMastra

TO BE CONSIDERED

Emergency Management – Status Updates

C. Barzelatto reported that the Red Cross has inspected the following properties in the Borough to determine their viability as a shelter: Stillman School, Tenaflly High School, Tenaflly Middle School, Our Lady of Mount Carmel Church, JCC on the Palisades, the Senior Center and the McCandless Room. The Red Cross has issued to all facilities shelter agreements and to date only Our Lady of Mount Carmel Church has given approval. The Board of Education had issued a statement that they are very supportive of having the schools used in case of an emergency, but they are uncomfortable signing the Red Cross agreement for a formal designation as a shelter. The JCC has not responded to the Red Cross on the agreement. C. Honig inquired why the Lubavitch was not included and suggested that C. Barzelatto reach out to Rabbi Shain since the area has been expanded and can accommodate a large amount of people. C. Barzelatto noted that security is an issue with this facility. He also advised that FEMA via NJ-OEM also conducted a survey of the High School and Middle School, but that survey was much shorter in duration.

C. Barzelatto advised that the recommendation of the Tenaflly OEM is that Our Lady of Mount Carmel used as a primary shelter since they signed the agreement with the Red Cross, and that the McCandless Room be used as a primary shelter and the Senior Center be used as an alternate shelter as they are Borough facilities. He recommended that due to the fact that Tenaflly is due to receive a substantial refund from monies spent during Super Storm Sandy that half the monies be used to support generators for the three noted buildings and requested to meet with the Borough Engineer to coordinate the procurement of the generators. Mrs. Thompson-Chin remarked that the original grant for generators was for the McCandless Room, the Senior Center, and the Department of Public Works since they clean up after a storm hits the Borough. Mr. McClure confirmed that as part of an Emergency Management Plan, generators can be bought for religious facilities that are designated shelters. Mayor Rustin suggested that the Tenaflly OEM meet with the Borough Administrator, C. Honig, and C. Zinna to coordinate a plan to purchase generators.

Tenaflly OEM is scheduled to conduct a lecture on "emergency preparedness" at the Senior Center on July 18th from 1:30pm to 3:30pm. There are plans are in the works to conduct another lecture for the Borough sometime in September. C. Barzelatto recommended that a section of every newsletter be used by OEM to send out emergency preparedness messages, in which each edition will highlight a different topic concerning emergency preparedness.

C. Barzelatto advised that he and the Borough Clerk the Berge County OEM meeting last week and reported that the Borough's draft mitigation plan has been submitted for review. He explained the quad-state regional program that has been established with NJ, PA, NY and

Connecticut and that North Jersey is in that critical path when it comes to disaster planning and will remain a targeted area due to its proximity to the eastern seaboard and Manhattan. Through this regional program, enhanced training is currently being offered for free. Further information on training opportunities will be provided. Additionally, a table top exercise will be coordinated and the situation will involve responding to a hurricane. He detailed the credentialing system in which members of DPW, the Fire Department, TVAC, and OEM must be credential in order to be able to enter any emergency situation. Police have the capability to log everyone in and the photo ID and card issuance is done at the Bergen County OEM.

C. Barzelatto reported that he and the Borough Clerk will be attending training in the end of July to become instructors in the CERT program. He further noted that OEM is beginning to evaluate its needs for the next budget since grant funding at this time is only focusing on property acquisition.

311 Tenafly Road

Mr. McClure presented a revised agreement, which included recommendations from the last work session. He reviewed the revised agreement with the attorney for the Bergen County United Way, which were deemed acceptable. Mr. McClure explained that in order to move forward and to comply with the New Jersey Local Lands and Buildings Law, conveying a property must be approved by ordinance. He inquired if there was consensus to approve the agreement as written so he can prepare an ordinance for introduction.

C. Honig expressed concern that the agreement does not include language prohibiting officials from having financial involvement in the project. Mr. McClure explained that the agreement sets forth the basic terms that the united way has to satisfy for transfer of property in the reverter. He noted that conditions can be incorporated in the ordinance itself, such as stating that elected, appointed, or other officials in office during the approval process are not to be involved in the construction or operation of the project. C. Barzelatto stated that the oath of office binds officials from entering into conflicts of interest and was concerned that such a statement is being put in the document.

The consensus of majority of Council was to move forward with the agreement and authorized Mr. McClure to prepare an ordinance for introduction at the July meeting.

ADMINISTRATOR'S REPORT

Mrs. Thompson-Chin reported that the Borough received a new letter today asking that the Borough certify the currently available funds available, since the Appellate Division vacated order for municipalities to respond by May 27th. The new due date to respond is August 2nd. While there will be any changes to previous submission, the bank statement confirming the reported amount will be submitted.

Mrs. Thompson-Chin advised that she spoke with Robin Odabash Brown of the BID and the Borough will assist in them in finding space in Borough Hall in the new area that will be upgraded over the summer. Mayor Rustin emphasized that the BID was advised that while they are welcome to use space, they must use the proper channels when seeking to interact with employees. Mrs. Thompson-Chin further advised that the Chief Financial Officer found some discrepancies in the BID budget and is working with them to reconcile the figures.

CORRESPONDENCE

R. Obernauer

RE: Woofstock

Mrs. Thompson-Chin advised that Chief Chamberlain agrees that the event has outgrown the organization. She noted that Pet ResQ is making changes for Woofstock this year and will request a new venue.

RESOLUTIONS for meeting of June 25, 2013:

- A. Authorize Renewal of Plenary Retail Consumption, Plenary Retail Distribution, and Club Liquor Licenses - 2013-2014 Term
- B. Authorize Increase of Change Fund for the Municipal Court
- C. Reschedule August Work Session & Regular Meeting
- D. Award Contract – Beyer Bros Corp – TVAC Vehicle
- E. Authorize Encroachment in the Borough Right-of-Way – Dafania, Inc.
- F. Cancel Stale Dated Checks
- G. Authorize Outdoor Seating Permit – Zana D

C. Honig requested that Resolution E be pulled from the Consent Agenda. Mr. McClure advised that he will note under agenda revisions that this resolution will be listed under New Business.

OLD BUSINESS

None.

CLOSED SESSION

Mayor Rustin recognized Borough Attorney William McClure, who read into the record Resolution 13-245

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. Personnel
 - 1. Borough Clerk’s Office – FMLA Request

- B. Collective Bargaining
 - 1. Contract Negotiations Update

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 meeting.

There being no further business to come before the Council, on a motion from C. Kerge, seconded by C. Honig, and all present voting in favor, the meeting was adjourned to the Closed Session in the Committee Room at 8:45 p.m.

ADJOURNMENT:

As there was no further business to come before the Council, there was a motion by C. Honig, seconded by C. Kerge, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:56 p.m.

Respectfully submitted,

Lissette Aportela-Hernandez, MPA, RMC
Borough Clerk