

Borough of Tenafly

MAYOR AND COUNCIL

COMMITTEE OF THE WHOLE

MINUTES

TUESDAY, APRIL 27, 2010

The meeting was called to order at 7:30 P.M. with the reading of the Open Public Meetings Act statement by Mayor Rustin.

Present: Mayor Peter S. Rustin

Council members: Anthony Barzelatto, Nadia LaMastra, Michael Lattif,
Joseph McDermott, Patrick J. Rouse, Jon Warms

Borough Administrator: Jewel Thompson-Chin

Borough Attorney: William R. McClure, Esq.

Absent: None

1. **TO BE CONSIDERED**

A. Update from Environmental Commission on proposed Green Buildings resolution presented April 6 work session

Councilman McDermott reported that a new draft resolution has been prepared. Jeff Toonkel will bring it to the Planning Board first for discussion and review, and then it should come to the Mayor and Council for our consideration at the first work session in June.

B. BID Directors request for elimination of residences from Schedule A of Ord. No. 08-25.

Councilwoman LaMastra relayed the request of the BID Directors for the elimination of residential properties currently included on Schedule A. Borough Attorney explained that it is the classification of property that dictates whether a property is part of the BID and taxable. He explained further that the Assessor updates the list each year where changes in classifications have occurred. Section 4c in Ordinance No. 08-25 requires revision to exclude residential properties. Attorney will prepare the change and send it to the Borough Clerk for the next Committee of the Whole meeting.

C. Change Order needed for Huyler Park Improvements Project/\$10,000

Borough Administrator explained that the change order was necessary for the replacement of the irrigation system. The current system is no longer functional as it is corroded and out of compliance with drainage requirements. Contractor is rushing to complete everything by Memorial Day. Council agreed to Change Order to be added to the agenda at the public meeting tonight.

2. **ADMINISTRATOR'S REPORT**

A. Borough Administrator explained that the Fireworks contract can be executed with Garden State Fireworks as there is enough funding in the trust accounts from prior years to cover the cost of the fireworks display and the temporary toilet facilities. Garden State requires a 50% deposit which she is having processed by the Finance office.

3. **FOR THE GOOD OF THE ORDER**

Mayor Rustin reported that a Sign Committee must be appointed as part of Ordinance No. 10-12 and as a sign appeal had been filed with the Borough Clerk as required by the Ordinance. At tonight's public meeting, he will appoint Councilwoman LaMastra and himself, along with Chamber of Commerce member Bob Kutik of Womrath's bookstore to be the members of the Committee.

4. **CORRESPONDENCE**

A. Sennefelder/Jewett Re: flooding on Jewett Court(4/6 cow)
Borough Administrator will handle with Public Works Director

B. School of Rock Re: request/temporary use of right-of-way
Public Hearing tonight at public meeting.

C. Chamber of Commerce Re: requests/May 2 street fair
The Chamber will submit the application form for the display of a banner across Washington Street, and the DPW will install it.

D. Kaplan/Stonehurst Drive Re: garbage and recycling collections
Borough Clerk advised she had responded to Mr. Kaplan that his comments had been distributed to the Council and that several of his comments had been ideas the Council had been discussing as part of their 2010 budget considerations.

E. NJ DEP Re: \$23,365.74 Clean Comm Grant Award

F. Barbosa/Day Avenue Re: Request/Waive mitigation escrow
Council agreed to waive the \$3000 mitigation fee due to the financial hardship, but bond of \$750 for one mature major tree will be required. Borough Clerk to notify homeowner and confirm with Public Works Director.

G. C. Byrne/Assessor Re: Request for support in opposition to
Senate Bill 458
A resolution is on tonight's public meeting agenda.

5. **RESOLUTIONS for the meeting of April 27, 2010:**

- A. Change Order for Huyler Park Improvements project
- B. Approve refund of soil moving escrow/54 Central Ave.
- C. Approve LOSAP certification by Tenafly Volunteer Fire Department
- D. Approve 2010 Contract/Fireworks Display/Garden State Fireworks
- E. Approve maintenance agreement for enhanced 9-1-1 equipment
- F. Oppose S548/Consolidation of municipal assessment and tax collection functions to county offices
- G. Approve participation in Local Government Energy Audit Program

Borough Clerk advised that there was a resolution from Finance to amend the temporary budget. Council agreed to revise the Agenda for the public meeting to include the resolution on the Consent Agenda.

6. **PUBLIC HEARINGS for meeting of April 27: None**

7. **ADJOURN to Public Meeting in the Council Chambers**

As there was no further business to come before the Council, on a motion by Council member LaMastra, second by Council member Warms, and unanimously carried, to adjourn to the public meeting. The meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Nancy Hatten