

**BOROUGH OF WESTWOOD
PUBLIC MEETING OF THE MAYOR & COUNCIL
APRIL 19, 2011 MINUTES
MUNICIPAL COMPLEX
101 Washington Avenue
7:30 PM Executive Closed Session/8:00 pm Work Session**

1. Opening of the Meeting:

The meeting was called to order by Mayor Birkner at 7:30 pm. Mayor Birkner then read the Open Public Meetings Law Statement: "This meeting which conforms with the Open Public Meetings law, Chapter 231, Public Laws of 1975, is a regular Borough Council meeting. Notices have been filed with our local official newspapers and posted on the municipal bulletin board."

2. Roll Call:

Mayor Birkner – Present
Councilmember Grefrath - Present
Councilmember Phayre - Present
Councilmember Quinn - Present
Councilmember Sciara - Present
Councilmember Waneck - Present
Council President Miller - Present
Borough Administrator Hoffmann – Present
Borough Attorney Huntington - Present
Borough Clerk Hughes - Present

Committee Assignments:

Finance, Administration & Capital Projects
Public Properties
Health & Recreation
Fire & Ambulance
Land Use
Police & OEM

3. Resolution #11 - 95: Executive Closed Session

Motion: Councilmember Sciara Second: Councilmember Waneck

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Yes

4. Reopen the Meeting:

Motion to reopen the meeting: Councilmember Sciara Second: Council President Miller

Voice Vote: A voice vote was taken with all present voting in the affirmative.

The time was 8:20 pm.

5. Roll Call II:

Mayor Birkner – Present
Councilmember Grefrath - Present
Councilmember Phayre - Present
Councilmember Quinn – Present
Councilmember Sciara - Present
Councilmember Waneck - Present
Council President Miller – Present (left at 8:53 pm)
Borough Administrator Hoffmann – Present
Borough Attorney Huntington - Present
Borough Engineer Boswell - Present
Borough Clerk Hughes – Present
Also Present: CFO Raymond Herr, Borough Auditor Gary Vinci

6. Flag Salute

Council President Miller gave the invocation. Mayor Birkner led those present in the salute to the flag.

7. Proclamation – Arbor Day

Mrs. Hughes read the proclamation. Mayor Birkner asked about the planting of the special tree. Councilmember Grefrath said the white pine that had been germinated on the Space Shuttle had not yet been delivered so he was unsure of the planting date.

Mayor Birkner noted the passing of Alice Porcello who was an employee in the Board of Health for many years.

8. Approval of Minutes: March 1, 2, 9, 15

Motion to adopt the minutes of March 1, 2, 9 and 15, 2011: Councilmember Grefrath

Second: Councilmember Quinn

Roll Call: Councilmember Grefrath – Yes	Councilmember Phayre - Yes
Councilmember Quinn – Yes	Councilmember Sciara - Yes
Councilmember Waneck – Yes	Council President Miller – Yes

9. Hearing on 2011 Municipal Budget

a) Hearing on Introduced 2011 Municipal Budget

Councilmember Grefrath's remarks on the 2011 budget were as follows:

“Tonight we are planning to adopt the 2011 Municipal Budget. Some of the comments I will report on tonight were mentioned at the Budget Introduction on March 15. Some of them are new or updated.

This year, we are offering the residents a budget with an approximate 1.1% municipal tax increase. We crafted our budget that would assist in maintaining the valued services that our residents enjoy and appreciate; a budget that does not contain an impact on services received by our residents. It took a total team effort to craft our 2011 municipal budget, and here are some of our results:

- The 2011 budget is \$16,423,222 vs. a 2010 budget of \$16,439,651 or a decrease of \$16,429.
- The 2011 tax levy is \$11,957,786 vs. a 2010 levy of \$11,619,129 or an increase of \$338,657. That means the municipal tax rate will go from .682 to .689, or an increase of 1.1% or \$29 on an average home (\$398,240)
- The 2011 budget is \$380,288 under the appropriation CAP (@3.5%) and at the tax levy CAP (2%); the target established by the State.
- The current fund surplus was reduced by nearly \$500k. Our surplus at 12/31/09 was \$2,750,000, while at 12/31/10 was \$2,250,000. The 2011 budget is utilizing \$1,360,000 or approximately 60% of total surplus.

- Major appropriation increases included: 1) Police salary and wage line was up \$143K; 2) State pension contributions were up \$104k; 3) BCUA payment was up \$84k.
- The capital improvement fund appropriation was decreased by \$150k.

The 2011 spending appropriation was \$15,544,922. The 2010 spending appropriation was \$15,506,173. Although this increase was \$38,749 or 0.25% -- the spending appropriation does NOT include the reserve for uncollected tax appropriation.

The municipal portion of your tax bill is 29.8%, the County portion is 10.3%, and the Board of Education will receive 59.9% from Westwood residents. The percentage given to the Board of Education rose this year due to our increase in ratables, and is currently 52.8% vs. 47.2% from the Township of Washington.

I once again would like to thank all of the people who have played important roles in developing this difficult budget, including: Our Finance Department of Ray Herr, Stephanie Stokes and Gloria Seidel; our Finance Committee with Councilman Bill Phayre, Mayor John Birkner, BA Bob Hoffmann, CFO Ray Herr, and myself; our Auditor Gary Vinci and everyone working for our benefit at our Auditor - Lerch, Vinci and Higgins; the Department Heads and municipal staff who toed the line and made some very informed and necessary budget reductions within their groups; and the entire Governing Body, who was called upon several times to meet for our annual line-by-line budget reviews.”

CFO Raymond Herr discussed details of the budget. Auditor Gary Vinci reviewed the Borough's financial standing.

Motion to Open Hearing on Introduced 2011 Municipal Budget: Councilmember Grefrath
Second: Councilmember Phayre

Voice Vote: A voice vote was taken with all present voting in the affirmative.

No one wished to be heard.

Motion to Close Hearing on Introduced 2011 Municipal Budget: Councilmember Grefrath
Second: Councilmember Phayre

Voice Vote: A voice vote was taken with all present voting in the affirmative.

b) Ordinance #11-5 An Ordinance to Exceed the Municipal Budget Appropriation Limits to Establish a Cap Bank

BE IT RESOLVED that Ordinance #11-5 entitled “An Ordinance to Exceed the Municipal Budget Appropriation Limits to Establish a Cap Bank”, having hereby been read by title, shall have a hearing held on this date.

Motion to open the public hearing: Councilmember Grefrath Second: Councilmember Phayre
Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes

Councilmember Quinn – Yes Councilmember Sciara - Yes
Councilmember Waneck – Yes Council President Miller – Yes

Public Comments:

No comments.

Motion to close the public hearing: Councilmember Grefrath

Second: Councilmember Phayre

Voice Vote: A voice vote was taken with all present voting in the affirmative.

BE IT RESOLVED that an Ordinance known as #11-5 be passed on final reading and that a Notice of Adoption of said Ordinance be published in the official newspaper according to law.

Motion for final adoption: Councilmember Grefrath Second: Councilmember Phayre

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes

Councilmember Quinn – Yes Councilmember Sciara - Yes

Councilmember Waneck – Yes Council President Miller – Yes

c) Resolution #11 - 96: Amendment to 2011 Municipal Budget

Councilmember Grefrath explained that the amendment to the budget is primarily a last minute change by the State in the Tax Levy Cap regarding the library. Decreases are \$6,700 for Westvale Park; \$500 for Finance; \$300 for Tax Assessor; \$4,262 for Tipping Fees, and \$5,000 for Pension. Increases are \$4,100 for Police. Total Tax Reduction is \$12,662.

Motion to Open Hearing on Amended 2011 Municipal Budget: Councilmember Grefrath

Second: Councilmember Phayre

Voice Vote: A voice vote was taken with all present voting in the affirmative

No member of the public wished to be heard regarding the Amended 2010 Municipal Budget

Motion to Close Hearing on Amended 2011 Municipal Budget: Councilmember Grefrath

Second: Councilmember Phayre

Voice Vote: A voice vote was taken with all present voting in the affirmative.

Motion to adopt Resolution #11-96: Councilmember Grefrath Second: Councilmember Phayre

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes

Councilmember Quinn – Yes Councilmember Sciara - Yes

Councilmember Waneck – Yes Council President Miller – Yes

d) Resolution #11 - 97: Budget Self Examination for 2011

Councilmember Grefrath explained that this resolution authorizes the Borough to review the budget rather than submitting it to the Division of Local Government Services for their review.

Motion to adopt Resolution #11-97: Councilmember Grefrath Second: Councilmember Phayre
Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Yes

e) **Resolution #11- 98: Adoption of 2011 Municipal Budget**

Motion to adopt Resolution #11-98: Councilmember Grefrath Second: Councilmember Phayre
Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Yes

Council President Miller left the meeting at 8:53 pm.

10. Reports of Committees and Officials:

A) Mayor's Report

1) Letter Commending Police Officer

Mayor Birkner read an excerpt from a resident thanking Officer McNiff for saving her life by performing the Heimlich Maneuver.

2) HUMC

Mayor Birkner noted that new lawn signs in support of the hospital would be delivered soon.

3) Shared Services

A Shared Services Committee meeting with representatives from Hillsdale and Washington Township will be held on April 26th.

4) Westvale Park

Mayor Birkner announced that it was confirmed yesterday by the State that additional funding under the Green Acres grant of \$123,000 has been approved. It is still subject to legislative appropriation. This makes up the final balance of the 25% of matching grant money previously received. This will bring the total grant monies to \$948,712, plus the potential grant for the playground from the County.

The Steering Committee has met to review the finishing items for the park. Lawn maintenance has begun on the fields.

5) Proposed Desilting and Desnagging Legislation

Mayor Birkner reviewed the history of the cooperative stream cleaning effort begun over a year ago by the Waterway Management Task Force, comprised of municipal, environmental, and corporate interests. The NJDEP is coming May 13th for a walk through of the Pascack

Brook with the Task Force and DPW employees. They will identify problem areas that need attention and coordinate an action plan to begin the process of stream cleaning the Pascack Brook from south to north.

Rod Cassidy of 132 Harding Avenue interrupted the Mayor to propose the order of business be amended to hear citizens at this time. Mayor Birkner graciously acknowledged Mr. Cassidy and advised him that his intention is to move the public comment period forward after he finishes this related matter.

Mayor Birkner continued by discussing the proposed resolution sponsored by Senator Cardinale to support S-54, which would help undo some of the burdensome process of obtaining permits for desilting and desnagging. He emphasized that the Borough is not waiting for this legislation but is in the process as part of the Task Force of identifying where work can be done immediately without permits. Mayor Birkner noted that they are working for cooperation from and accountability by United Water.

Resolution #11- 99: Supporting Senate Bill S-54

Motion to adopt Resolution #11-99: Councilmember Waneck

Second: Councilmember Phayre

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Absent

Councilmember Phayre asked if other municipalities are supporting S-54. Mayor Birkner said yes, at the request of Senator Cardinale other municipalities are also adopting this resolution.

11. Agenda/Public Forum:

Motion to open the Agenda/Public Forum: Councilmember Sciara

Second: Councilmember Quinn

Voice Vote: A voice vote was taken with all present voting in the Affirmative.

Mary Ellen Gilverey, 500 Center Avenue – voiced concern with a lack of early warning. Ms. Gilverey suggested the Army Corps of Engineers be contacted for a solution. She proposed that the overnight parking prohibition be permanently lifted for Grand, Lake, Fairview and Center. She asked if compensation is available from the federal government. Ms. Gilverey believes that the flood gates for the reservoir should not be allowed to open. With more rain in the forecast she is concerned there will be more flooding.

Mayor Birkner sympathized with the hardships the flooded residents have encountered. There have been two heavy rainfall events in a short period of time. The storms didn't just impact Westwood; they impacted the entire basin region including NY State, where extensive development has increased the runoff into the streams. Mayor Birkner stressed that the coordinated effort will continue. Councilmember Phayre showed a graph charting the water levels from the US Geological

Survey.

Ms. Gilverey reiterated her concern with the lack of notification. Mayor Birkner explained the reverse 911 notification system that is in place. He introduced the OEM Coordinator, Darren Blankenbush, and referred anyone with issues on notification to him.

When Ms. Gilverey pressed for an immediate lift of the parking regulations, Mayor Birkner pointed out that the matter will require extensive discussion and cannot be decided this night.

Ms. Gilverey repeated her inquiry on whether federal aid is available. Mayor Birkner explained that FEMA aid is only available if the Governor declares a state of emergency. Mr. Huntington interjected that while compensation can be available through FEMA and flood insurance programs, he didn't know how the storms were categorized.

Rod Cassidy, 132 Harding Avenue – asked for a time frame on the dredging bill. Mayor Birkner explained that the purpose of the bill is to relieve the burden of the permit process for desnagging and desilting. In advance of that legislation, the Borough has been engaged in the last year by means of the Task Force to desilt and desnag in a more expeditious fashion. The May 5 meeting and May 13 brook walk will establish an action plan for what can be done without a permit and identify what permitting will be required.

Mr. Cassidy thanked Mr. Woods and the DPW for their aid. He reviewed the March 7 storm events, the extent of the flooding, and the emotional impact. Mr. Cassidy suggested a flood progress report in local papers every two weeks. Mayor Birkner said it is a good idea.

Mr. Cassidy voiced his frustration with United Water, whom he believes has improved their level of cooperation but is still responsible.

Mayor Birkner reiterated that the Borough has been in process for over a year to get things where they are with stream desnagging. There has been more cooperation from United Water, as Mr. Cassidy has acknowledged. Mayor Birkner explained how United Water is attempting to manage the dam, which includes renovations to fortify the dam with concrete. This will stabilize and solidify the dam to withstand retainage.

Karen Chase, 80 Harding Avenue – vented her frustration over the flooding. Ms. Chase doesn't believe the dredging will make a difference. She questioned who is in charge of the dam at night, and voiced her dissatisfaction with United Water.

Jeanne Protin, 69 Harding Avenue - brought photos of the flooding and its damage. Mrs. Protin suggested Westwood employs its sirens as a warning system like Hillsdale. She would like to see United Water take responsibility.

Francis Yates, 72 Harding Avenue – discussed the last attempt to desilt and desnag the brook in 2007. Ms. Yates believes Hillsdale cleaned their portion of the brook at that time without the expense. She said it was agreed in 2004 that the brook should be cleaned every five years. Ms. Yates informed that the brook has been walked in the past, and reports generated suggesting such solutions

as rip rap and federal grants to fund the work. She remembers the bridge and culvert work being funded in 1994. She stressed that every time the water company releases water from the reservoir in the middle of a storm there will be flooding, and it has to stop. Ms. Yates stated that administrations come and go and the matter gets dropped.

Mayor Birkner asked Dr. Boswell if the impact would be lessened should United Water keep the level at 91 feet once the reservoir has been lowered. Dr. Boswell explained the effect of lowering the water level prior to a storm. Raising the gate during the event to 95 ¼ feet causes a buffering effect. He agreed that while desilting and desnagging is beneficial, if the water coming through the reservoir exceeds the capacity of the brook it will overflow its banks. Dr. Boswell has a previously scheduled meeting with United Water on April 20 and will discuss the matter of the water level. Ms. Yates referenced a prior agreement with United Water to maintain a winter water level in the reservoir. She noted that she did not receive the reverse 911 call, but has already spoken to Mr. Blankenbush about it. She called the warning system haphazard.

Dan Atkins, 123 Harding Avenue – voiced concern that River Vale wouldn't desilt its streams. Mr. Atkins suggested a member of the public be assigned to the Task Force so the neighbors can stay informed. Mayor Birkner noted the desilting and desnagging is a cooperative effort. River Vale's flooding concerns deal with the Hackensack River, but they are definitely part of the cooperative effort. Mayor Birkner has visited the flooded neighborhoods numerous times to communicate directly with the residents. He has already suggested to Mrs. Yates that she be a part of the Task Force since she is so knowledgeable on the history of the situation. Mayor Birkner restated the cooperative efforts of the Task Force. Mr. Atkins discussed the reservoir levels. He believes the reservoir should be lowered to 86 or 87 feet to increase the buffer. Dr. Boswell agreed. He expounded on how the reservoirs must be viewed as one system.

Councilmember Phayre noted how the Bear Brook and locations above Westwood feed into the reservoir. He asked Dr. Boswell if there has been any pattern of changes that affects the water flow. Dr. Boswell replied that development both north and south affect permeable surfaces. Councilmember Phayre explained that he was looking at graphs from the recent events showing instantaneous high water. He wants to look at upriver changes and their effect on flooding as well as looking into lowering the dam as a resolution to the problem. Councilmember Phayre advised that the Governing Body can't empathize but they can sympathize with the flooded residents. He is doing due diligence by monitoring the water level gauge, which has changed since 7:30 this morning. He is trying to understand the logistics as well as physics of the matter. Councilmember Phayre noted that residents can get these notifications for themselves from the US Geographical website.

Leslie Bisdale, 71 Steuben Ave – reminded the public to get in touch with their State Senators to support that bill. Mayor Birkner listed the officials to contact.

Ms. Bisdale supports the idea of someone to be a flood monitor or watchdog. She suggested a seasonal employee, such as an engineering intern, be hired during the rainy season to be a watchdog.

Ms. Bisdale believes United Water can control the flooding, since the brook flooded during the first storm in March but not during the second later in the week. Since the flooding is costing the town already she thinks it might be worth the investment of hiring a watchdog.

Mayor Birkner pointed out that OEM Coordinator Blankenbush is already monitoring flood situations. Emergency personnel from the Borough were recently trained in the utilization of computer flood modeling information. Mayor Birkner mused that there could be more of an education process for the general public to understand what is happening above the stream besides looking at Hillsdale gauge. Ms. Bisdale stated the monitoring should be done in advance of a storm. She suggested hiring a meteorologist to monitor the weather.

Mary Ellen Gilverey, 500 Center Avenue - commented that the siren cannot be heard on Center Avenue. Ms. Gilverey advised that the storm drains are clogged on Center and Fairview. Councilmember Phayre will have the DPW check them first thing in the morning. Ms. Gilverey asked for an immediate lift on the overnight parking ban. Councilmember Waneck pointed out that parking is not enforced during a storm. Ms. Gilverey wants a permanent change and again asked for it to be put in place immediately. Mayor Birkner said it could be placed on an agenda as early as next month but research must be conducted in the matter. Captain Durante will get in contact with her, review the area in question, and make recommendations.

Rod Cassidy, 132 Harding Avenue - thanked the Governing Body for their attention. Mr. Cassidy voiced his concern with the poor condition of the Paterson Street Bridge in Hillsdale. He fears the impact the collapse of this bridge could have on Westwood. Mr. Cassidy asked if there will be a published flood report. Mayor Birkner confirmed it is a great idea.

Dan Atkins, 123 Harding Avenue – echoed the concerns about the Paterson Street Bridge.

Tom Bisdale, 71 Stueben Avenue – is hearing too much deference to United Water. Mr. Bisdale believes that ultimately United Water has to be part of the solution, but it is clear they can manage water levels better than they have. The weather reports on the storm were clear a week in advance. They need to be made to do it. Remedial measures are great, but the water level at the reservoir is the focal issue. That level needs to be lower. Councilmember Phayre asked Dr. Boswell if the DEP sets that level. Dr. Boswell said United Water sets it directly.

Motion to close the Agenda/Public Forum: Councilmember Sciara

Second: Councilmember Gregrath

Voice Vote: A voice vote was taken with all present voting in the affirmative.

12. Reports of Committees and Officials, continued:

B) Engineer's Report

1) Bi-weekly Report

Dr. Boswell reviewed the bi-weekly report, a copy of which is attached.

2) Flooding

Mayor Birkner asked Dr. Boswell to further discuss the flood problem. Dr. Boswell used the analogy of two bathtubs with a connecting pipe to describe the reservoirs and streams. The cleaning and desnagging is a benefit. Another key is to manage levels as low as possible. Dr. Boswell assured that permits for stream cleaning are required. He is not sure how Hillsdale did cleaning in the past without a permit. Mayor Birkner said the Task Force will find out on May 13th what can and can't be done. Dr. Boswell said the general answer is anything can be done as long as equipment is not put into the stream. The Borough can use chain saws, but not a backhoe or loader. Dr. Boswell observed that regulations protecting the environment hurt the stream cleaning process.

Mayor Birkner asked whether keeping the level at 91 feet during an event creates a bigger or lesser problem. Dr. Boswell said it creates a bigger problem and explained. Mr. Huntington noted that United Water is engaging in flood control by adjusting the levels.

Councilmember Phayre questioned whether the process of desilting and desnagging can be addressed from downstream to upstream. Dr. Boswell said it could. Councilmember Phayre said this can turn into a bistate effort. Mayor Birkner recalled a bill presented in 2009 to create a bistate commission. Councilmember Phayre would like to see that bill revitalized. Dr. Boswell commented on how people are amazed by the amount of vegetation in a flood. He believes desnagging should be an event after every storm.

C) Council Liaison & Committee Reports

1) Finance, Administration and Capital Projects:

a) Veteran's Park Revitalization Update

Councilmember Grefrath has met with Borough Planner Ed Snieckus, who is preparing a two layer map of Veterans Park now and how the park could be as result of the Broadway work. The purpose it to identify how to place the walkways, benches and receptacles, and plan for a larger grass area without having to change the walkways once the Broadway work is performed.

b) Shade Tree Update

The Shade Tree Chair announced at the last meeting that the shade tree inventory software was to be installed April 18. It didn't happen but should be done in two weeks. Once Mr. Woods is trained, the software will go into effect.

c) Finance Committee Update

Councilmember Grefrath announced that the Finance Committee will hold its regular monthly meeting on April 27 to start thinking about 2012.

2) Fire and Ambulance:

a) Police Update

Councilmember Sciara reviewed the incident where Officer McNiff saved a life at a restaurant by performing the Heimlich maneuver, assisted by Sgt. Pontillo, Officer Hurtuk and two civilians.

Councilmember Sciara announced that two new Police Auxiliary recruits will graduate on May 7.

National Prescription Drug Take Back Day will be held April 30th by the Police Department. Councilmember Sciara explained that this is a way to dispose of old or unused medication.

b) Fire Department Update

Councilmember Sciara reported that Captain Hodges and Firefighter Quinn were in Washington to lobby for a nationwide broadband communication network that would permit Emergency personnel to communicate more effectively; the ability to utilize grants to help volunteers with the expense of living in this area; and to extend the life of SCBA cylinders from 15 to 20 years, and/or other manufactured bottles with the air packs, which would be less costly while still having the necessary safety approvals. Councilmember Sciara remarked that the firemen are lobbying to help with safety and budget issues.

3) Public Properties:

a) DPW Update

Councilmember Phayre observed that the residents gave the DPW report earlier by applauding the favorable comments on the DPW service.

Councilmember Phayre reminded everyone that two day garbage collection returns on May 1.

b) Finance Committee

Councilmember Phayre commented on the conclusion of another budget process.

4) Land Use:

a) Master Plan Review

Councilmember Waneck reminded the public that the Master Plan is being reviewed on a continual basis, with the schedule posted on the website. She encouraged residents to attend the discussions. The Planning Board has wrapped up the LB zones, and is moving into the 'alphabet soup' zones.

5) Health and Recreation:

a) Recreation Update

Councilmember Quinn noted she has been participating in the steering committee for Westvale Park. There will be further discussion on progress at the next work session.

The Egg Hunt went well. It was very cold but there were lots of participants.

The Senior exercise program for active Seniors was started by Recreation on Tuesday. There were 18 participants, a nice turnout.

Councilmember Quinn commented that some of the Governing Body do know firsthand what it is to be flooded and have your house demolished. She wishes the issue could be solved for once and for all.

D) Attorney's Report

No report.

E) Administrator's / Clerk's Report

1) Bus Idling

Mr. Hoffmann reported that the Police continue to monitor buses. They have received cooperation from the bus drivers regarding idling. Councilmember Waneck asked at what point monitoring becomes ticketing. Mr. Hoffmann said that can be determined. Right now the Police have asked them to turn off the engines. Mayor Birkner suggested a letter to NJ Transit informing that the Police Department is enforcing no idling, so all drivers should be aware that summonses will be issued. Councilmember Waneck wants to also state that more than two buses queuing is excessive.

13. Ordinances of First & Final Reading:

Ordinances For Introduction

11-9 An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For The Acquisition Of Various Equipment For The Borough Of Westwood Department Of Public Works And Appropriating \$50,000 Therefor And Providing For The Issuance Of \$47,500 In Bonds Or Notes Of The Borough Of Westwood To Finance The Same

BE IT RESOLVED that Ordinance #11-9 entitled "An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For The Acquisition Of Various Equipment For The Borough Of Westwood Department Of Public Works And Appropriating \$50,000 Therefor And Providing For The Issuance Of \$47,500 In Bonds Or Notes Of The Borough Of Westwood To Finance The Same" is hereby introduced by title; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to advertise said ordinance with a May 17th, 2011 hearing date in the official newspaper according to law.

Motion to pass the ordinance on First Reading: Councilmember Phayre

Second: Councilmember Waneck

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Absent

Ordinance For Adoption

11-6 An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For The Repaving Of Various Roads In The Borough Of Westwood And Appropriating \$450,000 (Including A Grant In The Amount Of \$150,000 Expected To Be Received From The State Of New Jersey, Department Of Transportation) Therefor And Providing For The Issuance Of \$285,000 In Bonds Or Notes Of The Borough Of Westwood To Finance The Same.

BE IT RESOLVED that Ordinance #11-6 entitled “An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For The Repaving Of Various Roads In The Borough Of Westwood And Appropriating \$450,000 (Including A Grant In The Amount Of \$150,000 Expected To Be Received From The State Of New Jersey, Department Of Transportation) Therefor And Providing For The Issuance Of \$285,000 In Bonds Or Notes Of The Borough Of Westwood To Finance The Same”, having hereby been read by title, shall have a hearing held on this date.

Motion to open the public hearing: Councilmember Grefrath Second: Councilmember Phayre

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Absent

Public Comments:

No comments.

Motion to close the public hearing: Councilmember Grefrath Second: Councilmember Phayre

Voice Vote: A voice vote was taken with all present voting in the affirmative.

BE IT RESOLVED that an Ordinance known as #11-6 be passed on final reading and that a Notice of Adoption of said Ordinance be published in the official newspaper according to law.

Motion for final adoption: Councilmember Grefrath Second: Councilmember Phayre

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Absent

- 11-8 An Ordinance of the Borough of Westwood, In The County Of Bergen, New Jersey, Providing For The Monitoring Of Landfill Emission For The Borough Of Westwood And Appropriating \$55,000 Therefor And Providing For The Issuance Of \$52,250 In Bonds or Notes Of The Borough Of Westwood To Finance Same

BE IT RESOLVED that Ordinance #11-8 entitled “An Ordinance of the Borough of Westwood, In The County Of Bergen, New Jersey, Providing For The Monitoring Of Landfill Emission For The Borough Of Westwood And Appropriating \$55,000 Therefor And Providing For The Issuance Of \$52,250 In Bonds or Notes Of The Borough Of Westwood To Finance Same”, having hereby been read by title, shall have a hearing held on this date.

Motion to open the public hearing: Councilmember Grefrath Second: Councilmember Phayre
Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
Councilmember Quinn – Yes Councilmember Sciara - Yes
Councilmember Waneck – Yes Council President Miller – Absent

Public Comments:

No comments.

Motion to close the public hearing: Councilmember Grefrath Second: Councilmember Phayre
Voice Vote: A voice vote was taken with all present voting in the affirmative.

BE IT RESOLVED that an Ordinance known as #11-8 be passed on final reading and that a Notice of Adoption of said Ordinance be published in the official newspaper according to law.

Motion for final adoption: Councilmember Grefrath Second: Councilmember Phayre
Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
Councilmember Quinn – Yes Councilmember Sciara - Yes
Councilmember Waneck – Yes Council President Miller – Absent

14. Presentation of Bills, Financial Reports and Resolutions:

Mayor Birkner advised that the following Resolutions would be enacted in one motion. Councilmembers who wished to remove any Resolution(s) to be voted upon separately, had the opportunity to do so at this time, and said Resolutions would be considered separately.

Resolutions as Consent Agenda:

- a) **Resolution #11 - 100: Bill List & Statement of Cash**
- b) **Resolution #11 -101: Authorizing Redemption of Tax Sale Certificate #04-01**
- c) **Resolution #11 - 102: Amend Resolution #11-90, Approval of Westwood Democratic Committee Application to Consume Alcoholic Beverages**

- d) Resolution #11 - 103: Limo License – ARA Transportation, LLC**
- e) Resolution #11 - 104: Street Closure – Westwood Chamber of Commerce**

Motion to adopt resolutions #11-100 through #11-104: Councilmember Grefrath
Second: Councilmember Waneck

Roll Call: Councilmember Grefrath – Yes Councilmember Phayre - Yes
 Councilmember Quinn – Yes Councilmember Sciara - Yes
 Councilmember Waneck – Yes Council President Miller – Absent

15. Adjournment:

Motion to adjourn: Councilmember Sciara Second: Councilmember Grefrath
Voice Vote: A voice vote was taken with all present voting in the affirmative.
The time was 10:57 pm.

Attest:

(signed) Karen Hughes
Karen Hughes, RMC, Borough Clerk
Proofed by: Denise Holmes, Deputy Clerk