

**MINUTES
BOROUGH OF WESTWOOD
SINE DIE MEETING OF THE MAYOR & COUNCIL
JANUARY 5th, 2010
WESTWOOD COMMUNITY CENTER
55 Jefferson Avenue
6:30 PM**

1. Opening of the Meeting:

The meeting was called to order by Mayor Birkner at 6:30 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 Miller - Present
Council President Phayre - Present
Councilmember Quinn - Present
Councilmember Sciara - Present
Councilmember Waneck - Present
Borough Administrator Hoffmann - Present
Borough Attorney Huntington - Present
Borough Clerk Hughes - Present

Committee Assignments:

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

3. Executive Closed Session:

RESOLVED THAT the Mayor and Council of the Borough of Westwood shall convene in Executive Closed Session to discuss the following matters:

Personnel Matters
Pending/Potential Litigation
Attorney's Report

Said discussions are deemed legally confidential pursuant to NJSA 10:4-12(b)

(7) Litigation or contract negotiation, attorney/client
(8) Employment matters

The Clerk is directed to keep separate minutes of the meeting which shall be made public once that matter has been resolved.

Motion to enter Closed Session with the intention to reconvene in Open Session:

Councilmember Grefrath Second: Councilmember Miller

Roll Call: Councilmember Grefrath - Yes

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

4. Reopen the Meeting:

Motion to reopen the meeting: Councilmember Grefrath

Second: Council President Phayre

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

The time was 7:55 pm.

5. Roll Call II:

Mayor Birkner – Present

Councilmember Grefrath - Present

Councilmember Miller - Present

Council President Phayre - Present

Councilmember Quinn – Present

Councilmember Sciara - Present

Councilmember Waneck - Present

Borough Administrator Hoffmann - Present

Borough Attorney Huntington - Present

Borough Engineer Boswell - Present

Borough Clerk Hughes – Present

6. Approval of Minutes: December 8, 15

Approval of Minutes: December 8th and 15th Minutes

Councilmember Grefrath presented the minutes of the December 8th and 15th Mayor and Council work meeting for consideration.

Motion to adopt the work session minutes of December 8 and 15: Councilmember Grefrath

Second: Councilmember Miller

Roll Call: Councilmember Grefrath - Yes

Councilmember Miller - Yes

Council President Phayre - Yes

Councilmember Quinn - Yes

Councilmember Sciara – Yes

Councilmember Waneck - Yes

7. Reports of Committees and Officials:

A) Engineer's Report

Ed Senkevich of Boswell Engineering advised that the biweekly report was part of the agenda package the Governing Body received. He would not review it at this time unless there were any questions. Mr. Senkevich noted that the Pascack Brook Sewer Pipe project had been put out to bid.

8. Agenda/Public Forum:

Motion to open the Agenda/Public Forum: Councilmember Grefrath

Second: Council President Phayre

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

No one wished to speak.

Motion to Close the Agenda/Public Forum: Councilmember Grefrath

Second: Council President Phayre

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

9. 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.

Councilmember Waneck had requested that the resolution 'Authorizing Execution of Westvale Management Agreement' be removed. Council President Phayre requested that the 'Award of Contract for MIS Services' be removed from the agenda. As Technology Liaison, he is still working on it. Councilmember Sciara agreed that the resolution should be removed. He questioned why the contract would be for three years. He requested that the Department Heads submit their input on the current MIS contractor's performance. Councilmember Grefrath added the resolution '2010-2011 CD Grant Endorsement - Thomas J. Riley Senior Center Corp'.

Resolutions as Consent Agenda:

Resolution #09 - 372: Bill List & Statement of Cash

Resolution #09 - 373: Budget Transfers 2009

Resolution #09- 374: Cancellation of Overpayments

Resolution #09- 375: Cancellation of Tax Balances Due

Resolution #09 - 376: Authorizing Refund of Taxes B1504 L5.01

Resolution #09 - 377: Authorizing Refund of Taxes - Various

Resolution #09 - 378: Approving Amendments to Police Department Rules and Regulations

Resolution #09 - 379: 2010 Animal Shelter Contract with the County of Bergen

Resolution #09 - 380: Authorizing Bid for a Used Dump Truck with Tailgate Spreader and Plow

Resolution #09 - 381: Dedication by Rider – Recreation Department, Community Center and Municipal Recreation Fields

Resolution #09 - 382: Renewal of Taxi/Limo License - NA Limo

Resolution #09 - 383: Authorizing Execution of a Settlement Agreement

**Resolution #09 - 384: Authorizing Execution of a Developer's Agreement
Between the Borough of Westwood and Oak Realty
Associates**

**Resolution #09 - 385: 2010-2011 CD Grant Endorsement - Thomas J. Riley
Senior Center Corp.**

Motion to adopt resolutions #09-372 through #09-385: Councilmember
Grefrath Second: Councilmember Quinn

Roll Call: Councilmember Grefrath - Yes

Councilmember Miller - Yes

Council President Phayre - Yes

Councilmember Quinn - Yes

Councilmember Sciara - Yes

Councilmember Waneck - Yes

Councilmember Waneck asked why the Recreation flyer listed an Optimum Online email address for the Recreation Department. Mr. Hoffmann and Mr. Huntington believe it was established before the Borough website was set up. Councilmember Quinn will look into it.

10. Adjournment:

Motion to adjourn: Councilmember Sciara

Second: Council President Phayre

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

The time was 8:05 pm.

Attest:

(signed) Karen Hughes

Karen Hughes, RMC, Borough Clerk

Proofed by: Denise Holmes, Deputy Clerk