

**BOROUGH OF WESTWOOD**  
**PUBLIC MEETING OF THE MAYOR & COUNCIL**  
**JUNE 25, 2013 MINUTES**  
**MUNICIPAL COMPLEX**  
**101 Washington Avenue**  
**7:30 PM Executive Closed Session/8:00 pm Public Session**

**1. Opening of the Meeting:**

The meeting was called to order by Councilmember Grefrath at 7:30 pm. Councilmember Grefrath 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 – Absent (arrived 8:10)  
Councilmember Grefrath – Present  
Councilmember Waneck – Present  
  
Councilmember Quinn – Absent  
Councilmember Arroyo – Present  
Councilmember Miller – Present  
Council President Sciara – Absent  
Borough Administrator Hoffmann – Absent  
Borough Attorney Huntington – Present  
Borough Clerk Hughes – Present

**Committee Assignments:**

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

**3. Resolution #13 - 170: Executive Closed Session**

**Motion to adopt Resolution #13-170:** Councilmember Grefrath Second: Councilmember Miller

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

**4. Reopen the Meeting:**

**Motion to reopen the meeting:** Councilmember Miller Second: Councilmember Grefrath

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

The time was 7:58 pm.

**5. Roll Call II:**

Mayor Birkner – Present (arrived 8:10) / Councilmember Grefrath – Present / Councilmember Quinn – Absent / Councilmember Waneck – Present / Councilmember Arroyo – Present / Councilmember Miller – Present / Council President Sciara – Absent / Borough Administrator Hoffmann – Absent / Borough Attorney Huntington – Present / Borough Engineer Boswell – Present / Borough Clerk Hughes - Present

**6. Flag Salute**

Councilmember Miller gave the invocation. Councilmember Grefrath led those present in the salute to the flag.

**7. Approval of Minutes: April 2, 16, 2013**

**Motion to adopt the April 2, 2013 Work Session Minutes:** Councilmember Grefrath Second: Councilmember Waneck

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

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**Motion to adopt the April 16, 2013 Public Session Minutes:** Councilmember Grefrath Second:  
Councilmember Waneck

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

## **8. Reports of Committees and Officials:**

### **A) Engineer's Report**

#### **1) Biweekly Report**

Dr. Boswell reviewed the biweekly report, a copy of which is attached.

#### **2) Fourth Avenue Drainage**

Dr. Boswell has spoken to the County Engineer, Gary Ascolese, and showed him a sketch of what is needed to alleviate the drainage issue on Fourth Avenue. The County might be able to include it in the Broadway resignalization but they are asking for a survey and construction plan. Dr. Boswell advised that Mr. Hoffmann provided a not to exceed number for Boswell to meet with the County, perform analysis of downstream drainage to check for capacity, to survey and to produce plans for the County to follow. Councilmember Waneck asked if the drainage project is going forward. Dr. Boswell said yes.

#### **3) Broadway Resignalization**

Councilmember Grefrath said the Heritage Society is concerned about the Washington cedars on Broadway at Irvington. The Project Coordinator said the cedars are safe but the monument needs to be moved. Dr. Boswell said he is not involved in the project any longer but can speak to the County about it. He said they should be able to put it inline with the trees. Mayor Birkner said the Borough will send a letter to the County.

### **B) Mayor's Report**

#### **a) Graduation**

Mayor Birkner reported that he attended the Westwood Regional High School graduation this evening. It was a wonderful experience, and a terrific commencement. He is very impressed with the students, and very proud of them. Mayor Birkner offered congratulations to all graduates.

#### **b) Broadway Resignalization**

Mayor Birkner announced that the Broadway intersection project is moving forward. The tree work has been done, and everything is on track for a July 12<sup>th</sup> start.

#### **c) Lightning Detection System**

Mayor Birkner reported on the lightning detection system meetings held with Emerson and

Washington Township Municipal and Board of Education officials. All other entities have entered into an agreement for joint purchasing of the equipment. Mayor Birkner recommends the Westwood Council also approves it on tonight's consent agenda. It will go a long way towards putting a finishing touch on the park facilities.

**C) Council Liaison & Committee Reports**

**1) Finance, Administration and Capital Projects:**

**a) Finance Update**

Councilmember Waneck advised that the Westvale bond for irrigation has an unexpended balance of \$80,000. The Governing Body can close out the entire \$80,000, or go forward with installing a sprinkler system for the A and B fields for \$31,185.00 and then retire the balance of the \$80,000.

The Court consolidation study was not anticipated in the budget. Councilmember Waneck explained that the funding can be taken out of administrative operating expenses, which means something else down the road will have to be foregone.

Councilmember Waneck noted that there is \$39,000 in the Recreation trust fund, which can be used to start the lightning detection project. Additional annual fees could come from somewhere else. Mayor Birkner said there are no annual fees with Strikeguard. Councilmember Waneck asked if the electric for the system would be tied into the field lighting. Mayor Birkner explained that the system will tie into the concession stands at Westvale and Meadowbrook, and use existing electrical service at Berkeley. The main unit will be at high school. Councilmember Waneck asked if there is any idea how much the electric will cost. Mayor Birkner said no additional funds should be required.

Councilmember Waneck noted that the State has required changes to the tax maps, which will cost an additional \$15,000. The CFO recommends bonding for an additional \$25,000 in case of more revisions. The Borough is doing a special emergency operating ordinance for this.

The additional audit work is not to exceed \$6,000.

**b) Environmental Committee Update**

Councilmember Waneck announced that the Environmental Committee will be at the Community Garden site for the kickoff on June 29. Residents can sign up with the Clerk or on the Borough website. Additional garden boxes are available. Mayor Birkner commented that the garden looks nice.

**2) Police and OEM:**

**a) Chief for a Day**

Councilmember Miller reported that the young man who was Chief for a Day was joyful and excited about participating. It was a wonderful thing for the family and young man. The Police Department provided shirts for his brothers as well to include them.

**b) New Officer Training**

Councilmember Miller said the three new officers have just completed training at the Police academy. These three officers received 3 of the 8 awards given out at graduation. They have certainly met the Borough's high expectations. Councilmember Miller thanked

them.

**c) Proclamations for Retiring Police Officers – Sgt. Held, Captain Durante**

Mayor Birkner and Councilmember Miller presented proclamations to the retiring Officers. Mayor Birkner called them the best of the best. Westwood will miss them both. He has watched their interaction with the public over the years, and couldn't be more proud. Councilmember Miller added thanks to the families.

Captain Durante said it has been an honor and privilege serving the community. His uncle served for 30 years in Westwood, so continued the family tradition.

Sgt. Held said it was a job he loved. He congratulated the academy graduates, and gave them some advice. He will still be on the Ambulance Corps and still serve the community. Sgt. Held urged everyone to get involved in the town in some capacity. It builds the community and builds bonds.

**d) Police Promotion Process**

Councilmember Miller advised that the police promotions process would not be discussed. Council President Sciara is out of town, and as a member of the Police Committee it would be unfair for him not to be present for that vote. In addition, we promised to send to the entire Governing Body a draft of what will be presented for passage so that everybody would have time to review it and reflect on it. Unfortunately, we were unable to develop a draft doc that we were able to agree incorporated the concepts necessary for a balanced promotional process. Since we did not, we felt we should not move forward to that extent. Third, in discussion among the Police Committee, we said that we decided that this issue has become so heavily emotional that it may be in everybody's best interest to take a deep breath, step back, and allow the emotions to subside before restarting the discussion process real soon.

The objectives of the Police Committee have been from the very beginning 1) to select the best possible future leader of the largest cost center in this Borough so that our residents can be confident that they will be protected; 2) to select from the widest pool of qualified candidates to maximize the likelihood of objective #1 being fulfilled, recognizing the potential candidate's entire body of work related to the position, including education, degree, knowledge, performance, leadership skills, and vision; and 3) create a process that is recognized to be fair to all parties without anyone having advantage over any one factor.

So why is the 2002 in need of modification? There are several reasons.

1) While the promotional requirements were first approved in 2002, they were used only once, and that was with mixed results. Following the 2002 rules showed the Police Committee that there was a need to modify the process, remove from the theory to the real world.

2) In discussing this issue with two members of the then Police Committee and the Governing Body I learned that there was virtually no debate nor any substantial discussion after the proposal was presented to the Governing Body. The discussion was limited to the Police Commission, Committee rather, unlike this situation. For the record, we believe this discussion is what is needed to arrive at the best possible process. It is our intent to consider the thoughts and ideas of every member of the Governing Body since this decision will greatly affect the direction of our Police Department and public safety policies for decades to come.

3) The gatekeeper aspect, which in 2002 meant if you didn't have a certain degree

you were ineligible for consideration, denies the widest possible pool of candidates and establishes a disproportionate value to one's aspect of a person. It would deny the value of one's achievements and only value a degree. The officer with a business degree or dance degree would be given the opportunity for promotion that a proven, knowledgeable leader without a degree would be denied. The Committee believes that the current promotional process contains flaws, unfairly restricting opportunity for advancement in rank. It has an educational requirement for sergeants of an associate's degree, and for command position a bachelor's degree. Theoretically we can have four sergeants with an associates degree and none of them would be eligible for promotion. Even if that would not happen and we'd be left without leadership, and if one had a bachelor's degree, he or she would not have to be concerned about their future performance for promotion. They could just do the job, the minimum job, and they would be promoted because of that degree. We believe this is demotivating for all parties, for the degreed person and the one without a degree. In 2002 there is a military exception for hiring in the rules. So we're saying we value and respect one's military service, but only to appoint. Not enough to consider them for leadership roles.

As an aside, after the 2002 rules were put in place, the then Police Committee and Governing Body had an opportunity to hire some officers. There are two that come to my mind. One would think that after changing the rules and having the degree requirement, you would hire people with that degree. They did not. They saw two individuals and they did not meet the requirements, the future requirements. We can only assume that they saw something in those candidates that they said would make them a special officer. We're not criticizing, we're applauding them, because that decision was so right. Those officers who did not meet the future requirement are in fact special. The interesting fact in this is that they had no degree, but they had experience.

I spoke at last work session about the New Jersey Department of Higher Education creating a college, Thomas A. Edison, that looks at people's backgrounds broadly and provides college credits and a degree. If the most senior educational expert in the state values experience and relates it to college, I think we should too. And there's a program, CLEP, which stands for College Level Exam Program. It's a national one. This program enables colleges to grant college credits based on knowledge, or professional experience, independent study, adult courses, or advance high school. It is administered by the college board and is recognized than just less than 3,000 colleges and universities in this country.

Councilmember Grefrath offered an alternative to what was initially presented, and we again thank him for working towards a common ground, and view it as a positive step. I've always been told I talk too much. We could not support it for several reasons. While the gatekeeper element was removed, for the most part, the proposal had an element which was a non-starter. Specifically we're speaking about granting a candidate with a bachelor's degree in criminal justice with 20 points out of a hundred. The issue is that there is no experience alternative, that is tantamount to giving the individual a gatekeeper. Promotions are decided by as many, as few as five points. In some cases, by one. So giving any candidate a 20 point head start means that it's not a fair and balanced.

Think of what this means. An individual with a criminal justice degree, and three years experience, which is in essence two years – half is in the academy, and after they finish the academy, it's on the road, so they really have two years experience – that candidate could be promoted. And the individual with 20 years experience, proven experience, proven

accomplishments, would not be eligible, would not compete fairly.

Councilmember Grefrath changed his initial proposal, recognizing that criminology was not the degree he meant, and he said to make it criminal justice. But in thinking about it, wouldn't a psychology degree, a social worker's, social work, pre-law degree equally be of value? So if we're going to do it, let's make sure we broaden it to include all possibles.

Third was that it didn't contain any recognition for a master's degree. And again, we the Police Committee value education want to make sure its not narrowly defined.

Take a step back from the table to objectively take a look at the proposals. We were unable to view these recommendations as a positive change in the process. And as such would not be able to look into the eyes of the men here who risk their lives every day for us, and then tell you it's not good enough to let you realistically participate in the process. We could not look into the eyes of the officers who've earned the respect of the other officers as leaders, and tell them we appreciate that but you're not good enough to realistically participate in the process. We could not look in the eyes of those who train other officers and mentor them and guide them, and tell them we appreciate it but you're just not good enough to participate in the process. We cannot look in the eyes of the families and say your loves ones risk their lives every day, and took their job home, but they could not realistically participate in the process. We simply could not support any promotional system that does not realistically view the entire officer. While one can read about leadership, one becomes a leader by their actions.

What we have proposed, we have proposed a system that values degrees and education, recognizing that degrees are only one aspect of education. The proposed system has an objective aspect that if a test, interviews conducted by law enforcement experts, people will consider their proven performance, the interview, their education, their service. It also contains an incentive for officers to get more, to increase their education. The proposal was created by our local expert, the Police Chief, supported by the Police Committee after months of debate and discussion. It followed the guidelines of the State's Chief's Associations, who are now responsible for accreditation. It has been endorsed by every member of the Westwood Police Department, all but the three newest, who were in training at that time. It is important to note that this includes even those who would benefit from that system.

Councilmember Grefrath indicated that the reason for the 2002 decision was in part because of several officers spoke about unfair promotion. I'm not aware if they were included in the discussion in 2002 but in 2013 they were, and they all endorsed the proposal, or the proposed approach as fair to all, and will provide the community with the best qualified candidates. It was reviewed and recommended by our labor lawyer, with case law that shows the proposal, similar to the one from Edison, can withstand any legal action, as the Edison plan was deemed proper. That decision was upheld on appeal and the Supreme Court denied hearing the case. The proposal followed the NJ Department of Higher Education's concept of valuing experience as it relates to degrees.

We remain open to adjustments to the policy. We can move forward, we can move the three points inside the hundred, we can discuss the points allotted to each element, but we can not be disrespectful to those who earned our respect based on their proven action. Always speaking is the pool of promotional candidates be the largest possible and that we allow them to participate in a process that recognizes their leadership position are earned, not awarded based on a narrowly defined set of criteria.

I've heard informally that I may have offended some people based on my passion and delivery of this. I've reached out to two indicating that the entire process is respectful. I am sorry if I have offended anybody. My first reaction is to blame that on my Italian grandmother, the stubbornness of my two grandfathers, German grandfathers, and I was struggling to think of what I would give to my Irish grandmother. The only thing I could come up with blaming her is our ancestors having a holiday and sticking it in Lent.

But the reality is I'm at fault, because I believe in this. My colleague here, and my friend, Councilmember Arroyo, has identified a trait in me called excitable, and I am. The whole committee takes this very seriously. It's an issue about the Police Committee, it's deemed as fairness, that's what we're looking for, and what's in the best interest of the community. It's not about me, it's not about the committee, and in the future I will try to reduce my passion, but I will never give up my objective, the objective of the committee. I've also heard that this impacts only a few people. While I understand that in a business term, because you are always asked what's the impact, what's the cost of the decision, while there are only a few who have not earned a degree, I have always believed that wrong is never defined by the number of impacts but instead by the impact of the wrong. It is wrong to ask an officer to risk their lives, go beyond meeting requirements, and then tell them we do not respect them enough to allow them to participate in the promotional process.

Having said all of that, we are still confident that we can collectively identify an entire system that meets our objectives of identifying the best candidate for leadership positions by rewarding performance, valuing education, knowledge utilizing system, that everybody can accept. We're confident because everybody here, even those, everybody here has the same intent, to serve the community. Disagreeing doesn't mean anything but disagreeing. We know that in everybody's heart here, the community comes first. The motives are pure, and we respect you, and your opinions. So we're going to take a step back, take a deep breath, and then revisit this critical issue.

**e) Resolution #13 - 171: Westwood Volunteer Fire Department Matters of Personnel**  
**Motion to adopt Resolution #13-171:** Councilmember Miller    Second: Councilmember Grefrath

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

Mayor Birkner and Councilmember Miller administered the Oath of Office to Cadets Sean Griffin and Justin Mason. Chief Hodges commented on their hard work and respectfulness.

**3) Land Use:**

**a) Land Use Update**

Councilmember Arroyo discussed the proposed ordinances recommended by the Planning board. The outdoor dining ordinance addresses the height of umbrellas. The other ordinance addresses temporary inflatable swimming pools. The Planning Board recommends a seasonal permit. This gives some relief to corner lots, especially those that are undersized.

**4) Health and Recreation:**

**a) Board of Health Update**

Councilmember Grefrath reported that the Board of Health put the final touches on its licensing fee ordinance. The process included comparisons to 15 towns. Most of the fees will not change, but the Board is considering a tiered fee for food establishments that fail inspections, and a new fee for tanning salons. They are also considering a 10% discount for clean inspection reports for five years. Fee changes go into effect in 2014. The Board also discussed farmers market inspections and fees. Those fees would go to the Health Department to cover the costs of inspections. Storm protocols discussed in January are almost complete. One project is to provide a protocol magnet for restaurant owners on what to do if power goes out in their establishment. The Board is also completing a call/text list for establishments regarding loss of electricity.

**b) Technology Update**

Councilmember Grefrath advised that the email host transfer is tentatively scheduled for Monday, July 8. The consultant has completed one in another community and it went well. Final details will be sent out next week. Councilmember Grefrath hopes new system is more user friendly.

**c) Recreation Update**

Councilmember Grefrath said Recreation is looking for ways to run electric lines to the fields, which will be paid out of recreation trust funds. This is to avoid turning on lights to have power for a sound system.

Councilmember Grefrath stated that the annual concert series starts on Thursday with Reminisce.

**d) Memorial Benches**

Councilmember Grefrath announced that Memorial Benches have all been taken in the bandstand quad. A waiting list has begun for Quad 3. Construction of that quad will begin in 2014. Benches available in other parks.

**D) Attorney's Report**

No report.

**E) Administrator's / Clerk's Report**

**1) Taxi/Limo Ordinance**

Mrs. Hughes recommended that the 2012 taxi and limo licenses be extended through the end of 2013 in order to allow time to revise the taxi and limo ordinances.

**9. Agenda/Public Forum:**

**Motion to open Agenda/Public Forum:** Councilmember Miller Second: Councilmember Grefrath  
Voice Vote: A voice vote was taken with all present voting in the Affirmative.

Bruce Miesel, 263 Center Avenue – discussed expanding the outdoor dining requirements to allow for tables of four as long as it doesn't impose on the right of way. Mr. Miesel also suggested

permitting the consumption of wine/alcohol. He suggested suspending the current provisions through October as a trial period. Mayor Birkner said he appreciated Mr. Miesel's comments.

Bob Twohig, 74 Prospect Ave – suggested an adult baseball tournament be run on the Westvale fields over the course of a month at night. Mr. Twohig believes it would enhance business downtown. He would be available to help with the project.

Mayor Birkner said there is no bigger advocate for baseball than Mr. Twohig. He noted that the facility already has been used for tournaments, even for adults on Sundays, Tuesdays, and Thursday nights. Recreation and the youth leagues are working to bring in additional tournaments.

**Motion to close Agenda/Public Forum:** Councilmember Miller Second: Councilmember Grefrath  
Voice Vote: A voice vote was taken with all present voting in the affirmative.

#### 10. Ordinances of First & Final Reading:

##### Ordinances for Introduction

**13-17 An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For A Supplemental Special Emergency Appropriation Of \$25,000 For The Preparation And Execution Of A Mandatory Complete Program Of Revaluation Of Real Property For The Use Of The Local Assessor Of The Borough Of Westwood, In The County Of Bergen, New Jersey**

**BE IT RESOLVED** that Ordinance #13-17 entitled “An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For A Supplemental Special Emergency Appropriation Of \$25,000 For The Preparation And Execution Of A Mandatory Complete Program Of Revaluation Of Real Property For The Use Of The Local Assessor Of The Borough Of Westwood, In The County Of Bergen, New Jersey” is hereby introduced by title; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to advertise said ordinance with a July 16, 2013 hearing date in the official newspaper according to law.

**Motion to pass the ordinance on First Reading:** Councilmember Waneck

Second: Councilmember Grefrath

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

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**13-18 An Ordinance To Amend Chapter 195 Article XXI Outdoor Dining Regulations**

**BE IT RESOLVED** that Ordinance #13-18 entitled “An Ordinance To Amend Chapter 195 Article XXI Outdoor Dining Regulations” is hereby introduced by title; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to advertise said ordinance with a July 16, 2013 hearing date in the official newspaper according to law.

**Motion to pass the ordinance on First Reading:** Councilmember Arroyo

Second: Councilmember Waneck

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

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**13-19      An Ordinance To Amend Chapter 195 Article XV Supplemental Regulations  
                    Governing Certain Uses, Paragraph F Swimming Pools And Tennis Courts**

**BE IT RESOLVED** that Ordinance #13-19 entitled “An Ordinance To Amend Chapter 195 Article XV Supplemental Regulations Governing Certain Uses, Paragraph F Swimming Pools And Tennis Courts” is hereby introduced by title; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to advertise said ordinance with a July 16, 2013 hearing date in the official newspaper according to law.

**Motion to pass the ordinance on First Reading:** Councilmember Arroyo

Second: Councilmember Waneck

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

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**Ordinances for Adoption**

**13-14      An Ordinance To Establish A Schedule Of Salaries, Wages And Compensation Of  
                    The Public Officials, Officers And Employees Of The Borough Of Westwood In The  
                    County Of Bergen, And To Establish A Method Of Payment Of Such Compensation  
                    During Calendar Year 2013**

**BE IT RESOLVED** that Ordinance #13-14 entitled “An Ordinance To Establish A Schedule Of Salaries, Wages And Compensation Of The Public Officials, Officers And Employees Of The Borough Of Westwood In The County Of Bergen, And To Establish A Method Of Payment Of Such Compensation During Calendar Year 2013” having hereby been read by title, shall have a hearing held on this date.

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

**Public Comments:**

No comments.

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

**BE IT RESOLVED** that an Ordinance known as #13-14 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 Waneck    Second: Councilmember Grefrath  
Roll Call: Councilmember Grefrath – Yes            Councilmember Waneck – Yes  
                 Councilmember Quinn – Absent        Councilmember Arroyo – Yes  
                 Councilmember Miller – Yes            Council President Sciara – Absent

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**13-15      An Ordinance To Amend Article XIV, Chapter 195, Zoning Of The Borough Of Westwood**

**BE IT RESOLVED** that Ordinance #13-15 entitled “An Ordinance To Amend Article XIV, Chapter 195, Zoning Of The Borough Of Westwood” having hereby been read by title, shall have a hearing held on this date.

**Motion to open the public hearing:** Councilmember Arroyo    Second: Councilmember Miller  
Voice Vote: A voice vote was taken with all present voting in the affirmative.

**Public Comments:**  
No comments.

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

**BE IT RESOLVED** that an Ordinance known as #13-15 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 Arroyo    Second: Councilmember Miller  
Roll Call: Councilmember Grefrath – Yes            Councilmember Waneck – No  
                 Councilmember Quinn – Absent        Councilmember Arroyo – Yes  
                 Councilmember Miller – Yes            Council President Sciara – Absent

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**13-16      An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For The Acquisition Of Various Equipment For The Borough Fire Department And Other Related Expenses In And For The Borough Of Westwood And Appropriating \$115,000 Therefor, And Providing For The Issuance Of \$109,250 In Bonds Or Notes Of The Borough Of Westwood To Finance The Same**

**BE IT RESOLVED** that Ordinance #13-16 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 Fire Department And Other Related Expenses In And For The Borough Of Westwood And Appropriating \$115,000 Therefor, And Providing For

The Issuance Of \$109,250 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 Miller Second: Councilmember Arroyo  
Voice Vote: A voice vote was taken with all present voting in the affirmative.

**Public Comments:**

No comments.

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

**BE IT RESOLVED** that an Ordinance known as #13-16 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 Miller Second: Councilmember Arroyo  
Roll Call: Councilmember Grefrath – Yes Councilmember Waneck – Yes  
Councilmember Quinn – Absent Councilmember Arroyo – Yes  
Councilmember Miller – Yes Council President Sciara – Absent

**11. 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 c and k were revised. Resolution g was removed by Councilmember Arroyo for separate vote.

**Resolutions as Consent Agenda:**

- a) Resolution #13 - 172: Bill List & Statement of Cash
- b) Resolution #13 - 173: Authorizing Refund of Taxes B915 L1 C138
- c) Resolution #13 - 174: Authorizing Refund of Taxes B401 L7
- d) Resolution #13 - 175: Authorize Release of Performance Bond – Cashin, Spinelli & Ferretti, LLC for CVS Pharmacy #0320
- e) Resolution #13 - 176: Increasing Bid Threshold
- f) Resolution #13 - 177: Authorizing Joint Purchase of Lightning Detection System
- h) Resolution #13 - 178: Authorize Regulatory Compliance Tasks for Westvale Park for 2013
- i) Resolution #13 - 179: Authorization to Participate in Court Study
- j) Resolution #13 - 180: Authorizing Email Provider Service
- k) Resolution #13 - 181: Authorizing Additional Audit Expenses
- l) Resolution #13 - 182: Authorizing the Execution of Various Documents in Connection with the Bergen County Improvement Authority’s Bergen Municipal Bank Program
- m) Resolution #13 - 183: Change Order #1 for the 2011 Pascack Valley Cooperative Road Improvement Program

- n) **Resolution #13 - 184: Authorizing Landfill Gas Vent Investigation**
- o) **Resolution #13 - 185: Authorizing Direct Withdrawal Program**
- p) **Resolution #13 - 186: Award of Security System Bid**
- q) **Resolution #13 - 187: Award of Contract for Pascack Valley Cooperative Pricing System (#107-PVCPS) 2013 Road Paving Program**
- r) **Resolution #13 - 188: Renewal of Pascack Theater License**

**Motion to adopt resolutions #13-172 through #13-188:** Councilmember Grefrath  
Second: Councilmember Waneck

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

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- g) **Resolution #13 - 189: Authorization to Install Sprinkler Systems at Westvale A and B Fields**

**Motion to adopt resolution #13-189:** Councilmember Grefrath  
Second: Councilmember Miller

Roll Call: Councilmember Grefrath – Yes      Councilmember Waneck – Yes  
                 Councilmember Quinn – Absent      Councilmember Arroyo – Recused  
                 Councilmember Miller – Yes      Council President Sciara – Absent

**12. Adjournment:**

**Motion to adjourn:** Councilmember Grefrath      Second: Councilmember Miller  
Voice Vote: A voice vote was taken with all present voting in the affirmative.  
The time was 9:25 pm.

Attest:

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