

**BOROUGH OF WESTWOOD
PUBLIC MEETING OF THE MAYOR & COUNCIL
JULY 16, 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 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 Waneck – Present

Councilmember Quinn – Present
Councilmember Arroyo – Present
Councilmember Miller – Present
Council President Sciara – Present
Borough Administrator Hoffmann – Present
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 - 190: Executive Closed Session

Motion to adopt Resolution #13-190: Councilmember Miller Second: Councilmember Waneck

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

4. Reopen the Meeting:

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

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

The time was 8:12 pm.

5. Roll Call II:

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

6. Flag Salute

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

7. Approval of Minutes: May 7, 21, June 11

Motion to adopt the May 7, 2013 Work Session Minutes: Councilmember Grefrath Second:
Councilmember Waneck

Roll Call: Councilmember Grefrath – Yes Councilmember Waneck – Yes

Councilmember Quinn – Yes
Councilmember Miller – Yes

Councilmember Arroyo – Yes
Council President Sciara – Yes

Motion to adopt the May 21, 2013 Public Session Minutes: Councilmember Grefrath Second:
Councilmember Quinn

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

Motion to adopt the June 11, 2013 Work Session Minutes: Councilmember Grefrath Second:
Councilmember Quinn

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

8. Proclamation - William Quinn, BC Juvenile Fire Prevention Program

Mayor Birkner presented Mr. Quinn with a proclamation honoring his 25 years of volunteering with the Bergen County Juvenile Fire Prevention Program

9. Presentation of Scholarships by Fire Department

Chief Hodges announced that the recipients of the 2013 Fire Department scholarships are Leah Orsini, Autumn Blankenbush, and Michael Keenan.

10. Reports of Committees and Officials:

A) Mayor's Report

1) Broadway Resignalization

Mayor Birkner reported that the train signalization project is underway at Broadway and Irvington. Traffic has been rerouted off of Irvington, which has not seemed to cause any major interruptions. He asked the public to bear with things during this major project, and thanked everyone for their cooperation and patience. There will be more updates as the project moves along.

2) Schools Update

Mayor Birkner met with the interim School Superintendent to discuss issues that impact the schools and the Borough, and promote interaction between the entities. Mayor Birkner told him there has always been good communication and shared services, particularly buildings and grounds, and most recently the lightning detection system. Dr. Sheerin is working with the school staff during summer months to prepare for the upcoming school year.

3) NJDOT Grant

The Borough has received the executed agreements from NJDOT for a \$150,000 grant for the Pascack Road project. The Borough has 18 months to begin the project. The funds will cover about half of the improvements, so the project will be done in sections, similar to the Fairview Avenue project.

4) Revaluation

Mayor Birkner presented a synopsis of the reval process. Inspections will begin within the next 2-3 weeks. He thanked Boswell for working diligently on the tax maps, which were hand delivered to Trenton to expedite the process.

5) Flooding

Mayor Birkner said there is no news regarding efforts to reduce the reservoir level to 91 feet year round. There has been no response from the NJDEP to Mayor Birkner's letter dated May 31. He feels the issue is being ignored. He will follow up again this week with the DEP asking them to consider changes to the SOP for the reservoir.

6) Outdoor Dining

Mayor Birkner would like consideration for a temporary relaxation of outdoor dining seating requirements. He would also ask for consideration for permitting consumption of alcoholic beverages on public property, noting that ABC licensees would have to go through the license expansion process. He is suggesting the relaxed regulations be in place from 5 pm to 11 pm, terminating October 31. Mayor Birkner feels it would be a benefit for restaurants, attract people into Westwood, and allow businesses to flourish.

Mr. Huntington pointed out that licensed premises would not be able to serve outdoors without a transfer, and so will not be able to take advantage of outdoor service in the short run. Non-licensed premises can have customers enjoy BYOB, but licensed premises won't. JB said licensees have had that opportunity all along. For BYOB places it would be for the diners' enjoyment. He doesn't see it creating a nuisance or problem.

Mayor Birkner reviewed the Police Chief's comments and doesn't see anything in them that would preclude the proposal. Only one incident has occurred in an outdoor dining area, which concerned an individual refusing to stop smoking. There have been no pedestrian safety issues. Mayor Birkner said the relaxation would be temporary as outdoor dining was originally to see how it works out.

Councilmember Waneck voiced concern that ABC licensees won't be able to serve outdoors, which gives others the advantage. Mayor Birkner said licensees could have been serving.

Councilmember Arroyo has spoken to the Planner, and is concerned with enforceability. Mr. Huntington said for enforcement you want clarity, so see how it works, then amend the ordinance. Mayor Birkner reminded everyone that outdoor dining was originally done as a trial, and that is what he's asking for again, during specific hours in the evening when there are fewer shoppers. This is not relaxing the right-of-way or façade requirements. Mr. Huntington commented it is a practical matter of letting them do what some are doing anyway. Mayor Birkner said there has been some enforcement of outdoor dining regulations. If there is a problem, the Governing Body can revisit it. Otherwise, the Governing Body can think about modifying the ordinance next year.

Councilmember Miller noted that outdoor dining was done as experiment originally. There have been very little issue. The question is, is there space available that is currently unused? Would it be appropriate to expand if space exists. Councilmember Arroyo emphasized that the 4 foot clearance is most important. Mayor Birkner said the clearance can still be enforced, and it is only a trial period. The consensus was to add the resolution to the

consent agenda.

B) Engineer's Report

1) Biweekly Report

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

2) Landfill Vents

Dr. Boswell has determined that the landfill vents are filling with water. What must still be determined is whether it is from stormwater infiltration or groundwater. Boswell will put together a proposal to apply for a landfill disruption permit to determine where the water is coming from for the next meeting. The system is essentially inoperable now.

3) Fourth Avenue Drainage

Dr. Boswell has spoken to the County about the drainage issues at Fourth and Ward. The options are to deal with it all in the street, or obtain easements for the wetlands. The County wants to do easements, and Boswell wants to do the street drainage. The County is concerned with utilities. Boswell is doing a survey, after which Dr. Boswell will meet again with the County. If the project needs DEP permission the Borough won't have it in time for the train resignalization contractor to do the work.

C) Council Liaison & Committee Reports

1) Finance, Administration and Capital Projects:

a) Finance Update

Councilmember Waneck reviewed the forfeiture fund resolution on the consent agenda, noting that the money is to be used for radios.

Councilmember Waneck advised that the Borough's COAH money will have to go back to the State.

Councilmember Waneck explained that it took the CFO a little longer to reorganize the trust fund accounts, but she is now turning towards automation of the purchasing process.

2) Police and OEM:

a) Police Hiring

Councilmember Miller said a formal request to hire police officers is forthcoming. It will go through the Police Committee before coming to the Governing Body.

3) Fire and Ambulance:

a) Ambulance Corps Carnival

Council President Sciara announced that the Ambulance Corps Carnival will be held July 23-27.

4) Public Properties:

a) DPW Update

Councilmember Quinn advised that the DPW is busy helping out with the various projects around town. She thanked them for their hard work.

5) Land Use:

a) Land Use Update

Councilmember Arroyo noted that there are two zoning ordinances on the agenda for adoption.

The Planning Board did not meet this month. The Zoning Board carried all applications until August. The Planning Board subcommittee had a meeting with the Planner regarding the cell tower ordinance. Councilmember Arroyo should have something for the work session.

6) Health and Recreation:

a) Recreation Update

Councilmember Grefrath advised that there are three more Summer Concerts, and encouraged everyone to attend.

b) Board of Health Update

Councilmember Grefrath said the Board of Health is still discussing the fee schedule amendments. They anticipate introducing the ordinance in October and adopting in November. Fee changes go into effect January 1, 2014. The Board of Health is establishing an award for food establishments who have had no violations over five years.

D) Attorney's Report

No report.

E) Administrator's / Clerk's Report

1) Community Development Representatives

The Governing Body chose Councilmember Miller to be the Community Development representative, with Councilmember Arroyo as backup.

2) Sidewalk Permit Fee

Mr. Hoffmann explained the proposed changes to the sidewalk permit fee. Councilmember Miller asked how many inspections require more than one visit. Councilmember Waneck said all of them. Mr. Hoffmann agreed. Councilmember Miller asked the percentage of inspections that require more calls than necessary. Mrs. Hughes and Councilmember Waneck discussed the issues with sidewalk inspections.

11. Agenda/Public Forum:

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

Frank Regino - Good evening, Council. My name is Frank Regino. I am Chief of Police of this wonderful Borough. I received a copy of a resolution that perhaps may be introduced this evening, and I just want to make some comments about it. Based upon what has transpired over the last year or so, I feel compelled to speak out publicly about what I feel is important to the Westwood Police Department, to address what is being done by specific members of the Governing Body.

I'd asked long ago that the promotion process be revisited for a number of reasons. I asked for input and dialogue, I made presentations to members of this Governing Body, and I had gotten very little positive feedback from the majority of the Council. I have always worked very closely with our Police Committee to continually enhance our Police service to the community. Our form of government has various committees assigned to various tasks and departments that make Westwood what it is. The purpose of that is so specific members of the Governing Body have some form of expertise and actual understanding of the departmental functions. This is so they can bring back the proper information and recommendations to the Governing Body at large so that informed decisions and voting can take place. The Police Committee is that very group for the Police Department.

Tonight, it appears that there are those who wish to circumvent the established procedures, having never been intimately involved in any of the goings-on in the Police Department. This is an unprecedented move which I believe is not in the best interest of not only our department but the community as well, and I am not a party to this. I have asked for input, and unfortunately received very little, if any, useful, positive responses which could further the talks about how to make this process proper and fair, moving ahead and also in the years to come. It has come to my attention, perhaps that members of this Governing Body may have a conflict with me, and that some of the reason that this is being done this way is to get back at me.

The issue is that you are taking it out on all the officers of our department. In fact, if there are any issues with me, they are not being properly addressed through the established chain of command. I will also note that some of this Governing Body are those that promoted me to Chief. Over the years we have always had a good relationship, and I want to continue that.

The resolution speaks to the necessity to promote immediately in order for the good and welfare of this Borough, and I am very happy to hear this. But these positions so far have been temporarily filled by assignments for the time being, and there is no need to rush. I have assigned senior officers to fill those duties who have done an excellent job in our department. Some of those would be precluded from sitting for a promotional process. This makes no sense. It seems you do the job, you do well for a year or more, or perhaps many years, but then not be eligible to participate in the process.

I am usually very easygoing. I try to be accommodating to people and always look to do what is right for this community and this department. Do not mistake my kindness and demeanor for anything less than honorable.

We are an accredited Police Department. Our department and I, and the Governing Body, take great pride in that fact. The accreditation standards are based on law and best practices in law enforcement. Your resolution if passed will undermine the accreditation standards that this agency is required to follow and all the hard work put forth to achieve that. It was recommended to you by your own Labor Attorney that the policy being changed for the various reasons listed in this letter to you. As the Council is aware, ours, like many other communities, have been subject to past lawsuits.

We need to work together, and we should seek proper resolutions on issues like this to avoid future legal actions. I find it extremely disappointing that this resolution was brought forth without my knowledge and input, and I implore the Governing Body not to move forward with this resolution. I ask that we sit at the table like professionals and come to a compromise that is fair, unbiased and will stand the test of time. Thank you.

John McAusland – As many of you are aware, I represent PBA Local 206. It has been my honor and privilege for nearly 20 years to represent the men and women of the Westwood Police Department,

which in my experience is an exceptionally professional and dedicated group of individuals dedicated to this community and an asset to your community. And I am concerned about what I'm understanding is the Board's agenda to pass a resolution to continue to move forward on a promotion process that I believe is going to be subject to challenge by many members of the department. Under Title 40A: 14-129, seniority is required to be considered as part of any promotional process. Under your current promotional process as written, it is not a factor in any of the steps of the process, and as such I think it's open to challenge by any of the individual members of the department.

As the Chief just spelled out for you it's also against current CALEA accreditation standards. And I can attest having worked with these ladies and gentlemen through the years that achieving CALEA accreditation was a goal for this department that many, many hours of work went into, and it makes this department that much more professional and that much more of an asset to your community. So the fact that CALEA accreditation would be at risk as a result of maintaining the current promotional procedures I think is something that should give this Board pause.

It is also, as the Chief spelled out, against the management of the department. Several members of the department have been put in acting roles. These are gentlemen with many many years of experience in these functions and they are not going to be eligible to sit for the promotions for positions they currently hold under the procedure you guys are putting forward at the moment.

I also want to point out that changing the policy will not prevent you from considering some of the things that the Board feels that it's important to consider such as education. What you will be doing by doing this is preventing eminently qualified individuals in the department from sitting for promotional examination and for having their qualifications, which may not be educational degrees, it may be some other form of qualification that is not subject to evaluation by degree, but makes them equally qualified, they will not be eligible to even be considered by this Board for promotion. You will lose out on opportunities to take qualified members of this department and put them in the positions that the Chief, the manager that you've selected to run this department, believes it is appropriate for them to hold.

For these reasons, the members of the Westwood PBA Local 206 have unanimously chosen not to participate in the promotion process if that's how the Council determines that they want to operate it. And the members of the department will be presenting you a letter this evening, signed by every member of PBA Local 206 that they will not participate in the promotion process.

I got a little snicker from Council President Sciara that people do not know how to spell my name around here any more, and I think that's an excellent thing. I do not want to speak here at this microphone, and it's been many, many years since I have been at this microphone. I'd much rather be watching Matt Harvey pitch the opening couple innings of the All Star Game than be here with you folks, as nice as you all are. But I urge you to take the opportunity before you adopt a resolution such as this to consult with your Police Department and consult with your PBA on fair and equitable standards for conducting promotional processes. Thank you very much for your time.

Officer McNiff distributed a letter to the Governing Body. Mayor Birkner asked him to read it for the record. Officer McNiff said he would prefer the Clerk to do so. Mayor Birkner asked Mrs. Hughes to read the letter into the record. A copy of the document is attached to these minutes.

Mayor Birkner said he would comment very briefly on the three presentations regarding this issue – I

have before me a copy of the resolution that was just discussed and note dated July 12th. When I received the draft agenda late last week, I did notice this resolution on the draft agenda and I was taken by surprise because I had not had any input or any discussions with any Governing Body member with regard to this process. First thing I did was call Chief Regino and ask him if he had any knowledge of this resolution and the Chief had no idea what I was talking about. He had not been contacted by anybody to discuss the promotional process or the implementation of a procedure that would initiate promotions immediately as detailed in the resolution. I next called Council President Sciara and asked him if he had any involvement with the preparation of the resolution and he had informed me that he had no idea about any resolution that was pending that would initiate the promotional process. I then called the Police commissioner, and asked Councilmember Miller if he had any input or any thoughts or any knowledge of this resolution, and he did not. At that point I informed the Borough Clerk that I would be removing this resolution from the agenda.

Subsequently I had a conversation with another member of the Governing Body to express my concern not over the content of the resolution but of the process. I respect the content and I respect the opinions expressed in the resolution however it is my very very strong recommendation that this resolution not be brought forward tonight as is suggested in a memo dated July 12th that it would be brought up tonight by a motion from the floor. I would ask members of the Governing Body take into consideration for the Chief of Police, the courtesy and respect to engage in dialogue with regards to promotional needs. I would also ask that the Governing Body engage in dialogue and extend the courtesy and respect to the Police Committee to continue to review the promotional process and explore the promotional needs of the Westwood Police Department. I think that respects a process that this Governing Body has worked very hard to maintain, certainly during the past 5-1/2 years that I have been serving as the Mayor of this municipality. I would really ask for that respect this evening, that we be able to do so.

I know that a proposal had been made during the last bit of discussions last month when we were talking about the promotional process that the Police Committee, and Council President Sciara had actually offered to excuse himself from the Police Committee so that another member of the Governing Body could sit down as a member of the Police Committee moving forward to continue with the discussions on the Police promotional process. You know, this is an issue that probably, I mean I most certainly could have gotten political with it, but that's not what I was elected to do. I was elected to look out for the best interests of the Borough of Westwood. And as Mayor, I felt that pulling this resolution was doing so. And I would ask the Governing Body to please respect my opinion and not move this forward this evening but instead to continue to engage in dialogue that would be constructive, that would allow the best interests of the Westwood Police Department and the Borough of Westwood to be maintained for many many years to come and not just throughout, through the immediate needs of the department. So thank you, thank you very much.

Council President Sciara said he'd like to make a comment – The only reason, one of the things that I'm most proud of in my ten years as a Council member is being involved with the Police Department and the promotional events that have happened over the ten years and the hiring events over the ten years. And it took a lot for me to offer up my seat but I want all the Council members to understand that everything is done up and above board. We don't have any agenda when we go in to promote people or hire people. We look at the facts and we make an honest determination and it gets all out there, everything's wide open. So with that knowledge, anybody who thinks there's an agenda by this Police Committee, I will remove myself from the Police Committee and let someone from the

other decision, the people with the other opinion sit on this committee and see that this is all up and above board and we're doing it for one reason and one reason only and that's for the betterment of Westwood.

Tom Smith, 424 Center Avenue – thought there was to be a resolution on June 25th and asked if this was not tabled at that time. Mayor Birkner said there was no document to vote on at the 25th. Mr. Smith said at the work session it was said the matter would be brought up on the 25th. Councilmember Miller explained that on the 25th he had asked that because of the emotional aspect of this the Governing Body stop, take a breath, and revisit it. Mayor Birkner clarified it was to continue the dialogue. Mr. Smith questioned whether two weeks was sufficient time to cool down. He said the Chief knows what he needs and what he wants, and two weeks is not enough time to figure it out in his opinion.

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

12. Ordinances of First & Final Reading:

Ordinances for Adoption

13-12 An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Amending Ordinance No. 12-22 Of The Borough Finally Adopted August 21, 2012, Providing For Various Road And Park Improvements In The Borough Of Westwood And Appropriating \$385,000 Therefor, And Providing For The Issuance Of \$365,750 In Bonds Or Notes Of The Borough Of Westwood To Finance The Same

BE IT RESOLVED that Ordinance #13-12 entitled “An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Amending Ordinance No. 12-22 Of The Borough Finally Adopted August 21, 2012, Providing For Various Road And Park Improvements In The Borough Of Westwood And Appropriating \$385,000 Therefor, And Providing For The Issuance Of \$365,750 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 Quinn
Voice Vote: A voice vote was taken with all present voting in the affirmative.

Councilmember Grefrath explained the purpose of the ordinance.

Public Comments:

No comments.

Motion to close the public hearing: Councilmember Grefrath 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 #13-12 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 Quinn

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

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” 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 #13-17 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 – Yes Councilmember Arroyo – Yes
 Councilmember Miller – Yes Council President Sciara – Yes

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” having hereby been read by title, shall have a hearing held on this date.

Motion to open the public hearing: Councilmember Arroyo Second: Council President Sciara
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 #13-18 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 – Yes
Councilmember Quinn – Yes Councilmember Arroyo – Yes
Councilmember Miller – Yes Council President Sciara – Yes

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” 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 #13-19 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 – Yes
Councilmember Quinn – Yes Councilmember Arroyo – Yes
Councilmember Miller – Yes Council President Sciara – Yes

13. 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. Resolution I was added at this time. Councilmember Waneck requested that there be a resolution to go into closed session to discuss the police issue.

Resolutions as Consent Agenda:

- a) **Resolution #13 - 191: Bill List & Statement of Cash**
- b) **Resolution #13 - 192: 2013-2014 Community Development Representatives**
- c) **Resolution #13 - 193: Chapter 159 – Bergen County Forfeiture Funds**
- d) **Resolution #13 - 194: Resolution Providing For The Financing Of A Supplemental Special Emergency Appropriation Of The Borough Of Westwood, In The County Of Bergen, New Jersey By The Issuance Of Special Emergency Notes Of The Borough**

- e) **Resolution #13 - 195: Authorizing Additional Revisions of Tax Maps**
- f) **Resolution #13 - 196: Renewal of Shared Service with Washington Township for Electronic Recycling (107-PVCPS Pascack Valley Cooperative Pricing System)**
- g) **Resolution #13 - 197: Limo/Taxi License – Alan’s Limo Inc.**
- h) **Resolution #13 - 198: Use of Veterans’ Park Bandstand for a Patriotic 9/11 Concert**
- i) **Resolution #13 - 199: Approval of Friends of Emerson Football Application to Consume Alcoholic Beverages on Public Property**
- j) **Resolution #13 - 200: Approval of 50th Anniversary Party – Application to Consume Alcoholic Beverages on Public Property**
- k) **Resolution #13 - 201: Authorizing Disposal of Surplus Property by Online Auction**
- l) **Resolution #13 - 202: Authorizing the Temporary Expansion of Outdoor Dining Seating Regulations**

Motion to adopt resolutions #13-191 through #13-202: Councilmember Grefrath
Second: Councilmember Miller

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

14. Resolution #13 - 203: Executive Closed Session

Motion to adopt Resolution #13-203: Councilmember Grefrath Second: Councilmember Waneck

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

15. Reopen the Meeting:

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

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

The time was 10:05 pm.

16. Adjournment:

Motion to adjourn: Councilmember Miller Second: Councilmember Quinn

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

The time was 10:05 pm.

Attest:

(signed) Karen Hughes

Karen Hughes, RMC, Borough Clerk

Proofed by: Lorraine Flannery, Administrative Secretary