

BOROUGH OF WESTWOOD
WORK MEETING OF THE MAYOR & COUNCIL
JUNE 9, 2015 MINUTES
MUNICIPAL COMPLEX
101 Washington Avenue
7:00 PM Executive Closed Session/8:00 pm Public Session

1. Opening of the Meeting:

The meeting was called to order by Mayor Birkner at 7:00 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 Owens – Present
Councilmember Montana – Present
Councilmember Miller – Present
Councilmember Grefrath – Present
Councilmember Bicocchi - Present
Council President Arroyo – Present
Borough Attorney Doyle – Present
Interim Administrator Kezmarsky - Present
Borough Clerk Hughes – Present

Committee Assignments:

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

3. Resolution #15 - 133: Executive Closed Session

Motion to adopt Resolution #15-133: Councilmember Miller Second: Councilmember Bicocchi
Roll Call: Councilmember Owens - Yes Councilmember Montana - Yes
Councilmember Miller – Yes Councilmember Grefrath - Yes
Councilmember Bicocchi – Yes Council President Arroyo – Yes

4. Reopen the Meeting:

Motion to reopen the meeting: Councilmember Miller Second: Councilmember Bicocchi
Voice Vote: A voice vote was taken with all present voting in the affirmative. The time was 8:25 pm

5. Roll Call II:

Mayor Birkner – Present / Councilmember Owens – Present / Councilmember Montana – Present /
Councilmember Miller – Present / Councilmember Grefrath – Present / Councilmember Bicocchi -
Present / Council President Arroyo – Present / Interim Administrator Kezmarsky - Present /
Borough Attorney Huntington – Present / Borough Engineer Senkevich – Present / Borough Clerk
Hughes - Present

6. Flag Salute

Mayor Birkner led those present in the salute to the flag.

7. Approval of Minutes: January 6, 2015 Sine Die and Reorganization Meetings

Motion to Adopt Sine Die Minutes: Councilmember Grefrath Second: Councilmember Miller
Roll Call: Councilmember Owens - Yes Councilmember Montana - Abstain
Councilmember Miller – Yes Councilmember Grefrath - Yes
Councilmember Bicocchi – Yes Council President Arroyo – Yes

Motion to Adopt January 6, 2015 Reorganization Minutes: Councilmember Grefrath Second:
Councilmember Miller

Roll Call: Councilmember Owens - Yes Councilmember Montana - Yes
Councilmember Miller – Yes Councilmember Grefrath - Yes
Councilmember Bicocchi – Yes Council President Arroyo – Yes

8. Reports of Committees and Officials:

A) Mayor's Report

1) Storm Damage

Mayor Birkner discussed the May 31st storm that dumped 4 inches of rain in an hour. Areas that don't normally see flooding sustained damage due to the sheer volume of water. The current low level of the reservoir mitigated flooding in the normal areas. But the Pascack Brook was so elevated there was no way for the Musquapsink to drain into the Pascack. Mayor Birkner will be reaching out to United Water for an update on the dam project, and also to the DEP with this additional data to again make the case for maintaining a lower level of water in the dam. Mayor Birkner asked Dr. Boswell if he concurs that if the reservoir had been at 95 feet there would have been flooding. Dr. Boswell said the idea of a buffering capacity in the dam is always a benefit.

2) TPA Streetscape

Mayor Birkner reviewed the schedule for the Taxpayer Alliance streetscape rehabilitation project.

B) Engineer's Report

1) Biweekly Report

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

2) Pascack Road Improvements

Mayor Birkner said Pascack Road is a great success. He is pleased that they were able to do the entire length. The contractor did a fantastic job.

C) Council Liaison & Committee Reports

1) Finance, Administration and Capital Projects:

a) Veterans Park Eagle Scout Project

Councilmember Grefrath advised that the Eagle Scout has installed the shrubbery to complete the project at Veterans Park. He commented that Eagle Scout projects are a plus for the town. Mayor Birkner said he and Council President Arroyo attended an Eagle Scout ceremony on Saturday. The projects are impressive.

b) User Friendly Budget

Councilmember Grefrath announced that the user-friendly budget would be posted on the website tomorrow. It will be an annual state requirement going forward. Mayor Birkner noted that the Bergen County League of Municipalities has unanimously voiced opposition to the user-friendly budget due to the burden on CFOs and auditors. They believe it is not really user friendly, and another unfunded mandate.

Councilmember Grefrath commended the Interim Administrator for keeping the Council informed

with daily reports, which he appreciates.

2) Fire and Ambulance:

a) Internal Equity

Councilmember Miller advised that the internal equity should be completed by the next meeting. Prior to that he will distribute the findings, objectives, issues, etc.

3) Health and Recreation:

a) Shade Tree Update

Councilmember Montana noted that the Shade Tree Committee is seeking members. The Borough has received roughly ten requests so far from homeowners for the placement of trees in the right-of-way. He pointed out a resolution on the consent agenda for the purchase of trees. Residents will be advised that trees are available.

b) Recreation Code of Conduct Revision

Councilmember Montana asked for input on the recreation code of conduct.

c) Voorhis Park Parking

Councilmember Montana explained that there have been complaints due to lack of parking in the area of Voorhis Park. The Police Chief is drafting a plan for using one side of several of the streets in the area for parking, which will be discussed at the next meeting. Councilmember Montana is hopeful it will accommodate all parties.

d) Special Needs Softball Program

Mayor Birkner thanked Councilmember Montana for the success of the special needs softball program. Men's softball participated in a game with the young people, and Mayor Birkner observed the wonderful reaction of the children towards Councilmember Montana. Councilmember Montana said he appreciates the support of the Governing Body, Recreation, and the community.

4) Land Use:

a) 90 Center Ave

Councilmember Bicocchi advised that the Zoning Board approved several applications at its June meeting, including 90 Center Avenue.

5) Police and OEM:

a) Police Update

Council President Arroyo announced that the Police Chief has assigned Officer Hurtuk to the Detective Bureau.

b) Chamber Sidewalk Sale

Council President Arroyo discussed complaints regarding the annual sidewalk sale. Non-Chamber-members were participating, which the Chamber of Commerce feels is inappropriate. Mr. Huntington commented on the insurance liability and enforcement issues. He does not feel it is within the Borough's scope to enforce for an organization.

6) Public Properties:

a) Heritage Society Update

Councilmember Owens announced that the Heritage Society has provided a video of Westwood past and present to be shown on Washington Township TV on June 12th at 7:30 pm.

D) Attorney's Report

No report.

E) Administrator's / Clerk's Report

1) Administrator Report

Mr. Kezmarsky updated the Governing Body on some items that he is working on, including a technology plan to upgrade the Borough's computer systems.

2) Traffic Sign Code Review

Mrs. Hughes advised that the Police Department will be doing a comprehensive review of traffic signs over the summer.

9. Agenda/Public Forum:

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

Joseph Abou-Daoud, Westwood Chamber of Commerce - discussed plans for a farmer's market to be held in the Borough Hall parking lot. The details were discussed. Mr. Abou-Daoud was asked to follow up with the Ambulance Corps and Police Chief about the concerns over pedestrian safety during an emergency services call. He will also need to follow up with Fire Prevention and the Health Department, and provide a certificate of insurance.

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

10. Ordinances of First & Final Reading:

Ordinances for Introduction

15-12 An Ordinance of the Borough of Westwood, In the County of Bergen, New Jersey, Providing for Road Improvements and Appropriating \$190,000 (Including a Grant in the Amount of \$149,000 Expected to be Received from the State of New Jersey, Department of Transportation) Therefor and Providing for the Issuance of \$38,950 in Bonds or Notes of the Borough of Westwood to Finance the Same

BE IT RESOLVED that Ordinance #15-12 entitled "An Ordinance of the Borough of Westwood, In the County of Bergen, New Jersey, Providing for Road Improvements and Appropriating \$190,000 (Including a Grant in the Amount of \$149,000 Expected to be Received from the State of New Jersey, Department of Transportation) Therefor and Providing for the Issuance of \$38,950 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 an June 23, 2015 hearing date in the official newspaper according to law.

Motion to pass the ordinance on First Reading: Councilmember Grefrath Second:

Councilmember Miller

Roll Call: Councilmember Owens - Yes
Councilmember Miller – Yes
Councilmember Bicocchi – Yes

Councilmember Montana - Yes
Councilmember Grefrath - Yes
Council President Arroyo – Yes

15-13 An Ordinance of the Borough of Westwood, in the County of Bergen, New Jersey, Providing for Signs/Barricades and Cones for the Department of Public Works and Appropriating \$5,000 from Available Surplus in the Borough’s Capital Trust Fund

BE IT RESOLVED that Ordinance #15-13 entitled “An Ordinance of the Borough of Westwood, in the County of Bergen, New Jersey, Providing for Signs/Barricades and Cones for the Department of Public Works and Appropriating \$5,000 from Available Surplus in the Borough’s Capital Trust Fund” is hereby introduced by title; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to advertise said ordinance with an June 23, 2015 hearing date in the official newspaper according to law.

Motion to pass the ordinance on First Reading: Councilmember Owens Second:

Councilmember Bicocchi

Roll Call: Councilmember Owens - Yes
Councilmember Miller – Yes
Councilmember Bicocchi – Yes

Councilmember Montana - Yes
Councilmember Grefrath - Yes
Council President Arroyo – Yes

15-14 An Ordinance Amending Chapter 243 Parks And Recreation Areas Schedule A Recreation Department Fees

BE IT RESOLVED that Ordinance #15-14 entitled “An Ordinance Amending Chapter 243 Parks And Recreation Areas Schedule A Recreation Department Fees” is hereby introduced by title; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to advertise said ordinance with an June 23, 2015 hearing date in the official newspaper according to law.

Motion to pass the ordinance on First Reading: Councilmember Montana Second:

Councilmember Owens

Roll Call: Councilmember Owens - Yes
Councilmember Miller – Yes
Councilmember Bicocchi – Yes

Councilmember Montana - Yes
Councilmember Grefrath - Yes
Council President Arroyo – Yes

Ordinances for Adoption

15-6 An Ordinance to Amend Chapter 249 Peddling and Soliciting to Include a Nonsolicitation List

BE IT RESOLVED that Ordinance #15-6 entitled “An Ordinance to Amend Chapter 249 Peddling and Soliciting to Include a Nonsolicitation List” having hereby been read by title, shall have a hearing held on this date.

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

Public Comments:

No comments.

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

BE IT RESOLVED that an Ordinance known as #15-6 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: Council President Arroyo Second: Councilmember Owens

Roll Call: Councilmember Owens - Yes Councilmember Montana - Yes
 Councilmember Miller – Yes Councilmember Grefrath - Yes
 Councilmember Bicocchi – Yes Council President Arroyo – Yes

15-11 An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For The Repair Of The Borough Hall Roof Therefore, 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 #15-11 entitled “An Ordinance Of The Borough Of Westwood, In The County Of Bergen, New Jersey, Providing For The Repair Of The Borough Hall Roof Therefore, 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 Bicocchi
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 Grefrath Second: Councilmember Bicocchi
Voice Vote: A voice vote was taken with all present voting in the affirmative.

BE IT RESOLVED that an Ordinance known as #15-11 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 Miller

Roll Call: Councilmember Owens - Yes Councilmember Montana - Yes
 Councilmember Miller – Yes Councilmember Grefrath - Yes
 Councilmember Bicocchi – Yes Council President Arroyo – Yes

11. Presentation of Bills, Financial Reports and Resolutions:

Councilmember Grefrath asked if there were any resolutions to add to the Consent Agenda. He stated that any Councilmembers who wished to remove any Resolution(s) to be voted upon separately could do so at this time, otherwise the Consent Agenda would be enacted in one motion.

Resolutions as Consent Agenda:

- a) Resolution #15 - 134: Bill List & Statement of Cash
- b) Resolution #15 - 135: Chapter 159 - Federal Forfeiture Funds
- c) Resolution #15 - 136: Authorizing Refund of Taxes B1805 L6
- d) Resolution #15 - 137: Authorizing Redemption of Tax Sale Certificate #14-00006
- e) Resolution #15 - 138: Authorizing Valuation Services for 2015

- f) Resolution #15 - 139: Capital Budget Amendment**
- g) Resolution #15 - 140: Authorizing Purchase of Shade Trees**
- h) Resolution #15 - 141: Authorizing Design and Surveying Services for the Community Center Improvement Project**
- i) Resolution #15 - 142: Renewal of Pascack Theater License**
- j) Resolution #15 - 143: Westwood Volunteer Fire Dept - Matters of Personnel**
- k) Resolution #15 - 144: Additional Updating of 9-1-1 Plan**
- l) Resolution #15 - 145: 2015-2016 Renewal of Taxi/Limo Licenses - NA Limo, Inc.**
- m) Resolution #15 - 146: Chapter 159-FY 2015 Alcohol Education and Rehabilitation Enforcement Fund**
- n) Resolution #15 - 147: Authorizing Construction of Additional ADA Ramps by Concrete Construction under the County Of Bergen ADA Cooperative Curb Ramp Construction Grant Program 2012**

Motion to adopt resolutions #15-134 through #15-147: Councilmember Grefrath

Second: Councilmember Miller

Roll Call: Councilmember Owens - Yes

Councilmember Montana - Yes

Councilmember Miller – Yes

Councilmember Grefrath - Yes

Councilmember Bicocchi – Yes

Council President Arroyo – Yes

12. Adjournment:

Motion to adjourn: Councilmember Miller Second: Council President Arroyo

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

The time was 9:47 pm.

Attest:

(signed) Karen Hughes

Karen Hughes, RMC, Borough Clerk

Proofed by: Denise Holmes, Deputy Clerk