



**BOROUGH OF ENGLEWOOD CLIFFS
BERGEN COUNTY, NEW JERSEY**

MINUTES OF THE SPECIAL MEETING OF THE MAYOR AND COUNCIL

DATE: MAY 9, 2016

CALL TO ORDER: 8:00 P.M.

PRESENT AT ROLL CALL:

Mayor	Mario M. Kranjac
Councilman	Ed Aversa
Councilman	Zhi Liang
Councilwoman	Gloria Oh (<i>arrived 8:10PM</i>)
Council President	Carrol McMorrow
Councilman	Mark Park
Councilman	Nunzio Consalvo

ALSO PRESENT:

Borough Attorney	Brent Pohlman
Superintendent of DPW	Mark Neville
Borough Auditor	Paul Garbarini
CFO	Chris Battaglia
Municipal Clerk	Lisette M. Duffy

FLAG SALUTE LEAD BY: Mayor Kranjac

BOROUGH CLERK STATED:

Adequate notice of this meeting was given to the press and posted as required. Date and time of these meetings was legally given as required by the "Open Public Meetings Act." This notice is on file with the Municipal Clerk and posted on the bulletin board. Minutes of this meeting will be made available to the public upon the completion of typing and proofreading by the Municipal Clerk.

The Mayor gave a speech regarding the 2016 Budget.

PUBLIC PORTION:

The Mayor stated "IF ANYONE WISHES TO COMMENT ON THE RESOLUTIONS OR ANY OTHER ITEM OTHER THAN ORDINANCES, THEY MAY DO SO AT THIS TIME."

On a motion by Council President McMorrow , seconded by Councilman Liang and carried unanimously, the meeting was open to the public.

ALL IN FAVOR:

AYES: Aversa, Liang, McMorrow, Park, Consalvo

No one from the public spoke.

On a motion by Council President McMorrow, seconded by Councilman Liang and carried unanimously, the public portion was closed.

ALL IN FAVOR:

AYES: Aversa, Liang, McMorrow, Park, Consalvo

Councilwoman Oh arrived at 8:10 P.M.

PUBLIC HEARING

Ordinance 16-05- ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

On a motion by Council President McMorrow, seconded by Councilman Consalvo and carried unanimously, the public hearing was opened relative to Ordinance 16-05 entitled "ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK(N.J.S.A. 40A:4-45.14)"

No one from the public spoke.

There being no additional discussion, the public hearing was closed on motion by Council President McMorrow, seconded by Councilman Liang.

On a motion by Council President McMorrow, seconded by Councilman Liang, Ordinance 16-05 was adopted.

ROLL CALL:

AYES: Liang, McMorrow, Park, Consalvo

ABSTAIN: Aversa, Oh

ORDINANCE NO. 16-05

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Englewood Cliffs in the County of Bergen finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$395,006 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Englewood Cliffs in the County of Bergen a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Borough of Englewood Cliffs shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$395,006, and that the CY 2016 municipal budget for the Englewood Cliffs be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Ordinance 16-06- ORDINANCE AMENDING ORDINANCE 7003 AND ESTABLISHING ANNUAL FEES FOR PLENARY RETAIL CONSUMPTION LICENSES AND A CLUB LICENSE WITHIN THE CONFINES OF THE BOROUGH OF ENGLEWOOD CLIFFS, COUNTY OF BERGEN, STATE OF NEW JERSEY

On a motion by Council President McMorrow, seconded by Councilman Consalvo and carried unanimously, the public hearing was opened relative to Ordinance 16-06 entitled "ORDINANCE AMENDING ORDINANCE 7003 AND ESTABLISHING ANNUAL FEES FOR PLENARY RETAIL CONSUMPTION LICENSES AND A CLUB LICENSE WITHIN THE CONFINES OF THE BOROUGH OF ENGLEWOOD CLIFFS, COUNTY OF BERGEN, STATE OF NEW JERSEY"

PUBLIC SPOKE:

Lynn Norton, 9 Willow Drive, Englewood Cliffs, NJ had questions about liquor licenses.

There being no additional discussion, the public hearing was closed on motion by Council President McMorrow, seconded by Councilman Liang.

On a motion by Council President McMorrow, seconded by Councilman Liang, Ordinance 16-06 was adopted.

ROLL CALL:

AYES: Liang, McMorrow, Park, Consalvo

ABSTAIN: Aversa, Oh

ORDINANCE NO. 16-06

ORDINANCE AMENDING ORDINANCE 7003 AND ESTABLISHING ANNUAL FEES FOR PLENARY RETAIL CONSUMPTION LICENSES AND A CLUB LICENSE WITHIN THE CONFINES OF THE BOROUGH OF ENGLEWOOD CLIFFS, COUNTY OF BERGEN, STATE OF NEW JERSEY

BE IT ORDAINED by the Mayor and Council of the Borough of Englewood Cliffs, in the County of Bergen and State of New Jersey:

- 1) Section 1 of Ordinance No. 7003 entitled "An Ordinance Concerning Alcoholic Beverages and the Regulation Thereof within the Borough of Englewood Cliffs" is hereby amended to read as follows:

SECTION 1:

A. The annual fee for a plenary retail consumption license shall \$2,500

B. The annual fee for a club license shall be \$150.00.

- 2) All parts of ordinances inconsistent herewith are hereby repealed.
- 3) This ordinance shall take effect immediately after final adoption and passage according to law.

• **2016 BUDGET** Resolution 16-61 *Public Hearing*

On a motion by Council President McMorrow, seconded by Councilman Liang, and carried unanimously, the 2016 Budget was open to the public.

ALL IN FAVOR:

AYES: Aversa, Liang, Oh, McMorrow, Park, Consalvo

PUBLIC SPOKE:

Martin Geiger, 270 Alfred Street, Englewood Cliffs, NJ is not in favor of the reduction of police overtime. Mr. Geiger is concerned about services and safety. He questioned what it would cost the homeowner to restore the \$150,000.

The Mayor addressed the resident's concerns. The Borough must spend money efficiently and wisely and thus, reforms are needed. We are keeping the taxpayer's safe.

Joe Favaro, 70 Johnson Avenue, Englewood Cliffs, NJ is not in favor with having one patrolman at night. There were three burglaries last month and does not feel safe.

The Mayor responded that the town is safe and will continue to be safe.

Joe Parisi, 573 Floyd Street, Englewood Cliffs, NJ questioned the anticipated revenue of \$80,000 for the Building Department.

The Mayor responded that the Council is advised by the financial professionals and questions should be addressed to the CFO and/or Auditor.

Council President McMorrow said the budget had a lot of challenges and unanticipated expenses. The Mayor and Council did the best they could for the residents.

The Mayor said we have continuity with the department heads, CFO and Administrator.

The Auditor thanked the Finance Chairman and Committee, CFO and Borough staff for their assistance with the budget.

Council President McMorrow spoke about a refunding ordinance for tax appeals from last year and said no appropriation was made for it.

Councilman Aversa responded to complaints about prior Council persons knowledge of the lack of appropriations.

Carin Geiger, 270 Alfred Street, Englewood Cliffs, NJ pointed out that the Mayor and Council did not take a 20% decrease in their salaries. She questioned police overtime cut by \$150,000 and money for increased legal fees.

Debra Tsabari, 106 Hollywood Avenue, Englewood Cliffs, NJ questioned the surplus and how the legal cases are handled and paid.

Ellen Park, 116 Pershing Road, Englewood Cliffs, NJ questioned the library reduction of \$50,000, the burglaries in town, and the attorney selection.

Yvonne Favaro, 70 Johnson Avenue, Englewood Cliffs, NJ questioned PSE&G trimming the trees and the use of the Shade Tree trust.

Borough Attorney will review the Shade Tree trust and follow up with the resident.

Dylan Tahincioglu, 7 Ridge Road, Englewood Cliffs, NJ, is a dispatcher in Mahwah for the County and spoke about safety.

Martin Geiger, 270 Alfred Street, Englewood Cliffs, NJ questioned how the \$370,000 is being funded in the budget and what provisions were made for the increase in health benefits for the police. The resident asked about new services.

Mayor Kranjac, Borough Auditor and Council President McMorro clarified the resident's questions. Council President spoke about the new services.

Mary O'Shea, 12 Irving Avenue, Englewood Cliffs, NJ, commented on the red light cameras and the police officers who write tickets. She spoke about the increase in State health benefits.

Maria Villari, 45 Jane Drive, Englewood Cliffs, NJ questioned where everyone was last year when taxes increased.

Lynn Norton, 9 Willow Drive, Englewood Cliffs, NJ stated the police officers are the first responders and questioned how the town will make up the \$910,000 of surplus next year.

Lauren Eastwood, 4 Willow Drive, Englewood Cliffs, NJ thanked the Mayor and Council for their work on the budget. She feels safe late at night when walking her dog. The resident asked how much surplus was left from last year.

Tony Morfesis, 29 John Street, Englewood Cliffs, NJ questioned the Board of Education tax increase to the residents.

The Mayor responded that the Board of Education is independent from the Council and the resident should share his comments at the next school board meeting.

There being no further discussion, the public hearing was closed on motion by Councilman Consalvo, seconded by Council President McMorrow. So ordered.

ALL IN FAVOR:

AYES: Aversa, Liang, Oh, McMorrow, Park, Consalvo

On a motion by Councilman Park, seconded by Councilman Consalvo, the 2016 Budget was offered for adoption..

ROLL CALL:

AYES: Liang, McMorrow, Park, Consalvo

NAYS: Aversa, Oh

The 2016 Budget was adopted.

RESOLUTION 16-61

Be it Resolved, that the following statements of revenue and appropriations shall constitute the approved Municipal Budget for the year 2016;

General Appropriations

Appropriations within "CAPS" - Municipal Purposes	\$11,116,456.00
Appropriations excluded from "CAPS" - Municipal Purposes	4,297,148.92
Reserve for Uncollected Taxes	500,000.00
Total General Appropriations	15,913,604.92
Less: Anticipated Revenues	3,497,537.43

Amount to be Raised by Taxes for Support of Municipal Budget

Local Tax Municipal Purposes	\$12,416,067.49
Total to be Raised by Taxes	\$12,416,067.49

The Governing Body of the Borough of Englewood Cliffs does hereby approve the above as the Budget for the year 2016:

RECORDED VOTE

Ayes {
Nays {
Abstained {
Absent{

RESOLUTIONS 2016: Consent Agenda

78 - Approval of Demarest Avenue Street Closure for Resident's Block Party

CONSENT AGENDA

All matters listed below are considered to be routine in nature and was enacted by one motion. There was separate discussion of these items. If any discussion was desired by the Council, that particular item was removed from the Consent Agenda and was considered separately.

On a motion by Council President McMorrow, seconded by Councilman Liang, Resolution 78 was adopted.

ROLL CALL:

AYES: Aversa, Liang, Oh, McMorrow, Park, Consalvo

RESOLUTION 16-78

WHEREAS, the Governing Body has received a request from a resident to hold a Party on Demarest Avenue on May 15, 2016 from 11:00 AM to 5:00 PM; and

WHEREAS, the aforementioned request is for a municipal street that does not occur on an arterial street, does not close an intersection, and does not have a bus stop; and

WHEREAS, the resident will obtain permission from his neighbors on the street, as evidenced by their signatures, to hold said Party at this location; and

WHEREAS, N.J.S.A. 39:4-8(c), subject to the provisions of N.J.S.A. 39:4-138, in the case of any street under municipal or county jurisdiction, a municipality or county may, without the approval of the Commissioner of Transportation, by resolution approve street closings for periods up to forty-eight (48) continuous hours; and

WHEREAS, the resident will coordinate with the Police Department to determine if any officers are needed at the event to direct traffic, or any other purpose and the resident has agreed to reimburse the Borough for the cost of overtime of these officers; and

WHEREAS, the resident will enter into a Hold Harmless Agreement with the Borough;

WHEREAS, this approval is contingent on the Borough Police Department thoroughly reviewing the request and informing the Borough Administrator if it is acceptable;

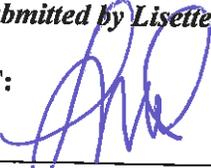
NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, that Demarest Avenue be approved for a Party and the street closed for a period of time on May 15, 2016, not to exceed forty-eight (48) hours.

THERE WAS NO UNFINISHED/NEW BUSINESS.

Seeing and hearing none, the meeting was adjourned at 10:00 P.M.

Respectfully submitted by Lisette M. Duffy, RMC Borough Clerk.

ATTEST:



Lisette M. Duffy, RMC, Borough Clerk