



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

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL

DATE: JUNE 8, 2016

CALL TO ORDER: 8:06 P.M.

PRESENT AT ROLL CALL:

| | |
|-------------------|------------------|
| Mayor | Mario M. Kranjac |
| Councilman | Zhi Liang |
| Councilwoman | Gloria Oh |
| Council President | Carrol McMorro |
| Councilman | Mark Park |
| Councilman | Nunzio Consalvo |

ABSENT:

| | |
|------------|-----------|
| Councilman | Ed Aversa |
|------------|-----------|

ALSO PRESENT:

| | |
|-----------------------|------------------|
| Borough Attorney | Brent Pohlman |
| Superintendent of DPW | Mark Neville |
| Municipal Clerk | Lisette M. Duffy |

FLAG SALUTE LEAD BY: Mayor Kranjac and baseball players

Mayor Kranjac offered condolences to Councilman Aversa and his family on the passing of his wife, Mari, and asked for a moment of silence.

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.

- **PROCLAMATION** – *Chief for the Day*

The Mayor attended the Chief for the Day and read the Proclamation.

- **RECOGNITION OF AWARDS**
 - 8u Hawks BCCC Champions

Trophies were presented to the baseball team. Players and Coaches were thanked for the hard work. .

- N.J. Shade Tree Federation for Tree City USA, 35 years

Carrie Sargeant, Urban and Community Forestry Coordinator for NJ DEP State Forest Service, congratulated the Shade Tree Commission and presented the award.

Yvonne Favaro, Chairperson of the Shade Tree Commission, thanked everyone for their support.

- **MINUTES:** Special Meeting of May 9, 2016
Special Meeting of May 19, 2016
Special Meeting of May 25, 2016
Caucus and Regular Minutes of May 11, 2016

On a motion by Council President McMorrow, seconded by Councilman Liang, Special Minutes of May 9, 2016, May 19, 2016, May 25, 2016, and Caucus and Regular Minutes of May 11, 2016 were approved.

ALL IN FAVOR:

AYES: Liang, Oh, McMorrow, Park, Consalvo
ABSTAIN: Oh – May 19 & May 25, 2016

CORRESPONDENCE:

Kontzamanis – *Resident*

ALL CORRESPONDENCE WAS ORDERED TO BE FILED.

CLAIMS FOR THE PERIOD: May 12, 2016 through June 8, 2016

Point of Order: Councilwoman Oh questioned the Borough Attorney's bills, she stated that there was unauthorized work. The Mayor clarified Councilwoman Oh's concerns.

Point of Order: Council President McMorrow questioned why the Councilwoman was questioning the Borough Attorney's bills.

Councilwoman Oh addressed the Borough Attorney. The Borough Attorney and the Mayor clarified the bills in question.

The Mayor said he had asked the Borough Attorney to look into an ordinance concerning safety issues of bicyclists.

Councilwoman Oh would like to make a motion to not pay the Borough Attorney's unauthorized claims that the Council did not discuss and vote on.

Point of Order: Council President McMorrow is concerned about the subject matter that is being discussed.

The Mayor said that we have a Borough to run and we are doing a good job.

Council President McMorrow gave update on Boswell bills and Planning Board Attorney bills.

Councilwoman Oh said she is trying to watch how we spend our taxpayers money and questioned the revised ByLaws.

The Mayor clarified the change in the ByLaws for Co-Chair of Finance Committee.

Borough Clerk notified the Mayor that a credit of \$1,200 will be given to the Borough by the Planning Board Attorney as per notification from official letter.

Borough Attorney said Councilwoman Oh's motion is not enforceable because it does not specify.

Councilwoman Oh's motion failed.

Councilman Park pulled three checks, #41489, #41491 and #41486, two from Planning Board Attorney, Michael Kates and one from Reliable Tree Service.

On a motion by Council President McMorrow, seconded by Councilman Consalvo and carried unanimously, the Claims were ordered paid. The above three checks will be held over and not paid until reviewed.

ROLL CALL:

AYES: Liang, Oh, McMorrow, Park, Consalvo

DEPARTMENT HEAD REPORTS for May 2016

Finance Department
Fire Department
Municipal Court
Building Department
Police Department
Borough Engineer

On a motion by Council President McMorrow, seconded by Councilman Consalvo, all Department Head Reports for May were approved.

ALL IN FAVOR:

AYES: Liang, Oh, McMorrow, Park, Consalvo

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 Councilwoman Oh, seconded by Councilman Liang and carried unanimously, the meeting was open to the public.

ALL IN FAVOR:

AYES: Liang, Oh, McMorrow, Park, Consalvo

PUBLIC SPOKE:

Zina Spezakis, 49 Johnson Ave, Englewood Cliffs, NJ is not in favor of artificial turf at Witte field.

Gerry Misk, 1 Samford Drive, Englewood Cliffs, NJ, is not in favor of artificial turf, the \$30,000 feasibility study and lights on the field.

The Mayor recommended having a special meeting to discuss the artificial turf issue.

Council President McMorrow said that a feasibility study would tell us what our options are.

Andrew Steiber, 570 Floyd Street, Englewood Cliffs, NJ is a physician and is not in favor of artificial turf and how it may affect children's health.

Tom Polowitz, 236 Fairview Ave, Englewood Cliffs, NJ is in favor of artificial turf and lights on Witte field.

Paul Han, 2 Samford Drive, Englewood Cliffs, NJ is a physician who spoke about studies regarding artificial turf. TCNJ removed their turf. He is not in favor of artificial turf and lights.

Tony Morfesis, John Street, Englewood Cliffs, NJ spoke about the corner deli and parking.

The Mayor said he received a traffic study from the police.

Lauren Eastwood, 4 Willow Drive, Englewood Cliffs, NJ spoke about Mr. Morrissey's letter in the newspaper and OPRA responses.

Borough Clerk responded to the resident and clarified that confidential information was not given out and no one from the public has the report. She clarified the response to the resident's OPRA request that was in question.

Andrew Nikow, 54 Elm Street, Englewood Cliffs, NJ questioned the number of OPRA's and the Borough Attorney bills to the Borough. The resident questioned authorization of investigations.

The Mayor and Borough Attorney responded to the resident concerns.

Martin Geiger, 270 Alfred Street, Englewood Cliffs, NJ asked about minutes from the Recreation Committee, police overtime and library.

Michael Telzer, 9 Churchill Road, Englewood Cliffs, NJ questioned the pricing on OPRA's.

Borough Clerk clarified that the State of NJ allows us to charge a certain amount for OPRA copies.

Council President McMorrow commented on the OPRA's.

Borough Clerk said that OPRA requests are being mis-used by members of the public.

Carin Geiger, 270 Alfred Street, Englewood Cliffs, NJ spoke about OPRA requests and said that the Borough Clerk has been very responsive. She questioned the Borough Attorney bills. The resident would like to know why she cannot have the findings of the judge with regard to a police officer's hearing case.

Borough Attorney and the Mayor responded to the resident's concerns.

The Mayor said that under the law, the Mayor and Council cannot comment on a specific employee without a rice notice.

Joe Romana, 6 Samford Drive, Englewood Cliffs, NJ would like the entire park looked at for safety issues.

Sam Negin, 6 Demarest Court, Englewood Cliffs, NJ asked why a copy of an ordinance was not given to the public.

Borough Clerk clarified that a copy of an ordinance is only given to the public when a public hearing is scheduled for the ordinance and not when it is introduced.

Ralphie Civan, 37 Roberts Road, Englewood Cliffs, NJ said we should look into safer turf and lighting.

Leon Rosenfeld, 302 Center Street, Englewood Cliffs, NJ said athletics is important and we need to improve the field.

Philip Choi, 23 Roberts Road, Englewood Cliffs, NJ said to review and process the requests for the field and change does not happen overnight.

The Mayor said that he would like to move expeditiously with the field.

Borough Clerk suggested that all approved information we receive from the Borough Engineer for the field can be posted on the website to update residents.

Mary O'Shea, 12 Irving Ave, Englewood Cliffs, NJ congratulated the Shade Tree for their award. The resident prefers grass over turf. She spoke about a social media site.

Maria Villari, 45 Jane Drive, Englewood Cliffs, NJ is not in favor of turf.

Shaket Shah, 26 Van Nostrand Ave, Englewood Cliffs, NJ is concerned about canceled games and not enough playing time.

Rafi Jafri, 25 Snyder Road, Englewood Cliffs, NJ said we need a better field for our kids. The Little League supports the improvements for the field.

On a motion by Councilwoman Oh, seconded by Councilman Park and carried unanimously, the public portion was closed.

ALL IN FAVOR:

AYES: Liang, Oh, McMorrow, Park, Consalvo

RESOLUTIONS 2016: Consent Agenda

87 - Snow Plow Agreement with the County

88 - Approve Seasonal Employees for Summer Camp

89 - Renewal of Liquor Licenses for 2016-2017

90 - Community Development Representative

91 - General Capital Cancellations

92 - Award Contract for Witte Memorial Field Basketball & Tennis Courts

93 - Approve Seasonal Employees for Department of Public Works

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 Councilman Consalvo, seconded by Council President McMorrow, Resolutions 87 through 93 were adopted.

ROLL CALL:

AYES: Liang, Oh, McMorrow, Park, Consalvo

RESOLUTION 16-87

TITLE: AUTHORIZE MAYOR TO SIGN 2016-2018 Snow Plowing Program

BE IT RESOLVED, that the Borough Council of the Borough of Englewood Cliffs does hereby authorize the Mayor to sign the 2016-2018 Snow Plowing Agreement with the Bergen County Department of Public Works for two consecutive snow plowing seasons at an increased rate of \$90.00 per hour to be paid to the Borough by the County of Bergen.

RESOLUTION 16-88

BE IT RESOLVED, that the Mayor and Council of the Borough of Englewood Cliffs does hereby approve the following seasonal employees with a hire date of June 24, 2016, with the following salaries for the 2016 Neil Vill Summer Recreation Program.

Employees receiving 8.38 per hour

Daniela Liporace, Jarrett Lee, Matthew Lee, Frank Sayrafe, Kate McDermott, Christopher Sorrentino, Brandon Duffy, Abdallah Jaloudi, Claudia Hernandez,

Employees receiving 7.50 per hour

Daniela Romana, Nicholas Denardo, Ruby Duffy, William Tarzikhan

Employees receiving 7.25 per hour

Michelle Chiang, Tiffany Wu, Ronald Vergona, Santino Luppino, Joshua Mladjenovic, Ron Cohen, Jordan Wenz, Savin Gandhi, Julia Elisano, Tatiana Mesrobian, Rachel Feliciano, Juliana Esoldi, Dillon McDermott, Tyler Sisca, Dylan Classi, Thomas Toscano, AnnaVictoria Lithgow, Georgia Marie Aidoo, Olivia Pichigian, Kathryn Gallo Myles Campbell, Samantha Sivulka, Giulia Marinuzzi

RESOLUTION 16-89

TITLE: RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES

WHEREAS, application for Plenary Retail Consumption Licenses have been made by the following and;

WHEREAS, no objections to said renewals have been filed; and

WHEREAS, the submitted, renewal applications have been filed, the Municipal fees have been paid and a Tax Clearance Certificate has been received by the Municipal Clerk for the following licensee[s];

| State Issued License Number | Name and Address |
|-----------------------------|---|
| 0216-33-008-008 | Steakhouse on the Cliffs LLC 18 Sylvan Ave, Englewood Cliffs, NJ 07632 |
| 0216-33-007-011 | 717 Palisade Avenue Bar LLC 717 Palisade Ave, Englewood Cliffs, NJ 07632 |
| 0216-33-001-006 | 495 Sylvan Avenue Bar LLC 495 Sylvan Ave, Englewood Cliffs, NJ 07632 |
| 0216-33-002-006 | LK Sylvan Corp 150 Sylvan Ave, Englewood Cliffs, NJ 07632 |
| 0216-33-005-004 | 484 Sylvan Avenue Corp 484 Sylvan Ave, Englewood Cliffs, NJ 07632 |
| 0216-33-004-012 | INKAD LLC 14 Sylvan Ave, Englewood Cliffs, NJ 07632 |

RESOLUTION 16-90

NOW, THEREFORE BE IT RESOLVED, that the Municipal Clerk be and she is hereby authorized and directed to issue a Plenary Retail Consumption License to the following applicants, subject to payment of the proper fees as set forth in the Borough Ordinance.

TITLE: APPOINTMENT COMMUNITY DEVELOPMENT REPRESENTATIVES

WHEREAS, the Borough of Englewood Cliffs has entered into a Three Year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act, N.J.S.A. 40A:8A-1 et seq. And Title I of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the Community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year of July 1, 2015 through June 30, 2016.

NOW, THEREFORE, BE IT RESOLVED, that the governing body hereby appoints

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as its representatives to participate on the Community Development Regional Committee.

RESOLUTION 16-91

WHEREAS balances exist in Improvement Authorizations and,

WHEREAS these balances are unencumbered and,

WHEREAS the Mayor and Council wishes to cancel said Capital Ordinances.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs, that the following Capital Ordinances are hereby canceled:

| <u>ORD #</u> | <u>PROJECT</u> | <u>IMPROVEMENT AUTHORIZATIONS</u> | |
|--------------|--|-----------------------------------|--------------------|
| | | <u>FUNDED</u> | <u>UNFUNDED</u> |
| 2012-19 | WOOD CHIPPER | \$ 7,889.00 | |
| 2013-09 | RECONSTRUCTION OF SUMMIT STREET REPAIRS TO FIRE HOUSE | \$ 103,349.28 | |
| | | | \$ 2,869.00 |
| | | <u>\$ 111,238.28</u> | <u>\$ 2,869.00</u> |

RESOLUTION 16-92

AWARD BID – IMPROVEMENTS TO WITTE MEMORIAL FIELD TENNIS and BASKETBALL COURTS

WHEREAS, the Borough of Englewood Cliffs received one bid for Basketball/Tennis Court Rehabilitation at Witte Memorial Field; and

WHEREAS, the Public Notice to Bidders was properly published in The Record on April 23, 2016; and

WHEREAS, the bid has been reviewed by the Borough Attorney and the Municipal Engineer; and

WHEREAS, the Mayor and Council are desirous of awarding the contract to the bidder providing the lowest cost to the Borough; and

WHEREAS, the CFO has certified that the funds for this improvement have been appropriated as part of the 2015 Capital Budget, Ordinance 2015-13; and

WHEREAS, D & L Paving Contractors, has provided the lowest total cost in the amount of \$337,609.80 and is the lowest responsible bidder for the Improvement to Witte Memorial Field; and

WHEREAS, it is the recommendation of the Borough Engineer that the contract be awarded to D & L Paving Contractors for the purpose of resurfacing five (5) tennis courts and one (1) basketball court.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council does hereby award the contract for the Improvements of the Tennis and Basketball Courts at the Witte Memorial Field to D & L Paving Contractors, 675 Franklin Ave, Nutley, NJ 07110 in the amount of \$337,609.80 and that the Borough Attorney is hereby authorized and directed to prepare the appropriate agreement and Mayor to sign same.

RESOLUTION 16-93

AUTHORIZING THE HIRING OF SEASONAL HELP FOR THE DEPARTMENT OF PUBLIC WORKS

BE IT RESOLVED, that the Mayor and Council of the Borough of Englewood Cliffs does hereby approve the following employees with a hire date of June 13, 2016 and salary of \$10.00 per hour, for the 2016 seasonal help in the Department of Public Works:

Richard M. Standish
Tyler Iafelice

Employment is conditional upon background check.

FIRST HEARING AND INTRODUCTION – ORDINANCE

Ordinance 16-07- BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE 2016 ROAD RESURFACING PROGRAM AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND A NEW FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,030,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

On a motion by Councilman Consalvo, seconded by Council President McMorrow and carried unanimously, Ordinance 16-07 entitled “BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE 2016 ROAD RESURFACING PROGRAM AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND A NEW FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,030,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS” was introduced and passed on the first reading.

The Ordinance was **approved** on the following roll call, and the public hearing relative to this ordinance is scheduled for **July 13, 2016 at 8 P.M.**

ROLL CALL:

AYES: Liang, Oh, McMorrow, Park, Consalvo

The Mayor said that the fire truck pumper is 40 years old and we should support the Fire Department.

COMMITTEE REPORTS

COUNCILMAN LIANG – Board of Health - He attended the Special Meeting of the Board of Health, Board members have begun to revise license fees.

COUNCILWOMAN OH - Transportation - She would like to be invited to the senior transportation meetings.

COUNCIL PRESIDENT MCMORROW – Recreation – She spoke about organizing the 5 K Run in Englewood Cliffs, scheduled for October 23, 2016. She thanked the Little League for their donation to the seniors club and recreation trust fund from the money raised from the signs. She met with Ms. Brower, Superintendent of Schools and the award for the Welcome signs done by the children of the Upper School will be given on June 17th. She thanked the Shade Tree Commission for the wonderful job they did for Arbor Day. She spoke about a social media site and the junior police academy that was canceled and addressed the overtime.

Councilwoman Oh questioned if Council President McMorrow could talk about the junior police academy.

Borough Attorney said that Council President McMorrow can speak about factual items regarding the police.

The Mayor hopes that the junior police academy will be reinstated.

COUNCILMAN PARK -

COUNCILMAN CONSALVO – Education – The School Board has initiated an school program to help children with homework and activities. Registraton has begun for the program.

BOROUGH CLERK/ADMINISTRATOR has been working with PSEG to save funds for lighting and a survey of six buildings was done. She will forward the information to the Council. She is working with the Finance Department to start on-line payments for taxes. It will be beneficial, convenient and points/miles can be accumulated. A company would be paid through the fee.

Councilwoman Oh questioned the transaction fees.

BOROUGH ATTORNEY gave update on Fifth Street. Discussions are on-going and is working to resolve the issue. He spoke about an invoice that was pulled for a former employee attending a deposition and prep.

The Mayor spoke about Councilwoman Oh's conflict with Fifth Street developer.

The Mayor will take appropriate action regarding the invoice.

NEW BUSINESS:

The Mayor stated that Arbor Day celebrations at NorthCliffs and Upper School, went very well. The Mayor participated in a recent 100 mile Bike Race, Englewood Cliffs hosted the last mile. Police did a great job in regulating the traffic.

The Mayor spoke about the Englewood Library issue. He met with the Mayor of Fort Lee as well as the Library Board. We would begin library services July 1, 2016 if approved by the Council.

DPW SUPERINTENDENT spoke about the annual town wide Recycling/Shredding event scheduled for July 9, 2016 and Witte Field improvements. There was minor damage in town from a recent weather event and everything was taken care of. He thanked the Council for their support with regard to hiring summer help.

On a motion by Council President McMorrow, seconded by Councilman Park, authorization for the Recreation Advisory Board to organize the 5K Run and Fun Run on October 23, 2016 and allow costs anticipated for advertising and hiring, approximately \$4000-\$5000 from the Run, was approved.

ROLL CALL:

AYES: Liang, McMorrow, Park, Consalvo

ABSTAIN: Oh

The Mayor said every Council member has the inherent authority to review matters and can deal with day to day legal issues.

Council President McMorrow recommends that we follow the advice of the art teacher regarding the number of colors used for the welcome sign. She took a consensus of the Council and all agreed to a 4 color sign.

Council President McMorrow thanked Mark Neville for doing all the requests regarding Witte Field.

Seeing and hearing none, the meeting was adjourned at 11:20 P.M.

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

ATTEST:



Lisette M. Duffy, RMC, Borough Clerk