



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

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL

DATE: FEBRUARY 10, 2016

CALL TO ORDER: 8:00 P.M.

PRESENT AT ROLL CALL:

Mayor	Mario M. Kranjac
Councilman	Ed Aversa(<i>arrived 8:07 PM</i>)
Councilman	Zhi Liang
Councilwoman	Gloria Oh
Council President	Carrol McMorrow
Councilman	Mark Park
Councilman	Nunzio Consalvo

ALSO PRESENT:

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

FLAG SALUTE LEAD BY: Mayor Kranjac and the EC Nation Soccer Team

The Governing Body presented first place trophies to the EC Nation Soccer Team.

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.

MINUTES: Closed Session, Caucus and Regular Minutes of January 13, 2016

On a motion by Council President McMorrow, seconded by Councilman Liang, Closed Session, Caucus and Regular Minutes of January 13, 2016 were approved.

ALL IN FAVOR:

AYES: Liang, Oh, McMorrow, Park, Consalvo

CORRESPONDENCE:

Steven Muhlstock, Esq. *Privileged and Confidential*
Eric M. Bernstein *Privileged and Confidential*
Morfeis – Resident
Cass-Stieglmayr – Resident
Lakhaney, Xu, Wang - Residents
Eastwood – Resident
Englewood Cliffs Little League

ALL CORRESPONDENCE WAS ORDERED TO BE FILED.

Councilman Aversa arrived 8:07 P.M.

CLAIMS FOR THE PERIOD: January 14, 2016 through February 10, 2016

On a motion by Councilman Park, seconded by Council President McMorrow and carried unanimously, the Claims were ordered paid.

ROLL CALL:

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

DEPARTMENT HEAD REPORTS for January 2016

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

ALL DEPARTMENT HEAD REPORTS FOR JANUARY 2016 WERE APPROVED.

ALL IN FAVOR:

AYES: Aversa, 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 Councilman Aversa , seconded by Council President McMorrow and carried unanimously, the meeting was open to the public.

ALL IN FAVOR:

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

PUBLIC SPOKE:

Tony Morfeis, 26 John Street, Englewood Cliffs, NJ spoke about a letter that was sent regarding a commercial property site plan.

Borough Attorney reported that Contruction Code Official said all plans must be in compliance before a CO can be granted.

Lynn Norton, 9 Willow Drive, Englewood Cliffs, NJ spoke about field advertising.

Michael Telzer, 9 Churchill Road, Englewood Cliffs, NJ requested his letter be personal and confidential.

Borough Attorney said only certain documents concerning attorney/client privilege from the tax appeal counsel is confidential.

Sonny Young, Demarest Avenue, Englewood Cliffs, NJ recommends installing a traffic light at the intersection of Demarest Avenue and 9W.

The Mayor will refer this issue to the Police Chief and Borough Engineer.

Steven Taylor, Esq., representing residents of Mauro Road, spoke about the drainage problem that has been occurring since 2008. He discussed the findings of an analysis that was done by Engineer Nicholas J. Wunner and distributed the written report of the findings to the Mayor and Council.

Engineer Nicholas J. Wunner clarified the report findings regarding the drainage problem.

The Mayor said a solution must be found to resolve the drainage problem.

Dr. Harmut Hanauske, 368 Mauro Road, Englewood Cliffs, NJ, The resident spoke about the flooding situation.

Borough Attorney asked Steven Taylor, Esq to forward all Mauro Road information to him for distribution to the Governing Body prior to the next Council meeting.

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

ALL IN FAVOR:

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

RESOLUTIONS 2016: Consent Agenda

36 - Appoint Fire Official Joseph Cardullo

37 - Award IT Contract

38 - Award of Monies to ECLL for Scoreboard

39 - Alcohol and Drug Municipal Alliances

40 - Tonnage Grant Application

41 - Tax Reimbursement Certification

42 - Agreement with NBCUniversal

43 - Appoint Volunteer Junior Fireman Pierre M. Chaux

44 - Opposition to Water Rate Increase

45 - Appointment of O'Hern, Brynes & Heugle LLC as Special Litigation Counsel ***Added**

46 - Mayor and Council Advertisement Approval of Vacant Positions ***Added**

47 - Appointment of an Alternate Public Defender ***Added**

48 - Authorization Requiring the Chief of Police and Deputy Chief of Police to attend Borough Meetings ***Added**

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, Resolutions 36 through 45 were adopted.

ROLL CALL:

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

RECUSE: Aversa – 36

RESOLUTION 16-36

WHEREAS, in accordance with New Jersey State Law the Borough of Englewood Cliffs (“Borough”) maintains the position of Borough Fire Prevention Official; and

WHEREAS, the position of Fire Prevention Official became vacant; and,

WHEREAS, the Borough advertised for the position of Fire Prevention Official; and

WHEREAS, the Borough only received one (1) response to the advertisement of the position; and

WHEREAS, the Borough is desirous of hiring Joseph Cardullo for the position of Fire Prevention Official; and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey as follows:

1. Authorizes the hiring of Joseph Cardullo to the position of Fire Prevention Official.

RESOLUTION 16-37

WHEREAS, the Borough of Englewood Cliffs (“Borough”) has determined that it needs the services of an Information Technology consultant for the 2016 calendar year; and

WHEREAS, in accordance with N.J.S.A. 40A:11-1 et seq., the Borough issued and advertised a Request for Proposals for Information Technology Services which had to be responded to by January 15, 2016; and

WHEREAS, the Borough only received one response, which was from Intrep Solutions LLC., the Borough’s current Information Technology vendor; and

WHEREAS, the New Jersey Public Contracts Law (N.J.S.A. 40A: 11-1et.seq.) requires that the Borough by resolution approve the awarding of a contract for the provision or performance of any goods or services, the cost of which in the aggregate exceed the statutory bidding threshold

WHEREAS, the Borough wishes to award the contract for Information Technology Services to Intrep Solutions LLC;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey as follows:

1. In accordance with the provisions of the New Jersey Public Contract Law, N.J.S.A. 40A:11-1 et seq., the Borough shall award a contract for Information Technology Services to Intrep Solutions LLC for 2016 in accordance with the terms and conditions set forth in Request for Proposal response.
2. **BE IT FURTHER RESOLVED**, that the Borough’s counsel is authorized to prepare the

Contract for the purchase, and obtain all documents required thereby; and

RESOLUTION 16-38

WHEREAS, the Borough of Englewood Cliffs (“Borough”) maintains fields for use by the Borough’s youth sporting teams; and

WHEREAS, Johnson Park has a scoreboard that is in need of replacement; and,

WHEREAS, the Englewood Cliffs Little League is desirous of purchasing a new scoreboard; and

WHEREAS, the Englewood Cliffs Little League has requested that the Borough make a contribution towards the new scoreboard in lieu of an annual donation; and

WHEREAS, the Englewood Cliffs Little League has obtained quotes for a new scoreboard and has identified the scoreboard that it is going to purchase for installation at Johnson Park; and

WHEREAS, the Borough wishes to make a contribution towards the purchase of the scoreboard quoted from Electron-Mech in lieu of its annual donation to the Englewood Cliffs Little League; and

WHEREAS, the Englewood Cliffs Little League shall pay the remaining portion of the scoreboard cost; and

WHEREAS, the Borough and the Englewood Cliffs Little League intend on placing a sign on the scoreboard in memory of Neil Vill.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey as follows:

1. Authorizes the allotment of Five Thousand Dollars (\$5,000) to the Englewood Cliffs Little League towards the purchase of a scoreboard from Electron-Mech.
2. **BE IT FURTHER RESOLVED**, that the Borough’s counsel is authorized to prepare the Contract for the purchase, and obtain all documents required thereby; and

RESOLUTION 16-39

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Englewood Cliffs, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Englewood Cliffs County of Bergen, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Englewood Cliffs Municipal Alliance grant for fiscal year 2017 in the amount of:

DEDR	\$ 9876.00
Cash Match	\$ 2469.00
In-Kind	\$ 7407.00
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION 16-40

RE: TONNAGE GRANT APPLICATION RESOLUTION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the 2015 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Englewood Cliffs to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that Englewood Cliffs hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Mark Neville as recycling coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

RESOLUTION 16-41

TAX REIMBURSEMENT CERTIFICATION

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, Whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED by the Borough of Englewood Cliffs that Englewood Cliffs hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2015 in the amount of \$ 6,150.66. Documentation supporting this submission is available at 482 Hudson Terrace, Englewood Cliffs, NJ and shall be maintained for no less than five years from this date.

RESOLUTION 16-42

RE: AUTHORIZE THE MAYOR TO SIGN THE LEASE AGREEMENT WITH NBCUNIVERSAL MEDIA, LLC

WHEREAS, NBCUniversal Media, LLC, and the Borough of Englewood Cliffs previously entered into a lease agreement; and

WHEREAS, NBCUniversal Media, LLC agreed to lease certain properties to the Borough for the use of recreation facilities; and

WHEREAS, there are no changes or alterations to the original lease.

NOW THEREFORE, BE IT RESOLVED, that the Borough of Englewood Cliffs, New Jersey will extend the lease agreement with NBCUniversal Media, LLC and the Mayor is authorized to sign same.

RESOLUTION 16-43

RE: APPOINT VOLUNTEER JUNIOR FIREMAN

WHEREAS, the Englewood Cliffs Volunteer Fire Department has recommended the appointment of Pierre M. Chaux as an active member of the Englewood Cliffs Volunteer Fire Department;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Englewood Cliffs does hereby approve the membership of Pierre M. Chaux as an active member of the Englewood Cliffs Volunteer Fire Department.

RESOLUTION 16-44

WHEREAS, the Borough of Englewood Cliffs (“Borough”) received a notice of filing of petition of Suez Water New Jersey for approval for an increase in rates for water service and other tariff changes from United Water; and

WHEREAS, Suez Water has received three (3) prior rates increase from the Board of Public Utilities since 2010; and,

WHEREAS, the current rate increase, if adopted without modification would result in customers receiving an approximate monthly increase of 18%; and

WHEREAS, if approved this rate increase would be an exorbitant increase and burden in the municipal budget and on the residents of Englewood Cliffs, which far exceeds the 2% mandated cap placed on municipal government and would be particularly onerous on the residential and business community in this most difficult economic environment.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey as urges the Board of Public Utilities to reject this rate increase as exorbitant; and .

BE IT FURTHER RESOLVED, that the Borough of Englewood Cliffs strongly opposes the increase requested in the petition; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Governor Christie, Senator Weinberg, Assemblywoman Valerie Huttie, Assemblyman Gordon M. Johnson, and the Board of Public Utilities.

RESOLUTION 16-45

WHEREAS, there exists a need for certain legal services pertaining to special construction litigation in the Borough of Englewood Cliffs; and

WHEREAS, the Borough Attorney has a conflict with respect to representing the Borough in the matter; and

WHEREAS, the Borough will need to provide for the use of outside counsel for the special construction litigation; and

WHEREAS, the Borough wishes to appoint Daniel J. O’Hern, Jr. to serve as the special construction counsel to the Borough’s special construction projects;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey that Daniel O’Hern, Esq. of Brynes, O’Hern & Heugle, LLC. shall be hired to serve as Special Construction Counsel for the Borough of Englewood Cliffs.

BE IT FURTHER RESOLVED that the Borough's counsel is authorized to prepare the Agreement, and the Mayor is authorized to execute any documents needed to effectuate the retention of the legal professional.

PUBLIC HEARING

Ordinance 16-02- AN ORDINANCE TO SET THE SALARY AND WAGES FOR A CERTAIN MUNICIPAL POSITION, JOINT MEMBER OF THE BOROUGH ENVIRONMENTAL COMMISSION AND BOROUGH PLANNING BOARD FOR THE YEAR 2016, WITHIN THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, AND THE STATE OF NEW JERSEY

On a motion by Councilman Aversa, seconded by Councilwoman Oh and carried unanimously, the public hearing was opened relative to Ordinance 16-02 entitled "AN ORDINANCE TO SET THE SALARY AND WAGES FOR A CERTAIN MUNICIPAL POSITION, JOINT MEMBER OF THE BOROUGH ENVIRONMENTAL COMMISSION AND BOROUGH PLANNING BOARD FOR THE YEAR 2016, WITHIN THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, AND THE STATE OF NEW JERSEY"

NO ONE FROM THE PUBLIC SPOKE.

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

On a motion by Council President McMorrow, seconded by Councilman Liang, Ordinance 16-02 was adopted.

ROLL CALL:

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

ORDINANCE NO. 16-02

AN ORDINANCE TO SET THE SALARY AND WAGES FOR A CERTAIN MUNICIPAL POSITION, JOINT MEMBER OF THE BOROUGH ENVIRONMENTAL COMMISSION AND BOROUGH PLANNING BOARD FOR THE YEAR 2016, WITHIN THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, AND THE STATE OF NEW JERSEY.

BE IT ORDAINED by the Mayor and Council of the Borough of Englewood Cliffs, that Ordinance 2015-10 is amended as follows.

Section I. The position of Joint Member of the Borough Environment Commission and Borough Planning Board is created. The person who holds this position is to be paid One Dollar (\$1.00) per year.

FIRST HEARING AND INTRODUCTION – ORDINANCE

Ordinance 16-03- ORDINANCE AMENDING CHAPTER 19 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF ENGLEWOOD CLIFFS AND PROVIDING FOR ADVERTISING SIGNAGE AND BANNERS

On a motion by Council President McMorrow, seconded by Councilman Consalvo and carried unanimously, Ordinance 16-03 entitled “ORDINANCE AMENDING CHAPTER 19 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF ENGLEWOOD CLIFFS AND PROVIDING FOR ADVERTISING SIGNAGE AND BANNERS” 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 **March 9, 2016 at 8 P.M.**

ROLL CALL:

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

Ordinance 16-04- ORDINANCE AMENDING CHAPTER 9 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF ENGLEWOOD CLIFFS AND PROVIDING FOR BUILDING AND HOUSING

On a motion by Council President McMorrow, seconded by Councilman Consalvo and carried unanimously, Ordinance 16-04 entitled “ORDINANCE AMENDING CHAPTER 9 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF ENGLEWOOD CLIFFS AND PROVIDING FOR BUILDING AND HOUSING” 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 **March 9, 2016 at 8 P.M.**

ROLL CALL:

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

COMMITTEE REPORTS

COUNCILMAN AVERSA - no report

COUNCILMAN LIANG - Praosed ther DPW for the work with the recent snowstorm.

The Mayor thanked Borough Clerk and Superintendent of DPW and his staff for doing a wonderful job during recent mega snowstorm.

COUNCILWOMAN OH - no report

COUNCIL PRESIDENT MCMORROW spoke about Maser Consulting and their ideas for implementing the transfer of electronic files and a dedicated phone line with no additional cost to the residents. They are also working with the Borough Clerk to have a dedicated phone line installed for residents who have questions for the Borough Engineer, at no cost. The Recreation Advisory Committee met on Monday with great success. She spoke about the basketball and soccer programs.

COUNCILMAN PARK - spoke about the on-going Budget process.

COUNCILMAN CONSALVO - attended the Valentine's Day party given by the Seniors.

BOROUGH ATTORNEY- is available to answer any questions the governing body may have.

DPW SUPERINTENDENT NEVILLE said the former DPW Superintendent, Rodney Bialko passed away recently and he will be missed. A memorial service will be held in April. He spoke about the recent snowstorm with 30 inches of snow.

The Mayor asked for moment of silence for Rodney Bialko.

NEW BUSINESS:

The Mayor discussed the unpaved road issue on 5th Street. Currently there are three new homes on the street. The Mayor is looking further into the road issue.

On a motion by Council President McMorrow, seconded by Councilman Park, John Yim was appointed to the Recreation Advisory Board as a member.

ROLL CALL:

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

The Mayor appointed Yang Chang as a member of the Environmental Commission.

On a motion by Council President McMorrow, seconded by Councilman Liang, all vacant positions shall be advertised with the approval of the Governing Body.

ROLL CALL:

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

RESOLUTION 16-46

WHEREAS, the Mayor and Council are desirous maintaining the level of services the residents deserve and expect while also making responsible financial decisions; and

WHEREAS, one of the Borough of Englewood Cliff's largest expenses are labor costs and going forward the Borough must ensure that the staffing of each position is absolutely necessary; and

WHEREAS, the Mayor and Council believe that a vacant position should not be advertised unless approved by the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey as follows:

3. Sets forth that no position of employment within the Borough of Englewood Cliffs shall be advertised unless the advertisement of the position is approved by the Mayor and Council.

On a motion by Councilman Consalvo, seconded by Councilman Liang, Mario Bai, Esq. was appointed as Alternate Public Defender.

Borough Attorney added that the fee for the Alternate Public Defender is \$150 per diem as needed.

ROLL CALL:

AYES: Liang, Oh, Park, Consalvo

NAYS: Aversa

RECUSE: McMorrow

RESOLUTION 16-47

WHEREAS, the Borough of Englewood Cliffs (“Borough”) requires the services of an alternate public defender for those instances when the public defender is unavailable or has a conflict; and

WHEREAS, Mario Bai, Esq is an experienced professional who is qualified to serve in the roll of alternate public defender when the public defender is unavailable or has a conflict; and,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey as follows:

1. Authorizes, the retention of Mario Bai, Esq as the Borough’s Alternate Public Defender at the rate \$150.00 per court session.
2. **BE IT FURTHER RESOLVED** that the Borough’s counsel is authorized to prepare the Agreement for the retention of the Alternate Public Defender, and the Mayor is authorized to execute same.

There was discussion regarding a resolution that the Police Chief and Deputy Chief of Police attend the Mayor and Council meetings.

Council President McMorrow left the dais at the request of the Borough Attorney.

On a motion by Councilman Consalvo, seconded by Councilman Park, The Chief of Police and Deputy Chief of Police can be required to attend monthly Borough council meetings as needed at the behest of the Mayor and Council.

ROLL CALL:

AYES: Aversa, Liang, Oh, Park, Consalvo

ABSENT: McMorrow

Councilwoman Oh asked if the Borough Engineer should be present at the meetings.

The Mayor said the Borough Engineer’s attendance is on an “as needed” basis.

Council President McMorrow returned to the dais.

RESOLUTION 16-48

WHEREAS, the Borough of Englewood Cliffs (Borough”) believes that it would benefit from having the opportunity to have the Chief of Police and the Deputy Chief of Police to attend the monthly Borough council meetings as needed; and

WHEREAS, N.J.S.A. 40A:14-118 provides for the creation and establishment; and regulation of a municipal police department. It further provides that the Appropriate Authority shall promulgate rules and regulations for the police department; and

WHEREAS, in the Borough of Englewood Cliffs the “Appropriate Authority” is the Mayor and Council; and

WHEREAS, the Borough has promulgated and adopted the rules and regulations pursuant to that authority; and

WHEREAS, the Borough refers to the Official Rules and Regulations of the Englewood Cliffs Police Department, Chapter 2 Organization, 2:1 General Duties and Responsibilities, 2:1.2 Deputy Chief of Police which states, “when not acting as the Chief of Police, the Deputy Chief of Police shall be responsible for any duties, which may be assigned to him/her by the Chief of Police or by the mayor and council”; and

WHEREAS, these rules and regulations were agreed to by Borough Chief of Police Michael Cioffi and PBA Local 45; and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, Bergen County, New Jersey as follows:

1. The Chief of Police and Deputy Chief of Police can be required to attend monthly Borough council meetings as needed at the behest of the Mayor and Council.

The Mayor said there will be a public Budget Meeting 8AM on Saturday, February 20, 2016 at the Borough Hall.

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 Council President McMorrow and carried unanimously, the meeting was open to the public.

ALL IN FAVOR:

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

PUBLIC SPOKE:

John LaRaia, 2 Leighton Street, Englewood Cliffs, NJ questioned why the police were not present at the meeting.

The Mayor said the Police Chief and Deputy Chief will be invited to attend the meetings as needed.

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

ALL IN FAVOR:

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

PUBLIC SPOKE:

Andrew Nikow, 54 Elm Street, Englewood Cliffs, NJ questioned the overtime rate for the Deputy Chief of Police to attend the Council meetings.

The Mayor and Borough Attorney clarified the PBA regulations regarding overtime and the authority of the Governing Body.

Glenn Luciano, Laurie Drive, Englewood Cliffs, NJ spoke about the drainage calculation analysis and that it should be done on all the streets.

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

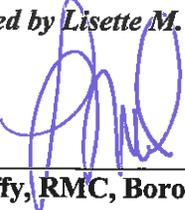
ALL IN FAVOR:

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

Seeing and hearing none, the meeting was adjourned at 9:21 P.M.

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

ATTEST:



Lisette M. Duffy, RMC, Borough Clerk