



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

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL

DATE: June 18, 2014

CALL TO ORDER: 8:00 P.M.

PRESENT AT ROLL CALL:

Mayor	Joseph C. Parisi, Jr.
Council President	Joe Favaro
Councilman	Ramon Ferro
Councilman	Zhi Liang
Councilwoman	Gloria Oh
Councilman	Nunzio Consalvo
Councilman	Ed Aversa

ALSO PRESENT:

Borough Attorney	E. Carter Corrison
Borough Engineer	Bernie Mirandi
DPW Superintendent	Mark Neville
Chief of Police	Michael Cioffi
CFO	Joseph Iannaconi
Auditor	Steve Wielkotz
Municipal Clerk	Lisette M. Duffy

FLAG SALUTE LEAD BY: Council President Favaro

• ACCREDITATION PRESENTATION

Commissioner Harry Delgado from the N.J. Police Chiefs Association presented a three-year certificate of accreditation to Police Chief Cioffi, Captain Dan Morrissey, Police Officer Henkelman and the Mayor and Council of Englewood Cliffs.

The Mayor, Councilman Aversa and the Police Chief thanked everyone for their work in the department during the accreditation process.

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: Caucus & Regular Minutes May 14, 2014

On a motion by Council President Favaro, seconded by Councilwoman Oh, Caucus & Regular Minutes of May 14, 2014, were unanimously approved.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

DEPARTMENT HEAD REPORTS for May 2014

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

On a motion by Council President Favaro, seconded by Councilwoman Oh and carried unanimously, the Department Head Reports for May 2014 were approved.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

CORRESPONDENCE: Steven Muhlstock, Esq.
Police Chief Michael Cioffi

On a motion by Council President Favaro, seconded by Councilwoman Oh and carried unanimously, correspondence ordered filed:

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

CLAIMS FOR THE PERIOD: May 15, 2014 through June 18, 2014.

On a motion by Councilwoman Oh, seconded by Council President Favaro and carried unanimously the Claims were ordered paid.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

Public Portion - Consent Agenda & all other matters other than Budget Adoption or Public Hearing of Ordinances.

- **RESOLUTIONS 2014:**

- ***Consent Agenda***

- 86 – Renewal of 2014 Liquor Licenses

- 87 – Authorize Mayor to Sign 2014-2016 County Snow Plowing Program

- 88 – Authorization to Sign Ambulance Agreement with Englewood Hospital

- 89 – Appointment of Community Development Representative

- 90 – Authorization of Inclusion in the County Community Development Programs

- 91 – Approve Seasonal help for the Department of Public Works

- 92 – Authorize Clerk to Advertise for the Department of Public Works Fulltime Position

- 93 – Police Donation

- 94 – Approve Medical Sick Leave

- 95 - 2014 Estimated Tax Rate

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 Favaro and seconded by Councilwoman Oh, Resolutions 87 through 95 were offered for adoption by Consent Agenda.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

Mayor Parisi recused from Resolution 86 and left the podium

Council President Favaro presided.

PUBLIC PORTION:

The Council President 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 Councilman Consalvo and carried unanimously, the meeting was open to the public.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

PUBLIC SPOKE:

John LaRaia, 2 Leighton Street, Englewood Cliffs, NJ 07632, asked for clarification of Resolution 88.

Mary O’Shea, 12 Irving Ave, Englewood Cliffs, NJ 07632, had questions about Resolution 88 and prior ambulance bills.

On a motion by Council President Favaro, and carried unanimously, the public portion was closed.

Council President Favaro presided for Resolution 86.

On a motion by Councilman Aversa and seconded by Councilwoman Oh, Resolution 86 was adopted.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

RESOLUTION 2014-86

TITLE: Renewal of Plenary Retail consumption Licenses

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

WHEREAS, no protests have been filed with the Acting Municipal Clerk;

NOW, THEREFORE BE IT RESOLVED, that the Municipal Clerk be 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.

0216-33-003-006	EJ EATERY CORP
0216-33-004-012	INKAD LLC
0216-33-005-004	484 SYLVAN AVENUE CORP
0216-33-006-009	TUSCANA LLC
0216-33-007-011	717 PALISADE AVENUE BAR LLC
0216-33-008-007	STEAKHOUSE ON THE CLIFFS LLC
0216-33-002-005	CK BBQ LLC

The Mayor returned to the podium.

PUBLIC PORTION:

MAYOR PARISI STATED:

“IF ANYONE WISHES TO COMMENT ON THE RESOLUTIONS OR ANY OTHER ITEM OTHER THAN ORDINANCES AND THE BUDGET, THEY MAY DO SO AT THIS TIME.”

On a motion by Council President Favaro, seconded by Councilwoman Oh and carried unanimously, the meeting was open to the public.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

The following from the public spoke:

David DiGregorio, 165 Charlotte Place, Englewood Cliffs, NJ 07632, The resident is not in favor of the Red Light Camera in town nor the LG building height. Suggested fencing the DPW recycles containers.

Mario Kranjac, 47 North Virginia Court, Englewood Cliffs, NJ 07632, spoke about the B2 Overlay Zone and the Board of Adjustment.

Carrol McMorro, 7 Ridge Road, Englewood Cliffs, NJ, spoke about the cancelled June 17 Planning Board Meeting.

Lauren Eastwood, 4 Willow Drive, Englewood Cliffs, NJ, the resident had questions about the B2 Overlay Zone and the indemnification ordinance. Ms. Eastwood in not in favor of the proposed height of the LG building.

Karen Geiger, 270 Alfred Street, Englewood Cliffs, NJ 07632, spoke about LG, B2 overlay zone, Master Plan and Ordinances 12-17 and 12-20.

Gail Ehrenberg, 51 John Street, Englewood Cliffs, NJ 07632, said that she is not in favor of her neighbor cutting down two trees and questioned Councilman Aversa regarding this situation.

Mary O'Shea, 12 Irving Ave, Englewood Cliffs, NJ, spoke about COAH and the commercial properties that could be affected.

Susan Consalvo, 150 Charlotte Place, Englewood Cliffs, NJ 07632, asked for clarification of the members of the former Board of Adjustment.

Maria Villari, 45 Jane Street, Englewood Cliffs, NJ 07632, the resident in not in favor of the proposed height for the LG building.

On a motion by Councilwoman Oh, seconded by Council President Favaro and carried unanimously, the public portion was closed.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

On a motion by Council President Favaro, seconded by Councilwoman Oh, Resolutions 87 through 95 were adopted at Roll Call.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

RESOLUTION 2014-87

TITLE: AUTHORIZE MAYOR TO SIGN 2014-2016 Snow Plowing Program

BE IT RESOLVED, that the Borough Council of the Borough of Englewood Cliffs does hereby authorize the Mayor to sign the 2014-2016 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 2014-88

RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH ENGLEWOOD HOSPITAL AND MEDICAL CENTER PURSUANT TO A PROPOSAL SUBMITTED ON JULY 20, 2012 AND SAID PROPOSAL HAVING BEEN RENEWED ON JUNE 10, 2014.

WHEREAS, the Borough of Englewood Cliffs is in the need of emergency medical services; and

WHEREAS, Englewood Hospital and Medical Center initially submitted a proposal on July 20, 2012 and said proposal having been renewed on June 10, 2014; and

WHEREAS, said period of time to provide emergency medical services shall be for the period of August 4, 2014 to August 4, 2016;

WHEREAS option 1 and option 2 have been eliminated from the proposal which was submitted on July 20, 2012 because of the fact that the ambulances are no longer in the possession of the Borough's Ambulance Corps;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Englewood Cliffs authorize the Mayor to execute said Agreement.

RESOLUTION 14-89

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, 2014 through June 30, 2015.

NOW, THEREFORE, BE IT RESOLVED, that the governing body hereby appoints David Pasacrita, 5 Churchill Rd, Englewood Cliffs, N.J. 07632 as its representative to participate on the Community Development Regional Committee.

RESOLUTION 14-90

A RESOLUTION AUTHORIZING INCLUSION IN THE BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM

WHEREAS, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended and HOME Investment Partnership Act of 1990, as amended; and

WHEREAS, the Grantee or a unit of general local government that directly or indirectly receives Community Development Block Grant(CDBG) funds may not sell, trade, or otherwise transfer all or any such portion of such funds to another metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended.

WHEREAS, the current Interlocal Services Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, by June 20, 2014 each municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

WHEREAS, it is in the best interest of the Borough of Englewood Cliffs and its residents to participate in said programs.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that it hereby notifies the Bergen County Division of Community Development of its decision to be included as a participant municipality in the Urban County entitlement programs being the Community Development Block Grant Program and Home Investment Partnership Act Program for the Program Years 2015, 2016 and 2017 (July 1, 2015– June 30, 2018); and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Bergen County Division of Community Development no later than June 20, 2014.

Resolution 2014-91

BE IT RESOLVED, that the Mayor and Council of the Borough of Englewood Cliffs does hereby approve five (5) seasonal employees for the 2014 summer season help in the Department of Public Works

RESOLUTION 14-92

AUTHORIZE MUNICIPAL CLERK TO ADVERTISE FOR FULL TIME HELP FOR the DEPARTMENT OF PUBLIC WORKS

BE IT RESOLVED, that the Borough Council of the Borough of Englewood Cliffs does hereby authorize the Municipal Clerk to advertise on behalf of the Borough of Englewood Cliffs for Full Time Help for the following department:

Department of Public Works
Full Time Laborer (replacement)

RESOLUTION 14-93

RESOLUTION ACCEPTING DONATION FOR THE POLICE DEPARTMENT

WHEREAS, the below listed person is a resident and friend of the Borough of Englewood Cliffs; and

WHEREAS, this person has demonstrated a great appreciation for the efforts of the Borough's Police Department; and

WHEREAS, in recognition of the fine work of the Police Department, the below listed person has generously and unselfishly agreed to donate to the Borough Police Department in the aggregate amount of \$1000; and

WHEREAS, the Governing Body is proud to have the following resident and friend of Englewood Cliffs and appreciate their generosity;

Mario Lagana Tod \$1000

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englewood Cliffs that the Borough hereby accepts the above listed donation for use in Borough's Police Department.

RESOLUTION 14-94

WHEREAS, Sgt. Steven Kochis has requested extended sick leave pursuant to Ordinance #7509 , and

WHEREAS, the Chief of Police and the Borough Attorney have reviewed same along with his doctor's report.

NOW, THEREFORE, be it resolved that medical sick leave pursuant to said ordinance shall be granted, upon expiration of remaining sick days which are estimated to be seven (7) days, to Sgt. Steven Kochis, subject to him furnishing in the future the necessary up-to-date medical reports concerning his condition.

RESOLUTION 2014-95

WHEREAS, the Borough of Englewood Cliffs will have a public hearing regarding its scheduled budget adoption on June 18, 2014 and the Bergen County Board of Taxation may be unable to certify Englewood Cliffs' tax rate at this time and the Borough of Englewood Cliffs Tax Collector may be unable to mail the Borough's 2014 tax bills on a timely basis; and

WHEREAS, the Borough of Englewood Cliffs Tax Collector/Chief Financial Officer has computed an estimated tax levy in accordance with NJSA 54:4-66.3, and he has signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Englewood Cliffs, in the county of Bergen, State of New Jersey on this the 18th day of June, 2014 the following:

1. The Englewood Cliffs Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough of Englewood Cliffs for the Third Installment of 2014 taxes. The Tax Collector shall take such actions as are permitted and required by P.L. 1994, c. 72 (NJSA 54:4-66.2 and 54:4-66.3
2. The entire estimated tax rate for 2013 is hereby set at .873.
3. In accordance with the law the Third Installment of 2014 taxes shall not be subject to interest until the later of August 10th or the twenty-fifth day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue

COMMITTEE REPORTS

COUNCILMAN FERRO reported that PSE&G has been notified that some of the streetlights keep going out.

COUNCILMAN LIANG reported that the Historical Committee is working on the names of Englewood Cliffs veterans who have served.

COUNCIL PRESIDENT FAVARO reminded everyone that the Recycling Event will be held on Saturday, June 21 from 9AM-1PM. No electronics or paint at this time.

The Mayor asked The Borough Clerk to send a reminder to the Council members.

COUNCILWOMAN OH reported that the public hearing for 2014 Budget will be discussed for approval at this meeting.

COUNCILMAN CONSALVO read a statement from NJ legislature regarding the possibility of a legislation bill limiting building heights on the Palisades. On June 22, 2014, a bill to change the 2% cap on police and firefighters will be voted on in the Assembly. The Clean Community Program Fund administered by the Department of Environmental Protection, has anticipated revenue of \$30,923.00. The Councilman spoke about the 2014 Budget and overtime costs, which should be overhauled.

COUNCILMAN AVERSA spoke about Recreation Committee events. Summer camp begins Monday, June 30th.

DPW SUPERINTENDENT NEVILLE spoke about the upcoming recycling event scheduled for June 21st. The bathroom door locks at the field, have been checked and are functioning properly.

BOROUGH ENGINEER MIRANDI reported that the Bergen County Mosquito control will begin the Pershing Pond project in mid to late July. The contractor for the 2013 Local Aid will finish the work soon. The 2014 Local aid application was denied, as were many towns in Bergen County.

POLICE CHIEF CIOFFI reported that Deputy Chief McMorrow received a NJ Transit award. The Junior Police Academy is scheduled for July 7 through July 11, 2014. The Alburts lawsuit has been dismissed. A domestic violence and major fight incident occurred in town, which resulted in police injuries as well as the Police Chief.

BOROUGH ATTORNEY - no report

BOROUGH CLERK reported that Englewood Ambulance is offering a CPR class to the Camp Counselors free of charge to the Borough.

- **2014 BUDGET** Resolution 14-85 *Public Hearing*

Councilwoman Oh spoke about the 2014 Budget and said the net increase is \$44.00. She felt that some of the council members did not provide a resolution for lowering the budget.

Discussion and debate ensued regarding the budget.

Councilman Consalvo and Councilman Aversa disagreed about their communication regarding the budget.

The Police Chief responded to the questions about the budget and police overtime. We have to be able to protect our town.

On a motion by Councilwoman Oh, seconded by Councilman Aversa, and carried unanimously, the 2014 Budget was open to the public.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

The following people from the public spoke:

Charlie Rousouli, 44 Birch Street, Englewood Cliffs, NJ 07632, recommended that the town hire three or more police officers to lower the overtime.

Mary O'Shea, 12 Irving Ave, Englewood Cliffs, NJ 07632, questioned the auditor about police overtime and surplus.

Lauren Eastwood, 4 Willow Drive, Englewood Cliffs, NJ 07632, asked Councilwoman Oh for the details of the 2014 budget. She questioned Councilman Aversa about the police contract.

Carrol McMorro, 7 Ridge Road, Englewood Cliffs, NJ 07632, questioned Councilman Aversa about the police contract and the 2014 budget.

Karen Geiger, 270 Alfred Street, Englewood Cliffs, NJ 07632, said the police are doing a great job.

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

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

On a motion by Council President Favaro and seconded by Councilwoman Oh, the 2014 Budget was offered for adoption.

ROLL CALL:

AYES: Favaro, Oh, Aversa

NAYS: Liang, Ferro, Consalvo

The vote resulted in a tie. Before casting the tie-breaking vote, the Mayor asked for suggestions from the Council.

The Mayor asked for discussion on the 2014 Budget and tried to reach a compromise.

Councilman Consalvo asked that the police overtime be lowered by \$90,000. Councilman Liang also suggested a compromise.

Councilman Aversa offered \$45,000 in lowering the police overtime – an amount the Police Chief felt comfortable working with.

The Mayor asked the Council for a \$45,000 compromise.

Councilman Ferro, Councilman Liang and Councilman Consalvo responded no. They recommended \$90,000 with no compromise.

Council President Favaro, Councilwoman Oh and Councilman Aversa responded yes.

As a result of a tie, Mayor Parisi cast the tie-breaking vote resulting in a final vote in the affirmative.

The 2014 Budget was adopted.

**RESOLUTION
14-85**

**SECTION 2 - UPON ADOPTION FOR YEAR 2014
(Only to be Included in the Budget as Finally Adopted)**

Be It Resolved by the Mayor and Council of the Borough of Englewood Cliffs of the County of Bergen that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$11,431,031.35 (Item 2 below) for municipal purposes, and
- (b) \$0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18:9-3) and the certification to the County Board of Taxation of the following summary of general revenues and appropriations.

	{	{	{
	{	{	Abstained {
	{	{	{
RECORDED VOTE	Ayes {	Nays {	
(Insert last name)	{	{	{
	{	{	Absent {
	{	{	{

SUMMARY OF REVENUES

1. General Revenues		
Surplus Anticipated	08-100	850,000.00
Miscellaneous Revenues Anticipated	40004-10	2,820,042.75
Receipts from Delinquent Taxes	15-499	475,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	11,431,031.35
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:		
Item 6, Sheet 42	07-195	
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	
Total Revenues	40000-10	15,576,074.10

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:		
Within "CAPS"	XXXXXX	XXXXXXXXXXXXXXXXXX
(a&b) Operations including Contingent	XXXXXXX	XXXXXXXXXXXXXXXXXX
		10,304,705.00
(e) Deferred Charges and Statutory Expenditures - Municipal		1,133,701.35

(g) Cash Deficit			
Excluded from "CAPS"			
(a) Operations - Total Operations Excluded from "CAPS"	XXXXXXX	XXXXXXXXXXXXXXXXXX	
(c) Capital Improvements			1,373,824.75
(d) Municipal Debt Service			50,000.00
(e) Deferred Charges - Municipal			1,838,166.00
(f) Judgements			379,677.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40A:48-17.1 & 17.3)			
(g) Cash Deficit			
(k) For Local District School Purposes			
(m) Reserve for Uncollected Taxes (Include Other Reserves if any)			496,000.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S.A. 40A:4-13)			
Total Appropriations			15,576,074.10
3			

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the _____ 18th _____ day of June 2014. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2014 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

**ORDINANCE PUBLIC HEARING
ORDINANCE NO. 14-08**

On a motion by Council President Favaro, seconded by Councilwoman Oh and carried, the public hearing was opened for Ordinance 14-08 entitled "**CALENDAR YEAR 2014 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A., 40A: 4-45.14)**"

**ALL IN FAVOR:
AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa**

PUBLIC SPOKE:

Karen Geiger, 270 Alfred Street, Englewood Cliffs, NJ 07632, asked for clarification of cap.

There being no additional discussion, the public hearing was closed on motion by Council President Favaro, seconded by Councilwoman Oh. So ordered.

**ALL IN FAVOR:
AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa**

On a motion by Councilwoman Oh and seconded by Council President Favaro. , Ordinance 14-08 was adopted.

**ROLL CALL:
AYES: Liang, Favaro, Oh, Consalvo, Aversa
ABSENT (Stepped out): Ferro**

**CALENDAR YEAR 2014
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

ORDINANCE NO. 14-08

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 to .5% 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 Borough Council of the Borough of Englewood Cliffs in the County of Bergen finds it advisable and necessary to increase its CY 2014 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 Borough Council hereby determines that a 3.0% increase in the budget for said year, amounting to \$335,586.60 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough 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 Borough 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 2014 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 3.50%, amounting to \$391,517.70, and that the CY 2014 municipal budget for the Borough of Englewood Cliffs be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any 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 PUBLIC HEARING
ORDINANCE NO. 14-09**

On a motion by Councilwoman Oh, seconded by Council President Favaro and carried, the public hearing was opened for Ordinance 14-09 entitled “**AN ORDINANCE FIXING SALARIES, WAGES AND COMPENSATION FOR ALL SALARIED, APPOINTED AND ELECTED OFFICERS WITHIN THE BOROUGH OF ENGLEWOOD CLIFFS, IN THE COUNTY OF BERGEN, AND STATE OF NEW JERSEY**”

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

PUBLIC SPOKE:

Lauren Eastwood, 4 Willow Drive, Englewood Cliffs, NJ 07632, questioned the salaries of several employees.

The Borough Clerk waived her rights and allows the public to speak about her performance.

The Mayor read salaries for Borough Clerks from other municipalities and the CFO is tenured.

Mary O’Shea, 12 Irving Ave, Englewood Cliffs, NJ 07632 wanted clarification of the salary ordinance and asked that position #6 be removed from the ordinance.

Carrol McMorro, 7 Ridge Road, Englewood Cliffs, NJ 07632, asked to see rice notice for Borough Clerk.

Maria Villari, 45 Jane Street, Englewood Cliffs, NJ 07632, questioned the salary ordinance as a taxpayer.

The public hearing was closed on motion by Council President Favaro, seconded by Councilwoman Oh. So ordered.

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

On a motion by Council President Favaro, seconded by Councilwoman Oh, Ordinance 14-09 was adopted.

ROLL CALL:

AYES: Favaro, Oh, Aversa

NAYS: Liang, Ferro, Consalvo

The vote resulted in a tie; Mayor Parisi cast the tie-breaking vote in favor, resulting in a final vote in the affirmative.

ORDINANCE 2014-09

AN ORDINANCE FIXING SALARIES, WAGES AND COMPENSATION for all salaried, appointed and elected Officers within the Borough of Englewood Cliffs, in the County of Bergen, and State of New Jersey.

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

SECTION I. The following salaries, wages and/or compensation shall be paid to the respective employees of the Borough of Englewood Cliffs, for the year 2014, as set forth below:

1. Mayor - an annual salary of \$3,000.00
2. Council Persons (6) - an annual salary of \$2,500.00 each
3. Borough Administrator - annual salary of \$10,608.00
4. Borough Attorney – professional service by firm
5. Borough Clerk - an annual salary of \$85,000.00
6. *Deputy Borough Clerk - an annual salary range of \$10,000.00 to \$40,000.00
7. Clerical/Secretarial - an hourly wage of \$10.00 - \$20.00
8. Tax Collector - an annual salary of \$56,957.00
9. Chief Financial Officer - an annual salary of \$2,142.00
10. Deputy Tax Collector - an annual salary of \$62,819.00
11. Tax Office Clerk - an annual salary of \$37,128.00
12. Tax Search Officer - an annual salary of \$1,860.00
13. Tax Assessor - an annual salary of \$20,939.00
14. Secretary to Planning Board - an annual salary of \$10,000.00
15. Municipal Court Judge - an annual salary of \$28,398.00
16. Violations & Municipal Court - an annual salary of \$52,000.00
17. Borough Prosecutor - an annual salary of \$4,262.00
18. Borough Public Defender - an annual salary of \$10,649.00
19. Extra Help Municipal Court - an hourly wage of \$20.00 to \$30.00
20. Construction Code Official - an annual salary of \$34,320.00
21. Building Sub Code Official - an annual salary of \$15,000.00
22. Fire Sub-Code Official - an annual salary of \$2,500.00
23. Electrical Inspector – an annual salary of \$10,000.00
24. Plumbing Sub-Code Official - an annual salary range of \$9,862.00
25. Sewer Operator - an annual salary of \$6,000.00
25. Technical Assistant to Construction Official – an annual salary of \$41,447.00
26. COAH Report Prep – an annual salary of \$2,000.00
27. Fire Inspector – an annual salary of \$2,500.00
28. Board of Health Secretary - an annual salary of \$7,500.00
29. Shade Tree Secretary – \$1.00
30. Seasonal Employees - an hourly wage of minimum wage up to \$40.00
31. Fire Prevention Official – an annual salary of \$12,746.00
32. Police Records Clerk - an annual salary of \$33,207.00
33. School Crossing Guards - a per diem wage of \$60.00 - \$100.00
34. Superintendent of D.P.W. - an annual salary of \$96,096.00
35. Secretary of DPW/Recycling - an annual salary of \$38,793.04
36. Administrative Assistant – an annual salary of \$24,960.00
37. Recreation Director – an annual salary of \$12,000.00
38. Environmental Inspector – an annual salary of \$1.00
39. Property Maintenance - an annual salary of \$10,000

SCHEDULE A

POLICE SALARIES FOR 2014

Chief of Police:	a salary for 2013 of \$175,846.00
Deputy Chief of Police	a salary for 2013 of \$169,082.00
Police Captain:	a salary for 2013 of \$156,557.00
Police Lieutenant	a salary for 2013 of \$144,960.00
Sergeant	a salary for 2013 of \$134,224.00
Patrolman (1 st Grade)	a salary for 2013 of \$124,280.00

PATROLMAN HIRED AFTER 1999

2014 SALARY

BASE

1. 35,874.00
2. 46,160.00
3. 54,135.00
4. 65,588.00
5. 77,041.00
6. 88,493.00
7. 99,945.00
8. 116,099.00
9. PATROLMAN 1st GRADE

SCHEDULE B

DEPARTMENT OF PUBLIC WORKS SALARIES FOR 2014

DPW Worker: New Hires: \$22,500.00

Part-time Department of Public Works Employees: Minimum wage up to \$20.00

	<u>DRIVER</u>	<u>MECHANIC</u>
Step 0	\$22,500.00	\$40,000.00
Step 1	\$26,000.00	\$44,017.00
Step 2	\$29,579.33	\$47,169.00
Step 3	\$33,158.66	\$50,321.00
Step 4	\$36,737.99	\$53,473.00
Step 5	\$40,317.32	\$56,625.00
Step 6	\$43,896.65	\$59,777.00
Step 7	\$47,475.98	\$62,929.00
Step 8	\$51,055.31	\$66,081.00
Step 9	\$54,634.64	\$69,233.00
Step 10	\$58,213.97	\$72,385.00
Step 11	\$62,713.97	\$73,885.00
Step 12	\$65,713.97	\$75,385.00

Mechanic: (OG) an annual salary of \$85,205.00

DPW Forman: (OG) an annual salary of \$86,251.00

SECTION II.

- A. Longevity for Administrative employees who receive health benefits shall be implemented and supplemented by adding thereto two percent (2%) increase for each four (4) years of service with a maximum of fourteen percent (14%) for twenty-eight years of service as a "longevity pay increase."
- B. Longevity for Police shall be implemented and supplemented by adding thereto two percent (2%) increase for each four (4) years of service with a maximum of eighteen percent (18%) for 36 years of service, as a "longevity pay increase".
- C. Terminal Leave: 20 years or more up to 25 years – two (2) months;
25 years or more up to 30 years - three (3) months;

- 30 or more years – four (4) months ;
- 35 or more years – five (5) months;
- 40 or more years – six (6) months.

SECTION III. Should any part or provision of this Ordinance be held unconstitutional or invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof, other than the part held so unconstitutional or invalid.

**ORDINANCE PUBLIC HEARING
ORDINANCE NO. 14-07**

On a motion by Council President Favaro, seconded by Councilwoman Oh and carried, the public hearing was opened for Ordinance 14-07 entitled “**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XX, ENTITLED “RECYCLING”, SPECIFICALLY SECTION 20-18 ENTITLED “PERMITS FOR DEMOLITION, CONSTRUCTION OR RENOVATION” OF THE GENERAL ORDINANCES AND REVISED CODE OF THE BOROUGH OF ENGLEWOOD CLIFFS**”

ALL IN FAVOR:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

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

On a motion by Council President Favaro, seconded by Councilwoman Oh, Ordinance 14-07 was adopted.

ROLL CALL:

AYES: Liang, Ferro, Favaro, Oh, Consalvo, Aversa

ORDINANCE NO. 14-07

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XX, ENTITLED “RECYCLING”, SPECIFICALLY SECTION 20-18 ENTITLED “PERMITS FOR DEMOLITION, CONSTRUCTION OR RENOVATION” OF THE GENERAL ORDINANCES AND REVISED CODE OF THE BOROUGH OF ENGLEWOOD CLIFFS,

BE IT ORDAINED by the Mayor and Council of the Borough of Englewood Cliffs, County of Bergen, State of New Jersey that Chapter XX, entitled “Recycling”, specifically Section 20-18 Entitled “Permits for Demolition, Construction or Renovation” , is amended and supplemented herein as follows:

20-18 PERMITS FOR DEMOLITION, CONSTRUCTION, RENOVATION AND DUMPSTERS AND PODS

Provisions of Ordinance 92-01, as amended, are hereby incorporated herein such that prior to the demolition, construction or renovation of any structure pursuant to N.J.A.C. 5:23-2.17 or other applicable regulation, person, firm or entity making such application, shall obtain a permit from the Construction Official, which charges shall be as follows:

1. The Dumpster Permit fee for new construction shall be \$100.00 and will be valid for one year.
2. **The Dumpster Permit fee for renovations or for any other purpose shall be \$100.00 and will be valid for six months.**
3. The permit fee for Pods shall be \$100.00 and shall be valid for six months and non-renewable. Said pods shall be permitted to be placed only in the driveway.

These charges shall be paid by the person actually requesting the dumpster and/or pod to be placed on the property.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon adoption and publication in accordance with law; and,

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflict, and

BE IT FURTHER ORDAINED that should any part or provision of this Ordinance be held unconstitutional or invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof, other than the part held so unconstitutional or invalid.

This ordinance shall take effect upon final adoption and publication according to law.

MAYOR PARISI STATED:

“IF THERE WAS ANY UNFINISHED BUSINESS AT THIS TIME

UNFINISHED / NEW BUSINESS:

Councilman Ferro speaks about the proposed referendum for the B2 overlay zone ordinance.

The Borough Attorney will draft a referendum and forward it to Councilman Ferro for review, by next Friday. The referendum will be introduced at the next meeting.

On a motion by Mayor Parisi, seconded by Council President Favaro, Councilman Ferro was nominated as Chairperson of the Ad Hoc Committee who chose Councilman Consalvo and Council President Favaro to review the proposed referendum for the B2 overlay zone.

Seeing and hearing none, the meeting was adjourned at 11:45 PM.

Respectfully submitted by Lisette M. Duffy, Borough Clerk.

ATTEST:



Lisette M. Duffy, Borough Clerk