

REGULAR MONTHLY MEETING
Mayor and Council
Borough of Harrington Park, New Jersey
April 15, 2013

(PAH) Call Meeting to Order

Time: 7:05pm

Mayor's Announcement:

In compliance with Chapter 231, Public Law 1975, adequate notice of the meeting was made. It is included in the Annual Meetings posted on the bulletin board in the Municipal Center. Copies have been mailed to the BERGEN RECORD, SUBURBANITE and THE NORTHERN VALLEY PRESS. A copy has been filed with the Borough Clerk, and copies have been mailed to individuals requesting the same.

(ALB) Roll Call:

	PRESENT	ABSENT
Council		
DUNLEA (JD)	X	
EVANELLA (GE)	X	
PEDERSEN (JP)	X	
RYAN (MR)	X	
NAPOLITANO(AN)	X	
CHUNG (JC)	X	

Also present:

Ms. Ann H. Bistriz, Borough Clerk (ALB)

Mr. John R. Dineen, Borough Attorney (JRD)

Arrived 7:18pm due to Court Security issues that were in response to
Boston Marathon incident

Ms. Judith F. Curran, CFO/Tax Collector (JFC)

Mr. Garry Higgins, Certified Municipal Auditor (GH)

(ALB) Flag Salute

MEETING PROCEDURE:

- 1. Call Meeting to Order (Mayor)**
- 2. Mayor's Announcement (Mayor)**
- 3. Roll Call (Borough Clerk)**
- 4. Flag Salute (Borough Clerk)**
- 5. Minute Approval(s) (Mayor & Borough Clerk)**
- 6. Correspondence (Borough Clerk)**
- 7. Reports of Committees (Council Members)**
- 8. Old Business**
- 9. New Business**
- 10. Mayor's Report-Remarks, Announcements, Proclamations**
- 11. Public Discussion-Open-Motion**
- 12. Public Discussion-Close-Motion**

- 13. Ordinance (s)
- 14. Ordinance (s) Second Reading
- 15. Closed Session-Motion-Second
- 16. Adjournment

(PAH) Suspension of the Regular Order of Business
Motion GE
Second JP
Vote carried

The purpose of the suspension is to allow Mr. Higgins to present the budget. Mr. Higgins reported that some technical amendments were made to the budget and that at 11:21 am it was cleared for adoption. It does clear the 2% tax levy cap and municipal appropriations cap by \$16,000.00. The 2013 new assessment was just received. There is now a change of 1/10th of a penny. Average house value went from \$645,000.00 to \$538,000.00. The audit will be discussed separately.

Budget Hearing 2013

JR introduced Ordinance #678 Second Reading-Addendum A, second GE
CALENDAR YEAR 2013 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A-4-45.14)

Motion to Open to Public GE
Second JP
Vote AIF
Motion to Close to Public GE
Second JP
Vote AIF
Motion to Approve
Second GE

Discussion MR thanked her colleagues, especially JD, for hard work in reducing budget. She feels, though, that the usual process was sidestepped in March. She takes issue with the process of the Police Chief's salary increase and cannot support the budget. MR was unaware that all salary increases were calculated into the budget. Even though MR recognized the accomplishments of the Chief, negotiations should have involved all the Council members. MR cannot support the 2013 budget.

The Mayor confirmed that the usual procedure was followed.

GE commended JD for the job he did.

JD thanked Council for staying on task.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote			YES	NO	ABSTAIN	ABSENT
DUNLEA (JD)	X		X			
EVANELLA (GE)		X	X			
PEDERSEN (JP)			X			
RYAN (MR)				X		
NAPOLITANO(AN)			X			
CHUNG (JC)			X			

Waiver to Read Budget in Full-Addendum B

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote			YES	NO	ABSTAIN	ABSENT
DUNLEA (JD)	X		X			
EVANELLA (GE)		X	X			
PEDERSEN (JP)			X			
RYAN (MR)				X		
NAPOLITANO(AN)			X			
CHUNG (JC)			X			

Budget Hearing 2013

Motion to Open to Public GE

Second JD

Vote carried

No public to be heard

Motion to Close to Public GE

Second JP

Vote carried

Resolution to Adopt 2013 Municipal Budget-Addendum C

Motion JD

Second JP

Roll Call Vote

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote			YES	NO	ABSTAIN	ABSENT
DUNLEA (JD)	X		X			
EVANELLA (GE)			X			
PEDERSEN (JP)		X	X			
RYAN (MR)				X		
NAPOLITANO(AN)			X			
CHUNG (JC)			X			

The Mayor thanked Ms. Murphy, Ms. Curran, and Mr. Higgins.

**RESOLUTION GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT
Addendum D**

Mr. Gary Higgins, Municipal Auditor introduced the Municipal Audit Report 2012. The Borough is within compliance. The one recommendation is that purchase orders must be in the system before goods are ordered. There are no over expenditures; this is simply a control. The Mayor stated that steps have been taken with the help of Ms. Curran of notifying every one of the new protocol.

MR pointed out that page 94 needs to be corrected. Ms. Bistriz said that will be fixed. MR asked for clarification of page 95, which states there is a violation. Mr. Higgins will make a correction there, as he believes this is a typo, and give out new copies. Discussion of whether MR will vote, as she was not on the Council in 2012. Mr. Higgins ^{stated MR} must take some sort of stand as Councilmembers must show that they have read it.

Motion to accept GE

Second JD

Vote

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote						
DUNLEA (JD)			x			
EVANELLA (GE)	x		x			
PEDERSEN (JP)		x	x			
RYAN (MR)			x			
NAPOLITANO(AN)			x			
CHUNG (JC)			x			

The Mayor thanked the Council for work on the Audit and the Borough clerk for her hard work on the budget and audit on a day-to-day basis.

He also welcomed members of the public to speak.

Mr. and Mrs. Wong, Herring Street, are concerned with the \$23,000.00 increase given to the Chief of Police. Mrs. Wong sees pay cuts elsewhere and cited a newspaper article about the Police Chief in Hawthorne. The Mayor responded that the increase is less than it appears because he is no longer eligible for overtime and that our Chief is within range or below those of other municipalities in the area. Discussion followed.

MR ^{mentioned} that overtime is not pensionable and should not be included and that this information is misleading. MR added that the Chief knew he would have to make sacrifices in order to take the position. If the ex-chief was still in the position the salary would be less. It is important to set a precedence ^{that} it is imperative that we hold down the salary requests of the DPW and Police when their contracts come up for discussion.

The Mayor stated that total dollars are the concern and that the Chief has taken on much more responsibility and should be compensated. Discussion followed.

AN commented on the validity of looking at what other towns pay and that this practice is also used in business. He was involved with the negotiations of appointing the Chief last year and he was aware of this request. The Chief has a proven record and AN believes that if you are a capable employee then they are worth the money.

JP added that in comparison to the five contiguous towns, the Chief's salary is right in line.

JD's concern is with the process not the outcome. There was always the possibility that the Chief still would have gotten the same raise, but it should have gone through the Committee process.

GE also had taken issue with the process. He spoke about the PBA contract and its mandated annual 3 ½%, which ends this year. GE would have preferred more contact and discussion with the Police Committee prior to the proposal made to Council to vote on.

Mr. Wong asked about options and whether the Police Department could go private. Discussion followed.

The Wong's expressed their concern over how their taxes have increased over the past 35 years. The Mayor spoke about statewide issues resulting in high property taxes and thanked the Wong's for their comments.

MR added that Assemblywoman Schepisi has worked very hard for her constituents in her district for the return of Energy Tax receipts, School Boards and shared services and revaluation of property.

Kurt Sigler, Life Scout with Troop 616-Proposed Eagle Scout Project

Kurt would like to build 15 to 20 bat houses. Bats are threatened by white nose fungus, which kills thousands of bats each winter. Bats are a great asset to the environment, as one bat can consume a great number of insects, especially mosquitos, per night. The bat houses will be made of chemical-free plywood and will be eco-friendly. He would build the houses at Highland Field behind the mulch piles and at Pondsides Park, although baseball playing there is a concern. They would go out of the way at Highland because people fear rabies in bats even though very few bats actually contract rabies.

GE asked Kurt about the placement of the houses. Kurt explained that they would not go on trees but rather on a structure he would build and that they would need southern or eastern exposure. MR said that the Recreation Commission is meeting in 2 days and asked Kurt if he was able to attend. He is able to present at that time. The Mayor said that he was impressed by Kurt's preparation and presentation at the Environmental Commission and even more so tonight and that he was sure this project would be beneficial. GE moved to approve, second AN.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote						
DUNLEA (JD)			x			
EVANELLA (GE)	X		x			
PEDERSEN (JP)			x			
RYAN (MR)			x			
NAPOLITANO(AN)		x	x			
CHUNG (JC)			x			

The Mayor signed the appropriate paperwork on Behalf of Scout Sigler. Ms. Bistriz advised Kurt that he could pick up the sealed motion tomorrow.

(PAH) Return to the Regular Order of Business

Motion AN
 Second MR
 Vote Carried

(PAH) Minute Approval March 11, 2013

Consent:
 Motion GE
 Second AN
 Vote Carried

March 18, 2013

Motion GE
 Second AN
 Vote Carried, JP abstain

(PAH) Consent Correspondence

SEE ADDENDUM "AA"

Consent Correspondence be accepted and become a part of this meeting without Discussion

Motion JP
 Second AN
 Vote Carried

(PAH) Consent Agenda-Resolutions

All matters listed under this section are considered to be routine by the Borough Council and will be enacted by one motion as listed below. There will not be separate discussion of these items. Should discussion be desired, that item will be removed from the Consent Agenda and will be considered separately under New or Old Business on the Agenda.

Addendums

JD PAYMENT OF CLAIMS (E)

**SUPPORTING S-1896/A-1503 SHARING THE BURDEN OF PROPERTY
ASSESSMENT APPEAL REFUNDS (F)**

GE AWARD OF CONTRACT- LaRoche Ave. (Section 4)/ Parkside Rd. (Section 3) (G)

Motion to accept E, F, and G: JD

Second: GE

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote						
DUNLEA (JD)	x		x			
EVANELLA (GE)		x	x			
PEDERSEN (JP)			x			
RYAN (MR)			x			
NAPOLITANO(AN)			x			
CHUNG (JC)			x			

Individual Committee Reports

(JD) Finance, Administration & Exec., Grants, Newsletter
No report

(GE) DPW, Recycling, Building & Grounds
March DPW report--much of the work was cleaning winter debris and wet snow. They also filled potholes with cold patch.
He also clarified that Mark Kiernan is as always up to date with his reports.
DPW association will meet tomorrow to begin contract negotiations.

(JP) Police, Municipal Court, Public Assistance
Police report: 507 calls in March, including 5 DWI arrests by Officer Castigliola, and officer LaVigna stopped a car for equipment violation whose driver was discovered to have an outstanding warrant in Maryland for assaulting a police officer.
The Chief would like the officer to be commended.
There were 3 criminal incidents including illegal gun possession, criminal mischief, and the aforementioned driver.
\$10,000 in overtime in March.

(MR) Recreation Commission, Environmental Commission
Personnel & Performance Evaluations
Saturday April 20, 2013 is the town-wide cleanup; all are invited.
Recreation Commission is meeting Wednesday night. MR referenced an email she sent about progress at Highland Field.
MR asked everyone to read a statute concerning Recreation Commission alternates for discussion next meeting.

(AN) Planning Bd., Bd. of Adjustment, Construction, Fire

No report today, but he will email ALB later in the week.

(JC) Board of Health, Sanitation, Board of Education

Sanitation contract is being researched, with the goal to improve the collection/recycling program. Single-stream (ability to put out all recyclables at once) is being considered. The town is recycling only 25%, per Green Team estimates. Also, the town pays per ton for garbage pickup; recyclables do not incur a fee. In addition, some recyclables can be sold, which makes more money for the Borough. Single stream was not pursued in the past because of high expenses. Now it seems to be more affordable. JD asked whether waste and recycling is one company. JC said it will be separate in the new contract.

Board of Health

Blood Borne Pathogen Training will be 4/25, 7:20pm at the Borough Hall.

The town nurse is taking a leave of absence due to illness. She will handle most administrative duties from home. Someone will be brought on to handle screenings, etc.

Board of Education

April 16, 2013 is the Board of Education and Budget vote, 2:00-9:00pm. She invited everyone to come out and vote.

Old Business

JD stated that the Finance Committee needed to come to a consensus concerning 2 employees.

JC reported that there will be a free classical music concert on May 10, 7:00pm, at Saint Andrew Church. The performers will also come in October and December. Guests will be asked to bring food bank donations.

New Business

GE reported that he was heartened to see how many residents have already cleanup up yard debris and properly containerized it. He wants to stress that this must be done through October.

JP: Student Intern for Criminal Justice-Chris Gehl. The Chief requests permission for Chris to observe at headquarters for about 3 weeks without compensation. JIF says it's OK. He would not go on any calls.

JP moved; GE second. Mr. Dineen said that it was not a problem AIF MR abstain.

MR: Clori Osso (mother of spelling bee winner Nina Osso) will be on The Wheel of Fortune on May 10th.

(PAH) Mayor Hoelscher

- The President and CEO of Pascaack Valley Hospital will be at the HP Borough Hall on April 29 to present plans for opening of the hospital in June.
- This Saturday, April 20th is Baseball/Softball opening day.
- At the May 20th Mayor and Council meeting the soccer team will be recognized.
- The Mayor encouraged Council and residents to write to representatives concerning energy tax legislation.

- The railroad tracks are being repaired by CSX.
- PAH informed GE that the DPW has the availability of sewer equipment through the BctA.

ORDINANCES AND RESOLUTIONS

JD Ordinance #679 First Reading-Addendum H

ORDINANCE #679

ORDINANCE AMENDING CAPITAL ORDINANCE NUMBER 659 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HARRINGTON PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (THE "BOROUGH") ON APRIL 25, 2011 (WHICH PROVIDES FOR VARIOUS 2011 CAPITAL IMPROVEMENTS), TO AMEND THE DESCRIPTION SET FORTH THEREIN AND TO REAPPROPRIATE THE AMOUNTS AMONG CERTAIN IMPROVEMENTS SET FORTH THEREIN

Motion JD

Second GE

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote						
DUNLEA (JD)	x		x			
EVANELLA (GE)		x	x			
PEDERSEN (JP)			x			
RYAN (MR)			x			
NAPOLITANO(AN)			x			
CHUNG (JC)			x			

Second reading and public hearing scheduled for May 13th Agenda meeting by request of AN.

No Closed Session

Adjournment-Time: 8:43pm

Motion: GE

Second: JP

Vote: Carried

Addendum A

Ordinance #678

**CALENDAR YEAR 2013 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 2.0%

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 Borough Council of the Borough of Harrington Park in the County of Bergen finds its advisable and necessary to increase its CY 2013 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 1.5% increase in the budget of said year, amount to \$65,299 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 Harrington Park, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2013 budget year, the final appropriations of the Borough of Harrington Park shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 1.5%, amounting to \$65,299, and that the 2013 municipal budget for the Borough of Harrington Park be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that 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.

Addendum B

Resolution

Waiver of Reading in Full of the 2013 Budget

WHEREAS, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during said week and during the public hearing, and

WHEREAS, the Borough of Harrington Park has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2013.

**Addendum C
RESOLUTION**

Approval 2013 Municipal Budget for Harrington Park

Be it Resolved by the Governing Body of the Borough of Harrington Park, 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 authorizations of the amount of:

- (a) \$4,487,859 (Item 2 below) for municipal purposes, and
- (b) \$----- (Item 3 Below) for school purposes in Type 1 School Districts only 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 and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$106,422 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$316,507 (Item 5 below) for Minimum Library Tax

**Addendum D
RESOLUTION**

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2012 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S.52:27BB-34 authorizes that the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C.5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as minimum, the sections of the annual audit entitled "Comments and Recommendations;" and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations" as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S.52:27BB-52, to wit:

R.S.52:27BB-52: "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, and in addition shall forfeit his office."

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Harrington Park, hereby states that it has complied with N.J.A.C.5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Addendum E

Payment of Claims Certification

I hereby certify that funds are available for the following disbursements:

2012 APPROPRIATION RESERVE	\$ 10,983.77
2013 CURRENT FUND	\$1,019,705.08
PAYROLL TRANSFERS (MARCH)	\$ 208,162.54
TRUST FUND	\$ 2,223.00
DOG REVENUE FUND	\$ 261.60
CAPITAL FUND	\$ 22400.00
	\$1,263,735.99

JUDITH CURRAN, CFO

4/15/2013

Addendum F
RESOLUTION
SUPPORTING S-1896/A-1503 SHARING THE BURDEN OF PROPERTY
ASSESSMENT APPEAL REFUNDS

WHEREAS, when County Tax Board appeals are successful, the municipality must reimburse the property taxpayer 100% of the appealed tax levy, which includes the municipal, school, county and any special districts tax; and

WHEREAS, the municipal tax collector must then adjust the taxpayer's fourth quarter tax bill, resulting in the municipality's fund balance for the preceding year being diminished, if not completely depleted; and

WHEREAS, in recent years, municipalities have experienced a large spike in tax appeals caused by the economic down-turn, which lowered property values and placed increased stress on the income of homeowners all around our Garden State; and

WHEREAS, successful tax appeals have a four-fold negative impact on municipal budgets; first by requiring the municipality, as the collector of taxes for the School district, county and special districts, to fund the full cost of the legal defense of the assessment; and

WHEREAS, the second negative impact on municipal budgets results from State law, which guarantees to the county and the school district 100% of their levies, hence forcing the municipality to bear the full cost of any reimbursements resulting from the appeal, as well as the full burden for any uncollected taxes; and

WHEREAS, the third negative impact on municipal budgets ensues because the refunds and credits negatively impact the municipality's tax collection rate, resulting in a State required increase in the appropriation for the Reserve for Uncollected Taxes (a non-exempt from cap budget expenditure); and

WHEREAS, fourth, the end result is a further decline in the property tax base used to support municipalities, county governments, school systems and any fire or other special purpose districts, which will necessitate tax rate increases to raise the same amount of revenue; and

WHEREAS, in light of the revenue limitations that have been placed on all levels of local government by the Legislature (2% cap), such declining values will compound and add additional stress to local public officials, as they grapple with the issues confronting the tax paying public.

WHEREAS, Senator Anthony R. Bucco, Assemblyman Michael Patrick Carroll and Assemblyman Anthony M. Bucco have recently introduced Senate Bill S-1896/Assembly Bill A-1503, which requires fire districts, school districts, and county governments to share in burden of property assessment appeal refunds;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Harrington Park hereby urge the swift passage and signing of S-1896/A-1503; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

Addendum G
RESOLUTION

AWARD OF CONTRACT

Be it resolved by the Mayor and Council of the Borough of Harrington Park, Bergen County, New Jersey upon the recommendation of Neglia Engineering Associates that the Contract for:

LaRoche Avenue (Section 4) – Parkside Road (Section 3)

be awarded AJM Contractors, Inc. for the bid amount of One Hundred Ten Thousand Four Hundred Three Dollars and Thirty Cents (\$110,403.30) (which represents the Base Bid, Alternate Bid 'A', Alternate Bid 'B') being the lowest of five (5) bids submitted. This Resolution is to take effect upon certification of this Resolution by the Borough Treasurer that sufficient funds are available.

Addendum H
ORDINANCE #679

ORDINANCE AMENDING CAPITAL ORDINANCE NUMBER 659 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HARRINGTON PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (THE "BOROUGH") ON APRIL 25, 2011 (WHICH PROVIDES FOR VARIOUS 2011 CAPITAL IMPROVEMENTS), TO AMEND THE DESCRIPTION SET FORTH THEREIN AND TO REAPPROPRIATE THE AMOUNTS AMONG CERTAIN IMPROVEMENTS SET FORTH THEREIN

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE
BOROUGH OF HARRINGTON PARK, IN THE COUNTY OF BERGEN, STATE OF NEW
JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS
FOLLOWS:

SECTION 1. Capital Ordinance Number 659 finally adopted on April 25,
2011 by the Borough of Harrington Park, in the County of Bergen, State of New Jersey

(the "Borough") entitled, "CAPITAL ORDINANCE PROVIDING FOR VARIOUS 2011 CAPITAL IMPROVEMENTS BY AND IN THE BOROUGH OF HARRINGTON PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (THE "BOROUGH") AND APPROPRIATING \$893,781 THEREFOR FROM THE CAPITAL FUND OF THE BOROUGH TO FINANCE THE COSTS THEREOF (the "Original Ordinance"), is hereby amended and supplemented to the extent and with effect as set forth in this ordinance.

SECTION 2. Section 2 of the Original Ordinance is hereby amended and restated in its entirety to read as follows:

"The capital improvements or purposes hereby authorized are as follows:

<u>Description</u>	<u>Appropriation</u>
(i) <u>Road Repairs and Maintenance:</u>	
(a) Improvements to various roadways by and in the Borough, including but not limited to, all or a portion of Second Street, Ehret Avenue, Martha Road and Lynn Street, all such roadway improvements to include, but not be limited to, excavation, milling, reconstruction, repairing and resurfacing of said roadways, pavement striping, sealing, drainage improvements and, as applicable, the replacement, restoration and/or construction of curbs, sidewalks and driveway aprons along such roadways. Such improvements or purposes shall also include, all engineering and design work, surveying, preparation of plans and specifications, permits and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto;	\$233,668
(b) Acquisition of mowers, a leaf blower (for mowers), a pick up truck and a flat bed truck (with plow); acquisition and refurbishment of used street sweeper;	\$180,380
(ii) <u>Parks and Recreation:</u>	
Improvements to various parks, including, but not limited to, installation of a back stop fence at Pondsides Park, installation of bleachers at Highland Park, installation of back stops and dug outs and	75,000

<u>Description</u>	<u>Appropriation</u>
repair of tennis courts, acquisition and installation of a lightning detection system for recreation areas, including, but not limited to, the construction of poles on town property and all costs related thereto;	
(iii) <u>Department of Buildings and Grounds:</u>	
(a) Improvements to Borough Hall, including, but not limited to, replacement of windows and flooring, painting; improvements to the entry way/portico; acquisition of a computer server and towers and upgrades to the telephone system; enhancements to Data Vault back up computer system, replacement of 911 telephone/fire emergency system; replacement of roof for Department of Public Works building; acquisition of refurbished copy machine and new court room tape recorder and other similar and related equipment;	131,800
(iv) <u>Department of Police:</u>	
(a) Refurbishment of the police station building, including, but not limited to, replacement of flooring and painting;	9,125
(b) Acquisition of various vehicles and related equipment, including, but not limited to, emergency response vehicles with gear, flash backs, video cameras, radar equipment and computers systems; acquisition of new guns, gun racks, gun safe, computer server and other similar and related equipment;	158,030
(v) <u>Department of Fire:</u>	
Acquisition of protective and communications equipment, including, but not limited to, sirens, ice sled/kits, hoses, hose reel, nozzles, boat retrofit, chain saw, vent saw, axes, turnout gear, boots, laptop computers, computer software, gas detectors, global positioning systems, radios, pagers, helmets, gloves, blankets, specialty tire, smoke ejectors and other similar and related equipment.	<u>105,778</u>
TOTALS	<u>\$893,781</u>

SECTION 3. The period of usefulness for the above-referenced improvements and purposes is at least five (5) years. The Capital Budget of the Borough is hereby amended, as necessary, to conform with the provisions of this amendatory

ordinance and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk and will be available for public inspection.

SECTION 4. Except as expressly amended hereby, the Original Ordinance shall remain in full force and effect.

SECTION 5. This ordinance shall take effect immediately after final adoption in accordance with applicable law.

Addendum AA
Correspondence

3/15/13

Tax Appeal-55 Burkhardt Lane
Raymond Wiss On going police litigation (confidential).

3/19/13

Tax Appeals: 15 Wicks Drive
34 First Street

PSEG Hurricane Sandy Update
Minor Soil Application-15 Florence Road.

3/20/13

DEP FY2013 Annual Fee Report for Water Pollution Management.
Resolution from Borough of Old Tappan in opposition to the Request of the NVRHS High School Referendum Request.
Opposition Resolution from Franklin Lakes to no cost County Services (ie: 911).
Tax Appeal 79 Eckerson

3/22/13

JIF Tort Claim correspondence for ongoing litigation.
Tax Appeal: 38 Semmens Road
Master Contract received from Montana Construction for Emergency Sewer line repairs (Riverside Cooperative).

3/25/13

Allocation of Equalization Valuation printout for Office of School Finance.
Tax Appeals: 64 Kohring Circle
34 Dora Street
181 Brook Street

3/26/13

Public Hearing for County Open Space-April 29, 2013.

BCUA Connection Fee Rebate received.

Tax Appeal-79 Norma Road

3/27/13

Tax Appeals: 27 Nelson Street
222 Schraalenburgh Road
13 Stonebrook Court
2 Stonebrook Court.
304 Lynn Street

Early Warning Lightening Detection System for School Package.

New NJDEP Flood Standard Correspondence.

3/23/13

Wiss & Bouregy correspondence re: Ongoing litigation.

Tax Appeal: 1-11 Lynn Street

NJLM Bulletin-March 2013

School Budget correspondence

4/1/13

Public Notice-211 Lynn Street Planning Board April 9, 2013.

COI-Pierce Manufacturing.

JIF Ruling re: Ongoing Litigation.

Tax Appeals: 37 George Street
25 Pondsides Park
28 Pondsides Park
40 Dorotockey Dr.
13 Stonebrook Court

4/3/13

Tax Appeal-76 Schraalenburgh Road

4/4/13

Clean Communities Grant information for 2011 is required to be submitted.

NJDEP Flood Mitigation Report filed in Trenton (Neglia).

Notification of Board of Adjustment – 71 Highland Avenue

4/5/13

Community Development meeting-April 16, 2013

Tax Appeal-15 Cooper Place

4/8/13

General Election Offices for November received from County.

Tax Appeal 94 Hackensack Avenue.

OPRA Property Card.

Mutual Aid Rapid Deployment-Carlstadt.

Tidelines-Spring 2013.

4/9/13

Board of Chosen Freeholder Ordinance Adoptions at the April 3, 2013 meeting

4/10/13

Dept of Planning correspondence-Our Lady of Victories

Thank you from Center of Food Action for food collection.

New Jersey Transit public hearing-for federal hearing for financial assistance.

O & R NJDEP case for their Satellite Facility on Schraalenburgh Road.

Nationwide Borough Account information.