

**REGULAR MONTHLY MEETING
Mayor and Council
Borough of Harrington Park, New Jersey
November 18, 2013**

(PAH) Call Meeting to Order

Time: 7:00pm

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.

(MF) 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:

Ann H. Bistriz, Borough Clerk/Admin (ALB)

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

(MF) 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 AIF

(JP) Council has had the chance to review Addendum I which was read into the record.

AN inquired if all the members of the Police Committee were in agreement with this appointment for the Police Department. JP stated the majority not by entirety.

Motion for Addendum I **Resolution Approving the Agreement and Release as Between the Borough of Harrington Park and James Hayden-JP**

Second-AN

Roll Call Vote Roll Call Vote YES-GE, JP, AN, JC; NO MR and JD

Mr. Dineen swore in Deputy Chief Hayden. Dept. Chief Hayden was joined by his father and Ms. Donna Guerrero.

PAH congratulated Dept. Chief Hayden and added that this was not only good for the Police Department but for the municipality as well. The new salary will be revenue neutral. Dept. Chief Hayden thanked Council and the Police Committee for their efforts.

(PAH) Return to the Regular Order of Business

Motion GE

Second JP

Vote AIF

(PAH) Minute Approval

Regular Meeting October 21, 2013

MR has requested to review the minutes regarding a possible abstention vote and would like to hold on approval until December meeting.

(PAH) Consent Correspondence

SEE ADDENDUM "AA"

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

Motion JP

Second MR

Vote AIF

(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.

(JD) Tax Court Judgment-Duggan A

- Tax Court Judgment Sarkisian B**
Trust Fund-Beautification Committee C
(GE) Heat Repair Borough Hall D
Agreement for Asphalt Testing Services E
Resolution for Use of Outside Contractor for Plowing F
(AN) Sale of Retired Fire Truck G
Motion AN
Second GE
AN noted that the Fire truck has a buyer from Westwood Volunteer Fire Department. He thanked ALB for handling this transaction.
Roll Call Vote AIF

Separate Vote:

- (JD) Payment of Claims H**
Motion JD
Second GE
Roll Call Vote AIF, MR abstained due to reimbursement for Ragamuffin Parade and House Decorating Contest.

Individual Committee Reports

- (JD) Finance, Administration & Exec., Grants, Newsletter**
- (GE) DPW, Recycling, Building & Grounds**
Weather has been cooperating to help expedite the removal of leaves throughout the Borough. PAH thanked the DPW regarding the good job they have been doing to remove leaves. When you drive through other towns, there is a significant difference in the amount of leaves that are left curbside. Once again the DPW has done an outstanding job. GE agreed and will forward these sentiments to Mr. Kiernan.
- (JP) Police, Municipal Court, Public Assistance**
574 Calls, 31 Safety Patrols, Mutual Aid with Closter and River Vale.
127 Summons, 6 written warnings
- (MR) Recreation Commission, Environmental Commission**
Personnel & Performance Evaluations
Successful Clean Up on Nov. 16th. 11 people volunteered, including JP. Pulled 4 tires, garbage cans, and a television out of the reservoir area on Bogerts Mill Road. Over 1000 pounds of trash. The group also cleaned up the Perry Cemetery on Old Hook Road.
- (AN) Planning Bd., Bd. of Adjustment, Construction, Fire**
AN will email the Fire Department report.
5K was awesome-all did a great job and a great time was had by all.
- (JC) Board of Health, Sanitation**

Liaison to Board of Education

Board of Health officially approved Ms. Gail Poling as the new town nurse as of January 1, 2014. Rate is \$25/hr. Approx. 8 hours per month.

Pet waste container has been received and will be placed on the UWR property at the end of Columbus Road.

Classical Concert at St. Andrews will be December 6, 2013-7pm. Holiday music including Bach and Mozart will be played.

Old Business

(MR) Pondside Park Pitcher's Mound Repair

Pitcher's mound has not been in conforming condition and may have been changed from the original state by other field improvements. Contract has agreed to repair on behalf of the Borough, at no charge.

MR is proposing to keep a spread sheet of work done in the Borough so all will be kept up to speed with when projects are completed and when they are no longer covered by any maintenance agreements.

ALB will keep the list. PAH agreed this is a good practice.

(JC) Garbage and Recycling Disposal Addendum J

3 bids received. IWS was the lowest price at \$64.50/ton. We are currently paying \$65.35, so the savings should offset the increase in garbage collection increase.

Motion JC

Second MR

Roll Call Vote AIF

New Business

(MR) Recreation is requesting to use \$15,000 of Open Space money to maintain the fields against the typical wear and tear from the scheduled sports groups that use the fields. Discussion followed regarding the initial amount that was requested earlier in the year. And what that was to be spent on. There was some concern by JD that this year's request was a one shot deal, and not to be used continually to keep the fields in check. Mr. Paccico will be attending the next meeting to discuss this idea further.

AN would like to see some form of actual plan in place to address this ongoing issue.

(JC) Social Media/ Email Notifications

The HSA would like to work with the Borough to create a data base to disseminate information regarding all events taking place in the Borough. The Clerks list is out dated. A portal on our website would allow residents to add their information and update when necessary. Within this type of program the Borough would be able to work with the HSA to ensure more residents would be informed on a regular basis. There may be a small financial involvement, but this is a necessary means of communication to our residents.

Board of Health

New County Contract has been received. This is a two year contract with costs per year of \$11,923.28 for County health services and animal control.

(PAH) Mayor's Report

- Happy Thanksgiving to all
- Looks forward to working with Brookside Village to install emergency generators by using funds from a Block Grant-no cost to taxpayers-Brookside Village would pay any reimbursements that a grant would not cover.
- Messages were left with Ms. McGee regarding the crosswalk request for Lafayette Road. Latest estimate from the County is approximately \$15,000 for 2 ADA compliant ramps and the sidewalk repairs on one side, and some form of landing construction on the other. There is a possibility of a grant for Pedestrian Safety, but the key is to have County approval of the project before applying for any grants.
- Thank you to Mr. Scott Litchfield and all the volunteers that worked with him for a record setting 5K event. The turn out and fund raising was much greater than expected.
- Dept. Chief Hayden and Mr. Mark Kiernan attended the Lightening Detection System meeting and will work with the Recreation Commission for further training.
- PAH attended a table-top drill for student safety held on November 15, 2013 at the Harrington Park School, run by Dr. Fried. Dept. Chief Hayden also attended along with members from the Fire Department, Ambulance Corps and HSA.
- Interboro Police Communication will hold its fees to the same as last year. There is ongoing discussion with the County regarding a decrease in 9-1-1 fees for the year 2014.
- Joseph Cho, Ehret Avenue has been appointed to fill the opening on Recreation Commission.

(PAH) Open to Public

**Motion GE
Second JP
Vote AIF**

No public present

(PAH) Closed to Public

**Motion GE
Second JP
Vote AIF**

Ordinances-None

Closed Session 8:23pm

**Motion GE
Second JP**

Vote AIF

RESOLUTION
CLOSED SESSION

WHEREAS, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and

WHEREAS, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.

1. Contracts-PBA (JP)
2. Contract-Finance (JD)

BE IT FURTHER RESOLVED that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion.

Return to Open Session Time: 8:56pm

Motion GE

Second JP

Vote AIF

Meeting Adjourned 8:57pm

Motion GE

Second AN

Vote AIF

ADDENDUM A

TAX COURT JUDGMENT

R E S O L U T I O N

WHEREAS, a Memorandum of Judgment issued by the Tax Court has been received by the Tax Collector concerning a reduction in the assessment of the following property for the tax year 2012 thereby creating the need to issue a property tax refund as follows:

Block 1017 Lot 8

**FRANCES DUGGAN
52 HIGHLAND AVENUE
HARRINGTON PARK, NJ 07640**

**2012 ORIGINAL ASSESSMENT
\$590,000**

**TAX COURT JUDGMENT
\$500,000**

Total 2012 Refund:\$1,872.90

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey that the Borough Treasurer/Tax Collector be and is hereby authorized and directed to

Addendum C
RESOLUTION

BEAUTIFICATION COMMITTEE TRUST FUND

WHEREAS, N.J.S. 40A:4-39 provides that a municipality may dedicate certain revenues in any budget when the character of the revenue is not subject to reasonably accurate estimate in advance by including in said budget a statement dedicating such revenues to the purpose or purposes for which they are received; and

WHEREAS, the Borough will receive contributions under N.J.S.A. 40A:5-29 for the **Harrington Park BEAUTIFICATION COMMITTEE Trust Fund** and these funds are to be used solely towards the purchase of supplies and planting/gardening materials.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that revenues received for the Harrington Park Beautification Committee Trust Fund are hereby dedicated and shall be made available to the Harrington Park e Beautification Committee expenditures for the purpose stated above as and when received in cash during the fiscal year.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Harrington Park that two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services

ADDENDUM D
RESOLUTION

HEATING REPAIR FOR BOROUGH HALL

WHEREAS, the Borough Hall in Harrington Park is in need of replacements for the circulation pumps (2) of the heating system; and

THEREFORE BE IT RESOLVED, Whalen and Ives Heating and Plumbing has been approved to conduct this repair at the estimated cost of \$780.00 with work to be performed during the week of November 18, 2013

ADDENDUM E
RESOLUTION

AGREEMENT FOR ASPHALT TESTING SERVICES

WHEREAS, Borough of Harrington Park had chosen to enter into a grant agreement in with the New Jersey Department of Transportation Municipal Aid Grant to provide roadway improvement in the LaRoche Avenue and Parkside Road areas within the Borough; and

WHEREAS, KeyTech Laboratories, 210 Maple Place, Keyport, New Jersey 07735 has provided the Borough with an Agreement for Asphalt Testing Services for this project; and

WHEREAS, the Agreement for Asphalt Core Drilling and Testing includes a lump sum cost of \$1,300.00 representing Asphalt Testing Services; and

WHEREAS, the CFO has certified that these funds have been appropriately budgeted for; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the agreement of services for NJDOT Municipal Aid Grant project for KeyTech Laboratories, 210 Maple Place, Keyport, New Jersey 07735.

ADDENDUM F
RESOLUTION
CONTRACTOR FOR SNOW PLOWING

WHEREAS, the Borough of Harrington Park is charged with the responsibility to ensure the safety, health and welfare of all its Borough residents;

WHEREAS, the Borough of Harrington Park has from time to time encountered weather emergencies in the nature of the accumulation of snow and ice on its roadways as well as downed trees and litter;

WHEREAS, William Falkenstern Inc. is a private contractor located in Norwood New Jersey who in the past has been hired by the Borough of Harrington Park to assist in plowing streets, removing snow & ice and downed trees and litter it is furthered demonstrated that they are most capable and responsible;

WHEREAS, the Director of the DPW has determined that from time to time based on urgency in immediate need, the services of William Falkenstern Inc. are required to maintain the safety, health and welfare of Borough residents;

WHEREAS, William Falkenstern Inc. offers their services at a most competitive level but that the current demands of the insurance market would either prevent him from engaging with the Borough of Harrington Park on a competitive basis or require that he not engage in such service;

WHEREAS, the Borough of Harrington Park in recognition of the service and efforts of William Falkenstern Inc. in the provision of these emergency services is both necessary and vital to all residents with in the Borough of Harrington Park and that further it wishes to have William Falkenstern Inc. covered by its General Liability Policy for the performance of the work done at the behest of the Borough of Harrington Park;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that:

The Mayor, Clerk or such other authorized person shall execute a contract with William for Falkenstern Inc. for the emergency services outlined herein for a period of one year on the terms and conditions stated therein and further providing that the Borough of Harrington Park shall take all such necessary action to make William Falkenstern Inc. an additional insured under the Borough of Harrington Park for services performed at the behest of the Borough of Harrington Park.

ADDENDUM G

Resolution

WHEREAS, the Borough of Harrington Park had twice previously advertised and bid for the purchase of one of its used and retired fire trucks;

WHEREAS, the Borough of Harrington Park did not receive and offers/bids on the retired fire truck; and

WHEREAS, the Borough of Harrington Park received two private bids which were lower than the proposed price for such sale of such truck and all such bids were rejected;

WHEREAS, certain individuals associated with the Westwood Volunteer Fire Company are desirous of purchasing the truck for \$1500 with the intention of donating some of the parts to the same to the Westwood Fire Department;

WHEREAS, the Borough of Harrington Park has determined that the scrap value of the fire truck is \$1300 and this offers exceeds the same;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that:

The Mayor, Clerk or such other authorized person shall execute a title transfer for the Fire Truck with the proviso that the purchasers therein provide evidence of their intention to donate the same to The Westwood Fire Department for the sum of \$1500.

ADDENDUM H

RESOLUTION

PAYMENT OF CLAIMS CERTIFICATION

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

2012 Appropriation Reserve	\$
2013 Current Fund	\$2,898,877.11
Grant Fund	\$ 6,429.39
Payroll Nov. 1 and 15	\$ 205,466.17
Trust Fund	\$ 5,296.04
Dog Revenue Fund	\$ 3,288.01
Capital Fund	\$ 25,182.90
TOTAL	\$3,144,539.62

JUDITH CURRAN, CFO
November 18, 2013

ADDENDUM I
RESOLUTION

APPROVING THE AGREEMENT AND RELEASE AS BETWEEN THE
BOROUGH OF HARRINGTON PARK AND JAMES HAYDEN

WHEREAS, James Hayden (Employee) s currently employed as by the Borough of Harrington Park Police Department (HPPD), holding the rank of sergeant; and

WHEREAS, Harrington Park wishes to promote Employee to the rank of Deputy Chief on the terms and conditions recited in a certain Agreement and General Release (the Agreement), the provisions of which are included by reference in this Resolution; and

WHEREAS, Employee has heretofore executed the Agreement so as to indicate his consent and approval to the terms thereof; and

WHEREAS, Harrington Park wishes, by adoption of this Resolution, to reflect its approval of the terms of the Agreement.

NOW, THEREFORE, be it resolved by the Mayor and Council of the Borough of Harrington Park that the Agreement as between the Borough of Harrington Park and James Hayden, be and hereby is Approved; and

BE IT FURTHER RESOLVED that James Hayden is hereby promoted to the rank of Deputy Chief effective upon his swearing in to such position on or before December 31, 2013; and

ADDENDUM J
RESOLUTION

WHEREAS, the Borough of Harrington Park did advertise for sealed bids for a Contract for Disposal of Solid Waste and Recyclables Collected in the Borough of Harrington Park to a transfer pursuant to NJSA 48:13A-7.22, N.J.S.A. 40A: 11-1 et seq. and 7.26 H-6.4; and

WHEREAS sealed proposals were received by the Borough Clerk on September 18, 2013 and read aloud along with necessary bidding documents and bonds; and

WHEREAS, the Borough Attorney and Borough Clerk determined that the lowest and best bid has been submitted by Interstate Waste Services of New Jersey, Inc., 375 Routes 1 & 9 South, Jersey City, NJ 07305 with the following results:

Tipping fee per ton of \$64.50 per ton for the 3 year period beginning on January 1, 2014 to be transferred to Crossroads Transfer Station, 331 Old Route 17 South, Hillburn, NY 10931 .

WHEREAS, the Borough Treasurer has certified that funds will be available,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that the lowest and best bid be awarded to Interstate Waste Services of New Jersey, Inc., as hereinbefore stated in this Resolution.

The Mayor, Clerk or such other authorized person shall execute the contract with Interstate Waste Services of New Jersey, Inc. for the services referenced above.

ADDENDUM AA

CORRESPONDENCE

10/28/13

Final passage and County Executive Approval of Ordinance 13-26. Email
Mechanical repairs information for shared services-Paramus
Riverside Cooperative minutes October 2013
NJLM Legislative Bulletin
Interstate Waste Services correspondence regarding Waste Disposal Bid.

10/29/13

Resident correspondence (Boer) on Lohs Place regarding traffic speed on local roads. CC to Officer Barbieri.

10/30/13

JIF Sandy claim for the Borough of Harrington Park has been finalized and case closed.
BAN closing transcript received from Willentz etal-forwarded to Ms. Curran CFO

Census Bureau Boundary Map correspondence for 2014.

11/1/13

Office of Prosecutor MARS update.

Foreclosure notification-122 Spring Street.

11/5/13

Tax Court Settlement 39 Beechwood Place

11/8/13

PSEG road closing procedure update received.
Recycling Update Nov. 2013
County Executive's Office-Community Rating System information

11/13/13

Stipulation of Settlement-Sarkisian

11/14/13

As built-45 Walter Court (Neglia).

11/15/13

Department of Health information regarding Environmental Programs.

