

PUBLIC MEETING – Wednesday, October 24, 2012 at 8:00 p.m.

There will be a Public Meeting of the Mayor and Council of the Borough of Glen Rock on Wednesday, October 24, 2012, at 8:00 p.m. in the Council Chambers of the Municipal Building.

Agenda: (May be subject to change)

1. CALL TO ORDER /ROLL CALL

This meeting is called pursuant to the provisions of the Open Public Meeting Law. This Meeting was included in a list of meeting notices sent to the Bergen Record and advertised in said newspaper in January, posted on the bulletin board in the Municipal Building, and has remained continuously posted as the required notices under the Statue. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

In accordance with the New Jersey State Fire & Safety Code I call your attention to the lighted exit signs. In the event the alarm sounds, move in an orderly manner toward the exit nearest you and leave the building.

**Council Member O’Hagan – present
Council Member Orseck – present
Council Member Biggs – present**

**Council Member Pazan – present
Council Member Surrago – present
Council Member Nogara – present**

2. FLAG SALUTE/ANNOUNCEMENTS

Council member Biggs led the Council and audience in the flag salute.

Mayor van Keuren announced that a long-standing member of the Senior Citizen Advisory Committee has had to resign. Mayor van Keuren thanked her for her years of tireless service to the borough and more importantly to its senior citizens.

3. CONSENT AGENDA

All items listed are considered to be routine and non-controversial by the Borough Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies adoption of all resolutions, received and filed letters, correspondence, reports and approval of applications and minutes.

Resolutions:

1. Resolution for Approval of Minutes (10/3/12)

**Resolution No. 236-12
Offered by Council Member Orseck
Seconded by Council Member O’Hagan**

BE IT RESOLVED, that the Minutes of:

October 3, 2012

Be accepted as submitted.

ROLL CALL:

Council Member O’Hagan – yes	Council Member Pazan - yes
Council Member Orseck – yes	Council Member Surrago - yes
Council Member Biggs - yes	Council Member Nogara – yes

2. Resolution Payment of Bills

Resolution No. 237-12
Offered by Council Member Orseck
Seconded by Council Member O’Hagan

BE IT RESOLVED, that the following bills of the Borough of Glen Rock be paid in the amount of \$ 3,302,614.81.

GR Payroll	559,648.29
GRBOE	1,751,298.00
P.S.E.&G.	28,923.55
Matthew J. O’Donnell, Esq.	55,489.18
Burton Agency	12,221.00
Garibaldi	16,515.50
P.V.S.C.	128,451.31
Rachles/Michele’s	16,483.04
SUBTOTAL	\$ 2,569,029.87
Miscellaneous	105,028.93
General Capital	108,028.38
Payroll Account	519,969.63
Developer’s Fees	558.00
Total Payment of Bills	\$ 3,302,614.81

ROLL CALL:

Council Member O’Hagan – yes	Council Member Pazan - yes
Council Member Orseck – yes	Council Member Surrago - yes
Council Member Biggs - yes	Council Member Nogara – yes

3. Resolution for Change Order (Signs Mun. Bldg.)

Resolution No. 238-12
Offered by Council Member Orseck
Seconded by Council Member O’Hagan

**RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR
MUNICIPAL BUILDING SIGNAGE**

WHEREAS, the Borough of Glen Rock awarded a contract to Allied Environmental Signage, Resolution 179-12, in the amount of \$62,000.00 on July 25, 2012; and

WHEREAS, during the course of design and layout it was determined that substitutions were required in size and material of certain signs to be displayed in the municipal building including the following:

Furnish and install one 45” diameter cast aluminum Borough of Glen Rock Plaque, with bronze semi-gloss finish as substitution for Sign Type H3, ¾” thick, 45” diameter sign foam seal to be painted cast bronze \$ 700.00

Furnish and install nine (9) sets of ¼” thick, 4” high router cut acrylic letters as substitution for Sign Type H1 and Sign Type H2, ¼” thick, 2.5” high router cut acrylic letters \$ 450.00

Credit for ABS Plaque (Sigh Type G4) (\$ 24.00)

For a total amount of \$ 1,126.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available for Change Order #1

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Glen Rock that Change Order #1 be approved in the amount \$1,126.00 for substitutions in the original signage contract awarded to Allied Environmental Signage.

ROLL CALL:

Council Member O’Hagan – yes

Council Member Pazan - yes

Council Member Orseck – yes

Council Member Surrago - yes

Council Member Biggs - yes

Council Member Nogara – yes

4. Resolution for Tax Appeal Settlement (B69 L9)

Resolution No. 239-12

Offered by Councilman Orseck

Seconded by Councilman O’Hagan

RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT

(B 69, L 9)

WHEREAS, there is pending before the Tax Court of New Jersey, the matter of Deborah A. Deffaa v Borough of Glen Rock bearing Docket No. 9733-2011and

WHEREAS, the Borough’s Tax Assessor, Steven Rubenstein, has reviewed the property record card, income and expense analysis and has made a physical inspection of the property; and

WHEREAS, the Tax Assessor, has recommended a modification to the 2011 assessments; and

WHEREAS, as a result of discussions between the Tax Assessor, the Plaintiff’s attorney, and their real estate expert/consultant and the Borough Attorney, it is the recommendation of the Tax Assessor that the Mayor and Council ratify and approve the settlement of this matter.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council as follows:

1. The Mayor and Council having reviewed the recommendation for reduction in the assessment of the following Tax Court of New Jersey appeal do hereby ratify the following settlement:

<u>PROPERTY OWNER</u>	<u>BLOCK/ LOT</u>	<u>YEAR</u>	<u>ORIGINAL ASS'MENT</u>	<u>SETTLEMENT</u>
Deborah A. Deffaa	69/9	2011	\$1,091,000.00	\$1,041,000.00

ROLL CALL:

Council Member O'Hagan – yes	Council Member Pazan - yes
Council Member Orseck – yes	Council Member Surrago - yes
Council Member Biggs - yes	Council Member Nogara – yes

5. MOTIONS

Departmental Reports

Council member Pazan (*Finance/Library*) – Reminded residents how great of a resource the Library continues to be. New software will be installed for electronic borrowing. The Friends of the Library recently held two fund raising events; a trolley ride through town touring some of our many historical homes and secondly, a wine tasting was also held. Council member Pazan noted he has received many comments on how great the pool season was thoroughly enjoyed.

Council member Surrago (*Public Works*) – The new Recycling Center is now open. There are two restrooms available for sporting events, surveillance video, ample parking with handicapped accessibility. Leaf collection began October 22nd and continues through December 31st. Residents are reminded to refrain from putting mums, branches or plastic bags at the curb.

Council member Nogara (*Licenses/Franchises*) – Dialog has begun with the Shade Tree Commission to try and mitigate sidewalk damage caused by tree roots. Information will follow once it becomes available.

Council member Biggs (*Communications*) – Residents continue to be encouraged to sign up for borough news alerts by visiting the borough website. A bulletin was included in last week's Gazette urging special need citizens to fill out so the borough has a record of those needs. GRTV continues to provide volunteer services with emanating information concerning the Borough.

Council member O'Hagan (*Public Safety*) – Thanked the DPW for beginning leaf pick-up earlier in the season. Cautioned the public to be mindful of daylight savings and children out trick or treating. Thanked the GRPD and Det. Calaski for a recent seminar that was held regarding potential scams and predators looking for money.

Council member Orseck (*Parks & Recreation*) – Game On Glen Rock held a large fundraising event last week at The Venetian. The Thielke Arboretum is also holding a fundraising effort for the education building to be located at the arboretum. GRLAX is looking at a huge lacrosse registration this year ... previously 350 to possibly 500 children.

Mayor van Keuren has had discussions with the Police Chief regarding Halloween. As a result of recent events and Halloween there will be a curfew of 8 p.m. for October 30th and 31st for anyone under the age of 18. Secondly, there was a letter in last week's Gazette concerning the financial

obligations of the Borough. To leave hanging, in a letter, the potential inference that there are problems of any magnitude in the borough's financial operation is a disservice to the community. If the letter writer had attended any work session or public council meeting this year they would have become aware that two months ago the Council approved a corrective action plan dealing with each of the 13 items of which 9 of the 13 had already been resolved and the other 4 on track to be resolved at the end of the year (as they deal with year-end practices). None of the 13 is of a substantial nature and rather record keeping. This borough operates exceptionally well and it troubles me that someone would write a letter of this nature yet not attend a single council meeting or in any way seek information regarding this from myself, the Council or borough staff.

**Motion to accept reports as filed:
Motion by Council Member Pazan
Seconded by Council Member Nogara**

ROLL CALL:

Council Member O'Hagan – yes	Council Member Pazan - yes
Council Member Orseck – yes	Council Member Surrago - yes
Council Member Biggs - yes	Council Member Nogara – yes

6. ORDINANCES

**Ordinance Procedure # 1670 (Parking at Wilde Park, Pool and Recycling Center)
Date of Introduction: October 24, 2012**

**Council Resolution # 240-12
Introduced by Council Member O'Hagan
Seconded by Council Member Surrago**

Be It Resolved by the Borough Council of the Borough of Glen Rock that AN ORDINANCE TO AMEND CHAPTER 150 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED, ENTITLED "PARKING" BEING AN ORDINANCE ESTABLISHING REGULATIONS FOR PARKING WITHIN PUBLIC PARKING LOT(S) WITHIN THE BOROUGH

Heretofore introduced and does now pass on first reading, and that the said Ordinance be further considered for final passage at a meeting to be held on November 7, 2012 at 8:00 p.m., or as soon thereafter as the matter can be reached, at the Municipal Building in the Borough of Glen Rock, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance in the Bergen Record according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

ROLL CALL:

Council Member O'Hagan - yes	Council Member Pazan - yes
Council Member Orseck – yes	Council Member Surrago - yes
Council Member Biggs - yes	Council Member Nogara - yes

**BOROUGH OF GLEN ROCK
ORDINANCE NO. 1670**

**AN ORDINANCE TO AMEND CHAPTER 150 OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK -
1971 AS AMENDED, ENTITLED "PARKING" BEING AN ORDINANCE
ESTABLISHING REGULATIONS FOR PARKING WITHIN PUBLIC PARKING LOT(S)
WITHIN THE BOROUGH**

BE IT ORDAINED by the Borough Council, the Borough of Glen Rock, County of Bergen, State of New Jersey, as follows:

Section I - Chapter 150, of the Revised General Ordinances of the Borough of Glen Rock 1971, as amended, entitled "Parking", is hereby amended by deleting Sections 150-2 and 150-3 in their entirety to be replaced with the following:

“§ 150-2 Parking on lots within Park Land.

A. Designated Lots. Parking of vehicles within the following parking lots lying within Borough park land are hereby controlled by the provisions of this chapter:

1. Wilde Memorial Park.
2. Swimming Pool.
3. Recycling Area (Faber Field).

B. Parking Within Spaces. In any public parking lot now existing or which shall hereafter exist in the Borough, no vehicle shall be parked or be allowed to stand except within the lines marked for such purpose therein.

C. Parking Prohibited Certain Hours

- i) No vehicle shall be parked or allowed to remain in any public parking lot between the hours of 2:00 a.m. and 5:00 a.m.
- ii) Parking is limited to passenger cars, and the Borough of Glen rock disclaims any responsibility for damage to vehicles or contents, including theft or vandalism.

D. Reserved Parking Spaces. Parking reserved for physically handicapped drivers.

1. The following locations are hereby designated as restricted parking spaces for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles, pursuant to the provisions of N.J.S.A 39:4-205, when using a motor vehicle on which is displayed a certificate for which a special vehicle identification card has been issued, pursuant to N.J.S.A 39:4-206:

- a) Two (2), designated spaces within the Wild Memorial Park parking lot.
- b) Two (2), designated spaces within the Swimming Pool parking lot.
- c) Seven (7) designated spaces within the

Recycling Center (Farber Field) parking lot.

2. All spaces indicated hereby shall be painted and signed in accordance with the applicable regulations issued from time to time by the State of New Jersey Department of Transportation.

E. Signs complying with the provisions of N.J.S.A. 39:1-1 et seq. shall be installed at the areas so designated.

§ 150-3 Violations.

A. Maximum penalty.

1. For violation of any provision of this Chapter, the maximum penalty shall, upon conviction of a violation, be any combination of the following:

i) A fine not exceeding \$1,000.00, or a period of community service not exceeding ninety (90) days.

ii) Application. The maximum penalty is not intended to state an appropriate penalty for each and every violation. Any lesser penalty, including a nominal penalty, may be appropriate for a particular case or a particular violation.

B. Separate Violations - each violation of any of the provisions of the Chapter and each day that each such violation shall continue shall be deemed to be a separate and distinct offense.”

Section II **VALIDITY-SEVERABILITY** If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be held invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this Ordinance but such judgment shall be confined in its operation to the section, paragraph, subdivision or clause directly involved in the controversy in which said judgment shall have been rendered.

Section III All Ordinances or parts of Ordinances inconsistent with the provisions hereof are hereby repealed.

Section IV This Ordinance shall take effect upon passage as required by law.

Ordinance Procedure: # 1669 (Bond Ordinance \$525,000/Radio Communication System)

Date of Final Reading: October 24, 2012

Date of Introduction: September 24, 2012

A motion to open public discussion on this ordinance was made by Council member Pazan, seconded by Council member Biggs. All were in favor

A motion to close public discussion on this ordinance was made by Council member Pazan, seconded by Council member Biggs. All were in favor.

Council Resolution # 241-12

Introduced: Council Member Pazan

Seconded Council Member Biggs

BOND ORDINANCE TO AUTHORIZE THE RADIO COMMUNICATION SYSTEM UPGRADE PROJECT BY AND FOR THE BOROUGH OF GLEN ROCK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$525,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATIONS AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

Be passed upon second and final reading, and that the Borough Clerk be, and is hereby authorized and directed, to advertise the same according to law by publishing the same by title in the Bergen Record.

ROLL CALL:

Council Member O'Hagan - yes
Council Member Orseck – yes
Council Member Biggs - yes

Council Member Pazan - yes
Council Member Surrago - yes
Council Member Nogara - yes

ORDINANCE NO. # 1669

BOND ORDINANCE TO AUTHORIZE THE RADIO COMMUNICATION SYSTEM UPGRADE PROJECT BY AND FOR THE BOROUGH OF GLEN ROCK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$525,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Glen Rock, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Glen Rock, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake the Radio Communication System Upgrade Project by and for the Borough. Said improvement is being undertaken in conjunction with the Village of Ridgewood and shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$525,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the total estimated cost of said purpose is \$525,000, and (4) \$25,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$500,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$5,000 which is estimated to be necessary to

finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$25,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough or heretofore appropriated for down payments on capital improvements or for the capital improvement fund by an emergency appropriation, are now available to finance said purpose. The sum of \$25,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$500,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$500,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$500,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough expects to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

7. MEETING OPEN TO THE PUBLIC: (Before speaking at the meeting, each person must state their name and address. 5 minute limit)

Doris Ciaramella – 15 Austin Place – Mrs. Ciaramella commented when landscapers clean Glen Courts the yard debris is left in the street, often covering the drain. Mrs. Ciaramella asked why leaves are being picked up early, when no leaves have fallen yet. Mayor van Keuren responded this request was made in an attempt to have the streets clear for Halloween.

Carol Thielke – 1 Glen Avenue – Mrs. Thielke commented there has been a lot of activity. A prehistoric garden has been developed in the old pine forest. A company has come in and removed scrub plants with the native plants remaining and 50 new trees and shrubs being planted. The new trees all existed here millions of years ago, hence the name of the garden. All are encouraged to visit the Arboretum. Volunteers will be planting bulbs this Sunday. After 20 years the arboretum has a new sweatshirt and tee-shirt. All at the Arboretum were saddened to hear of the loss of Rich Witkowski.

Council member Orseck thanked Carol and all her volunteers for their work at the arboretum.

Jim Seaton – Ferndale Avenue – Thanked the borough for removing a tree on his street that was in need of removal.

Doris Ciaramella – 15 Austin Place – Also thanked Det. Calaski and the GRPD for the recent “Scam Workshop”.

8. ADJOURNMENT

Motion to adjourn the meeting was made by Council member Orseck

Seconded by Council member O’Hagan

Meeting adjourned at 8:40 p.m.