

PUBLIC MEETING – Wednesday, November 7, 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, November 7, 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 Surrago led the Council and audience in the flag salute.

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 (10/24/12)

**Resolution No. 243-12
Offered by Council Member Orseck
Seconded by Council Member Nogara**

BE IT RESOLVED, that the Minutes of:

October 24, 2012

Be accepted as submitted.

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

2. Resolution for Chapter 159 (Recycling Tonnage Grant)

Resolution No. 244-12

Offered by Council Member Orseck

Seconded by Council Member Nogara

**Chapter 159 Resolution
Approval of items of Revenue and Appropriation
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Glen Rock in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2012 in the amount of \$21,823.49, which is now available from the State of New Jersey State Recycling Fund in the amount of \$21,823.49.

BE IT FURTHER RESOLVED that the like sum of \$21,823.49 is hereby appropriated under the caption of 2010 Recycling Tonnage Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from the State of New Jersey State Recycling Fund in the amount of \$21,823.49.

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

3. Resolution Accepting Gift of Police Motorcycle from Bergen County

Resolution No. 245-12

Offered by Council Member Orseck

Seconded by Council Member Nogara

RESOLUTION ACCEPTING GIFT OF A 2002 POLICE MOTORCYCLE FROM THE COUNTY OF BERGEN

WHEREAS, the Borough of Glen Rock has been offered a gift from County of Bergen of a 2002 Harley Police Edition Road King motorcycle (“Motorcycle”), no longer needed on a daily basis by the Bergen County Police Department; and

WHEREAS, pursuant to N.J.S.A. 40A:5-29, a municipality is authorized and empowered to accept gifts and to utilize same in any manner set forth in such gift not inconsistent with the law; and

WHEREAS, the Borough of Glen Rock is desirous of accepting the gift, subject to the condition that the Borough of Glen Rock shall be required to offer title to the Motorcycle to the County of Bergen in the event the Borough discontinues it’s use.

NOW, THEREFORE BE IT

RESOLVED, by the Borough Council of Glen Rock that pursuant to N.J.S.A. 40A:5-29 the Borough does hereby accept, with appreciation, a gift from the County of Bergen of a 2002 Harley Police Edition Road King Motorcycle bearing VIN#1HD1FHW192Y602501, subject to the condition that should the Borough discontinue its use of the Motorcycle, title shall be offered back to the County of Bergen; and be it further,

RESOLVED, that this resolution is subject to the adoption of a resolution by the Bergen County Board of Foreclosures authorizing the donation of the 2002 Police Motorcycle.

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

4. Resolution Authorizing Professional Service Contract (Appraiser)

Resolution No. 246-12
Offered by Council Member Orseck
Seconded by Council Member Nogara

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT

WHEREAS, the Borough Attorney and Borough Tax Assessor have evaluated the need to retain the services of a licensed real estate appraiser to assist in the defense of pending tax appeals entitled “Opeachy Ltd., L.P. v. Glen Rock (2010, 2011 and 2012), pertaining to property located at 25 De Boer Drive (Block 196/Lot 6) and have determined that there is a need for an appraisal report in order to adequately defend these cases; and

WHEREAS, Robert McNerney, MAI, SRA, CRE, of the firm of McNerney & Associates, Inc., has submitted a proposal dated October 31, 2012, setting forth the anticipated charges/costs to be assessed to the Borough of Glen Rock, a copy of which is on file with the Borough Clerk; and

WHEREAS, pursuant to the provisions of the New Jersey Campaign Contribution and Expenditures Reporting Act, specifically N.J.S.A. 19:44A-20.5, the Borough has determined and certified in writing that the value of the services will not exceed the sum of \$17,500.00; and

WHEREAS, appraisal services are a professional service exempt from public bidding requirements, but notice of this resolution must be published in a legal newspaper as required by the Local Public Contracts Law; and

WHEREFORE, the Chief Financial Officer has provided the Governing Body with Certification of the availability of funds requirements.

NOW THEREFOR BE IT,

RESOLVED, by the Borough Council of Glen Rock, that the Mayor or the Borough Administrator is hereby authorized to enter into a contract with McNerney & Associates, Inc., which agreement shall provide for a total appraisal fee of \$7,500.00 (inclusive of all out-of-pocket-expenses), plus court time and preparation at the rate of \$100.00 per hour; and be it further

RESOLVED, that the Borough Clerk shall cause to be published, notification of the award of the Professional Services Contract as required by the Local Public Contracts Law.

Motion to accept consent agenda by Council Member O'Hagan
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

4. ORDINANCES

Ordinance Procedure: # 1670 (Parking at Wilde Park, Recycling Center and Pool)

Date of Final Reading: November 7, 2012

Date of Introduction: October 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 # 247-12

Introduced: Council Member Pazan

Seconded Council Member Biggs

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 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

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 Wilde 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.

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

Mayor van Keuren commented he is not aware of any other municipality in Bergen County that provided communication/services in the manner in which we did during Hurricane Sandy and the recovery thereof. Mayor van Keuren stated communication with PSE&G was positive and DPW took extreme pro-active measures to prevent situations and then during/after the storm worked to clear debris and fallen trees.

Council member Biggs started by thanking the Council for approving the hiring of a part-time communications coordinator, Heidi Blauvelt. The website was updated constantly, reverse 9-1-1 calls were made daily (sometimes 2-3 times), Facebook was an inter-active source all day long, GRINS, Twitter, press releases, hand written updates posted at borough hall and flyers in town were all measures used to get pertinent information to our residents. Many senior citizens who filled out a recent informational flyer were contacted, with hundreds more filled out throughout the course of the storm. GRTV was instrumental in getting information out as well as setting up WiFi at Borough Hall. Residents were encouraged to be pro-active and go to the borough website and sign up for news and alerts. HUGE thank you to Heidi Blauvelt!

Mayor van Keuren noted that the Borough has and will continue to provide information streams that do not involve or require a landline phone or power source.

Council member O'Hagan thanked Council member Biggs for the countless hours put in with the recovery efforts. Council member O'Hagan reported for the time period 10/29/12-11/7/12 the Police received a staggering 560 calls. There were 29 trees that hit houses causing damage. Council member O'Hagan also thanked OEM Director Joanne Perry, Deputy OEM Noreen Egan, Chief Stahman, Fire Chief Tom Jennings and School Administrators. The communication efforts have been collaborative with 16-20 hour days put in by many. Additionally, GRTV, Ted Burke and his staff, have worked around the clock to get information out to the public.

Council member Orseck spent time at Borough Hall listening to residents and volunteering to sit at our front desk offering information. Borough Hall remained open from 8 a.m. until 10 p.m. for residents to warm and charge electronics.

Council member Nogara shared mutual frustration with those who lost power. Council member Nogara is a member of our GRFD and witnessed transformer explosions, downed wires and trees uprooting. Proud to be part of this team and commended the excellent leadership. The Borough's leadership was top notch ... Mayor van Keuren and Borough Administrator Benjamin (both also without power) were at Borough hall constantly.

Council member Surrago reported at the beginning of the storm (Oct. 29th) there was a reported 85 streets blocked and as of this morning (8 days later) all but 5 of those streets have been cleared. Many of these streets had 4-8 huge trees. Approximately 200 borough and private trees fell as a result of the storm. So far DPW has logged 1440 hours (straight and overtime) with the men working both Saturday and Sunday. Wood chips are located at the landfill area with a large brush pile located in the pool parking area. A sanitation truck has been stationed at the Recycling Center for residents to drop off household (i.e. food) waste. The Recycling Center has also been open, in addition to normal operating hours, on Monday's and Wednesday's. Council member Surrago also commended Bob Tirserio for his leadership and DPW for their long, trying hours of clean-up.

Council member Pazan stated as Chair of Finance and Revenue whatever needs to be fixed will be. Obviously our expenses were/are unanticipated and the money will need to be borrowed. Council member Pazan thanked the Borough for allowing Sabbath services to be held in the Borough Chambers.

At this time Mayor van Keuren asked those in attendance for any comments or concerns.

John Piermattio – 87 Main Street – Mr. Piermattio suggested more accurate information be given to the tax payers. Find out who is “in charge” and what their plan for the day will be (PSE&G).

Mayor van Keuren commented he attended a Mayor’s meeting where the President of PSE&G was in attendance and this exact point was made and stressed numerous times. Mayor van Keuren agreed that the communication between PSE&G and the municipalities is one of the weak links.

Mary Brennan - Asked why it took until Monday of this week (one week after the storm) to get a PSE&G truck in town.

Mayor van Keuren stated there was a considerable amount of damage done to primary and secondary distribution points. Consequently, a lot of time was spent repairing these areas before hitting the streets and downed wires. Glen Rock suffered more downed trees and wires than any other town in the area. Also, PSE&G started working in the southern part of the state working their way to the north and Bergen County.

Ms. Brennan asked how this can be changed as we are not paying any less than people in the south of the State. We should receive equal service. Secondly, Ms. Brennan believes the town should have input as to which areas should be serviced first, i.e. Harristown Road.

Mayor van Keuren replied the town did give a list of priorities and emergency priorities to PSE&G, as well as all municipalities. It is up to PSE&G to sort through these priorities and deal with accordingly.

Ms. Brennan asked how we get on PSE&G’s agenda that we, like every other town, get trucks allocated earlier. Secondly, Ms. Brennan asked how we get the Governor to stop looking at numbers but rather total percentages of homes without power. On Sunday, Glen Rock had 71% of the homes without power, yet with a household population of only 4000 we weren’t “big enough” to get attention.

Mayor van Keuren totally agreed, as do neighboring Mayor’s, and will present to PSE&G.

Ms. Brennan also commented there needs to be a better means of communicating as she received more information down at Starbuck’s than anywhere else. No one knows the town sends out messages.

Council member Biggs replied the information to sign-up is out there. They have been present at town fairs, newspaper articles, community events, council meetings, visits to the H.S.A.’s at each of the schools. Council member Biggs noted the Borough did reach out to the Board of Education, as the children are our best resource, to which we were flatly turned down.

Ms. Brennan suggested another Reverse 9-1-1 call go out telling people to sign up.

Council member Biggs also noted that many people were/are reluctant to give personal cell numbers, until now ... when their landline phones were out.

John Sanders – 765 S. Maple Avenue – Mr. Sanders commented this storm was unprecedented. Mr. Sanders noted this is a perfect opportunity for the community to come together. Mr. Sanders thanked the town for opening up the Recycling Center and continuing with tree/branch/leave pick-

up. Mr. Sanders expressed concern with the people that were walking around live wires, even with an imposed curfew.

Council member O'Hagan commented the Police were constantly warning people they saw out. The wires are 480 volts.

Council member Nogara added the downed wires do not even need to be touched as they produce an arc that is equally as dangerous. Additionally, wires that were once dead may go live at any moment when power is turned on.

Diane Herrlett – 5 Franklin Place – Mrs. Herrlett asked if a town tree comes down and takes out a sidewalk, who is responsible for the replacement of that sidewalk.

Steven Kim, 11 Kirkwood – Mr. Kim discovered, by talking to a lineman, that his line was down in addition to the grid he is on. Mr. Kim suggested a list of individual problems be kept and monitored by the town. Mr. Kim also stated, percentage-wise, Glen Rock was one of the hardest hit areas and for that reason should have had priority. Mr. Kim commented something needs to be done with all of the old-growth trees that the Borough has.

Mayor van Keuren stated he and the Council are very sensitive to the need for tree maintenance and a long-term plan.

Council member Nogara cautioned that the Borough not have a reactionary response to Sandy.

Kevin Davitt – 153 Glen Avenue – Mr. Davitt commented that the communication received from the Borough was unbelievable, particularly the Borough's Facebook page. Mr. Davitt also stated the miscommunication coming from PSE&G was unacceptable. Mr. Davitt suggested the schools be looked at as possible overnight shelters.

Council member Biggs commented that St. Catharine's did become a shelter until their power went out, as well as all the churches/synagogues in town. Mt. Carmel in Ridgewood became a pet-friendly, overnight shelter. Unfortunately, shelters need to have some type of kitchen facilities to which the elementary schools do not have. The high school would have been the only potential site; however, they too were without power. Council member Biggs strongly urged residents to check on their elderly neighbors.

6. ADJOURNMENT

Motion to adjourn the meeting was made by Council member Orseck

Seconded by Council member Biggs

Meeting adjourned at 9:15 p.m.