

PUBLIC MEETING – Wednesday, April 10, 2013 at 8:00 p.m.

There will be a Public Meeting of the Mayor and Council of the Borough of Glen Rock on Wednesday, April 10, 2013 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 – absent
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.

Council member Surrago read the following proclamation:

BOROUGH OF GLEN ROCK

**A PROCLAMATION TO DECLARE
“BRING YOUR OWN BAG WEEK” April 20-27, 2013**

Whereas plastic is a man-made, non-biodegradable material, and

Whereas the manufacture and distribution of thin, single-use plastic carryout bags requires vast utilization of natural resources, a process which generates greenhouse gas emissions, and

Whereas less than 50% of thin single-use plastic carryout bags are reprocessed into useful materials and the other 50% contribute significantly to environmental problems, including litter in storm drains, creeks, rivers, lakes, oceans and public landfills where they become a health hazard to all marine creatures and to all living things that consume them, and

Whereas because single-use thin plastic carryout bags provided by retail establishments impose unseen costs on consumers, local governments and taxpayers and constitute a public nuisance, the Glen Rock Mayor and Council do, accordingly, find and declare that the use of

single use plastic carry-out bags and paper carryout bags is undesirable, and **awareness of their detrimental effects is a public benefit**, so

THEREFORE the Borough of Glen Rock strongly supports the use of sturdy, reusable shopping bags by all consumers and encourages all residents to carry only reusable bags into retail establishments, and

THEREFORE we, the Mayor and Council of Glen Rock, declare **April 20-27, 2013**, as **“Bring Your Own Bag Week”** and we urge the following actions:

- Residents should refrain from accepting any plastic or paper single-use bags from merchants whenever possible, and
- Residents should use their own multi-use bags when shopping, and should consider continuing to bring their own reusable bags whenever they shop, after April 27, and
- Residents should properly dispose of any plastic bags and plastic wrap at the Glen Rock Recycling Center,

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 minute (3/27/13)

Resolution No. 93-13

Offered by Council Member Nogara

Seconded by Council Member Biggs

BE IT RESOLVED, that the Minutes of:

Council Meeting – March 27, 2013

Be accepted as submitted.

ROLL CALL:

Council Member O’Hagan – yes

Council Member Orseck – absent

Council Member Biggs – yes

Council Member Pazan – yes

Council Member Surrigo - yes

Council Member Nogara – yes

2. Resolution for Tax Appeal Settlement (B64 L1)

Resolution No. 93-13

Offered by Council Member Nogara

Seconded by Council Member Biggs

RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT

(B 64, L 1)

WHEREAS, there is pending before the Tax Court of New Jersey, the matter of David & Megan Garsia v. Glen Rock bearing Docket No. 015180-2010

WHEREAS, the Tax Assessor, has recommended a modification to the 2010 assessment; and

WHEREAS, as a result of discussions between the Tax Assessor, the Plaintiffs' attorney, 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 settlement¹:

<u>PROPERTY OWNER</u>	<u>BLOCK/ LOT</u>	<u>YEAR</u>	<u>ORIGINAL ASS'MENT</u>	<u>SETTLEMENT</u>
David & Megan Garsia	64/1	2010	\$681,300.00	\$650,000.00

2. Taxpayer agrees to waive prejudgment interest provided that the tax refund is paid within sixty (60) days of the judgment.

ROLL CALL:

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

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

Motion to accept consent agenda by Council Member Nogara
Seconded by Council Member Biggs

ROLL CALL:

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

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

4. ORDINANCES

Ordinance Procedure: # 1680 (Establish a Budget Cap)

Date of Final Reading: April 10, 2013

Date of Introduction: March 27, 2013

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

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

Council Resolution # 95-13

Introduced: Council Member Nogara

Seconded Council Member Surrago

CALENDAR YEAR 2013 MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

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 – absent
Council Member Biggs – yes

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

CALENDAR YEAR 2013 MODEL 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 Mayor and Council of the Borough of Glen Rock in the County of Bergen finds it

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 Mayor and Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$186,751 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and 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 Mayor and Council of the Borough of Glen Rock, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of Glen Rock shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$435,752 , and that the CY 2013 municipal budget for the Borough of Glen Rock be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Ordinance Procedure: # 1681 (Bond Ordinance - \$1,943,000)

Date of Final Reading: April 10, 2013

Date of Introduction: March 27, 2013

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

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

Council Resolution # 96-13

Introduced: Council Member Biggs

Seconded Council Member Nogara

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE (PARTIAL FUNDING) AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF GLEN

ROCK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,943,000 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS AND A CONTRIBUTION FROM THE GLEN ROCK PUBLIC LIBRARY, 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 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 – absent
Council Member Biggs - yes**

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

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Glen Rock, in the County of Bergen, State of New Jersey, on March 27, 2013. It will be further considered for final passage, after public hearing thereon, at a meeting of the Borough Council to be held at its meeting room in the Municipal Building, Harding Plaza, Glen Rock, New Jersey, on April 10, 2013, at 8:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE (PARTIAL FUNDING) AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF GLEN ROCK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,943,000 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS AND A CONTRIBUTION FROM THE GLEN ROCK PUBLIC LIBRARY, 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.

The purposes, appropriations, bonds/notes authorized and grants and Glen Rock Library contribution appropriated in this multipurpose bond ordinance are as follows:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of the 2013 Street Resurfacing and Sidewalk Reconstruction Program at various locations in the Borough. It is hereby determined and stated that said streets being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 455,000
Down Payment Appropriated	\$ 21,700
Bonds and Notes Authorized	\$ 433,300
Period of Usefulness	10 years

B. (i) Acquisition of new additional or replacement equipment and machinery for the use of the Department of Public Works ("DPW") consisting of (a) a street sweeper (partial funding), (b) containers and (c) a lift for the Mechanic's Garage and (ii) undertaking of the following public improvements: (a) undertaking drainage improvements at various locations, (b) undertaking the Sewer Root Control Program at various locations and (c) installation of safety fencing at Faber Baseball Field.

Appropriation and Estimated Cost	\$ 230,000
Down Payment Appropriated	\$ 11,000
Bonds and Notes Authorized	\$ 219,000
Period of Usefulness	15 years

C. Upgrading and repair of various sewer pump stations.

Appropriation and Estimated Cost	\$ 150,000
Down Payment Appropriated	\$ 7,150
Bonds and Notes Authorized	\$ 142,850
Period of Usefulness	40 years

D. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of a pickup truck for the use of the DPW.

Appropriation and Estimated Cost	\$ 42,000
Down Payment Appropriated	\$ 39,825
Bonds and Notes Authorized	\$ 2,175
Period of Usefulness	5 years

E. (i) Undertaking of security upgrades for Police Department records and computers and (ii) acquisition of new additional or replacement equipment and machinery consisting of a storage shed for the use of the Police Department.

Appropriation and Estimated Cost	\$ 12,000
Down Payment Appropriated	\$ 600
Bonds and Notes Authorized	\$ 11,400
Period of Usefulness	5 years

F. Acquisition of new additional or replacement equipment and machinery and new communication and signal systems equipment for the use of the Fire Department consisting of (i) turnout gear, (ii) an air compressor, (iii) self-contained breathing apparatus equipment and (iv) pagers.

Appropriation and Estimated Cost	\$ 44,000
Down Payment Appropriated	\$ 2,200
Bonds and Notes Authorized	\$ 41,800
Period of Usefulness	5 years

G. Partial funding for the acquisition of a new fire engine, including original apparatus and equipment.

Appropriation and Estimated Cost	\$ 100,000
Down Payment Appropriated	\$ 4,800
Bonds and Notes Authorized	\$ 95,200
Period of Usefulness	10 years

H. The undertaking of various improvements and equipment and machinery acquisitions at the Municipal Pool, including, but not limited to, (i) pump room upgrades, (ii) drainage improvements, (iii) acquisition of a freezer, (iv) acquisition of an impeller and (v) acquisition of benches, picnic tables and lifeguard stations.

Appropriation and Estimated Cost	\$ 34,000
Down Payment Appropriated	\$ 1,700
Bonds and Notes Authorized	\$ 32,300
Period of Usefulness	10 years

I. Renovation of Wilde Park (Phase II).

Appropriation and Estimated Cost	\$ 70,000
County Grant Appropriated	\$ 26,425
Down Payment Appropriated	\$ 2,075
Bonds and Notes Authorized	\$ 41,500
Period of Usefulness	15 years

J. Undertaking of the Hamilton Avenue/Belmont Road Drainage Project.

Appropriation and Estimated Cost	\$ 185,000
State Grant Appropriated	\$ 146,500
Down Payment Appropriated	\$ 1,850
Bonds and Notes Authorized	\$ 36,650
Period of Usefulness	15 years

K. Improvements to retaining walls at the New Jersey Transit Railroad Bridge over Maple Avenue.

Appropriation and Estimated Cost	\$ 430,000
State Grant Appropriated	\$ 360,000
Down Payment Appropriated	\$ 3,350
Bonds and Notes Authorized	\$ 66,650
Period of Usefulness	15 years

L. Undertaking of ADA improvements to the rest rooms at Children's Park.

Appropriation and Estimated Cost	\$ 92,000
Federal Grant Appropriated	\$ 80,000
Down Payment Appropriated	\$ 600
Bonds and Notes Authorized	\$ 11,400

Period of Usefulness

15 years

M. Undertaking of the following improvements at the Free Public Library (i) repairs to sidewalks and patio, (ii) relocation of the ADA ramp and (iii) repairs to roof cupola. It is hereby determined and stated that (a) the Trustees of the Free Public Library of the Borough have requested, pursuant to Section 40:54-25 of the Revised Statutes of New Jersey, as amended, that the Borough raise the sum of \$34,500 in order to finance the aforesaid improvements, (b) the Trustees of the Free Public Library shall contribute \$34,500 to pay for the aforesaid improvements and (c) said public building being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 69,000
Glen Rock Library Contribution Appropriated	\$ 34,500
Down Payment Appropriated	\$ 1,650
Bonds and Notes Authorized	\$ 32,850
Period of Usefulness	10 years

N. Acquisition of new information technology equipment consisting of computer upgrade equipment for Glen Rock TV.

Appropriation and Estimated Cost	\$ 30,000
Down Payment Appropriated	\$ 1,500
Bonds and Notes Authorized	\$ 28,500
Period of Usefulness	7 years

Aggregate Appropriation and Estimated Cost	\$1,943,000
Aggregate Grants Appropriated	\$ 612,925
Glen Rock Library Contribution Appropriated	\$ 34,500
Aggregate Down Payment Appropriated	\$ 100,000
Aggregate Amount of Bonds and Notes Authorized	\$1,195,575

Section 20 Costs: \$105,000
Useful Life: 14.85 years

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Ordinance Procedure: # 1682 (Pool Fees)
Date of Final Reading: April 10, 2013
Date of Introduction: March 27, 2013

A motion to open public discussion on this ordinance was made by Council member O'Hagan, seconded by Council member Surrago. All were in favor.

A motion to close the public discussion on this ordinance was made by Council member O'Hagan, seconded by Council member Surrago. All were in favor.

Council Resolution # 97-13
Introduced: Council Member O'Hagan

Seconded Council Member Surrago

AN ORDINANCE TO AMEND CHAPTER 101 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED ENTITLED "FEES"; BEING AN ORDINANCE COVERING FEES CHARGED BY VARIOUS AGENCIES, BUREAUS AND DEPARTMENTS WITHIN THE BOROUGH OF GLEN ROCK: TO AMEND FEES CHARGED FOR SWIM TEAMS (RESIDENTS ONLY) AND INITIAL LIFEGUARD CERTIFICATION ACTIVITIES

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 – absent
Council Member Biggs – yes**

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

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

Andy Curshen, Hillview Terrace – Mr. Curshen is a member of the Environmental Commission. A photograph was taken with the Council supporting “Bring Your Own Bag” week.

Cindy Mehallow, 373 Dunham Place – Mrs. Mehallow thanked the Council for their support with their “Bring Your Own Bag” week. Mrs. Mehallow briefed the Council on a recent conference she attended regarding water scarcity and quality. Mrs. Mehallow stated the largest impact one person can have with water preservation is to eat less meat, due to the large amount of water required to feed and raise chicken and livestock. The second largest impact is to remove lawns, as 50% of domestic water usage is outside of the home. Mrs. Mehallow encouraged residents to maintain sprinkler systems and to water deeper rather than more frequently and shallower. April 14th Bergen Community College will hold a hazardous waste collection day. There will be a community clean-up on Saturday, April 27th at the Arboretum. The Environmental Commission is working on a grant application with ANJEC. The grant would be used for botanical signage on trees and plants at the Arboretum.

Ken Krause, 66 Belvidere Road – Mr. Krause commented he has requested his town tree to be removed and it still remains. Secondly, Mr. Krause asked when the sidewalks would be repaired throughout town. Council member Surrago confirmed 66 Belvidere is on the list of trees to be removed noting that DPW is continuing to work their way throughout town. Regarding sidewalk repair, homeowners are responsible for the repair. Mr. Krause asked who is responsible for the sidewalk curbing. Borough Administrator Benjamin replied that, too, is the homeowner’s responsibility.

Dan Stein, 587 Rock Road – Mr. Stein thanked the Mayor and Council for their support of his Eagle Scout project at the Main Line train station and presented the Council with before and after photos. Council members that have seen the project commended Dan on a job well done! There will be an open house of the station on May 12th.

Council member Pazan reminded residents that the GRBA will be having their opening day parade

on Saturday.

Council member O'Hagan commented that April 27th will be a prescription drug drop-off day from 10 a.m. until 2 p.m.

Borough Administrator Benjamin commented there were two varsity baseball players who were severely injured at a game this week. Council member O'Hagan updated the public that both young men are doing well.

Council member Pazan also reminded residents that pool badge sales have begun with the discounted amount valid until May 16th.

6. ADJOURNMENT

Motion to adjourn the public meeting and resume the closed session was made by Council member Surrago

Seconded by Council member Nogara

Meeting adjourned at 8:35 p.m.