

PUBLIC MEETING – Wednesday, February 25, 2015 at 8:00 p.m.

There will be a Public Meeting of the Mayor and Council of the Borough of Glen Rock on Wednesday, February 25, 2015, 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 Nogara – present**

**Council Member Pazan – present
Council Member Surrago – present
Council Member Martin - 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.

Correspondence:

Resolutions:

- 1. Resolution for Approval of Minutes (Public Meeting - Reorg 1/7/15 & 1/14/15
Work Session - 1/12/15 Closed Session – 1/7/15 & 1/12/15)**

Resolution No. 68-15

Offered by Council Member Orseck

Seconded by Council Member Martin

BE IT RESOLVED, that the Minutes of:

**Public Meetings – Reorg 1/7/15 & 1/14/15
Work Session 1/12/15
Closed Session 1/7/15 & 1/12/15**

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 Nogara - yes	Council Member Martin - yes

2. Resolution for Payment of Bills

Resolution No. 69-15

Offered by Council Member Orseck

Seconded by Council Member Martin

BE IT RESOLVED, that the following bills of the Borough of Glen Rock be paid in the amount of \$9,946,756.91 .

GR BOE	\$	5,930,182.00
GR Payroll		629,432.57
GR Capital		400,000.00
GR Library		33,708.75
Cty. Of Bergen		1,400,500.00
Cty. Open Space		15,500.00
NJSHBP		195,106.80
Chase/DTC		520,580.00
Garibaldi		14,848.00
Iron Mtn/RVH Mulch		16,236.00
Extra Space Storage		10,153.00
Rachles/Michele’s		11,757.30
PSE&G		43,304.98
 SUBTOTAL	 \$	 9,221,309.40
Miscellaneous		114,325.62
Total Current Fund	\$	9,335,635.02
 General Capital	 \$	 8,840.51
Animal Control		2,983.60
GR Payroll		599,297.78
 Total Payment of Bills	 \$	 9,946,756.91

ROLL CALL:

**Council Member O’Hagan - yes
Council Member Orseck – yes
Council Member Nogara - yes**

**Council Member Pazan - yes
Council Member Surrago - yes
Council Member Martin – yes**

3. Resolution for Recycling Tonnage Grant

Resolution No. 70-15

Offered by Council Member Orseck

Seconded by Council Member Martin

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L., 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants for calendar year 2014 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough Council of Glen Rock to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Glen Rock the Glen Rock hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Craig Hemkes to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

ROLL CALL:

**Council Member O’Hagan – yes
Council Member Orseck – yes
Council Member Nogara - yes**

**Council Member Pazan - yes
Council Member Surrago - yes
Council Member Martin - yes**

4. Resolution for Sustainable Land Use Pledge

Resolution No. 71-15

Offered by Council Member Orseck

Seconded by Council Member Martin

Sustainable Land Use Pledge

WHEREAS, land use is an essential component of the overall sustainability of a municipality; and

WHEREAS, poor land-use decisions can lead to and increases societal ills, such as decreased mobility, high housing costs, increased greenhouse gas emissions, loss of open space, and the degradation of natural resources; and

WHEREAS, well planned land use can create transportation choices, provide for a range of housing options, create walkable communities, preserve open space, provide for adequate recreation, and allow for the continued protection and use of vital natural resources; and

WHEREAS, given the State of New Jersey's strong tradition of home rule and local authority over planning and zoning, achieving a statewide sustainable land use pattern will require municipalities to take the lead;

NOW, THEREFORE, we the Borough of Glen Rock (the "Borough"), resolve that the following steps be taken with regard to our municipal land-use decisions for the purpose of making the Borough a truly sustainable community. It is our intent that these principles be considered in future master plan revisions and reexamination reports and to update our land-use, zoning, natural resource protection, and other ordinances, where practicable

I. Regional Cooperation – We shall take into consideration regional impacts when making land-use decisions and, when deemed appropriate, we will reach out to the administrations of our neighboring municipalities concerning such land-use decisions. As such, the Borough aspires to be a positive influence to neighboring municipalities in our county and State to encourage the use of sustainable land use considerations.

II. Transportation Choices – We will continue to evaluate the different modes of transportation within our municipality, such as the Senior Shuttle and Commuter Shuttle buses, which reduce the number of automobiles on the roads. We will reconsider our parking with the aspirational goal of limiting the amount of required parking spaces, promoting shared parking and other innovative parking alternatives, and encouraging structured parking alternatives at the appropriate times. When planning transportation projects and reviewing development applications, we will consider different modes of transportations, such as walking, biking, public transit and automobiles, with the goal of

fostering healthy life styles and other benefits to the environment.

III. Natural Resource Program - We acknowledge that the protection of the Borough's natural resources in order to maintain and improve the environmental, recreational and agricultural values, is an important goal of the community, as is the avoidance and mitigation of negative impacts on these natural resources. The Borough, through its Environmental Commission, will maintain and, when appropriate, update our Natural Resources Inventory, to identify and assess the extent of the changes to our natural resources and to link natural resource management and protection to land-use and open space planning.

IV. Mix of Land Uses - the use of available methods to allow for a mix of residential, retail, commercial, recreational and other land use types in areas that make the most sense is an objective of the Borough. It is also our goal to create mixed-uses compact smart growth oriented development in appropriate locations when feasible. The Borough continues to examine the possibility of development or redevelopment of certain properties proximate to the multiple business centers within the community as well as mass transit locations. It is imperative, however, that this type of development or redevelopment be guided to appropriate locations in order to protect the existing housing stock and character of the existing neighborhoods in Glen Rock.

V. Housing Options - Through the use of our zoning, planning, and revenue generating powers, we will do our best to encourage the development of a diverse mix of housing to meet the needs of people from all ages and walks of life. A variety of housing options, from single-family homes to one-bedroom apartments, including housing affordable people with low, moderate and middle incomes, is vital to allow residents to live and work in a municipality through the various stages of their lives.

VI. Green Design - The incorporation of green design and renewable energy generation principles into municipal buildings, to the extent feasible, and when updating our site plans and subdivision requirements for residential and commercial buildings will be considered. Green design strategies not only improve the environmental performance of buildings, but also lessen the impact of those buildings on the surrounding environment. Such strategies may include energy efficiency, water conservation, indoor environmental quality, use or recycled renewable materials, reduction of construction waste, reduced auto use, tree preservation, native planting and avoidance of environmentally sensitive features.

VII. Municipal Facilities Siting - When locating new or relocated municipal facilities, the Borough will take into consideration such factors as walkability, bike-ability, greater access to public transit, proximity to other land-use types, and open space.

The Glen Rock Environmental Commission unanimously recommends this GLEN ROCK SUSTAINABLE LAND USE PLEDGE for adoption by the Planning and Zoning Boards and by the Council of the Borough of Glen Rock.

ROLL CALL:

**Council Member O’Hagan – yes
Council Member Orseck – yes
Council Member Nogara - yes**

**Council Member Pazan - yes
Council Member Surrago - yes
Council Member Martin – yes**

**Motion to accept consent agenda by Council Member Orseck
Seconded by Council Member Martin**

ROLL CALL:

**Council Member O’Hagan – yes
Council Member Orseck – yes
Council Member Nogara - yes**

**Council Member Pazan - yes
Council Member Surrago - yes
Council Member Martin – yes**

4. DEPARTMENTAL REPORTS

Council member Surrago (*Public Works*) - Rear yard pick up will resume March 2, 2015. Residents are reminded that cardboard needs to be secured on your pick up days; either flatten the boxes or put them inside a larger box to prevent blowing away. Once our budget is passed and it is determined how much money we’ll have, we will be looking at which streets need to be paved. The Borough purchased a new street sweeper. The Environmental Commission will be kicking off an anti-idling campaign in March.

Council member Nogara (*Finance*) - There have been several budget meetings and we’re on the home stretch. Our goal is to maintain the current level of services while minimizing the tax impact on residents. Additionally, we target keeping at least 3% of our operating budget to be kept in our surplus. We’re always looking for innovative ways to save the Borough money, i.e. grants. Our debt service and interest payments will go down in 2015.

Council member Orseck (*Recreation*) - Winter sports are winding down, spring sports registration is underway. Pool badge sales begin April 1, 2015. The RAB has been asked to bring an accounting of their scholarship donations to the next meeting.

Council member Pazan (*Library*) - Two of our residents received the Dr. Seuss award. They are a husband/wife team who wrote a children’s book. Congratulations to Anna Kang and Christopher Wyatt. The Library will be collecting books for the upcoming Book Sale through March 20th. Residents are asked not to donate romance novels.

Council member O’Hagan (*Public Safety*) - Kudos were extended to our Police, Fire and Ambulance for their professionalism and expertise, which has been evidenced with recent incidents in town.

Council member Martin (*Licenses & Franchises*) - Nothing at this time.

Mayor van Keuren thanked all our residents/employees who spend a lot of time outside during this cold weather and wanted them to know they are appreciated.

Motion to accept reports as filed:

Motion by Council Member Nogara

Seconded by Council Member Pazan

ROLL CALL:

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

Council Member Pazan - yes
Council Member Surrago - yes
Council Member Martin – yes

5. ORDINANCE

Ordinance Procedure: # 1710 (Clearing of Fire Hydrants)

Date of Final Reading: February 25, 2015

Date of Introduction: February 11, 2015

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

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

Council Resolution # 72-15

Introduced: Council Member O'Hagan

Seconded Council Member Nogara

AN ORDINANCE TO AMEND CHAPTER 162 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED ENTITLED "PROPERTY MAINTENANCE"; TO REQUIRE CLEARING OF SNOW AROUND HYDRANTS

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 Nogara - yes

Council Member Pazan - yes
Council Member Surrago - yes
Council Member Martin - yes

**BOROUGH OF GLEN ROCK
ORDINANCE NO. 1710**

AN ORDINANCE TO AMEND CHAPTER 162 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED ENTITLED "PROPERTY MAINTENANCE"; TO REQUIRE CLEARING OF SNOW AROUND HYDRANTS

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

Section I - Chapter 162 of the Revised General Ordinances of the Borough of Glen Rock

1971, as amended, being an Ordinance entitled "Property Maintenance" is hereby amended by adding thereto the following:

“Article IV: Fire Hydrant

§ 162-20. Removal of snow and ice around fire hydrants.

The owner(s) of any real property in the Borough upon which any fire hydrant is located shall maintain the area within a five-foot radius of the perimeter of any such fire hydrant free of snow and ice so that there is no impediment to the use of the fire hydrant. The removal of snow and/or ice shall be completed within 24 hours of daylight after the snow has formed or fallen on or around any hydrant.

§ 162-21 Failure to comply.

Failure of the owner(s) noted in § 162-20 above to remove the snow and/or ice within the time frame specified therein may result in the Borough removing the snow and/or ice at the expense of the owner.

§ 162-22 Enforcement.

This Article shall be enforced by the Department of Public Works and/or the Police Department.

§ 162-23 Violations and penalties.

Any person found to be in violation of this Article shall be subject of a fine, upon communication, of an amount not to exceed \$500.00, per occurrence.”

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.

Mayor van Keuren commented if you are away or incapable of clearing the fire hydrant, arrangements can be made through the Borough to take care of this.

5. **MEETING OPEN TO THE PUBLIC:** (Before speaking at the meeting, each person must state their name and address. 2 minute limit)

Michael Donohue, 28 Ferndale Avenue - Mr. Donohue advocated for Officers McNerney and Scott. Mr. Donohue asked when the hearings will be, anticipated resolution and what the next steps are. Mr. Garibaldi replied one hearing has concluded one day with two additional days scheduled. The second officer’s hearing has not been scheduled. The first hearing is anticipated to conclude by mid-March.

Jim Seaton, Ferndale Avenue - Mr. Seaton suggested if a hydrant is located on a senior citizen’s property they should be contacted and arrangements made for someone to shovel out their hydrant.

Rebecca Coll, 67 Hazelhurst - Ms. Coll commented she is upset with what is going on in the Police Department. Ms. Coll asked what the plan is to investigate recent allegations in the Police

Department and noted litigation is not the answer. What is the Council's plan to make sure our Police Department is ok? Mr. Garibaldi replied the Council is not aware of anything in the Police Department that causes concern by the Council. In fact, the Police Department has recently been accredited. Right now we are faced with litigation, which is the process and is what the Council is dealing with now.

Mirelle Schuck, 90 Harding Road - Mrs. Schuck asked if the two new police officers are on the job yet. Mr. Garibaldi replied one officer has accepted a position in another town and the second is completing the process to get on the payroll.

Joan Carbone, 43 Godfrey Terrace - Mrs. Carbone commented on a recent article regarding litigation costs for Officer Stanislao costing \$100,000. Mrs. Carbone believes if this case had been handled differently from the beginning we would have saved a lot of money.

Joanne Goodman, 125 Valley Road - Ms. Goodman asked if anyone has contacted the insurance company to see if they agree to pay for the defense of this litigation. Also, if there is a judgment against Glen Rock, will they pay for that as well? Mr. Garibaldi replied the insurance company has entered an appearance for the 2014/15 litigation.

Jim Lawless, 93 Valley Road - Mr. Lawless clarified that the Council has confidence in the Police Chief's decision. Mr. Garibaldi replied the Chief made a decision to terminate two police officers. This decision has been appealed. The Council has no information to support the Chief's decision. After the Hearing Officer hears the complaint the Council will be privy to those findings. Mr. Lawless asked, in light of the recent bank robbery in town, are there any plans to increase a police presence in the Central Business District. Council member O'Hagan replied he will get an answer to Mr. Lawless.

Jim McKenna, 16 Cumberland Road - Mr. McKenna asked what the exclusions are on our insurance policy.

Hank Allen, 524 Harristown Road - Mr. Allen supported the Council and commended their professionalism. The Council has been required to take an enormous amount of abuse, both verbal and in writing. Mr. Allen asked the public to be patient and wait for the facts to be presented before making their decision.

Dan McInerney, Concord Avenue - Mr. McInerney asked if anyone has reached out to the Prosecutor's Officer to view the charges. Mr. Garibaldi replied the Prosecutor's Office has not been contacted.

6. ADJOURNMENT

Motion to adjourn the public meeting made by Council member Orseck

Seconded by Council member Surrago

Meeting adjourned at 8:53 p.m.