

PUBLIC MEETING – Wednesday, July 25, 2018 at 8:00 p.m.

There will be a Public Meeting of the Mayor and Council of the Borough of Glen Rock on Wednesday, July 25, 2018 at 8:00 p.m. in the Council Chambers of the Municipal Building.

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 December, 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.

Roll Call:

Council Member O’Hagan - present	Council Member Martin – present
Council Member Huisking - absent	Council Member Morieko – present
Council Member Leonard - absent	Council Member Kreibich – present

2. FLAG SALUTE/ANNOUNCEMENTS

Council Member O’Hagan led the audience and Council in the flag salute.

Mayor Packer thanked the Glen Rock Pops for an amazing concert on July 3rd and the Glen Rock Independence Day Association for organizing the 4th of July Parade, also acknowledged residents for their participation. The inaugural Glen Rock Musical Festival was held a few weeks ago, thanked Katie Frey for organizing. Mayor Packer encouraged residents to check website for upcoming events in town.

3. MOTIONS

Departmental Reports

Council Member Kreibich - Thanked Glen Rock Pops and the IDA for the 4th of July events. Ambulance Corps. hours were summarized with 43 calls with 135 volunteer hours and are always in need of more volunteers. The Board of Health will be sponsoring Bergen Bites Back Program tomorrow at the pool pavilion which will provide information regarding ticks and mosquitoes with experts from the county. The Green Team and the Environmental Commission invite everyone to register to view the Plastic Ocean movie screening, regarding the consumption of plastics on July 31st at 7:30pm.

Mayor Packer acknowledged Chief Dean Ackerman who was the Grand Marsal of the parade in honor the 100th Anniversary of the Police department. Also commented how wonderful it was to see most members of the Police Department marching. Thanked County Officers for filling in to allow our officers to participate in the parade.

Council President Morieko – Summarized calls for the Fire Department, in June they responded to 28 alarms for 171.8 hours of service with 2 drills and 5 extra duties with total time served to 350.1 hours. Please note that not all calls sound the fire alarm, yesterday at 2am there was CO call and the Chief stated had they not responded they would not have woken up. This is the second time in a couple of months that a similar event has occurred, our volunteers are priceless. Advised all to check CO detectors, recommended replacement is every 5 years. Please know carbon monoxide cannot be seen or smelt if detector goes off, silence the alarm, call emergency services and immediately get outdoors to fresh air. Congratulated Lauren Healy and Nick Jennings on becoming probationary members of the Fire Department. Nick has been a junior member for 2 years and Congratulated him on entering the Coast Guard this October. Thanked Doug Sadowski for organizing a Citizens Fire Academy hosted by Fair Lawn and Glen Rock Fire Departments in the fall, which will cover several topics along with hands on activities and demonstrations starting October 6th. To qualify you must be at least 25 years old and a resident of either Fair Lawn or Glen Rock and be in good health, please check Facebook page for an application due by August 24th class size is limited. In regard to the Library, please use your museum passes now, some will expire July 31st, new passes will be released. The Friends annual Shakespeare event will be held on July 31st at 7pm. The Steering Committee continues to meet regarding the Capital Campaign - Access the Future. The Planning Board did not meet in July or August, the next meeting is on September 6th. Glen Courts BBQ was held on July 21st which was well attended and organized. As the new Chair of Public Safety, Council President Morieko thanked Council member Huisking for all his hard work and Chief Ackerman for hosting a meeting last week regarding the many initiatives of the GRPD. The Ordinance regarding Rodney Street has been approved for enforcement and will be online with the Administrative Offices of the Courts. Signs are projected to go up by the end of August, once signs are completed Sgt. McGovern will oversee the implementation and enforcement. As with any new parking violation there will be a 30 day warning period for violations expect for egregious violations. Coffee With A Cop will be held on September 22nd from 10am to 1pm at the Main Line Train Station. Council President Morieko commented as the GRPD continues to move forward she is looking forward to assisting them and supporting them in all their efforts.

Council member Martin – Commented that the road paving is underway and will continue during the summer. Designated streets that have not been paved will be repaired with crack seal. The Shade Tree Commission, there are about 22 trees for spring and summer plantings, all underwire plantings are complete, thanked DPW for planting. Members of the Shade Tree Commission are starting Project Rock to evaluate the health of borough trees and to catalog them. This will address the concern of Ash Trees which are under attack. One of the members will be attending the NJ Tree Federation. The Purple Plums in Memorial Park were replaced with Dogwoods. The Arboretum and Education Center are doing well with summer programs. Some programs are still available, sunset yoga and yard care lectures every Thursday evening, also children programs available. Please check the website for information. Elaine Howe, trustee of FOGRA will be starting an educational program in the schools.

Council member O’Hagan – Thanked Katie and all the employees at the pool for their hard work. The pool is an important part of the Borough and we have been doing work on the pumping stations and it has been a very successful season. Commented that the Arboretum is a great place to visit. Registration for fall sports are open online now. Thanked all involved with the Parade and congratulated the Glen Rock PD for their 100 years of service to the town also thanked Rick for broadcasting on Glen Rock TV.

Mayor Packer thanked Glen Rock TV volunteers for all their many works around town and their willingness to help borough and residents.

**Motion to accept reports as filed
Motion by Council Member Morieko
Seconded by Council Member Kreibich**

Roll Call:

Council Member O’Hagan - yes	Council Member Martin – yes
Council Member Huisking - absent	Council Member Morieko – yes
Council Member Leonard - absent	Council Member Kreibich – yes

Mayor Packer commented that at the work session the interns from the Green Team provided a presentation regarding the newly installed reverse osmosis water filtering system that has been installed in the council conference room.

4. 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 Payment of Bills – *See Attached*

**Resolution No. # 197-18
Offered by Council Member Martin
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 \$5,440,584,61.

BOE	\$	3,934,741.00
Payroll		664,789.96
Bergen County Dept of Health		17,948.20
Environmental Renewal		37,676.00
Bond Interest		82,187.50
PSEG		32,334.85
Passaic Valley Sewerage		132,614.76
SHI International		23,375.00
NJSHB		200,529.74
Werner Suarez		12,633.42
MISC.		145,331.33
Total Current	\$	5,284,161.76
Total Animal Control		1,245.00

Total Capital Fund	152,206.35
Total Trust	2,971.50
Grand Total	\$ 5,440,584.61

ROLL CALL:

Council Member O’Hagan – yes	Council Member Martin - yes
Council Member Huisking -absent	Council Member Morieko - yes
Council Member Leonard - absent	Council Member Kreibich - yes

2. Resolution for Approval of Minutes

Resolution No. 198-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

BE IT RESOLVED, that the Minutes of:

Public Meeting 5/30/18

Be accepted as submitted.

ROLL CALL:

Council Member O’Hagan – yes	Council Member Martin - yes
Council Member Huisking – absent	Council Member Morieko - yes
Council Member Leonard -absent	Council Member Kreibich – yes

3. Resolution to Extend Root Control Contract (Municipal Sales)

Resolution No. 199-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

RESOLUTION EXTENDING SEWER ROOT CONTROL BID

WHEREAS, the Borough of Glen Rock received bids for Sewer Line Chemical Root Control on February 11, 2016 and the lowest bid came from Municipal Sales, Inc. of Queensbury, NY and was awarded on February 24, 2016, Resolution 68-16; and

WHEREAS, contract was extended one (1) year by Resolution #155-17 for services performed in 2017; and

WHEREAS, Municipal Sales, Inc. performed the sewer root control in accordance with the specifications; and

WHEREAS, Local Public Contracts Law N.J.S.A. 40A:11-15 allows for the performance of goods and services shall be awarded for a period not to exceed 12 consecutive months; and

WHEREAS, the Contract terminated on December 31, 2017 and it is the recommendation of the Director of Public Works to extend these services to the Borough for an additional term of one (1) year, provided all terms and conditions of the original contract remains in full force and effect.

WHEREAS, The Mayor and Clerk are hereby authorized to execute a contract with Municipal Sales (or extension addendum), the form and substance of which shall be reviewed by and deemed acceptable to the Borough Attorney.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Glen Rock, hereby awards an extension of the 2018 Sewer Line Chemical Root Control Contract to Municipal Sales, Inc. of Queensbury, NY, the amount not to exceed \$26,339.60 subject to certification of funds by the CFO.

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lenora Benjamin, CFO, for the Borough of Glen Rock, County of Bergen, State of NJ, hereby certify the availability of funds for the following project:

Glen Rock 2018 Sewer Root Control Program

Account: Capital - #04-2150-55/1785-004

Lenora Benjamin, CFO

ROLL CALL:

**Council Member O’Hagan – yes
Council Member Huisking - absent
Council Member Leonard - absent**

**Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich – yes**

4. Resolution Authorizing Municipal Lien (Property Maintenance)

**Resolution No. 200-18
Offered by Council Member Martin
Seconded by Council Member O’Hagan**

RESOLUTION AUTHORIZING TAX COLLECTOR TO PLACE A MUNICIPAL CHARGE AGAINST PROPERTIES FOR VIOLATION OF CHAPTER 162, ARTICLE 1 (PROPERTY MAINTENANCE)

WHEREAS, the Borough of Glen Rock Property Maintenance Officer has contracted a third party to remediate property maintenance issues on the following properties: Block 71 Lot 11 also known as 655 Doremus Ave. in the amount of \$160.00, Block 143 Lot 8 also known as 30 Hillman Ave. in the amount of \$125.00, Block 152 Lot 3 also known as 32 Carol Ct. in the amount of \$125.00 and Block 175 Lot 1.01 also known as 437 Harristown Rd. in the amount of \$200.00.

Minutes of Public Council Meeting – July 25, 2018

NOW THEREFORE BE IT RESOLVED, The Tax Collector is authorized to place a municipal lien on the foregoing properties in the amount of the maintenance charges which will accrue interest at the same rate as taxes.

ROLL CALL:

Council Member O’Hagan –yes
Council Member Huisking - absent
Council Member Leonard – absent

Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich - yes

5. Resolution Authorizing Submission of DOT Grant (Maple & Rock Intersection)

Resolution No. 201-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

Resolution supporting and authorizing the submission of a New Jersey Department of Transportation – Transportation Alternatives Program (TA-Setaside) Grant Application for the Maple Ave and Rock Rd Intersection Improvement Project

WHEREAS, the Transportation Alternatives Program (TA-Setaside) Grant provides federal funds for community based “non-traditional” surface transportation projects designed to strengthen the cultural, aesthetic, and environmental aspects of the nation’s intermodal system; and,

WHEREAS, the Borough Administrator has prepared a TA-Setaside Grant application for the completion of the project titled Maple Avenue and Rock Road Intersection Improvement Project; and,

WHEREAS, a TA-Setaside grant would provide the funding necessary to complete the aforementioned project; and,

WHEREAS, the proposed project that funding is being sought for is directly related to surface transportation; correlates with other local/regional plans; will have a regional/community impact; and will help to increase and improve upon the local economy/tourism, user mode of choice and cultural/historical resources.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Glen Rock:

- Authorization to Submit Application: The Borough Administrator is hereby authorized to submit a TA-Setaside Grant application, identified as *TA-2018-Maple Avenue and Rock Road Intersect-00027* to the New Jersey Department of Transportation for the completion of the Maple Avenue and Rock Road Intersection Improvement Project.
- Authorization to Allocate Matching Funding: That the Borough of Glen Rock is committed to providing \$75,000.00 in matching funding, which is identified within the engineers cost estimate being submitted by the Borough as a part of this application package.
- Responsible Charge: Borough of Glen Rock will assign Lenora Benjamin, Borough Administrator, to serve as the Borough employee designated as the “*responsible charge*” for this project. Lenora Benjamin is employed full-time and directly by the Borough of Glen Rock and serves in the capacity as Borough Administrator for the Borough of Glen Rock.

- Maintenance Commitment: Following the completion of the proposed project, the Borough of Glen Rock certifies that it will be responsible for the continual ownership and maintenance for the useful life of the project after the construction is completed.
- Ownership Assurances: All project related construction will occur on publicly accessible Borough property and not on privately held lands.
- ADA Compliance: All proposed construction will comply with the provisions set forth within the Americans with Disabilities Act (ADA) and the entire project area will be ADA compliant.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Borough Clerk are hereby authorized to sign the grant agreement and that their signatures constitute as acceptance of the terms and conditions of the grant agreement.

ROLL CALL:

Council Member O’Hagan - yes

Council Member Martin - yes

Council Member Huisking - absent

Council Member Morieko - yes

Council Member Leonard - absent

Council Member Kreibich - yes

6. Resolution Purposing Ridgewood Establish a Committee of Representatives from Midland Park, Wyckoff and Glen Rock to Establish Water Rates

Resolution No. 202-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

RESOLUTION PROPOSING RIDGEWOOD ESTABLISH A COMMITTEE OF REPRESENTATIVES FROM MIDLAND PARK, WYCKOFF AND GLEN ROCK TO ESTABLISH WATER RATES

WHEREAS, the governing body of the Village of Ridgewood establishes water rate increases with the adoption of a majority vote of its members present for Ridgewood Water Company; and,

WHEREAS, the water rate payers of Wyckoff, Midland Park and Glen Rock have no representation on the governing body of the Village of Ridgewood and the governing body of Ridgewood is not accountable to the water rate payers of Glen Rock, Midland Park and Wyckoff; and,

WHEREAS, the governing body of the Village of Ridgewood does not view their role as fiduciary to the water rate payers who do not elect them but who suffer the consequence of their actions; and,

WHEREAS, on 6/27/18 the governing body of the Village of Ridgewood adopted Ordinance #3636 (which re-established water rates and fees from 2010-2017) and Ordinance #3637 which amended water rates and fees for 2018 of Ridgewood Water Company by a vote of four (4) votes, with one member absent from the vote; and,

WHEREAS, the Borough of Glen Rock recommends that the governing body of the Village of Ridgewood establish a committee of two representatives each from Ridgewood, Glen Rock, Midland Park and Wyckoff for the purpose of investigating and establishing a Municipal Utilities Authority to review, recommend, and approve any future rate increases and fee increases as a process to be inclusive, fair and to demonstrate a fiduciary responsibility to the water rate payers of Glen Rock, Midland Park and Wyckoff for Ridgewood Water Company.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Glen Rock, County of Bergen, State of New Jersey that the Governing Body recommends that the Village of

Minutes of Public Council Meeting – July 25, 2018

Ridgewood Governing Body establish a committee of two representatives each from Ridgewood, Glen Rock, Midland Park and Wyckoff for the purpose of investigating establishing a Municipal Utilities Authority to review, recommend, and approve any future rate increases and fee increases as a process to be inclusive, fair, transparent and to demonstrate a fiduciary responsibility to the water rate payers of Glen Rock, Midland Park and Wyckoff for Ridgewood Water Company.

BE IT FURTHER RESOLVED, that the Borough Clerk forward certified copies of this resolution to the Mayors, Governing Body Members and Municipal Administrators of Midland Park, Wyckoff and Ridgewood, District 38 and 40 Legislators and the New Jersey Board of Public Utility Members.

ROLL CALL:

Council Member O’Hagan - yes
Council Member Martin - absent
Council Member Leonard - absent

Council Member Huisking - yes
Council Member Morieko - yes
Council Member Kriebich - yes

- 7. Resolution Urging the Legislature to Amend S-716 and S-1766 - Pulled**
Motion to pull from Consent Agenda was made by Council Member Kriebich.
Seconded by Council Member O’Hagan.
All were in favor.

8. Resolution for Glen Rock Green Team

Resolution No. 203-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

RESOLUTION RE-ESTABLISHING THE GLEN ROCK ENVIRONMENTAL COMMISSION AS THE “GREEN TEAM” TO LEAD BOROUGH of GLEN ROCK’S SUSTAINABLE JERSEY RECERTIFICATION PROJECT AND ASSOCIATED SUSTAINABILITY PROGRAMS

WHEREAS, Borough of Glen Rock was certified by Sustainable Jersey at the Bronze Level in 2015; and

WHEREAS, Sustainable Jersey requires that municipalities must recertify every third year meaning Borough of Glen Rock must recertify in 2018; and

WHEREAS, the Sustainable Jersey Municipal Certification Program has a mandatory action requirement that participating municipalities create a “Green Team” to lead and coordinate the sustainable activities in the community; and

WHEREAS, members of the Borough of Glen Rock Environmental Commission were part of the “Green Team” responsible for the 2015 Bronze Certification conferred upon Borough of Glen Rock by Sustainable Jersey in that year; and

WHEREAS, the Mayor and Borough Council desire to recertify in the Sustainable Jersey program and achieve the highest level possible during the 2018 recertification process; and

WHEREAS, the Mayor and Borough Council has previously named members of Borough of Glen Rock Environmental Commission as its “Green Team” responsible for achieving same and recognizes that additional help would be beneficial to reach its goal

NOW, THEREFORE BE IT RESOLVED, that Borough of Glen Rock designates the Glen Rock Environmental Commission to serve as the “Green Team” to lead the Borough’s Sustainable Jersey recertification project and the associated sustainability programs

BE IT FURTHER RESOLVED, that the Chairs of the Glen Rock Environmental Commission may select additional “Green Team” members at their sole discretion on an “as needed” basis.

ROLL CALL:

Council Member O’Hagan - yes
Council Member Huisking - absent
Council Member Leonard -absent

Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich - yes

9. Resolution to Award Wilde Park Wall Repair

Resolution No. 204-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

A RESOLUTION AWARDING WILDE MEMORIAL FIELD RETAINING WALL REPLACEMENT PROJECT

WHEREAS, the Borough of Glen Rock authorized the advertising for the solicitation of bids for the Wilde Memorial Field Retaining Wall Replacement Project; and

WHEREAS, the Borough received six (6) bids from Robert Wogisch Landscape Contractor Inc., Balitano Contracting, DiMilia, Inc, Bello Grande Contracting, DTS Trucking, and Diamond Construction.; and

WHEREAS, the lowest bid came from Robert Wogisch Landscape Contractor, Inc., 169 Lakeview Avenue, Ringwood, NJ 07456; and

WHEREAS, the Borough Engineer and the Borough Attorney have reviewed the bid documentation, recommending that the bid be awarded to Robert Wogisch Landscape Contractor, Inc. as the lowest responsible bidder in the amount of \$61,449.00; and

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

NOW, THEREFORE, BE IT RESOLVED, that the bid be awarded to Robert Wogisch Landscape Contractor, Inc., in the amount of \$61,449.00 for the Wilde Memorial Field Retaining Wall Replacement Project, subject to the execution of a form of contract to be approved by the Borough Attorney.

ROLL CALL:

Council Member O’Hagan - yes
Council Member Huisking - absent
Council Member Leonard - absent

Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich - yes

10. Resolution for 2018 Summer Employee Salaries

Resolution No. 205-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

BE IT RESOLVED, that the following salaries and wages be authorized and approved for the year 2018:

	<i>Job Title</i>	<i>2018 Salary</i>
Connor Gilgen	Supervisor Litter Patrol	\$10.20
Joseph Bennis	Litter Patrol	\$8.65
Jack Jones	Litter Patrol	\$8.65
Kevin Lederer	Litter Patrol	\$8.65
Jacques Lemieux	Litter Patrol	\$8.65
Owen Stephenson	Litter Patrol	\$8.65
William Vassoll, Jr.	Litter Patrol	\$8.65
Isabella Feige	Lifeguard	\$8.81
AnnaClaire Rasmussen	Lifeguard	\$8.81
Casey Rossnagel	Lifeguard	\$8.81
Grgeory Schlett	Lifeguard	\$8.81
Meredith Ulrich	Gate Guard	\$8.60
Joshua Unger	Lifeguard	\$8.81
Eric Tymoshenko	Learn to Swim Instructor	\$14.00
Michelle DeMaria	Learn to Swim Instructor	\$14.00
Danielle Pragdat	Swim Team	\$8.60
Sarah Brennan	Swim Team Assistant Coach	\$15.00
Juliette DeMaria	Lifeguard	\$8.81
Ellen Feuss	Lifeguard	\$8.81
Mary Kate Horton	Lifeguard	\$9.47

All salaries are hourly unless otherwise noted.

ROLL CALL:

Council Member O’Hagan – yes

Council Member Huisking - absent

Council Member Leonard – absent

Council Member Martin - yes

Council Member Morieko - yes

Council Member Kreibich - yes

11. Resolution for Application Complete Streets Technical Assistance Program

Resolution No. 206-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

Resolution of Support from the Mayor and Council of the Borough of Glen Rock Authorizing the Application for the Complete Streets Technical Assistance Program

WHEREAS, a livable community seeks to provide a transportation network that meets the needs of all users including motor vehicle users (cars, buses and trucks), bicyclists, and pedestrians of all ages and abilities; and

WHEREAS, the Borough of Glen Rock strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the purpose of the Complete Streets Technical Assistance Grant Program seeks to support municipal government efforts to implement complete streets; and

WHEREAS, the Borough of Glen Rock seeks to implement a workshop to focus on improving walkability, bikeability, and pedestrian safety.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Glen Rock hereby authorize the submission of the aforementioned application to Sustainable Jersey through the Complete Streets Technical Assistance Grant Program.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Borough Clerk are hereby authorized to sign the grant agreement and that their signatures constitute as acceptance of the terms and conditions of the grant agreement.

ROLL CALL:

Council Member O’Hagan - yes

Council Member Martin - yes

Council Member Huisking - absent

Council Member Morieko - yes

Council Member Leonard - absent

Council Member Kreibich – yes

12. Resolution to Pledge Support for a Reduction in Plastic Bag Use

Resolution No. 207-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

RESOLUTION TO PLEDGE SUPPORT FOR A REDUCTION IN PLASTIC BAG USE

WHEREAS, on average, one person uses 500 single-use disposable bags per year, 4 billion single use shopping bags are used annually in New Jersey and 102 billion are used nationwide; and,

WHEREAS, windblown plastic bags degrade our land and waterways, and 80% of the plastic and trash that finds its way into our oceans comes from the land; and,

WHEREAS, 12 million barrels of oil are used annually to make the plastic bags that Americans use; and,

WHEREAS, according to EPA, seabirds, fish, and other marine and land-based animals mistake plastic for food, while others can become entangled in the trash, leading to exhaustion, starvation, and eventual death; and,

WHEREAS, plastic breaks down into microplastics that measure 5 millimeters or less, which are ingested by shrimp, plankton, fish, birds, turtles, and other sea animals. Microplastics absorb toxic chemicals, harm marine life, and can be consumed by humans via seafood and potable water; and,

WHEREAS, it is beyond dispute that the use of single-use, plastic carryout bags has a severe and negative environmental impact on the local and global environment as a result of the greenhouse gas emissions emitted to produce such bags, the land-based and ocean-based pollution created, the hazards posed to wildlife, the hazards posed to sources of water for humans, and the negative impact on the ecosystem and food chain as a whole; and,

WHEREAS, very few single-use carryout bags are actually recycled (it is estimated that less than 5% of all plastic bags are actually recycled and some estimates are as low as 1%); and,

WHEREAS, the Glen Rock taxpayers currently bear the costs associated with the negative effects of plastic, single-use carryout bags on the solid waste stream, drainage, litter, and the negative consequences of the foregoing environmental impacts; and,

WHEREAS, a complete ban on single-use plastic bags by retail merchants is the best solution to this issue, or alternatively, a fee to be collected and retained by the retail merchant that provides the proper incentive for customers (and cost offset for the merchant) that does not involve the creation of a new tax bureaucracy for collection and administration of plastic bag fees,

THEREFORE, the governing body of the Borough of Glen Rock resolves to support NJ state legislation that eliminates all single-use carryout plastic bags, either by ban or a merchant-retained fee on those bags, therefore encouraging the use of reusable bag; and,

THEREFORE, such legislation enacted by the state of NJ should allow municipalities to ratify more stringent local plastic bag ordinances.

ROLL CALL:

Council Member O’Hagan - yes
Council Member Huisking - absent
Council Member Leonard - absent

Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich - yes

13. Resolution for No Idling Program Support

Resolution No. 208-18

Offered by Council Member

Seconded by Council Member

IDLE FREE NEW JERSEY NO-IDLING RESOLUTION

WHEREAS, emissions from gasoline and diesel-powered vehicles contribute significantly to air pollution, including greenhouse gases, ozone formation, fine particulates, and a multitude of potentially harmful pollutants that can trigger an asthma attack and other ailments;1 and

WHEREAS, asthma is a significant public health concern in NJ, especially among children (up to 25% of NJ’s school age children are asthmatic) and the elderly; and

WHEREAS, for every gallon of gasoline used, the average car produces about 20 pounds of carbon dioxide (CO₂), the largest contributor to greenhouse climate change, with one-third of greenhouse gas emissions coming from the transportation sector²; and

WHEREAS, the U.S. Argonne National Laboratory estimates that about 20 million barrels of diesel fuel are consumed each year by idling long-haul trucks (estimated truck emissions total about 10 million tons of CO₂, 50,000 tons of nitrogen oxides, and 2,000 tons of particulates); and

WHEREAS, we can avoid producing unnecessary greenhouse gas emissions and exposure to air toxics by reducing or eliminating wasteful vehicle idling; and

WHEREAS, petroleum-based gasoline and diesel fuel are nonrenewable fuels and should be used wisely and not wasted; and

WHEREAS, idling is not generally beneficial to a vehicle's engine because it wears engine parts;³ and **WHEREAS**, idling more than 10 seconds uses more fuel and emits more pollutants than turning a warm engine off and on again;⁴ and

WHEREAS, idling for 10 minutes uses as much fuel as it takes to travel 5 miles; and

WHEREAS, vehicle idling occurs in locations (e.g. school grounds, parking lots, drive-through windows, business centers, etc.) where New Jerseyans can be exposed to air pollutant emissions; and

WHEREAS, moving beyond New Jersey's existing no-idling code* of 3 minutes would significantly improve public health, air quality, reduce costs and greenhouse gas emissions.

NOW THEREFORE BE IT RESOLVED that the Borough of Glen Rock:

Supports the adoption of "Idle Free Zones" by government agencies, schools, businesses, and other organizations by:

- Encouraging any gasoline or diesel-powered motor vehicle* to turn off their engines after 10 seconds if they plan to remain at that location for more than 30 seconds.
- Ensuring idling does not occur at idle-frequent locations such as school drop-off and pick up, drive through windows, gas stations, parking lots, business centers, etc.
- Maintaining municipal vehicles to eliminate any visible exhaust.
- Enforcing existing violations and penalties under NJ's existing no-idling code*.
- Supporting broad education of the public about the health, environmental and economic impacts of idling and ways to reduce idling.

ROLL CALL:

Council Member O'Hagan – yes	Council Member Martin - yes
Council Member Huisking - absent	Council Member Morieko - yes
Council Member Leonard - absent	Council Member Kreibich - yes

14. Resolution for Advertisement of RFQ for Architectural Services for Library Improvement Project

Resolution No. 209-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

RESOLUTION TO ADVERTISE FOR RFQ FOR ARCHITECTUAL SERVICES FOR LIBRARY IMPROVEMENT PROJECT

WHEREAS the Glen Rock Public Library has the need for various improvements to the infrastructure and utilities in the building; and

WHEREAS, Library Board Trustees are planning improvements to maximize the use of available space to provide direct, functional public access to the lower level of the library, participating in the NJ Library Construction Bond funding program.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council authorize the Borough Clerk to advertise for the solicitation for Request for Qualifications, as per scope of services, for design services for various improvements to the Glen Rock Public Library.

ROLL CALL:

**Council Member O’Hagan – yes
Council Member Huisking - absent
Council Member Leonard - absent**

**Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich - yes**

15. Resolution to Extend Crack Seal Award for 2018

Resolution No. 210-18

Offered by Council Member Martin

Seconded by Council Member O’Hagan

A RESOLUTION EXTENDING CRACK SEALING PROJECT

WHEREAS, the Borough of Glen Rock authorized the advertising for the solicitation of bids for the 2017 Crack Sealing Project; and

WHEREAS, the Borough received one bid from Micro Pave Systems, Inc. in the amount of \$42,111.60 for 2017 program, and would like to extend that bid for 2018 program, in the amount not to exceed \$24,000.00; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Crack Sealing bid be extended for 2018 program for an amount not to exceed \$24,000.00.

ROLL CALL:

**Council Member O’Hagan – yes
Council Member Huisking - absent
Council Member Leonard -absent**

**Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich - yes**

**Motion to accept consent agenda by Council Member Martin
Seconded by Council Member O'Hagan**

ROLL CALL:

**Council Member O'Hagan - yes
Council Member Huisking - absent
Council Member Leonard -absent**

**Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich - yes**

4. ORDINANCES

**Ord. # 1790 – Final Reading – AN ORDINANCE AMENDING CHAPTER 36
ENTITLED ‘PERSONNEL POLICIES’ TO ADD SECTION 3 ENTITLED ‘ANTI-
NEPOTISM POLICY’**

Ordinance Procedure: # 1790

Date of Final Reading: July 25, 2018

Date of Introduction: June 27, 2018

A motion to open the public discussion Ordinance #1790 was made by Council member O'Hagan, seconded by Council member Morieko. All were in favor.

A motion to close the public discussion Ordinance #1767 was made by Council member O'Hagan, seconded by Council member Morieko. All were in favor.

Resolution No.: 211-18

Introduced by Council Member O'Hagan

Seconded by Council Member Morieko

AN ORDINANCE AMENDING CHAPTER 36 ENTITLED “PERSONNEL POLICIES” TO ADD SECTION 3 ENTITLED “ANTI-NEPOTISM POLICY”

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 Huisking - absent
Council Member Leonard – absent**

**Council Member Martin– yes
Council Member Morieko – yes
Council Member Kreibich – yes**

ORDINANCE NO. 1790

BOROUGH OF GLEN ROCK
BERGEN COUNTY, NEW JERSEY

AN ORDINANCE AMENDING CHAPTER 36 ENTITLED “PERSONNEL POLICIES” TO ADD
SECTION 3 ENTITLED “ANTI-NEPOTISM POLICY”

WHEREAS, the Mayor and Council of the Borough of Glen Rock recognize the need to amend Chapter 36 of the Borough Ordinance to include an anti-nepotism policy as follows:

Now, therefore, be it ordained as follows:

SECTION 1.

Chapter 36 is amended and supplemented to add a new section entitled Anti-Nepotism Policy.

36-3 Title.

This section shall be known as “The Anti-Nepotism Policy of the Borough of
Glen Rock.”

36-3.1 Applicability.

- A. The prohibitions set forth in these Anti-Nepotism regulations shall apply to all full-time, part-time, temporary and seasonal positions of the Borough of Glen Rock.
- B. Subject to the exception in Subsection 29.10.4 below, this section and the prohibition against certain hiring contained herein shall be applied prospectively only from the effective date of its enactment and shall not in any way be construed to prohibit or make unlawful any current employment relationship or situation or the hiring or promotion of any person currently employed by the Borough of Glen Rock as of the effective date of this section which may technically be in violation of the terms hereof but for its prospective application. For purposes of interpreting this exception, persons appointed to positions of employment with the Township for a set term shall be considered current employees notwithstanding the fact that the then term may have ended. Such persons holding positions of employment with the Borough under a set term may be hired to any position in the township, rehired, reappointed or promoted, as may be the case, without violating this section.

36-3.2 Definitions

As used in this section:

Contractors shall mean contractors, independent contractors, subcontractors, vendors, professionals appointed pursuant to the Fair and Open Process or the Non-Fair and Open Process

or person, persons or business working for the Borough whose employment is limited in scope or duration to a specific project with the Borough and subject to either a bid proposal or a solicitation of quotes. (Examples would include, but not be limited to: road projects; construction projects; projects). Employment with contractors shall be considered for the purpose of this section as employment with the Borough.

Elected Official shall mean persons holding the position of either Mayor or Council member of the Borough of Glen Rock.

Relative shall mean a spouse, natural or adopted child, parent, or sibling.

Supervisor shall mean any employee of the Borough of Glen Rock having supervisory duties and powers over another employee or employees within the respective Borough of Glen Rock.

Temporary Employment shall mean any employment which is not full-time, regular part-time, or seasonal employment.

Department Head shall mean those individuals who hold such positions in accordance with the Borough Code of the Borough of Glen Rock, or as described in the laws of the State of New Jersey.

36-3.3 Restrictions on Hiring, Supervision and Promotions of Employees.

The following restrictions shall apply to the hiring and promotion of employees to employment positions for the Borough of Glen Rock:

- A. *Elected Officials.* No elected official of the Borough of Glen Rock shall be considered for employment or hired to a position of employment with the Borough of Glen Rock either during his or her term of office or within three (3) years after the expiration of the term. No elected official shall serve as Council liaison to any department that employs any relative of that elected official.
- B. *Relative of Elected Officials.* No person who is a relative (as defined herein) of any elected official of the Borough of Glen Rock shall be considered for employment as an employee of the Borough. This shall not restrict nor prohibit the continued employment of individuals to a position or positions with the Borough where a relative of an employee is elected as a Mayor or Councilmember after the date of the employee's start of employment with the Borough.
- C. *Promotion of Existing Employees.* Notwithstanding the prospective applications as to the remainder of this section as applied above, no elected official may participate in the promotion process or hiring process in the department of any existing employee who is a relative of the elected official as the case may be. The elected official shall abstain from participation in such personnel action as it applies to such relative.

- D. *Appointments.* No relative of an elected official of the Borough of Glen Rock shall be appointed to the position of any Borough professional who receives compensation, or any Borough Board or Commission which has more than an advisory role and/or one in which the members receive compensation.
- E. *Department Heads.* No person who is a relative (as defined herein) of any department head of the Borough of Glen Rock shall be considered for employment as an employee of the Borough. This shall not restrict nor prohibit the continued employment of individuals to a position or positions with the Borough where a relative of a department head is hired before the date of this ordinance.

36-3.4 Purpose.

This policy is not for the purpose of depriving any citizen of an equal change for employment with the Borough, but is solely intended to eliminate the potential for preferential treatment of the relatives of the members of the Governing Body and/or any Department Head.

36-3.5 Current Employees.

Except as may be otherwise expressly provided for herein, this section shall not affect the employment of any present Borough employees and/or any existing contractual obligations with employees by the Borough of Glen Rock.

SECTION 2.

All other parts, portions and provisions of Chapter 36 of the Borough of Glen Rock Code, be and the same, are hereby ratified and confirmed, except where inconsistent with the terms thereof. In the event of any such inconsistency, the terms of this Ordinance shall be deemed to govern.

SECTION 3.

The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

SECTION 4.

This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

APPROVED:
BOROUGH OF GLEN ROCK

Jackie Scalia, Borough Clerk

Mayor Bruce Packer

Ord. # 1792 – First Reading - AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF GLEN ROCK, CHAPTER 158, ENTITLED PEDDLING AND SOLICITING

**Ordinance Procedure # 1792
Date of Introduction: July 25, 2018**

**Council Resolution #212-18
Introduced by Council Member Martin
Seconded by Council Member Kreibich**

Be It Resolved by the Borough Council of the Borough of Glen Rock of AN ORDINANCE AMENDING CHAPTER 158 ENTITLED “PEDDLING AND SOLICITING

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 August 22, 2018 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 Martin - yes
Council Member Huisking– absent	Council Member Morieko - yes
Council Member Leonard – absent	Council Member Kreibich - yes

ORDINANCE NO. 1792

BOROUGH OF GLEN ROCK

BERGEN COUNTY, NEW JERSEY

AN ORDINANCE AMENDING CHAPTER 158 ENTITLED “PEDDLING AND SOLICITING”

SECTION 1.

Chapter 158 is deleted and the following is added in its place.

PEDDLING AND SOLICITING

Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

PEDDLER or HAWKER

A person who goes from house to house or from street to street, on foot or with a conveyance, carrying with him goods, wares or merchandise for the purpose of selling and delivering the same to customers.

SOLICITOR or CANVASSER

A person who, traveling by foot or by any type of conveyance, goes from house to house or from street to street and takes orders for the sale of goods, both commercial and noncommercial, or for services to be furnished or performed in the future. Such definitions shall include any person who, for himself or for another person, leases or occupies any building, hotel room, shop or any other place within the Borough for the sole purpose of exhibiting samples and taking orders for future delivery of personal property or taking orders for future services. This definition shall not be construed to apply to soliciting or canvassing for the purpose of the sale of personal property at wholesale to retailers of such articles.

NONPROFIT ORGANIZATION

Nonprofit organization shall mean (1) any organization tax exempt under §501(c)(3) of the Internal Revenue Code

Permit required.

No person shall engage in the business of a solicitor, canvasser, peddler or hawker without first obtaining a permit therefor.

Permit application.

A. Every applicant for a permit under this chapter shall complete, sign and verify a written application on a form furnished by the Police Department.

B. The application shall state:

- (1) The name and description of the applicant.
- (2) The permanent home address of the applicant.
- (3) A brief description of the nature of the business and the goods to be sold or services to be rendered and, in the case of farm or orchard products, whether produced or grown by the applicant.
- (4) If employed, the name and address of the applicant's employer, together with credentials establishing the exact relationship.
- (5) The length of time for which the right to do business is desired.

- (6) Whether or not the applicant has been convicted of any crime or disorderly persons offense or violation of any municipal ordinance and, if so, the nature of the offense and the punishment or penalty assessed therefor.
- (7) If a vehicle is to be used, a description of the same, together with the state registration number, proof of insurance and other identification details.
- (8) If said application is for a solicitor's and canvasser's license:
 - (a) The place where the goods or property proposed to be sold or orders taken for the sale thereof are manufactured or produced and the proposed method of delivery.
 - (b) The names of at least two reliable property owners of the State of New Jersey, who will certify as to the applicant's good character and business responsibility or, in lieu of the names of references, such other available evidence as to the good character and business responsibility of the applicant as will enable an investigator to evaluate properly such character and business responsibility.

Filing application; photograph; food handlers.

- (1) The applicant shall file the completed application forms with the Police Department of the Borough.
- (2) At the same time, he shall permit the Police Department to take his photograph.
- (3) Where applicable, the applicant shall obtain and exhibit with the application a food-handler's permit issued by the Board of Health.

Investigation; waiting period; approval or disapproval.

- (1) The Chief of Police shall then cause an investigation to ascertain the truth of the statements made by the applicant upon his application and any such other investigation of the applicant's business and background as he deems necessary for the protection of the public good. The Chief of Police is authorized to submit applicant fingerprint cards and receive State criminal history record information from the Division of State Police/State Bureau of Identification for use in considering the suitability of all applicants covered under this section. Each applicant shall be responsible to pay any State user fees related to the processing of a criminal history check.
- (2) There shall be a waiting period not exceeding 30 days between the filing of the application and the issuance of the license, for the purpose of investigation by the Chief of Police. Provided however that the applicant has not delayed in providing required information.

- (3) If, as a result of the investigation, the business responsibility of the applicant shall be found to be unsatisfactory, the Chief of Police or Chief's designee shall provide in writing the disapproval and reasons for such disapproval and thereupon notify the applicant of the disapproval and that no license will be issued.
- (4) If, as a result of the investigation, the business responsibility of the applicant shall be found to be satisfactory, the Chief of Police or Chief's designee shall endorse on the original of the application his approval thereof and cause a permit to be issued.

Permit issuance; contents; records; expiration.

- (1) Chief of Police or Chief's Designee shall promptly notify the applicant of the approval of his application and shall issue the permit.
- (2) The license shall contain the following:
 - a. The class of permit issued.
 - b. The name and photograph of the permit holder.
 - c. Name of the business.
 - d. The number of the license and the amount of fee paid.
 - e. The date of issuance of the license and the expiration date.
 - f. The signature of the Chief of Police or Chief's designee and the Seal of the Borough.
- (3) All permits shall expire on December 31 of the year issued unless an earlier expiration date is indicated on the license.
- (4) Such permit shall, during the time such licensee is engaged in soliciting, canvassing, hawking or peddling, be worn by him constantly, on the front of his outer garment in such a way as to be conspicuous.

License fees.

- 1) The fee for a peddler's and hawker's permit shall be \$50 per annum. Each license shall terminate on the 31st day of December of the year in which it was issued. No portion of said fee shall be prorated for any part of the year.
- 2) The permit fee which shall be charged by the Borough for a solicitor's and canvasser's license shall be \$50 per year.

- 3) None of the license fees provided for by this section shall be so applied as to occasion an undue burden upon interstate commerce. In any case where a license fee is believed by a licensee or applicant for license to place an undue burden upon such commerce, he may apply to the Mayor and Council for an adjustment of the fee.

Permit nontransferable; display.

- 1) A permit issued under this chapter shall not be transferable.
- 2) Each permit holder shall carry his license with him and produce it whenever called upon to do so.

Noise restrictions.

After 7:00 p.m., no peddler, hawker, solicitor or canvasser shall shout, cry out or use any sound device:

A. Upon any public place; or

B. Upon any private premises where the sound emitted is capable of being heard in any public place for the purpose of attracting attention.

Use of public places; hours of operation.

A. No solicitors, canvassers, peddlers or hawkers shall:

(1) Have any exclusive right to any location in any public place;

(2) Be permitted to operate in any congested area where his operations might impede or inconvenience the public. The judgment of a police officer shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.

B. All licenses shall be valid to operate on Monday through Saturday only between the hours of 9:00 a.m. and 9:00 p.m., except peddlers of food who shall be permitted to operate from 9:00 a.m. until dusk seven days a week, subject to approval of the Board of Health.

Enforcement.

Any police officer or special police officer of the Borough may require any person seen peddling, hawking, soliciting or canvassing in the Borough to produce his peddler's and hawker's license or

his solicitor's and canvassers permit and to enforce the provisions of this chapter. Failure to produce or possess said permit shall be considering a violation.

Revocation of licenses; hearing.

A. Permit issued under the provisions of this chapter may be revoked by the Mayor and Council, after notice and hearing, for any of the following causes:

- (1) Fraud, misrepresentation or false statement contained in the application for the license.
- (2) Fraud, misrepresentation or false statement made by the licensee in the course of carrying on his business as solicitor, canvasser, peddler or hawker.
- (3) Any violation of this chapter.
- (4) Conviction of any crime or disorderly person's offense involving moral turpitude.
- (5) Conducting the business of soliciting, canvassing, peddling or hawking in an unlawful manner or in such a manner as to constitute a breach of the peace or as to constitute a menace to the health, safety or general welfare of the public.

B. Notice of the hearing for revocation of a license shall be given to the licensee in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed by registered or certified mail, return receipt requested, addressed to the licensee at his last known address, at least five days prior to the date set for hearing.

Appeals.

A. Any person aggrieved by the action of the Chief of Police or Chief's designee in the denial of a license as provided in this chapter shall have the right of appeal to the Mayor and Council. Such appeal shall be taken by filing with the Council, within 14 days after notice of the action complained of was mailed to such person's last known address, a written statement setting forth fully the grounds for the appeal.

B. The Council shall set a time and place for hearing of such appeal, and notice of such hearing shall be given to the appellant.

C. The decision and order of the Council on such appeal shall be final and conclusive.

Violations and penalties.

Any person found guilty of violating this article shall be subject to a penalty consisting of a fine or imprisonment, or both, subject to the discretion of the Judge, the maximum of which shall be the maximum fine or term of imprisonment permitted to be imposed by the court having jurisdiction over the violation of this article; provided, however, that the fine shall not be less than \$100 nor more than \$2,000 per offense and the prison term shall not exceed 90 days in accordance with N.J.S.A. 40:49-5.

Exclusion provisions.

This article shall not include the following persons, who are expressly exempt from its application:

- A. Any person honorably discharged from the military service of the United States possessing a peddler's license issued in conformity with N.J.S.A. 45:24-10.
- B. Any person who is an exempt fireman as defined by N.J.S.A. 45:24-9 and 24-10, possessing corresponding identification in conformity with said statute.
- C. Any person holding a solicitation license or permit issued under any legislation of the United States government or by a state agency pursuant to statute.
- D. Any person who conducts a sale pursuant to statute or court order.
- E. Persons selling or soliciting in behalf of churches, charities, fraternal organizations, philanthropic organizations, non-profit and municipal organizations.
- F. Any person engaging in the advocacy of noncommercial or not-for-profit causes, whether or not in connection with a larger organization, or engaging in spontaneous speech, including, but not limited, to speech between neighbors.
- G. Campaigning for any elected public office or public question, which is to be voted upon in the Borough of Glen Rock at a general, special, primary or school board election, or in a local, State or national election;
- H. Any representative, including agents or other third parties, employed by a public utility recognized by the New Jersey Board of Public Utilities and doing business in the Borough of Glen Rock.
- I. Persons selling or soliciting orders for the sale of milk, dairy products, vegetables, poultry, eggs and other farm and garden produce.

SECTION 2.

All other parts, portions and provisions of Chapter 158 of the Borough of Glen Rock Code, be and the same, are hereby ratified and confirmed, except where inconsistent with the terms thereof. In the event of any such inconsistency, the terms of this Ordinance shall be deemed to govern.

SECTION 3.

The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

SECTION 4.

This Ordinance shall take effect immediately upon final passage and publication according to law.

Ord. # 1793 – First Reading - AN AMENDMENT TO AN ORDINANCE TO FIX THE COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF GLEN ROCK, BERGEN COUNTY, NEW JERSEY

**Ordinance Procedure # 1793
Date of Introduction: July 25, 2018**

**Council Resolution # 213-18
Introduced by Council Member Morieko
Seconded by Council Member Kreibich**

Be It Resolved by the Borough Council of the Borough of Glen Rock of AMENDMENT TO AN ORDINANCE TO FIX THE COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF GLEN ROCK

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 August 22, 2018 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 Huisking– absent
Council Member Leonard – absent
Council Member Martin - yes
Council Member Morieko - yes
Council Member Kreibich – yes

**BOROUGH OF GLEN ROCK
ORDINANCE NO. 1793**

**AN AMENDMENT TO AN ORDINANCE TO FIX THE COMPENSATION OF
CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF GLEN ROCK,
BERGEN COUNTY, NEW JERSEY.**

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

SECTION 1. That there is hereby established salary and wages for the classification of certain employees herein below set forth:

<u>POLICE DEPARTMENT</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Special Class 1 Police Officer	\$42,432	\$55,000

5. MEETING OPEN TO THE PUBLIC: (Before speaking at the meeting, each person must state their name and address. 3-minute limit)

Katherine Tuite, 1 Glen Avenue – On behalf of the Glen Rock Historical Society thanked Det. Lucas Doney, Sgt. Bryan Scott, P.O. Nick Onove, Fire Chief Jennings and the Volunteer Fire Department for their quick response to the fire at the Main Line Station. Also stated that the members are truly grateful for the support of the Borough. Clean-up has started, and the station will remain closed until further notice.

Gabriel Bullaro – Mr. Bullaro would like to discuss the Larkin lawsuit. Borough Attorney Anthony Suarez, stated that it is still an open issue and not all matters have been resolved. Mr. Bullaro stated since the Borough has decided not to appeal the case it should be able to be discussed in response, Mr. Suarez stated that negotiations regarding billing are still ongoing. Mr. Bullaro expressed concern regarding the expense of the lawsuit and would like to know how lawsuit began. Mayor Packer explained the events that occurred regarding OPRA requests that were made by Mr. Larkin. An OPRA request was made to inquire about the Facebook blocked list of Council Member Huisking which was denied under the advice of the Borough Attorney, consulting with the Clerks Association, the League of Municipalities and myself due to the fact the Clerk does not have access or maintain Facebook pages. The Clerk also consulted with other municipalities regarding the matter and there are no precedents set for Facebook information to be released, also OPRA rules do not cover Facebook and are open to interpretation. Another request was then made for the Mayor and Council

Member pages excluding Council Member Leonard and were denied again for the same reasons. The Mayor also contacted the League for guidance. The denial was made after many conversations and consulting with numerous entities with the belief the information requested was not in possession of the Clerk. Mr. Bullaro also question who authorized the deletion of the links to Council members web pages from the Boroughs website. Mayor Packer responded that he did because he felt they are not Borough pages should not be linked. Anthony Suarez also added that it was acknowledged in court that the Borough never misrepresented any information and after the initial denial there was no communication from the other attorney regarding negations and went right to a lawsuit and could have possibly been resolved with negotiations. Mayor Packer commented if anyone makes an OPRA request and are questioning the response, please contact the NJ Government Records Council which is free and can determine if the response was appropriate. Mayor Packer explained that if the Government Record Council had instructed the release of the information it would have been. Mr. Bullaro also questioned how many people were actually blocked, which he believes were only three. Council President Morieko clarified that three people were block by one Council Member and the perception is that all Council members had blocked individuals. Council member Martin clarified that each Council member opened their own pages and administers them, the Borough had no jurisdiction over them. Also commented that the matter went to court because it was unprecedented. Council member O'Hagan clarified that other issues had happened that led to the lawsuit, it is important to know that this ruling goes a lot further than this issue regarding public figures and privacy. Elected officials need to stand up for what they feel is right, Council member O'Hagan commented that he feels Council member Huisiking did nothing wrong and wanted to continue fighting and feels this would open the door to many other issues. Mr. Bullaro feels that the law was decided a long time ago. Mr. Suarez clarified that the Judge referred to the case regarding President Trump that was decided while this case was being argued so that case is irrelevant. Mr. Bullaro feels the statue is for the benefit of the public. Mayor Packer thanked Mr. Bullaro for bringing up the subject so it can be publicly addressed.

6. ADJOURNMENT

Mayor Packer stated that there may be another open session after the closed session for additional items.

A motion to adjourn into a closed session regarding litigation, personnel and contracts was made by Council member O'Hagan

Seconded by Council member Kreibich. All were in favor.

Meeting adjourned at 8:55 pm.