

REGULAR MONTHLY MEETING
Mayor and Council
Borough of Harrington Park, New Jersey
May 19, 2014

(PAH) Call Meeting to Order

Time: 7pm

Mayor's Announcement:

In compliance with Chapter 231, Public Law 1975, adequate notice of this meeting was made. It is posted on the bulletin board in the Municipal Center. Copies have been Emailed to the BERGEN RECORD, SUBURBANITE and THE NORTHERN VALLEY PRESS. A copy has been filed with the Borough Clerk, and copies have been mailed to individuals requesting the same.

(ALB) Roll Call:

	PRESENT	ABSENT
Council		
NAPOLITANO(AN)	x	
EVANELLA (GE)	x	
PEDERSEN (JP)	x	
RYAN (MR)	x	
RUTIGLIANO(MRUT)	x	
CHUNG (JC)	x	

Also present:

Ms. Ann H. Bistriz, Borough Clerk/Admin. (ALB)

Mr. John R. Dineen, Borough Attorney (JRD)

(ALB) Flag Salute

MEETING PROCEDURE:

- 1. Call Meeting to Order (Mayor)**
- 2. Mayor's Announcement (Mayor)**
- 3. Roll Call (Borough Clerk)**
- 4. Flag Salute (Borough Clerk)**
- 5. Minute Approval(s) (Mayor & Borough Clerk)**
- 6. Correspondence (Act. Borough Clerk)**
- 7. Reports of Committees (Council Members)**
- 8. Old Business**
- 9. New Business**
- 10. Mayor's Report-Remarks, Announcements, Proclamations**
- 11. Public Discussion-Open-Motion**
- 12. Public Discussion-Close-Motion**
- 13. Ordinance (s)**
- 14. Ordinance (s) Second Reading**
- 15. Closed Session-Motion-Second**
- 16. Adjournment**

(PAH) Suspension of Regular Order of Business

Motion GE

Second JP

Vote AIF

(PAH) Meeting Open to Public

Motion GE

Second JP

Vote AIF

(PAH) Meeting Closed to Public

Motion GE

Second JP

Vote AIF

(PAH) Return to the Regular Order of Business

Motion GE

Second JP

Vote AIF

(PAH) Minute Approval

Minutes April 14, 2014

Minutes April 21, 2014

Motion GE

Second AN

No Discussion

Roll Call Vote AIF

(PAH) Consent Correspondence

SEE ADDENDUM “AA”

Consent Correspondence be accepted and become a part of this meeting without Discussion

Motion

Second

Vote

(PAH) Consent Agenda-Resolutions

All matters listed under this section are considered to be routine by the Borough Council and will be enacted by one motion as listed below. There will not be separate discussion of these items. Should discussion be desired, that item will be removed from the Consent Agenda and will be considered separately under New or Old Business on the Agenda.

Addendums

(AN) Approval of Application to the NJ State Fireman’s Association (A)

(GE) Parkside Road (Section 4) and Harriot Place NJDOT Munic. Aid Program (B)

Old Bury Ground AGREEMENT FOR PROFESSIONAL SERVICES (C)

Cleaning of Carpeting-Borough Hall (D)

- 20TH Annual White Elephant Sale (E)**
- Free Yoga at George Street Park (F)**
- (JP) Advertisement of Hiring of Police Officer (G)**
- (MRUT) Payment of Claims (H)**
- Return of Escrow (I)**
- Harrington Park Code Book Codification Contract (J)**
- (JC) Authorization of Inclusion In The Bergen County Community Development Program (K)**
- Community Development Representative Fy2014 (L)**
- Green Team Continued Support For Sustainable NJ Application (M)**

Motion JP

Second AN

Discussion-MR will need to abstain on Payment of Claims H

Vote AIF (MR abstain on H)

Individual Committee Reports

- (AN) Planning Bd., Bd. of Adjustment, Construction, Fire, Ambulance**
 Building Department is still busy, bringing in approximately \$11,000 in permits which is slightly less than 2013.
 Ambulance Corps has had 85 calls YTD, with 28 calls in April. The Corps thanks the Mayor and Council for their help with acquiring the new ambulance that is serving the municipality well.
 Fire Department has had 4 call, 2 meetings and 2 drills during the month of April.
- (GE) DPW, Recycling, Building & Grounds, Sanitation/Recycling**
 Recycled 350 quarts of waste motor oil
 YTD 3472 lbs of Electronic Recycling-cost the Borough 8 cents a pound.
- (JP) Police, Municipal Court, Personnel**
 439 Calls, 192 Traffic Details, 6 Mutual Aid, 132 Summons
 No sick days. 3 accidents, 2 juvenile reports.
 Letter received from resident thanking the Department for traffic enforcement on Tappan Road.
- (MR) Recreation Commission, Environmental Commission**
 Shredding Day-7900lbs.-300 pounds more than 2013.
 Councilman Evanella was thanked for his help during this program.
 Positive response for the Environmental Summit which included a presentation from the DEP as well as the Hackensack Riverkeeper.
 Recreation Commission meeting is scheduled for 21, 2014.
- (MRUT) Finance, Exec. & Admin., Grants**
 Finance Committee will be discussing moving forward with a general purpose bond that will incorporate needs of the Police, DPW, Fire Department, and extensive road paving.
- (JC) Board of Health, Liaison to Board of Education, Public Information**

Board of Health held a Mini Health Clinic on April 26 that had 24 participants. The program included a podiatrist, the town nurse, a physical therapist and a representative from Englewood Hospital.

115 cats have been registered this year, this is less than last year. The Board is considering having another pet census.

BBP Training will be held in June for all departments.

Flu Clinic 2014 will be expanded this year to possibly include a mini health fair.

Attended with PAH and Dept. Chief Hayden a Substance Free Program at the HP School- June 12, 2014 a program is scheduled to include parents and on June 25, 2014 for 7th and 8th graders.

School budget will stay under the 2% CAP with an increase of \$239.68 per \$538,000 home.

Benefit Concert for Valley PIE Program-June 14 at 7pm which will be sponsored by the mayors of Harrington Park, Norwood and Northvale. Musicians with physical disabilities will be performing at the Choedae Church in Norwood.

(PAH) Mayor Hoelscher

The Mayor has been involved with Mayors from neighboring towns developing a program that will cover a large audience and help fundraise for local organizations. The upcoming concert is one of the projects they have been working on with the help of Councilwoman Chung.

The Environmental Summit held by the Environmental Commission was a very informative program that discussed issues related to our watershed and the DEP.

(ALB) Ann H. Bistrutz, Clerk/Admin.

Old Business

(PAH) Swim Club Road Paving Grant

Contacted our grant writer regarding funding for the Swim Club, however there is nothing available since this is not a dedicated road. The road is quite deteriorated and the cost to repair is approximately \$130,000.00. PAH will be meeting with the Swim Club as a "liaison" of sorts to try to help them in various ways.

(PAH) Meeting Open to the Public

Motion GE

Second AN

Vote AIF

Frank Murphy, Hackensack Avenue

If the road at the Swim Club has a name, why is it not a dedicated road?

PAH explained that the road has a name but it is not on the tax maps. According to the lease with the Borough the Club is responsible for the maintenance of the roadway. However, PAH will review the lease. PAH asked if there is a possibility that the insurance carrier would consider a partial repair appropriate. PAH suggested to Council that perhaps the DPW could do the patch work on the roads if the Swim Club would pay for the supplies. Perhaps even filling

with gravel or road shavings (to come from upcoming paving projects) might help. GE inquired into what is allowable considering the sensitivity of the area. PAH would have to review with Neglia Engineering to see if paving is even allowed due to the wetlands designation. Mr. Murphy thanked the Mayor and Council for their attention to this matter.

(PAH) Meeting Closed to the Public

Motion GE

Second AN

Vote AIF

New Business

(GE) Tree Removal-Semmens Road

3 Trees on Semmens Road are in poor condition and may have to be removed.

Motion Made by Councilman Evanella to pursue to inspection of 3 trees on Borough property at Semmens Road to determine if there is a need to cut them down and if so to authorize such action due to safety issues, as per the budgeted amount of funds for tree removal allow.

Second JP

Roll Call Vote AIF

JP added that at the same time, perhaps the DPW can look at the tree by the Police department that continually damages the American Flag. The American Legion will donate a larger flag at that location once the tree is attended too.

(PAH) Return of Escrow and Purchase Order Policy

ALB discussed the past practice of the CFO office keeping the Clerk to the Planning Board/Board of Adjustment in the loop regarding payments to our professionals. The past CFO would also inform the Building Department secretary to put a hold on any inspections until escrow money is received. Also no CO's or CCO would be issued until all bills have been paid.

Transitional Duty

PAH asked Mr. Dineen to review the consideration of Transitional Duty for the DPW and Police Department to determine if it is management prerogative or is it something to be negotiated.

(MR) Inquired if other departments have received monthly budget print outs. ALB stated that her office has not. PAH added that the DPW and Police Department have not either.

(PAH) Mayor's Report

- May 29, 2014 CSX Meeting with Northern Valley Mayors is planned.
- May 26, 2014 Memorial Day Parade
- Insert in Newsletter regarding Real Property Reform that was part of the Mayors Conference, This was part of a very informative session that addressed our property tax system.

- Riverside Cooperative Road Paving Bid will be received on May 21, 2014.
- Concert to Benefit the Valley Program as mentioned earlier in the meeting is June 14, 2014 7pm at the ChoeDae Church in Norwood.
- United Water may be submitting an application to the Planning Board for a 9.2 acre subdivision on Old Hook Road.

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ORDINANCES

(JC) Introduction of Ordinance #689 (N)

Addendum Ordinance to amend Chapter 230-6 to include 100% SMOKE FREE PARKS, RECREATIONAL AREAS, AND PUBLIC BUILDINGS

Motion JC

Second JP

Discussion-GE stated his position of support for this Ordinance noting that it infringes on the private behavior of residents, however he knows the ordinance has enough support to pass. He does agree with the benefits it brings to parklands regarding littering and other environmental issues.

MR added that a statute passed through the Assembly and is now at the Senate for hearing.

JC responded to GE that he has a valid point, but it is her opinion that this ordinance sends a positive message to our youth and will create a positive impact on our environment.

AN thanked JC and GE for their heartfelt opinions, acknowledging the infringement of personal freedoms that in the long run may be best for the health of our environment and for our children. He also thanked the Board of Health for their hard work on this Ordinance.

Vote AIF

(AN) Introduction of Ordinance #690 (O)

An Ordinance Implementing the Emergency Services Volunteer Service Program (LOSAP) for the Harrington Park Volunteer Ambulance Corps

Motion AN

Second GE

Discussion-GE this is long overdue to these diligent volunteers.

Mr. Barry Wood, President of the Ambulance Corps requested a copy of the LOSAP for the Fire Department so he can work on the wording of the question for November's ballot.

Vote AIF (MRUT Abstain)

Closed Session Time: 8:01PM

Motion GE

Second JP

Vote AIF

RESOLUTION

WHEREAS, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and

WHEREAS, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.

1. Potential Litigation COAH
2. Personnel-Registrar's Office

BE IT FURTHER RESOLVED that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion.

Return to Open Session Time:8:28PM

Motion GE

Second JP

Vote AIF

MOTION

Motion was made by Councilman Napolitano to create the position of Sub Registrar through the adoption of the Borough's Salary Ordinance and shall appoint Mrs. Martha Francis to such position to be paid at her normal hourly rate on an as need basis.

Second JP

Roll Call AIF

MOTION

Motion was made by Councilman Napolitano to create the position of Sub Registrar through the adoption of the Borough's Salary Ordinance and shall appoint Mr. Frank Valenzuela to such position to be paid as part of his annual salary on an as need basis.

Second JP

Roll Call AIF

Adjournment-Time: 8:20PM

Motion: GE

Second: JP

Vote: AIF

Addendum A
RESOLUTION

Therefore be it resolved, the Mayor and Council of Harrington Park approve the admittance Wonjun WJ Do and Oudou B. Kalla, residents of Harrington Park, New Jersey as an active members in the Harrington Park Volunteer Fire Department and shall also be approved for membership in the New Jersey's State Fireman's Association.

Addendum B
RESOLUTION
Parkside Road (Section 4) and Harriot Place
NJDOT MUNICIPAL AID PROGRAM

WHEREAS, The Borough of Harrington Park did award the contract for the NJDOT Municipal Aid Program to Stanziale Construction, Co. for the bid amount of Eighty-Four Thousand Forty-Two Dollars and Seventy-Five Cents (\$84,042.75) (which represents the Base Bid, Alternate Bid 'A', Alternate Bid 'B') being the lowest of seven (7) bids submitted; and

WHEREAS, the Chief Financial officer has certified that there are sufficient funds to pay for the proposed work;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey, that the Mayor, Borough Clerk, or such other authorized person is hereby authorized to sign the contract for the NJDOT Municipal Aid Program – **Parkside Road (Section 4) and Harriot Place** pursuant to N.J.S.A. 40A:11 et. seq. of the Local Public Contracts Law.

Addendum C
RESOLUTION
AGREEMENT FOR PROFESSIONAL SERVICES

WHEREAS, Neglia Engineering Associates has provided the Borough with an Agreement for Professional Services for surveying and geotechnical engineering services for the Old Burying Ground, dated May 12, 2014; and

WHEREAS, the Agreement for Professional Services includes a lump sum cost of \$4,500.00 representing Surveying Services to prepare a Topographic and Boundary Survey for the Old Burying Ground; and

WHEREAS, the same Agreement for Professional Services includes an additional lump sum cost of \$4,650.00 representing Geotechnical Engineering Services for the Old Burying Ground; and

WHEREAS, the CFO has certified that these funds have been appropriately budgeted for; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the agreement of services for the Old Burying Ground for Neglia Engineering Associates, 34 Park Avenue, Lyndhurst, New Jersey.

Addendum D
RESOLUTION
Proposal of Cleaning-Borough Hall

Be it Resolved that the Mayor and Council of Harrington Park shall approve the cleaning of the carpets in Borough Hall (3 Offices and Hallway) and Conference Room by GVR Cleaning Services, LLC in the amount of \$560.00.

Addendum E
RESOLUTION
20TH ANNUAL WHITE ELEPHANT SALE

Be it Resolved that the Mayor and Council approve the Harrington Park Public Library in conjunction with the Friends of the Library use of the Borough parking lot for the 20th Annual White Elephant Sale on June 7, 2014.

Addendum F
RESOLUTION
FREE YOGA AT GEORGE STREET PARK

Whereas, Sukha Arts, 76 Schraalenburgh Road has requested to offer free yoga classes at George Street Park for Harrington Park residents; and

Whereas, the mission of Sukha Arts is to facilitate and effort to deepen the bond between neighbors; and

Whereas, yoga classes would be taught June 27, July 11, 25, August 8 and 22, 2014 between the hours of 4:30pm-6:30pm; and

Whereas, a Certificate of Insurance including the Borough of Harrington Park as additional insured on their General Liability coverage in the minimum of \$1,000,000.00 and showing appropriate Workers' Compensation coverage shall be provided to the Borough Clerk by Sukha Arts and the individual instructors; and

Whereas, a Hold Harmless Agreement shall be signed by Sukha Arts and the instructors; and

Whereas, The Harrington Park Police Chief and the DPW Superintendent shall be advised of such scheduled activity; and

Therefore Be It Resolved that that Mayor and Council approve the offering of free yoga classes at George Street Park by Sukha Arts subject to the approval of the Recreation Commission.

**Addendum G
RESOLUTION**

Police Hiring Advertisement

Whereas, the Borough of Harrington Park Police Department will experience the retirement of (3) three police officers by the end of March 2015; and

Whereas, Chief Albert Maalouf has requested the Mayor and Council of Harrington Park to consider hiring up to three police officers, and

Whereas, Accepting applications as this time will provide sufficient time for application review and interviews by the Police Committee as well as appropriate training; and

Now Therefore Be It Resolved that the Mayor and Council of Harrington Park approve the placement of an advertisement in the Northern Valley Press May 24, 2014 edition, for the acceptance of application for the position of police officer.

**Addendum H
PAYMENT OF CLAIMS CERTIFICATION**

I hereby certify that funds are available for the following disbursements:

2013 Appropriation Reserve	\$ 5,034.09
2014 Current Fund	\$ 1,037,929.62
Payroll (May 2, & May 16)	\$ 202,811.04
Trust Fund	\$ 6,859.75
Capital Fund	\$ 2,611.29
Dog Revenue	\$ 2,961.64
Open Space	\$ 4,450.00
Payroll Deduction (Employer Share of Unemployment for April)	\$
Payroll Deduction (Employer Share of Social Security/Medicare for April)	\$
Employer Share of PERS (Pension)*	\$ 128,847.00
Employer Share of PFRS (Pension)*	\$ 260,251.00
TOTAL	\$ 1,651,755.43

* paid via wire April 25, 2014

**Addendum I
RESOLUTION**

RETURN OF ESCROW

WHEREAS, the work at 451 Lynn Street, has been completed and Neglia Engineering has confirmed that there are no outstanding bills;

WHEREAS, the applicant, John Parker, former owner of 451 Lynn Street, Harrington Park, NJ 07640, has requested a refund of the balance in his escrow account;

WHEREAS, the CFO has verified the account balance of \$797.50 and that there were deposits of \$1,000.00 and withdrawals (expenditures) of \$202.50;

WHEREAS, the CFO requests that the Mayor and Council approve the release of the funds;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Harrington Park in the County of Bergen, New Jersey, hereby gives permission to the CFO to issue a check in the amount of \$795.50.

**Addendum J
RESOLUTION
HARRINGTON PARK CODE BOOK CODIFICATION CONTRACT**

WHEREAS, the Borough of Harrington Park is desirous of updating its codebook to the present date, and

WHEREAS, NJSA 40:49-4 specifically provides for the revision and codification of ordinances in municipal code books;

WHEREAS, the Mayor & Council have determined that it is in the best interest of the Borough to undertake such a codification and update at this time;

WHEREAS, General Code has submitted a proposal for the service of updating and codifying all Borough ordinances well up to and including the present pursuant to its proposal dated January 23, 20February 25, 2014;

WHEREAS, the Chief Financial Officer has certified that there are funds sufficient and available for the contract anticipated with General Code through the passage of Ordinance #688;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey as follows:

1. The Borough of Harrington Park hereby authorizes and directs the Mayor, and the Borough Clerk or such other authorized person to sign and deliver copies of the proposal submitted by General Code and to further make payment according to the payment schedule attached in the "Project Authorization" according to the terms thereof.

Addendum K
RESOLUTION
AUTHORIZATION OF INCLUSION IN THE BERGEN COUNTY
COMMUNITY DEVELOPMENT PROGRAM

WHEREAS, certain Federal Funds are potentially available to the County of Bergen under Title 1 of the Housing and Community Development Act of 1974, as amended, and the HOME Investment Partnership Act of 1990, as amended, and

WHEREAS, the Grantee or a unit of general local government that directly or indirectly received CDBG funds may not sell, trade, or otherwise transfer all or any such portion of such funds to another metropolitan city, urban community, unit of general local government, or Indian tribe, or insular area that directly or indirectly received CDBG funds in exchange for any other funds, credits or non-federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, s amended.

WHEREAS, the current Interlocal Services Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, by June 20, 2014, each municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County Entitlement programs noted above; and

WHEREAS, it is in the best interest of the Mayor and Council of the Borough of Harrington Park and its residents to participate in said programs; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Harrington Park hereby notifies the Bergen County Division of Community Development of its decision to be included as a participating municipality in the Urban Entitlement Programs being the Community Development Block Grant Program and the HOME Investment Partnership Act Program for Program Years 2015, 2016, 2017 (July 1, 2015-June 30, 2018); and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Bergen County Division of Community Development no later than June 20, 2014.

Addendum L
RESOLUTION
COMMUNITY DEVELOPMENT REPRESENTATIVE FY2014

BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that Councilwoman Joon Chung and Mayor Paul A. Hoelscher are the Borough Council's representative to the Bergen County Division of Community Development in accordance with the Community Development Cooperative Agreement.

Addendum M
RESOLUTION

GREEN TEAM CONTINUED SUPPORT For Sustainable NJ Application

WHEREAS, the Mayor and Council of the Borough of Harrington Park created the Harrington Park Green Team Ad-Hoc Committee on October 7, 2009, and

WHEREAS, this committee's membership includes the Mayor, the Environmental Commission, the Borough Planner and 10 residents, and

WHEREAS, the Green Team is an advisory board to the Environmental Commission.

BE IT RESOLVED, that the Green Team has been formed to develop strategies that will reduce the impact on the environment in the pursuit of obtaining Sustainable New Jersey Certification for the Borough of Harrington Park.

BE IT FURTHER RESOLVED, that the Mayor and Council of Harrington Park are deeply appreciative and supportive of the achievements, benefits and support that the Green Team provides for the residents and employees of the Borough of Harrington Park in their endeavor of the their application for recertification of Sustainable New Jersey 2014.

Addendum N
Ordinance #689

**Ordinance to amend Chapter 230-6 to include 100% SMOKE FREE PARKS,
RECREATIONAL AREAS, AND PUBLIC BUILDINGS.**

WHEREAS, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good of government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

WHEREAS, the state now expressly authorized municipalities to enact strict ordinances regulating smoking under N.J.S.A. 26:3D-63; and

WHEREAS, N.J.S.A. 2C:33-13b also provides that the owner and/or operator of a public place, such as public parks and recreational areas, may prohibit smoking on such property.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Harrington Park that Chapter 230-6 be amended to include:

Section I

Definitions. As used in this chapter, the following words shall have the following meanings:

ENCLOSED AREA - Shall mean all areas between a floor and a ceiling, extending to the outer perimeter walls of a structure.

MUNICIPAL BUILDINGS - Shall be all structures owned, leased, rented and/or operated by the Borough of Harrington Park, and/or occupied by the employees and used for official business of the Borough of Harrington Park, including all areas adjacent to such facilities and within 35 feet of such areas.

PARKS AND RECREATIONAL FACILITIES - shall include, but are not limited to, all public parks, playgrounds, basketball courts, swim club, tennis courts, ice skating areas, and ball fields publicly owned or leased by the Borough of Harrington Park and all property owned or leased by the Borough of Harrington Park upon which the public is invited or upon which the public is permitted and where individuals gather for recreational activities, including all areas adjacent to such facilities, including, but not limited to, any parking area, driveway or drive aisle and within 35 feet of such areas.

SMOKING - The burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an electronic smoking device.

SS 230-6-17 Prohibition of Smoking in Public Places: Signs

A. Smoking shall be prohibited in all municipal buildings as defined herein. No-Smoking signs or the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section) shall be clearly, sufficiently and conspicuously posted at each municipal building entrance and within each closed area where smoking is prohibited by this chapter. The signs shall be clearly visible to the public and shall contain letters or a symbol which contrast in color with the sign, indicating that smoking is prohibited therein. The sign shall also indicate that violators are subject to a fine.

B. Smoking shall be prohibited within a thirty-five foot radius of the front entrance of all municipal buildings. No-smoking signs or the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section) shall be clearly, sufficiently and conspicuously posted both on the building and at the thirty-five foot perimeter of the front entrance of all municipal buildings where smoking is prohibited by this chapter. The sign shall be clearly visible to the public and shall contain letters or a symbol which contrast in color with the sign, indicating that smoking is prohibited therein. The sign shall also indicate that violators are subject to a fine.

C. Smoking shall be prohibited in, but are not limited to, all public parks, playgrounds, basketball courts, tennis courts, ice skating areas, ball fields, and recreation facilities owned or leased by the Borough of Harrington Park and all property owned or leased by the Borough of Harrington Park upon which the public is invited or upon which the public is permitted and where individuals gather for recreational activities, including all areas adjacent to such facilities, including, but not limited to, any parking area, driveway or drive aisle and within 35 feet of such areas, which have been designated with no-smoking signs. No-smoking signs or the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section) shall be clearly, sufficiently and conspicuously posted in all areas regulated by this chapter. The signs shall be clearly visible to the public and shall contain letters or a symbol which contrast in color with the sign, indicating that smoking is prohibited at the designated area. The sign shall also indicate that violators are subject to a fine.

D. Smoking shall be prohibited in any vehicle registered to the Borough of Harrington Park.

SS 230-13-C Enforcement.

The enforcement authority of this chapter shall be the Police of the Borough of Harrington Park.

SS 230-14 Violations and Penalties

Any person who violates any provision of this chapter shall be subject to a fine of not less than \$50, no more than \$200.00.

Section II

If any section or provision of this ordinance shall be invalid in any court the same shall not affect the other sections or provisions of this ordinance except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section III

All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section IV

This ordinance shall take effect immediately upon final passage and publication as provided by law.

**AN ORDINANCE IMPLEMENTING THE EMERGENCY SERVICES
VOLUNTEER LENGTH OF SERVICE AWARD PROGRAM (LOSAP) FOR THE
HARRINGTON PARK VOLUNTEER AMBULANCE CORPS**

WHEREAS, the Mayor and Council of the Borough of Harrington Park deem it appropriate and necessary to act to ensure retention of existing members and to provide incentives for recruiting new volunteer emergency medical service responders; and

WHEREAS, the Mayor and Council of the Borough of Harrington Park have determined that the creation of a Length of Service Award Program will enhance the ability of the municipality to recruit volunteer emergency medical service responders;

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Harrington Park as follows;

1. A Length of Service Award Program (LOSAP) is herewith created in accordance with Chapter 388 of the Laws of 1997, to reward members of the Harrington Park Volunteer Ambulance Corps for their loyal, diligent, and devoted services to the residents of Borough of Harrington Park.
2. The LOSAP shall provide for fixed annual contributions to a deferred income account for each volunteer member that meets the criteria set forth below; that such contributions shall be made in accordance with a plan that shall be established by the Borough of Harrington Park pursuant to P.L. 1997, c. 388; and that such plan shall be administered in accordance with the laws of the State of New Jersey, the U.S. Internal Revenue Code, and this ordinance.
3. The LOSAP shall provide for annual contributions to each eligible ambulance squad member that meets the criteria as follows;
 - (a) - 100 points are required for a member to be eligible for a full annual contribution;
 - 90 points are required for a member to be eligible for 90% annual contribution;
 - 80 points are required for a member to be eligible for 80% annual contribution;
 - 70 points are required for a member to be eligible for 70% annual contribution;
 - 60 points are required for a member to be eligible for 60% annual contribution;
 - 50 points are required for a member to be eligible for 50% annual contribution.
 - (b) Five years of service are required for vesting. However, for previous years of service, each Active member shall be entitled to a credit for

vesting purposes only, of one year (1) credit for each two years of active service to a maximum of five years (5) credit, for full vesting.

- (c) The annual contribution per eligible active ambulance squad member, commencing with the year 2014, shall be as follows;

One Thousand, One Hundred and Fifty Dollars (\$1,150.00)

- (d) In future years, the base annual contribution shall be increased commensurate with the percentage increase in the Consumer Price Index (CPI).

4. Each Active volunteer ambulance squad member shall be credited with points for volunteer services provided to the Harrington Park Volunteer Ambulance Corps in accordance with Schedule A attached.
5. That this ordinance shall not take effect unless it is approved by voters as a public question at the next general election.
6. The following referendum question shall be submitted to the voters of the Borough of Harrington Park at the November 4, 2014 general election:

Shall the Borough of Harrington Park be authorized to establish a Length of Service Awards Program for the Active members of the volunteer ambulance squad that serve the municipality pursuant to the following terms and conditions;

1. The program shall provide for annual contributions to a deferred income account for each Active volunteer ambulance squad member that meets the eligibility criteria and in accordance with Schedule A adopted by the Borough of Harrington Park.
2. The estimated cost for the first year of the program has been calculated at between \$15,000 and \$25,000.

SCHEDULE A

HARRINGTON PARK VOLUNTEER AMBULANCE CORPS

LOSAP POINT SCHEDULE

100 POINTS REQUIRED FOR A QUALIFYING YEAR

1. **Participation in Ambulance Calls.** "Calls" are defined as: emergency calls and non-emergency transportations as part of the assigned Duty Crew, while covering for a Duty Crew member, or the result of a general alarm call.

- One (1) point will be awarded for responding to a call while on a Duty Shift.
- Two (2) points will be awarded for responding to a General alarm call.

2. **Duty Shift.** "Duty Shift" is defined as the hours of 7:00 PM to 6:00 AM weekly, and 6:00 AM to 6:00

PM on mutual aid declared days.

- One (1) point will be awarded for fulfilling a Duty Shift
- Maximum of fifty (52) points are allowed in a calendar year for fulfilling Duty Shifts.
- Minimum of twenty five (25) points are required in a calendar year to get credit for fulfilling any Duty Shifts.

3. Continuing Education –

- Twenty five (25) points for initial EMT Course Completion.
- One (1) point will be awarded for each Continuing Educational Unit (CEU) earned from attending formal class instruction upon presentation of a certificate of completion.
- One half (.5) point will be awarded for each Continuing Educational Unit (CEU) earned on-line upon the presentation of a certificate of completion. Where fractional points are awarded they will be rounded up to the nearest whole number.
- Maximum of twenty four (24) points are allowed per calendar year for continuing education.

4. Meeting Attendance –

- Two (2) points will be awarded for each meeting attended.
- Maximum of twenty four (24) points per calendar year.
- Minimum of twelve (12) points are required in a calendar year to receive credit for any meetings attended.

5. EMS Drills and Training Courses –

- Two (2) points will be awarded for each minimum one hour drill or training course attended.
- Maximum of twenty (20) points are allowed per calendar year for attending drills or training courses.
- Minimum of ten (10) points are required in a calendar year to receive credit for attending any drills or training courses.

6. Elected or Appointed Positions –

- Any Active Squad member completing a one (1) year term in an elected or appointed position will receive the following – points vary by position.
 - President and Captain Forty (40) points
 - Assistant Captain Thirty (30) points
 - Lieutenant or Other Line Officers Twenty (20) points
 - Vice President, Treasurer and Secretary Twenty (20) points
 - LOSAP Coordinator Twenty-Five (25) points
 - Trustees Ten (10) points
 - Committee Chairperson Five (5) points

7. Training/Instructor –

- Ten (10) points will awarded to any Active member who obtains a Certificate as a Certified Training Instructor.

- Five (5) points will be awarded to any Corps Certified Training Instructor, for each training class conducted.

8. Miscellaneous Activities –

- Ten (10) points for recruitment of a New Member (points awarded during LOSAP year recruited member completes 12 months of active service).
- Two (2) points will be awarded for participation in each of the following activities, with a maximum of 40 points allowed per calendar year.
 - Weekly rig inspection and restocking
 - Standby for disasters or weather related emergencies
 - Stand by for Town wide events
 - Participating in Parades, Wakes and Memorial Services
 - Work Details
 - Any EMS related activity that the Administrative or Line Officers recommend as being LOSAP eligible

Addendum AA Correspondence

4/22/2014

Regional School Tax Levies

4/28/14

MEL/JIF Final date for Hurricane Sandy Loss submissions-April 28, 2014.

NJLM

COI TMobile

5/1/14

NJDEP Hazardous Discharge-O/R site Schraalenburg Road- Case Remediation Addressed.

5/5/14

Foreclosure 11 Harrington Court.

5/6/14

Potomac Hudson DPW Remediation submission to DEP

5/8/14

Street Opening PSEG 50 Hackensack Ave and 202 Parkway

5/9/14

COI COACH USA.

NJDOT Grant Award-Lynn Street-\$149,000.00

5/12/14

NJDEP Pollution Control Facility proposal and hearing-BCUA.

Bid Tabulation submitted to NJDOT (Neglia) re: Parkside/Harriot project.

CD program updates for FY2014/2015.

Recycling Update May 2014.

Tax Settlement-Wang B417 Lot 6

5/12/14

Email correspondence from Board of Chosen Freeholders re: Ordinances and resolutions from the May 7, 2014 meeting.

5/16/14

County Social Service Program Updates.

