

REGULAR MONTHLY MEETING
Mayor and Council
Borough of Harrington Park, New Jersey
March 16, 2015

(PAH) Call Meeting to Order

Time: 7:01pm

Mayor's Announcement:

In compliance with Chapter 231, Public Law 1975, adequate notice of the RESCHEDULED 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	
RUTIGLIANO(MRUT)	x	
RYAN (MR)	7:20pm	
PEDERSEN(JP)	x	
CHUNG (JC)	x	

Also present:

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

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

Mr. Kunjesh Trivedi, Borough CFO (KJT)

(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) Suspend the Regular Order of Business

Motion GE

Second JP

Vote AIF

(PAH) Certificates of Achievements for the Harrington Park School Girls Basketball

PAH liked to call Harrington Park as the Home of Champions. It is such great news that the 6th Grade Girls Basketball Team won their division with a record of 14-0. The NVOT Girls Basketball Team has been quite successful as well. It is great to see that there are so many opportunities for women in sports, today. Never let anyone tell you no, you are all on the right path and your parents and your community are very proud.

CERTIFICATE OF ACHIEVEMENT

Harrington Park School Girls Basketball Team

Grades 6, 7 & 8

Regular Season & Tournament Champions

Final Record 14-0

Your achievement reflects itself in the pride of the Community

Best Wishes for a Continuation of Success

Presented

March 16, 2015

Coach Morgan stated that this is truly as special group of athletes. There were no egos in this group. He has taught and coached for many years, but this group of young women he will always be remembered. He is truly grateful for all their participation and passion for the sport.

(PAH) Meeting Open to Public

Motion GE

Second JP

Vote AIF

(PAH) Meeting Closed to Public

Motion GE

Second JP

Vote AIF

Pat Duggan-Carlton Lane/Highland Avenue

Inquired into the traffic issues on Highlands Avenue. GE noted that the Chief is still waiting to hear from the DOT. Ms. Duggan suggested that perhaps police presence in the area would be beneficial to curtailing the traffic and speed of traffic in the area. A no right turn sign would be helpful too. Also asked was what the status of removing the stump on the island on Highland. PAH stated that is on the list for the DPW. ALB stated the signs for truck weights have been ordered. Short discussion on road repairs from utilities took place noting that if there are issues to call the Clerk's office or DPW.

Kunjesh Trivedi, CFO (KJT) explained the budget process-that it is under the 2% cap and the average homeowner will not have a tax increase. If introduced tonight, it will be sent down to the state tomorrow. Less surplus was used this year to set the budget (surplus is now \$475,000-added \$201,000).

KJT highlighted pages 4, 11 and 19 noting the amount of funds to be collected, amount to be raised, bond payments and municipal reductions.

PAH noted this type of accounting does not happen by accident. Councilman Pedersen and the Finance Committee, along with KJT and ALB were careful on reviewing what departments could be budgeted. KJT has used his skills to provide a clear future plan which is the kind of guidance the Borough requires and needs to perform at its best for the residents. Thank you.

**(JP) PROPOSED ORDINANCE #697 Addendum A
CALENDAR YEAR 2015 ORDINANCE TO EXCEED THE MUNICIPAL
BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP
BANK (N.J.S.A. 40A-4-45.14)**

Motion JP

Second MRUT

Discussion NONE

Roll Call Vote AIF

Introduction of the 2015 Municipal Budget 2015 Addendum B

Motion JP

Second MRUT

Discussion NONE

Roll Call Vote AIF

Computation of Reserve for Uncollected Taxes – 2015 Budget Addendum C

Motion JP

Second MRUT

Discussion NONE

Roll Call Vote AIF

(PAH) Return to the Regular Order of Business

Motion GE

Second JP

Vote AIF

(PAH) Minute Approval

February 9, 2015

Motion GE

Second MRUT

Discussion None

Vote AIF

February 17, 2015 (MRUT Abstain)
Motion GE
Second JP
Discussion None
Vote AIF (Abstain MRUT)

(PAH) Consent Correspondence

SEE ADDENDUM “AA”

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

Motion GE
Second JP
Vote AIF

(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

(GE) *Street Closure-Our Lady of Victories Church April 2, 2015 D*
Raffle License RA #245-Our Lady of Victories E

(JP) *Payment of Claims F*

(JC) *Muggeo Baseball Camps G*

Motion GE

Second JP

Discussion-AN inquired if the fees collected for field use are sufficient to cover expenses that are incurred by the Borough. ALB explained that the money goes into Recreation Trust and is in turn used for field maintenance.

Vote AIF

Individual Committee Reports

(AN) Planning Bd., Bd. of Adjustment, Construction, Fire, Ambulance

(GE) Police, Municipal Court, Personnel

389 Calls, 149 Traffic Details, 2 Mutual Aid, 1 Criminal Offense.

Overtime-\$850 of the \$3450 of overtime will be reimbursed to the Borough

71 Summonses, No sick days were taken by any officers.

(MRUT) DPW, Recycling, Building & Grounds, Sanitation/Recycling

Compost Pile passed State inspection

Fire extinguishers were inspected in all municipal buildings

Curbside Recycling-43.29 Tons, Recycling Center 7.7 Tons

(MR) Board of Health, Environmental Commission

Happy St. Patrick's Day to all

(JP) Finance, Exec. & Admin., Grants

(JC) Recreation Commission, Liaison to Board of Education, Public Information

Ace Kim came in 3rd place in the State Spelling Bee competition.

School has planned a safety evacuation meeting re: trains

Fashion Show Committee is requesting that Council members consider being part of an auction to "Spend a Day with a Councilperson."

JP added that he remembers that when he was in school he was part of a program that spent time with the local governing body.

PAH noted that he was previously contacted by Mr. Lechte (Student Council at the HP School) and Dr. Fried to work with them on have the students actually sit at the Council seats at a meeting and conduct government business, as the Mayor and Council.

Rally Against the Oil Trains had a strong showing from Harrington Park, especially from the Environmental Commission. Everyone learned a lot about the situation of what exists and what could happen.

MR added that Councilwoman Chung spoke well on behalf of Mayor Hoelscher.

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

Copies of the Peddler and No-Knock Ordinance were distributed to the Mayor and Council.

JRD advised that the Ordinance is solid and protects the residents and the rights of those soliciting. It is important that the rights of religious organizations are addressed, but balanced by the privacy of our residents. GE will speak to the Chief to have the department more responsive to those who do not want to be solicited. He will ensure the Chief has a No-Knock list provided to each solicitor. Residents should call the police if they choose to be on the No-Knock List.

Old Business

(AN) Asked Mr. Trivedi when will the Capital Budget be discussed? KJT has met with all departments and will have an open discussion with all of Council once the budget process is completed. He is still waiting to receive quotes and back up material so he can calculate bond information.

(GE) Police Department is in receipt of essays for the promotion process. Once they are reviewed, the personal interviews will commence. Aiming for the second April meeting with recommendations.

New Business

(MR) Continual parking and U-turns on Downing, as well as traffic flow on Martha Road is a problem. Resident has contacted her and is requesting that the buses from the OLV Special Education Program follow a different route. MR is

requesting that the Police look at the school traffic issue as a whole to plan better and safer routes.

GE stated that a new traffic officer will begin in April

MRUT suggested maybe the busses could go all the way to LaRoche and down Parkway, and have No Left Turn on Martha Road.

(PAH) RESOLUTION OF CONTINUING SUPPORT FOR THE GOALS AND PURPOSES OF THE 2004 HIGHLANDS WATER PROTECTION AND PLANNING ACT-Addendum H

Mayor would like Council to consider passing this resolution that is so important to our water supply.

Motion GE

Second JP

Roll Call Vote-AIF

PAH has also brought this issue to the Bergen County League of Municipalities for support.

(PAH) Mayor's Report

- Requested \$4000 Senior Activities and \$8500 for Senior Van Driver-Community Development Meeting at County. 2014 Borough Received \$2500 for Senior Activities and \$3500 for Van Driver. Our area is considered "affluent" thus money has been decreasing over the years. At the end of last year, Mayor Heymann from Closter started the process of approval to expand the shared use that Harrington Park has with Haworth, to encompass Closter as well.
- CSX Rally-Thank you for Joon Chung representing the Mayor and Council and Councilwoman Ryan and the Environmental Commission members that were in attendance. Thank you to Paula Ragovan who was instrumental in organizing this event. Conversation has begun with Senator Booker's office to set a date in the near future to meet as well as Congressman Garrett. The interest in this issue which started last spring has grown immensely.
- Brookside Village will be working on an evacuation plan that will help those who do not have family in the area.
- First Grade Super Readers have exceeded 3000 books. The Goal of the Mayors Book Club was 1000 books to be read by these students, and now aiming toward 4000. Great job!
- UWR property is still under review by the State regarding potential development.
- DPW is actively filling pothole and have paid great attention to Highland.
- Legal publications determination have been made a regarding the use of cell phones at public meeting by Councilmembers. If you need to take the call or text, please feel free to remove yourself from the dais and answer outside Council chambers.

- As mentioned earlier, Dr. Fried and Mr. Lechte at the HP School have reached out to the Mayor to help develop a student program involving various trips and interaction with County Officials and the Mayor and Council.
- Old Burying Ground wall project is almost complete. PAH Thanked GE for his leadership in the process, it looks very nice. GE thanked the ad-hoc committee who worked well together to enable this project to come to fruition.

Closed Session Time: 8:34pm

Motion GE

Second MR

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
2. Contracts

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: 9:03pm

Motion GE

Second AN

Vote AIF

Adjournment-Time: 9:04pm

Motion: GE

Second: JP

Vote: AIF

Addendum A

PROPOSED ORDINANCE #697

CALENDAR YEAR 2015 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A-4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Harrington Park in the County of Bergen finds its advisable and necessary to increase its CY 2015 budget by up to 2.0% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 2.0% increase in the budget of said year, amounting to \$91,719 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Harrington Park, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Borough of Harrington Park shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 2.0%, amounting to \$91,719, and that the CY 2015 municipal budget for the Borough of Harrington Park be approved and adopted in accordance with this ordinance; and,

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

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

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

Addendum B **RESOLUTION**

Introduction of 2015 Budget

BE IT RESOLVED, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Borough of Harrington Park, Bergen County, New Jersey for the year 2015.

BE IT FURTHER RESOLVED, that the said budget be published in The Bergen Record in the issue of April 10, 2015 and that a hearing on the Budget will be held at the Municipal Building on April 20, 2015 at 7:00 o'clock (P.M.) or as soon thereafter as the matter may be reached.

Addendum C
Resolution

Computation of Reserve for Uncollected Taxes – 2015 Budget

WHEREAS, pursuant to N.J.S.A. 40A:4-41, a municipality must include an appropriation for “Reserve for Uncollected Taxes” in its annual budget where less than 100% of current tax collections may be and are anticipated; and

WHEREAS, receipts from the collection of taxes levied or to be levied in the municipality and payable in the fiscal year shall be anticipated in an amount which is not in excess of the percentage of taxes levied and payable during the next preceding fiscal year which was received in cash by the last day of the preceding fiscal year; and

WHEREAS, if tax appeal judgments of the county tax board pursuant to R.S. 54:3-21 et seq. and/or the State tax court pursuant to R.S. 54:48-1 et seq. result in tax reductions for the previous fiscal year, the governing body of the municipality may elect to calculate the current year reserve for uncollected taxes by reducing the certified tax levy of the prior year by the amount of the tax levy adjustments resulting from those judgments; and

WHEREAS, Sheet 22 of the Borough’s Annual Financial Statement for the year 2014 reflects reductions due to tax appeals of \$44,620 which when reduced from the 2014 tax levy results in the 2014 tax collection rate being 99.05 percent; and

WHEREAS, the election of this choice to calculate the “Reserve for Uncollected Taxes” for the 2015 municipal budget shall be made by resolution approved by a majority of the full membership of the governing body prior to the introduction of the 2015 municipal budget pursuant to N.J.S.A. 40A:4-5.

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Harrington Park elects to calculate the “Reserve for Uncollected Taxes” appropriation for the 2015 municipal budget by reducing the certified tax levy of the prior year by the amount of tax levy adjustments of the county tax board pursuant to R.S. 54:3-21 et seq., and State tax court pursuant to R.S. 54:48-1 et seq., in order to calculate the prior year tax collection rate.

Addendum D
RESOLUTION

There for Be it Resolved, The Mayor and Council of the Borough of Harrington Park approve the street closure of Lynn Street between The Parkway and Harriot Avenue on Thursday April 2nd 2015 between 7:30 and 9 p.m. at the request of Our lady of Victories Church for purposes of a procession from the gymnasium to the church for Holy Thursday Services. Request shall be coordinated with the Chief of Police and DPW Superintendent.

Addendum E
RESOLUTION

Off Premises Raffle License RA#245 –Our Lady Of Victories

BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that the Off Premise Raffle Application RA # 245 for Our Lady of Victories Church, to be held on June 21, 2015, 1:00 pm 81 Lynn Street, Harrington Park be approved as submitted providing all rules and regulations of Legalized Games of Chance Control Commission are adhered to.

Addendum F
PAYMENT OF CLAIMS CERTIFICATION

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

Fund	Amount
Current Fund Appropriation Reserves	\$ 28,266.44
Current Fund	\$ 1,859,279.66
Payroll	\$ 226,780.70
Trust Fund General	\$ 22,707.75
Trust Fund Animal	\$ 214.20
Capital Fund	\$ 312,144.59
Grant	
Total	\$ 2,449,393.34
March 17 2015	

Addendum G
Field Usage Muggeo Baseball Camp

WHEREAS, Muggeo Baseball Camp has requested to lease the lower front field Highland Field for the sole purpose of operating a baseball camp for the following date:

2015 Muggeo Baseball Camps at Highland Field

- o July Camp 7/13/2015 through 7/17/2015 (9am-1pm)
- o July Camp 7/20/2015 through 7/24/2015 (9am-1pm)

WHEREAS, Muggeo Baseball Camp has agreed to pay a fee of \$600 per session for use of the facility of the specified dates, whether the field is used or not; and

WHEREAS, said fee shall be paid by the end of the rental period payable to “The Borough of Harrington Park-Recreation Trust”; and

WHEREAS, the Borough has determined that Muggeo Baseball Camp is a responsible company.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Harrington Park hereby authorizes the Muggeo Baseball Camp to rent Highland Field in accordance to Harrington Park Recreation Field Use Agreement during the weeks noted above at the fee of \$600 per week to be paid pursuant to the Agreement

Addendum H

RESOLUTION OF CONTINUING SUPPORT FOR THE GOALS AND PURPOSES OF THE 2004 HIGHLANDS WATER PROTECTION AND PLANNING ACT

WHEREAS, New Jersey Highlands Water Protection and Planning Act (The Highlands Act) was enacted in order to protect the State’s water supplies and other significant resources and

WHEREAS, The Highlands Act was passed with overwhelming bipartisan support in both the New Jersey State Senate and New Jersey State Assembly; and

WHEREAS, subsequently in 2008, the New Jersey Highlands Water Protection and Planning Council adopted the New Jersey Highlands Regional Master Plan, and proceeded with a program for its implementation through a Plan Conformance process.

WHEREAS, The Borough of Harrington Park is a municipality that receives all or a portion of its drinking water from sources within the Highlands Region; and that Borough of Harrington Park relies on the resources of the Highlands to meet the current and future needs of its residents.

NOW, THEREFORE, BE IT RESOLVED that the governing body of Borough of Harrington Park wishes that it be known that we strongly support the goals, policies and objectives of the 2004 Highlands Water Protection and Planning Act and the Highlands Regional Master Plan.

"AA"
CORRESPONDENCE

2/20/15

Riverside Cooperative Minutes

Minor Soil-239 Lynn Street (Neglia)

2/23/15

Homebuyers Workshop-Bergen County-March 2015 schedule.

2/25/15

Bergen JIF Transitional Duty Information

K9 Veteran Day March 13, 2015-Police Academy in Mahwah

Invitation to attend rally on Train Tracks in Closter –CSX

2/26/17

SEM Notice for Bid-February 25, 2015

Major Soil Movement Application 324 Park Development

3/2/15

RTK-United Water

Closing Papers for NJDOT Lynn Street.

3/3/15

Tax Appeal 60 Blanch Avenue-W206

3/4/15

Tax Appeal 60 Blanch Avenue W207

Neglia Engineering Report March 2015

COI United Water-Street Openings and Field Usage

3/6/15

Tax Appeal 515 Lafayette Road

Executed contract with Bergen County Open Space for Highland Field Walking Path \$73985/ matching grant.

COI Crossroads Paving

3/9/15

K-9 Veterans Day-Mahwah-March 13, 2015

Thank you correspondence from Ms. Rogovan regarding the CSX Protest on March 7, 2015.

3/10/15

Bid Specs for Sidewalk Project-Neglia Engineering

Tax Appeal-4 Park Street

3/11/15

BCUA Recycling Update March 2015.