

Englewood, N.J., February 3, 2009

A Regular Formal Meeting of the Council of the City of Englewood, Bergen County, New Jersey, was held this evening in the Municipal Court in the Public Safety Building commencing at 7:30 P.M..

Present: Council President Ken Rosenzweig; Council members Charlotte Bennett Schoen, Scott Reddin, Jack Drakeford, and Gordon Johnson; Also present were Daniel Fitzpatrick, City Manager; Lenore Schiavelli, City Clerk; William Bailey, City Solicitor.

Absent: Mayor Michael Wildes

President Rosenzweig called the meeting to order.

The City Clerk stated that adequate notice of this meeting was given by the posting, filing and distribution of the Annual Notice of Meetings as required by the Open Public Meetings Act.

President Rosenzweig asked those present to stand while the Pledge of Allegiance was recited.

The City Manager discussed several items with the City Council including ordinance codification, naming the Sheffield Avenue extension, budget review and agenda review.

The City Clerk stated that communications received for the City Council were listed on the Digest. (Page 1a of these minutes.)

President Rosezweig requested that the minutes of January 16, 2009 be amended to reflect conversation with the public regarding a CD application. He will submit the text at a later date.

Ms. Schoen moved that the following Resolution be adopted. Mr. Johnson seconded the motion. Upon roll call, all Council members present voted "Yes". President Rosenzweig declared the motion carried and the Resolution duly adopted.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ENGLEWOOD that the bills and claims as approved for payment by the Chief Financial Officer of the City of Englewood are hereby ordered paid and that the accompanying schedule thereof (pages 1b - 1e of these minutes) is hereby made a part of the minutes of this meeting.

Council members commented on past and upcoming events and issues.

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President Rosenzweig stated that consideration would be given to the following ordinances. The City Clerk read the ordinances by title.

- 09-01 AN ORDINANCE FIXING SALARIES OF THE POLICE DEPARTMENT OF THE CITY OF ENGLEWOOD EFFECTIVE FOR THE YEARS 2007, 2008, 2009, AND 2010.
- 09-02 AN ORDINANCE FIXING SALARIES OF THE POLICE SUPERIOR OFFICERS OF THE POLICE DEPARTMENT OF THE CITY OF ENGLEWOOD EFFECTIVE FOR THE YEARS 2007, 2008, 2009, AND 2010.
- 09-03 AN ORDINANCE AUTHORIZING THE VACATION OF RUTH STREET WITHIN THE CITY OF ENGLEWOOD AND AMENDING THE OFFICIAL MAP OF THE CITY OF ENGLEWOOD TO REFLECT THE SAME.

President Rosenzweig declared that public hearing on the ordinances was open and the following persons spoke:

Elie Kelly, 350 Shepard Ave, is opposed to salary increases for the police.

When no one else wished to speak on the ordinances, President Rosenzweig closed the public hearing.

Mr. Drakeford moved that the Ordinances pass on final reading and be adopted and that the ordinances be published once, by title only, in the Press Journal. Mr. Johnson seconded the motion. Upon roll call, all Council members present voted "Yes". President Rosenzweig declared the motion carried and the ordinance duly adopted.

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President Rosenzweig explained the Resolutions on the agenda and invited questions/comments on the items from the public.

Mr. Reddin moved that the following resolutions be adopted by Unanimous Consent. Ms. Schoen seconded the motion. Upon roll call, all Council members present voted "Yes". President Rosenzweig declared the motion carried and the resolutions duly adopted.

1. WHEREAS, a Bergen County Community Development grant in the amount of \$ 59,155 has been proposed by the City of Englewood for reconstruction of Third Street in the City of Englewood; and

WHEREAS, pursuant to the State Interlocal Services Act, such funds may not be spent in a municipality without authorization by the City Council; and

WHEREAS, the aforesaid project is in the best interests of the citizens of Englewood;

WHEREAS, this resolution does not obligate the financial resources of the City and is intended solely to expedite expenditure of the aforesaid CD funds;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

2. WHEREAS, a Bergen County Community Development grant in the amount of \$285,626 has been proposed by the City of Englewood for reconstruction of Rosemont Place in the City of Englewood; and

WHEREAS, pursuant to the State Interlocal Services Act, such funds may not be spent in a municipality without authorization by the City Council; and

WHEREAS, the aforesaid project is in the best interests of the citizens of Englewood;

WHEREAS, this resolution does not obligate the financial resources of the City and is intended solely to expedite expenditure of the aforesaid CD funds;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

3. WHEREAS, the New Jersey Board of Public Utilities, Office of Clean Energy, administers the Local Government Energy Audit Program (Program), an incentive program to assist local government agencies to conduct energy audits and to encourage implementation of energy conservation measures; and

WHEREAS, the City Council of the City of Englewood has decided to apply to participate in the Local Government Energy Audit Program; and

WHEREAS, the facilities to be audited are in New Jersey, are owned by the City of Englewood, are served by a New Jersey regulated public utility, and that the City of Englewood has not already reserved \$100,000 in the Program this year as of this application; and

WHEREAS, it is acknowledged that acceptance into the Program is dependent on the Scope of Work and cost proposal, and that Program rules will have to be met in order to receive incentive funds; and

WHEREAS, upon acceptance into the Program, the City of Englewood will prepare Facility Data Forms and Scopes of Work for each facility to be audited, solicit quotations from the authorized contractors, and submit the Part B application; and

WHEREAS, the City of Englewood understands that energy audit work cannot proceed until an Application Approval Notice is received from the Program; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood, Bergen County, New Jersey, approves the submission of an Application for participation in the Local Government Energy Audit Program of the New Jersey Board of Public Utilities.

4. WHEREAS, the City of Englewood has heretofore participated in an Assessment Study on the viability of establishing a shared Fire Dispatch Center with the Township of Teaneck; and

WHEREAS, the City Council finds that the final assessment report has provided a significant basis for the city to support the concept of establishing a shared service Fire Dispatch Center with the Township of Teaneck; and

WHEREAS, the City Council has agreed to support the request of the City Manager and the Fire Chief to proceed with the submission of a Shared Service Implementation Grant application through the New Jersey Department of Community Affairs in an effort to acquire State funding for this project; and

WHEREAS, the City Council finds that it is in the best interest of the City of Englewood to continue to participate in the aforementioned programs; and

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Manager is hereby authorized to execute any agreements or documents necessary for participation in "Shared Service Fire Dispatch Center" programs.

5. WHEREAS, on March 9, 2004, the City Council of the City of Englewood approved an agreement with Save the Animals Rescue Team to utilize the Cedar Lane animal control facility located at 136 Cedar Lane and owned by the City of Englewood; and

WHEREAS, the initial use and occupancy agreement was for a term of five years which has now expired; and

WHEREAS, the City of Englewood believes that this is the best use of the property and is in the best interests of the City of Englewood at this time; and

WHEREAS, the facility is used for housing animals (primarily dogs and cats) rescued within the City of Englewood with the aim of finding suitable homes for such animals and use the services of veterinarians in the City of Englewood;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Manager is hereby authorized to execute a use and occupancy agreement for a period of five years for the temporary shelter of dogs and cats with Save the Animals Rescue Team, Box 177, Elmwood Park, NJ 07407.

6. WHEREAS, the Vincente K. Tibbs Child Development Center is the Provider Agency to deliver certain social services including the operation of a child care center; and

WHEREAS, the New Jersey Department of Human Services has been duly designated to administer or supervise the administration of social service programs as defined in the New Jersey State Plans for Social Services; and

WHEREAS, the New Jersey Department of Human Services policies establish that resources may be donated by a public donor in the form of cash or In-Kind contribution to be used as a match in the provision of social services; and

WHEREAS, the City of Englewood wishes to make a donation to Vincente K. Tibbs to support services provided by it;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood hereby authorizes the execution of a Public Donor Agreement with Vincente K. Tibbs Child Development Center in the amount of \$58,413 for 2009 subject to budgetary appropriations.

7. BE IT RESOLVED by the City Council of the City of Englewood that the following appointment is hereby approved:

HISTORIC PRESERVATION ADVISORY COMMITTEE:

Thomas E. Monroe, Class C Alternate #1, appointed to a 2 year term commencing Jan. 1, 2009 and expiring Dec. 31, 2010.

8. WHEREAS, the Planning Board of the City of Englewood, County of Bergen, State of New Jersey, approved the Housing Element of the Master Plan on January 27, 2009; and WHEREAS, the Planning Board approved the Fair Share Plan on January 27, 2009; and NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood, County of Bergen, State of New Jersey hereby endorses the Housing Element and Fair Share Plan as approved by the City of Englewood Planning Board; and

BE IT FURTHER RESOLVED that the City Council of the City of Englewood, pursuant to the provisions of N.J.S.A 52:27D-301, et seq. and N.J.A.C 5:96-3.2(a), submits a petition for substantive certification of the Housing Element and Fair Share Plan to the Council on Affordable Housing for review and certification.

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Mr. Drakeford introduced the following ordinance by title:

09-04 AN ORDINANCE AMENDING THE OFFICIAL MAP OF THE CITY OF ENGLEWOOD TO CREATE AND DESIGNATE THE SHEFFIELD AVENUE EXTENSION AS STERLING BOULEVARD.

He moved that the ordinances pass on first reading and be published once, in full, in the Press Journal and that a public hearing thereon be held March 3, 2009. Mr. Johnson seconded the motion.

Upon roll call, all Council members present voted "Yes". President Rosenzweig declared the motion carried.

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President Rosenzweig declared the public session open and the following persons spoke: Elie Kelly, 350 Shepard Ave, wants the speed hump in front of his house removed because of drainage issues; he believes the DPW needs better equipment.

Hattie McKeefin, 122 Knickerbocker Ave, lodged a complaint about a laundromat.

Rev. Spencer, 72 Oak St, explained his displeasure at the last Council Meeting re a donation to his charity.

Mr. Aiken/Mr. Shapiro, Mr. Aiken was locked out of his apartment and feels the City should help with his expenses.

Valerie Huttle, Highview Ave, commented that tenants need support and asked about the traffic light on East Palisade/Woodland.

Kevin Lake N. Woodland Ave, does not like to read negative stories about Englewood in the papers.

Mr. Andrieux, 82 W. Hamilton Ave, wants a City tree removed from the entrance to his driveway.

Sandy Greenberg, 449 Liberty Rd, wants cars removed from streets during snow storms.

When no one else wished to address the Council, President Rosenzweig closed the public session.

Upon motion duly made, seconded, and approved, the City Council retired to closed session to discuss contract negotiations; personnel.

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Inasmuch as there was no further business to come before the City Council, the Council President adjourned the meeting.