

Englewood, N.J., September 8, 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: Mayor Michael Wildes; Council President Kenneth 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.

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 parking, appointment, City Council travel, Garden State preservation, building construction identification, and agenda review.

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

Ms. Schoen moved that the minutes of the August 18, 2009 Council Meeting be approved. Mr. Reddin seconded the motion. Upon roll call, all Council members present voted "Yes". President Rosenzweig declared the motion carried.

Mr. Reddin moved that the following Resolution be adopted. Mr. Drakeford 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 - 1d 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 ordinance. The City Clerk read the ordinance by title.

09-18 AN ORDINANCE AMENDING SECTION 10-61 OF ARTICLE 7 OF CHAPTER 10 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF ENGLEWOOD REGARDING EATING ESTABLISHMENTS.

President Rosenzweig declared the public hearing on the ordinance open and when no one wished to speak on the ordinance he closed the public hearing.

Ms. Schoen moved that the ordinance pass on final reading and be adopted and that the ordinance be published once, by title only, with the usual legal notice, in the Press Journal. Mr. Johnson seconded the motion.

Upon roll call, Mr. Reddin and Mr. Rosenzweig voted "No"; all other Council members present voted "Yes". President Rosenzweig declared the motion carried and the ordinance duly adopted.

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

Mr. Drakeford 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.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ENGLEWOOD, BERGEN COUNTY, NEW JERSEY, that the City Clerk is hereby authorized to read the Budget of the Special Improvement District of the City of Englewood for the fiscal year 2009-2010 by its title only at the public hearing; and

BE IT FURTHER RESOLVED that the City Council hereby declares that at least one week prior to the date of the hearing, a complete copy of the approved budget

1. has been posted in City Hall, Englewood, New Jersey; and
2. has been made available to each person requesting same, during said week and during the public hearing.

President Rosenzweig declared the public hearing on the SID Budget open and when no one wished to comment, he closed the public hearing.

Mr. Johnson moved that the following resolutions be adopted by unanimous consent. Mr. Drakeford seconded the motion. Upon roll call, all Council members present voted "Yes". President Rosenzweig declared the motion carried and the resolutions duly adopted.

1. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, COUNTY OF BERGEN, NEW JERSEY, that the Budget for the Special Improvement District of the City of Englewood for the fiscal year 2009-2010, as introduced on August 4, 2009, is hereby adopted;

BE IT FURTHER RESOLVED that the Economic Development Corporation is hereby authorized to make charges and payments for the Special Improvement District; and

BE IT FURTHER RESOLVED that the aforesaid budget authorizes the following:

\$333,000 in total revenues and appropriations.

2. WHEREAS, the City Council of the City of Englewood wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$183,336 in Community Development funds for the Reconstruction of Rosemont Place in the City of Englewood;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood authorizes the City Manager to be a signatory to the aforesaid grant agreement and to sign all County vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED that the City Council recognizes that the City of Englewood is liable for any funds not spent in accordance with the Grant Agreement and that such liability is in accordance with HUD requirements.

3. WHEREAS, application has been made for a Place-to Place transfer of Plenary Distribution License # 0215-44-008-010, for premises located at 53 Nathaniel Place, Englewood, NJ, from Alison Beverages of NJ t/a Shop Rite Liquors located at 53 Nathaniel Place to Alison Beverages of NJ t/a Shop Rite Liquors located at 53 Nathaniel Place; and

WHEREAS, the transferee has paid to the City of Englewood the necessary fee and has properly advertised as required by law; and

WHEREAS, the City of Englewood has caused an investigation to be made and has not uncovered any violations; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the Place-to-Place transfer of Plenary Distribution License #0215-44-008-010 from Alison Beverages of NJ t/a Shop Rite Liquors located at 53 Nathaniel Place to Alison Beverages of NJ t/a Shop Rite Liquors located at 53 Nathaniel Place.

4. WHEREAS, the Englewood Fire Department released a Request for Proposals ("RFP") for third party billing services for the Emergency Medical Services ("EMS") program that will take effect on October 1, 2009; and

WHEREAS, proposals were received from four companies which specialize in providing third party billing services for EMS programs; and

WHEREAS, the proposals have been reviewed to determine satisfaction of the requirements set forth in the RFP, experience with the New Jersey EMS charting system, and cost of the service; and

WHEREAS, it has been determined that DM Medical Billings is the most qualified company to provide this service based on satisfaction of the RFP requirements, professional experience, expertise, and cost effectiveness; and

WHEREAS, it is estimated that the cost of this contract for the balance of the year will be approximately \$7,000, and sufficient funds are available for this purpose pursuant to the 2009 Budget of 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, and the City Clerk to attest an agreement between the City of Englewood and DM Medical Billings, 20 East Taunton Road, Berlin, New Jersey 08009 is hereby awarded a contract to provide third party billing services for the Englewood Fire Department EMS program in accordance with their proposal, and that DM Medical Billings setting forth the responsibilities, compensation, and terms and condition.

The Chief Finance Officer's Certificate of Availability of Funds is on file in the Office of the City Clerk.

5. WHEREAS, the City of Englewood has entered into an agreement with the County of Bergen as provided under the Interlocal Services Act, N.J.S.A. 40A:8A-1 et seq., and Title I of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1 through June 30;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Englewood, Bergen County, New Jersey, hereby appoints Scott Reddin as it's representative to participate on the Community Development Regional Committee and Charlotte Bennett Schoen is appointed as the Alternate.

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President Rosenzweig declared the public session open and the following persons spoke: June Hopewell, 380 Liberty Road, is in favoer of the children's dental clinic hosted by the Health Dept.

Lillian Jimenez, 98 Marilyn Court, wants a tree on her property trimmed.

Carter Jackson asked that Charles Street be cleaned.

Dorothy Campbell, 288 Rosemont Pl, commented on false alarm fines, street reconstruction, a gas leak in the street.

Dorothy Carlos, 262 Garden St, wants a tree trimmed.

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

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Upon motion duly made, seconded, and passed, the Council retired to closed session to discuss pending litigation.

As there was no other business to come before the Council, the Council President adjourned the meeting.

City Clerk