

Englewood, N.J., July 31, 2007

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 8:00 P.M..

Present: Mayor Michael Wildes; Council President Charlotte Bennett Schoen; Council members Ken Rosenzweig, Scott Reddin, Jack Drakeford, and Gordon Johnson.

Also present were Robert Casey, City Manager; Lenore Schiavelli, City Clerk; William Bailey, City Solicitor.

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

Mr. Johnson moved that the following Resolution be adopted. Mr. Reddin seconded the motion. Upon roll call, all Council members present voted "Yes". President Schoen 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 1a - 1b of these minutes) is hereby made a part of the minutes of this meeting.

Mayor Wildes commented on past and upcoming events.

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President Schoen stated that consideration would be give to the following ordinance:
07-19 AN ORDINANCE FIXING THE ANNUAL SALARIES TO BE PAID TO CITY
EMPLOYEES WITHIN THE DPW GROUP OF THE CITY OF ENGLEWOOD
AS OF JANUARY 1, 2005.

The City Clerk read the ordinance by title.

President Schoen declared the public hearing open and when no one wished to speak on the ordinance, she closed the public hearing.

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

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President Schoen explained the Resolutions on the agenda.

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

 1. WHEREAS, bids were received by the City of Englewood on July 24, 2007 for Project Number 110610, Mackay Park Lighting Foundations, City of Englewood, following public advertisement and in accordance with specifications therefor in accordance with law; and

WHEREAS, Gotthold Paving, LLC, Box 205, Edgewater, New Jersey 07020 submitted the lowest bid for the Base Bid in the total sum of \$68,950; and

WHEREAS, the City Council finds, on the advice and recommendation of the City Engineer, that it is in the best interest of the City of Englewood to award the contract for Mackay Park Lighting Foundations, City of Englewood, to Gotthold Paving, LLC, in accordance with its bid;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey that the bid of Gotthold Paving, LLC, in the total sum of \$68,950 for the Base Bid for Mackay Park Lighting Foundations is hereby accepted; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute an agreement between the City of Englewood and Gotthold Paving, LLC, to carry out the foregoing purposes together with change orders in an amount not to exceed 20% of the contract price, subject to the availability of funds therefore; and

BE IT FURTHER RESOLVED that adequate funds for this contract are available and that the Finance Officers Certificate of Availability of Funds in on file in the office of the City Clerk and is available for public inspection.

2. WHEREAS, bids were received by the City of Englewood on July 24, 2007 for Project Number 110604, Jones Road Improvements, City of Englewood, following public advertisement and in accordance with specifications therefor in accordance with law; and

WHEREAS, New Prince Concrete, Inc., 215 Ellen Terrace, Hackensack, New Jersey 07601 submitted the lowest bid for the Base Bid and Alternate No. 1 in the total sum of \$783,052; and

WHEREAS, the City Council finds, on the advice and recommendation of the City Engineer, that it is in the best interest of the City of Englewood to award the contract for Jones Road Improvements, City of Englewood, to New Prince Concrete, Inc., in accordance with its bid;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey that the bid of New Prince Concrete Inc., in the total sum of \$783,052 for the Base Bid and Alternate No. 1 for Jones Road Improvements is hereby accepted; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute

an agreement between the City of Englewood and New Prince Concrete, Inc., to carry out the foregoing purposes together with change orders in an amount not to exceed 20% of the contract price, subject to the availability of funds therefore; and

BE IT FURTHER RESOLVED that adequate funds for this contract are available and that the Finance Officers Certificate of Availability of Funds in on file in the office of the City Clerk and is available for public inspection.

3. WHEREAS, sealed bids were received on July 19, 2007, for ADA Addition and Alteration Work at City Hall, in accordance with specifications therefor and following public advertisement thereof pursuant to law; and

WHEREAS, three bids were received and the low base bid was submitted by JG Drywall, Elmwood Park, NJ, in the sum of \$1,345,000; and

WHEREAS, the amount bid for this project is above the 2007 City of Englewood appropriation allotted for same;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that based on the recommendation of DiCara/Rubino Architects, the bid of JG Drywall in the amount of \$1,345,000 is hereby rejected.

4. WHEREAS, The City of Englewood received a proposal for the installation and material costs for light fixtures for lighting at Mackay Park from Public Service Electric and Gas (PSE&G), a public utility, in the amount of \$77,926.15 for 65 poles, plus additional costs in the approximate amount of \$20,000.00 in the event of increased wattage of the lighting if so chosen by the City of Englewood; and

WHEREAS, The City Council finds on the advice recommendation of the City Engineer that it is in the best interest of the City of Englewood to enter into an Agreement with PSE&G to provide for the lighting at Mackay Park;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey that the City Manager is authorized to execute a purchase order in an amount not to exceed \$100,000.00 with PSE&G for the material costs and installation of lighting for 65 poles in Mackay Park; and

BE IT FURTHER RESOLVED that adequate funds for this purchase order are available and that the Finance Officer Certificate of Availability of Funds is on file in the office of the City Clerk and is available for public inspection.

5. WHEREAS, the Bergen Family Center, a 501 (c) 3 social service agency located in Englewood, New Jersey, is a Provider Agency to deliver certain social services including programs for the youth of the City of Englewood; and

WHEREAS, the Bergen Family Center has proposed a program in partnership with the City of Englewood which would be an expansion of an existing pilot project, commenced in November 2005, wherein an evening teen program is operated from 6:00 p.m. to 9:00 p.m., three evenings per week, offering various activities, counseling, assistance and other services to teenagers in the City of Englewood, supplementing the City's existing after school programs;

and

WHEREAS, the City of Englewood wishes to make cash and in-kind contributions to the Bergen Family Center in furtherance of the partnership pilot project; and

WHEREAS, the Chief Financial Officer has certified that funds are available for the operation of this program,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood hereby authorizes the execution of a partnership agreement with Bergen Family Center to provide cash and in-kind contributions and services in an amount not to exceed \$40,000.

6. WHEREAS, it is necessary to amend the 2007 Temporary Capital Budget; and WHEREAS, the City Council recommends that said 2007 Temporary Capital Budget be amended to add an appropriation for capital projects;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, BERGEN COUNTY, NEW JERSEY, AS FOLLOWS:

Section 1. The City's 2007 Temporary Capital Budget is hereby amended to add an additional appropriation as follows:

Purpose: Acquisition of various equipment for the City Fire Department, including, but not limited to Self Contained Breathing Apparatus (SCBA) cylinders, SCBA Apparatus, personal safety harnesses and turnout gear, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost:	\$169,300
Estimated Maximum Amount of Bonds or Notes:	\$161,238
Period or Average Period of Usefulness:	15 years
Amount of Down Payment:	\$8,062

Section 2. This Resolution shall take effect immediately.

7. WHEREAS, the City of Englewood is a member of the Garden State Municipal Joint Insurance Fund; and

WHEREAS, it is required for the City of Englewood to have representation on the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, County of Bergen, New Jersey that:

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1. Robert Gorman is hereby appointed as Fund Commissioner representing the City of Englewood on the Garden State Municipal Joint Insurance Fund Board of Commissioners;

2. Daria Trumpet is hereby appointed as Alternate Fund Commissioner representing the City of Englewood on the Garden State Municipal Joint Insurance Fund Board of Commissioners

8. WHEREAS, a Bergen County Community Development grant of \$30,000 has been proposed by Defining Moment Foundation for the Wisdom Counts for Senior Adults program in the City of Englewood; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood, Bergen County, New Jersey, 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.

9. WHEREAS, the City annually bills those property owners in the City who are connected to the City's sanitary sewer system but do not pay property taxes to the City; and

WHEREAS, the John Harms Theater at 26 North van Brunt Street did not pay the billed sewer user charges for the years up to and including 2004 resulting in a delinquent charge of \$21,516.24 as of April 24, 2007; and

WHEREAS, the John Harms Theater was reorganized as the Bergen PAC in 2005; and

WHEREAS, the City Manager recommends that the sewer user charges that accrued to the John Harms Theater be waived by the City Council in view of the reorganization and rejuvenation of the Theater in 2005;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, that

1. the recommendation of the City Manager is hereby accepted;
2. the sewer user charges accruing to 26 North Van Brunt Street through 2004 are hereby waived and the Chief Financial Officer of the City is authorized to adjust the financial accounts of the City accordingly.

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

TRAFFIC ADVISORY COMMITTEE

Fernando Rosario, 186 Liberty Road, appointed to a three-year term commencing January

1, 2007 and expiring December 31, 2009.

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Mr. Johnson introduced the following ordinances by title:

07-20 BOND ORDINANCE OF THE CITY OF ENGLEWOOD, BERGEN COUNTY,

NEW JERSEY, PROVIDING FOR THE ACQUISITION OF VARIOUS

EQUIPMENT FOR THE CITY FIRE DEPARTMENT AND APPROPRIATING \$

669,300 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF

\$ 637,400 IN BONDS OR NOTES OF THE CITY OF ENGLEWOOD TO FINANCE THE

SAME.

The City Clerk stated that a supplemental debt statement of the City, prepared as of July 31, 2007, setting forth the obligations to be authorized by this ordinance had been duly executed and filed in the office of the City Clerk.

07-21 AN ORDINANCE AMENDING THE FEE ORDINANCE OF THE CITY OF ENGLEWOOD RESPECTING POLICE EXTRA DUTY DETAILS.

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 July 31, 2007. Mr. Drakeford seconded the motion.

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

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President Schoen declared the public session open and the following persons spoke:

Shirley Smith, 374 W. Palisade, asked that the sidewalks be repaired.

Ms. Lopatin, Robin Rd, asked about taxes and the effect of new development.

Todd Bryant, Durie Court, wants his taxes lowered.

Cornelia Rogers, Humphrey St, feels that the Fourth Ward is neglected and the residents are being displaced by development; she thinks the storm drains need to be cleaned.

Dorothy Horton, S. Dean St, asked if Dean St was being rezoned.

Alva Jones, DuBois Ct, is opposed to Court attendees parking in the parking garage; she asked why the Acting Director of Health was replaced.

Betty Grossman, 398 Marlboro Rd, thinks the City needs more handicapped parking spaces.

Curtis Caviness, 41 E. Forest, believes the attorney and stenographer from the Health Dept hearings should be paid; he asked about the status of Englewood Day.

Gene Skurnick, 296 Marlboro Rd, commented that businesses should not be tapped for donations for anything; he believes that there is no market for office buildings.

Carter Jackson, 17 Bennett Rd, NAACP, questioned the Mayor.

Aaron Wilson, 165 Central Ave, commented that the building on Central and James needs to be cleaned up.

Shirley Passow, Eton St, asked when Booth Ave would be repaired.

Richard Perry, 252 Coolidge Ave, believes that City trees need maintenance and Denning Park should be better maintained.

Warren Newman, 143 Engle St, complained about noise from the Blueside Grill.

Norman Gorlyn believes that the Reval should be spread over several years and wants a referendum to amend the State constitution.

Maria Marcus, 113 Van Nostrand Ave, stated that her taxes were too high.

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

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

 City Clerk