

Englewood, N.J., February 2, 2010

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 Frank Huttler; Council President Scott Reddin; Council members Ken Rosenzweig, Charlotte Bennett Schoen, Jack Drakeford, and Lynne Algrant; Also present were Daniel Fitzpatrick, City Manager; Lenore Schiavelli, City Clerk; William Bailey, City Solicitor.

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

Mr. Drakeford moved that the following resolution be adopted. Mr. Rosezweig seconded the motion. Upon roll call, all Council members present voted "Yes". President Reddin declared the motion carried and the resolution duly adopted. Ms. Schoen read the resolution aloud.

WHEREAS, the City of Englewood Recreation Department sponsors a Junior Football program for children between the ages of eight and fourteen; and

WHEREAS, the Englewood Raiders of the Englewood Junior Football program compete in a league against similar teams from nearby communities; and

WHEREAS, the Englewood Raiders won the League Championship in 2009 by beating the Secaucus team by a score of Thirty-Four to Thirteen; and

WHEREAS, the Englewood Raiders as 2009 League Champions participated in a statewide competition; and

WHEREAS, the Englewood Raiders vanquished the competition in the statewide contest, completed an undefeated season, and won the State Championship by defeating the Bridgeton team by a score of Forty-One to Zero;

NOW, THEREFORE, BE IT RESOLVED that the City of Englewood wishes to recognize the hard work and dedication it takes to be a champion and therefore praises all of the coaches and players for their actions on and off the field; and

BE IT FURTHER RESOLVED that the City of Englewood also recognizes the importance of the parents and fans who came to the games and supported the team.

President Reddin introduced the team and Merle Simons, Director of the Recreation Department, presented certificates to the team members.

The City Manager discussed several items with the City Council including the budget, possible restrictions on idling vehicles, and agenda review.

Ms. Schoen moved that the minutes of the January 19, 2010 meeting be approved.. Ms. Algrant seconded the motion. Upon roll call, Mr. Rosenzweig abstained; all other Council members present voted "Yes". President Reddin declared the motion carried and the minutes duly approved.

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

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 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 2a - 2b of these minutes) is hereby made a part of the minutes of this meeting.

Mayor Huttle and Council members commented.

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

10-01 AN ORDINANCE AMENDING SECTION 17-24(a) OF CHAPTER 17 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF ENGLEWOOD PERTAINING TO SOLICITING IN THE CITY OF ENGLEWOOD

President Reddin declared the public hearing on the ordinance open and the following persons spoke:

Chris Gagliardi commented on the times.

Norman Gorlin, 150 Madison Ave, asked the definition of soliciting.

Elie Kelly, 350 Shepard Ave, asked if religion was covered.

When no one else wished to speak on the ordinance, President Reddin closed the public hearing.

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

Upon roll call, all Council members present voted "Yes". President Reddin declared the motion carried and the ordinances duly adopted.

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

Mr. Rosenzweig 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 Reddin declared the motion carried and the resolutions duly adopted.

1. BE IT RESOLVED by the City Council of the City of Englewood that the following appointments are hereby approved:

BOARD OF HEALTH

Lisa Levien, 81 E. Hamilton Avenue, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

Lisa Wisotsky, 237 Hutchinson Road, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

PLANNING BOARD

Charlotte Bennett Schoen, 337 Audubon Road, appointed to a one-year term as Class III member commencing January 1, 2010 and expiring December 31, 2010.

RECREATION ADVISORY COMMITTEE

Jacquelin Davis-Hayes, 110 Oakland Street, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

Jeffrey Richardson, 312 Central Avenue, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

Steve Klose, 220 Liberty Road, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

Ken Rosenzweig, appointed to a one-year term as Council Liaison commencing January 1, 2010 and expiring December 31, 2010.

TRAFFIC ADVISORY COMMITTEE

Betty Grossman, 398 Marlboro Road, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

David Litvin, 90 Tracey Place, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

Fernando Rosario, 186 Liberty Road, reappointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.





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Philip Vogel, 318 Marlboro Road, appointed to a three-year term commencing January 1, 2010 and expiring December 31, 2012.

Scott Reddin, appointed to a one-year term as Council Liaison commencing January 1, 2010 and expiring December 31, 2010.

2. WHEREAS, the City of Englewood has a Cash Management Plan pursuant to N.J.S.A. 40A:5-1 et seq.; and

WHEREAS, the Cash Management Plan may be modified from time to time to reflect changes in the designations of depositories; and

WHEREAS, the objective of the Cash Management Plan of the City of Englewood is to ensure the preservation of capital (public funds) so that the principal is safe and the City's funds are liquid; and

WHEREAS, the City of Englewood invests public funds solely in the State of New Jersey Cash Management Fund except from time to time public funds held for specific purposes may be placed in certificates of deposit directly with a commercial or qualified savings bank;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ENGLEWOOD that the banks as set forth below shall be designated depositories of the City of Englewood funds for the purpose of investment and regular business as allowed for municipalities by the Local Fiscal Affairs Law and pursuant to the Government Unit Deposit Protection Act; and

BE IT FURTHER RESOLVED THAT the Chief Financial Officer, as Custodian of Funds, shall maintain an annual schedule of said accounts with all disbursements made by check signed by the City Treasurer and countersigned by the City Manager; and

BE IT FURTHER RESOLVED that the Chief Financial Officer shall be and is designated to place investments, consistent with the City of Englewood Cash Management Plan, with the banking institutions listed below for the year 2010.

INVESTMENT DEPOSITORIES:

Primary:

New Jersey Cash Management Fund

Alternates:

Bank of America  
 Valley National Bank  
 Bank of New York  
 PNC Bank  
 Merrill Lynch  
 JP Morgan Chase  
 Wachovia  
 Lakeland Bank  
 TD Bank  
 HSBC  
 Greater Community Bank  
 Citibank  
 Capital One Bank

REGULAR BUSINESS DEPOSITORIES:

PNC Bank  
 Valley National Bank  
 Bank of America  
 Bank of New York  
 JP Morgan Chase  
 Wachovia  
 Lakeland Bank  
 TD Bank  
 HSBC  
 Greater Community Bank  
 Citibank  
 Capital One Bank

3. 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:

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.

4. WHEREAS, an emergent condition has arisen in that the City of Englewood is expected to enter into contracts, commitments, or payments prior to the 2010 Budget and no adequate provision has been made in the 2010 temporary budget for the aforesaid purposes; and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose; and

WHEREAS, the total emergency temporary appropriation resolution adopted in 2010 pursuant to the provisions of Chapter 96, FL 1951 (N.J.S.A. 40A:4-20) including this resolution totals \$173,985;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-20 emergency temporary appropriation are hereby made in the amount of \$ 58,413:

General Appropriations

Operations within CAPS

Contribution to Child Development & Teen Program  
(NJSA 40:5-2.9)

Vincente K. Tibbs Child Development Center \$ 58,413

BE IT FURTHER RESOLVED that said emergency temporary appropriation will be provided for in the 2010 Budget and a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

5. WHEREAS, bids were received by the City of Englewood on December 9, 2010, for Project Number 111005, Meadowbrook/Robin Rd Drainage Improvement, City of Englewood, following public advertisement and in accordance with specifications therefor in accordance with law; and

WHEREAS, Vincent J. Construction, LLC, Box 9022, Paramus, New Jersey 07652 submitted the lowest bid in the sum of \$ 22,910; 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 Meadowbrook/Robin Rd Drainage Improvement, City of Englewood, to Vincent J. Construction, LLC, in accordance with its bid;

WHEREAS, this bid is awarded according to a fair and open process pursuant to PL 2004, c.19;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey that the bid of Vincent J. Construction, LLC, in the total sum of \$ 22,910 for Meadowbrook/Robin Rd Drainage Improvement 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 Vincent J. Construction, 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.

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Mr. Rosenzweig introduced the following ordinance by title:  
 10-02 AN ORDINANCE ESTABLISHING FEES FOR LICENSES, PERMITS AND  
 OTHER APPLICATIONS WITHIN THE CITY OF ENGLEWOOD.

He moved that the ordinance pass on first reading and be published once, in full, in the Press Journal and that a public hearing thereon be held February 16, 2010. Ms. Schoen seconded the motion.

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

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President Reddin declared the public session open and the following persons spoke:  
 Elie Kelly, 350 Shepard Ave, commented on solar power, public salaries, Liberty School, and layoffs.

Chris Gagliardi, 165 West St, commented on rights of mentally and physically challenged.

Shirley Smith, 374 W. Palisade, wants the trolley route expanded.

Sandy Greenberg, 449 Liberty Rd, commented on the trolley.

Paulette Nardi, EVAC, supports the relocation of the fire house.

Cornelia Rogers, Humphrey St, wants employees' salaries cut.

Carl Motley, 246 Central Ave, commented on vehicles idling and fewer garbage pickups in his ward.

Joe Clark, John St, wants the ordinance codification completed.

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

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

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

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City Clerk