CITY COUNCIL MEETING AGENDA

MARCH 29, 2011 - 7:30 P.M.

A. CALL MEETING TO ORDER

B. STATEMENT REGARDING OPEN PUBLIC MEETINGS ACT

C. PLEDGE OF ALLEGIANCE

D. RESOLUTION #080-03-29-11 Approve Minutes of Meetings

E. OLD BUSINESS

F. RESOLUTION #081-03-29-11 Approve Bills and Claims

G. COMMUNICATIONS FROM THE MAYOR/COUNCIL MEMBERS

H. ORDINANCES – INTRODUCTION/FIRST READING:

ORDINANCE #11-02

AN ORDINANCE REQUIRING A DEBT MANAGEMENT PLAN FOR THE CITY OF ENGLEWOOD

I. ORDINANCES - SECOND READING/PUBLIC HEARING:

The following ordinance was approved on first reading at the Regular meeting of the Mayor and Council held on March 15, 2011, and published in the March 17, 2011 edition of the Press Journal. Copies have been available to the public since introduction in the Office of the City Clerk.

ORDINANCE #11-01

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2011 (N.J.S.A. 40A: 4-45.14)

J. PUBLIC COMMENT ON AGENDA ITEMS

K. RESOLUTIONS

Motion to Adopt Resolutions by Unanimous Consent

#082- 03-29-11	Authorize Award of Contract for Real Estate Appraiser to Appraise New Construction, Additions and Alterations of Real Property
#083- 03-29-11	Appoint Recreation Advisory Committee Member
#084- 03-29-11	Authorizing 1 Year Lease Extension for the John T. Wright Ice Arena
#085- 03-29-11	Resolution Approving Hearing Officer

L. PUBLIC SESSION

M. CLOSED SESSION

N. ADJOURN

CITY OF ENGLEWOOD

RESOLUTION #080-03-29-11

RESOLUTION ACCEPTING MINUTES

BE IT RESOLVED, that the following minutes be and are hereby accepted and filed:

COUNCIL MEETING
March 15, 2011

COUNCIL WORKSHOP
March 14, 2011
March 22, 2011

COUNCIL	*MOTION*	*AYES*	*NAYS*	*ABSTAIN*	*ABSENT*
Algrant					
Rosenzweig					
Reddin					
Cohen					
Drakeford					

I do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Council of the City of Englewood.

Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #081-03-22-11

APPROVE PAYMENT OF BILLS AND CLAIMS

WHEREAS, The Chief Financial Officer has certified and submitted a consolidated bill and claims list for payment; and

WHEREAS, all bills and claims listed herewith have been encumbered and sufficient funds are available for payment; and

WHEREAS, the required signatures have all been obtained on each voucher on the attached list.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Englewood, that the bills and claims on the submitted list are hereby approved for payment in the total amount of $679,273.69.

COUNCIL	*MOTION*	*AYES*	*NAYS*	*ABSTAIN*	*ABSENT*
Algrant					
Rosenzweig					
Reddin					
Cohen					
Drakeford					

I do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Council of the City of Englewood.

Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

BILLS & CLAIMS LIST **COUNCIL MEETING OF 03/29/11**

VOUCHER NO.	DEPARTMENT	PAYEE	AMOUNT
12069	MUNICIPAL COURT	MCAA OF NEW JERSEY	90.00
12070	MUNICIPAL COURT	DEBBIAN BARR	60.00
12071	MUNICIPAL COURT	BCMCAA	60.00
17125	ADMINISTRATION	THE PMA INSURANCE GROUP	28,051.51
17143	ADMINISTRATION	DEER PARK WATER	58.57
17488	CODE ENFORCEMENT	BUILDING SAFETY CONF.	150.00
17489	CODE ENFORCEMENT	BUILDING SAFETY CONF.	150.00
17490	CODE ENFORCEMENT	BUILDING SAFETY CONF.	150.00
17492	CODE ENFORCEMENT	RADIO SHACK	29.99
17892	ADMINISTRATION	GLASS GARDENS, INC.	9.50
17894	ADMINISTRATION	THE WALL STREET JOURNAL	249.08
17895	ADMINISTRATION	ARROW ELEVATOR INC	155.00
17968	RECREATION	TREASURER, STATE OF NJ	50.00
17973	RECREATION	A. CECILIA CARRINGTON	110.00
17974	RECREATION	PC WAREHOUSE	29.95
18044	DPW ADMINISTRATION	ONE CALL CONCEPTS	93.84
18048	DPW SEWER	JB EQUIPMENT SALES	195.90
18049	DPW ADMINISTRATION	PUBLIC WORKS ASSOC. OF NJ	90.00
18050	DPW SEWER	JB EQUIPMENT SALES	145.00
18162	DPW ADMINISTRATION	PC WAREHOUSE	90.00
18176	DPW CENTRAL MAINT.GAR.	BEYER BROS. CORP.	94.39
18178	DPW SANITATION	JAMES F. WHITE INC.	180.00
18179	DPW CENTRAL MAINT.GAR.	UNITED MOTOR PARTS, INC.	66.34
18244	TAX COLLECTOR	TAMARA BEAMER	37.50
18316	HEALTH	PC WAREHOUSE	12.95
18320	HEALTH	BCHOS	20.00
18321	HEALTH	NJSOPHE	20.00
18336	DPW CENTRAL MAINT.GAR.	LAWSON PRODUCTS, INC.	195.54
18341	DPW ROADS	IHOP	48.00
18363	DPW CENTRAL MAINT.GAR.	U.S. MUNICIPAL SUPPLY	186.16
18371	DPW CENTRAL MAINT.GAR.	CLIFFSIDE BODY CORP	38.76
18373	DPW CENTRAL MAINT.GAR.	STORR TRACTOR COMPANY	63.32
18415	DPW CENTRAL MAINT.GAR.	UNITED MOTOR PARTS, INC.	105.52
18416	DPW CENTRAL MAINT.GAR.	UNITED MOTOR PARTS, INC.	37.96
18419	DPW ROADS	SILVER MASON SUPPLY	118.25
18420	DPW CENTRAL MAINT.GAR.	UNITED MOTOR PARTS, INC.	107.83
18421	DPW CENTRAL MAINT.GAR.	UNITED MOTOR PARTS, INC.	204.26
18498	TAX COLLECTOR	MARSHALL FELDMAN	2,316.89
18499	TAX COLLECTOR	CITY OF ENGLEWOOD	1,596.84
18500	TAX COLLECTOR	WATERS,MCPHERSON,MCNEIL,	2,097.89
18542	POLICE	LEXIS NEXIS/SEISINT	105.85
18553	POLICE	VINDAN, INC.	43.95
18557	POLICE	EUGENE TOKOSH	135.00
18558	POLICE	MITCHELL SIMON CO	115.32
18602	CITY CLERK'S OFFICE	SCHWAAB, INC.	29.98
18709	FINANCE	CITY OF ENGLEWOOD	40,520.21
18727	HEALTH	BERGEN COUNTY DEPT OF	25.00
18729	HEALTH	SAFE SHREDDING, LLC	50.00
18730	HEALTH	KARA LINDSTROM	23.71
18731	HEALTH	KRISTINA BONANNI	66.16
18733	HEALTH	SONNY'S PIZZA	45.36
18736	HEALTH	DEBORAH GREENE	23.00
18741	HEALTH	PERFECTION PRINTING	65.00
18802	FIRE DEPARTMENT	MOORE'S HARDWARE	37.46
18803	FIRE DEPARTMENT	JAMES LECLERCQ	87.50
18976	TAX COLLECTOR	EDWARD & SHEVA Z.SOLOMON	20,828.72
18977	TAX COLLECTOR	ELLIOT SCHECHTER	4,881.24
18978	TAX COLLECTOR	TOWER LIEN LLC	9,920.37
18979	TAX COLLECTOR	TCTA OF BERGEN COUNTY	52.00
18980	TAX COLLECTOR	LAW OFFICE OF FRIEDMAN,	1,558.65
18981	TAX COLLECTOR	ST.TREASURER,NJ DEPT.OF	100.00
101983	ADMINISTRATION	SHARP ELECTRONICS CORP.	158.19
101986	ADMINISTRATION	STAPLES	208.09
101987	ADMINISTRATION	PC WAREHOUSE	495.00
101989	ADMINISTRATION	ATB SERVICES, LLC	2,722.00
101990	ADMINISTRATION	C&E LOCKBOX SERVICES, LLC	500.00
101991	ADMINISTRATION	SUMMIT WOODS	4,049.50
101992	ADMINISTRATION	LACKLAND SELF-STORAGE	1,618.00
300355	CITY CLERK'S OFFICE	BERGEN NEWSPAPER GROUP LL	41.54
500800	LEGAL	HUNTINGTON BAILEY, LLP	16,750.51
801397	ENGINEERING	KENNETH ALBERT ASSOCIATES	4,160.00
801401	ENGINEERING	FLAT ROCK BROOK NATURE	2,223.70
901602	COMMUNITY DEVELOPMENT	NODDLE DEVELOPMENT CO.	5,084.10
1000276	PLANNING & LAND USE	DAVID L. RUTHERFORD	1,860.00

VOUCHER NO.	DEPARTMENT	PAYEE	AMOUNT
1000277	PLANNING & LAND USE	TWINBROOK NURSERIES	166.28
1100588	FINANCE	TIME WARNER CABLE-BERGEN	12.25
1100592	FINANCE	VERIZON SELECT SERVICES	296.07
1100593	FINANCE	A T & T	62.92
1100594	FINANCE	VERIZON	445.10
1100595	FINANCE	VERIZON	644.33
1100599	FINANCE	NEXTEL COMMUNICATIONS	180.60
1100600	FINANCE	AT & T MOBILITY	2,637.18
1100605	FINANCE	PUBLIC SERV.ELEC.& GAS CO	69,338.38
1100611	FINANCE	PUBLIC SERV.ELEC.& GAS CO	2,549.51
1100612	FINANCE	Q L T	29.36
1100613	FINANCE	CITY OF ENGLEWOOD	6,484.02
1300144	TAX ASSESSOR	REALTY APPRAISAL CO.	225,000.00
1500292	PURCHASING	DISCOUNT OFFICE SUPPLY	769.80
1602969	POLICE	LAWMEN SUPPLY CO.OF NJ	4,247.85
1603220	POLICE	ATLANTIC TACTICAL	13,306.75
1603254	POLICE	S & H AUTO REPAIR	2,300.08
1603255	POLICE	S & H AUTO REPAIR	931.88
1603256	POLICE	S & H AUTO REPAIR	2,056.15
1603257	POLICE	S & H AUTO REPAIR	653.92
1603263	POLICE	RACHLES/MICHELES CO.	8,345.20
1703134	FIRE DEPARTMENT	CROWNE PLAZA ENGLEWOOD	594.00
1703135	FIRE DEPARTMENT	BERGEN COUNTY 200 CLUB	200.00
1703136	FIRE DEPARTMENT	LEAF FUNDING, INC.	433.00
1800680	CODE ENFORCEMENT	ELECTRONIC OFFICE SYSTEMS	836.00
1800682	CODE ENFORCEMENT	TRUMP TAJ MAHAL	540.00
1900018	FIRE EMERG. MEDICAL SVS.	I.D.M. MEDICAL GAS CO	268.50
2101647	DPW ADMINISTRATION	SHARP ELECTRONICS CORP.	158.25
2101653	DPW ADMINISTRATION	BENJAMIN BROS.	1,136.94
2101656	DPW ADMINISTRATION	S. ROTONDI & SONS, INC.	140,190.50
2201096	BUILDING & GROUNDS	MAGIC TOUCH CONSTRUCTION	1,459.00
2201102	BUILDING & GROUNDS	POW-R-SAVE, INC.	291.67
2400504	DPW ROADS	ENGLEWOOD DINER	181.50
2400505	DPW ROADS	INT'L. SALT CO., LLC	24,874.00
2503084	DPW CENTRAL MAINT.GAR.	UNITED MOTOR PARTS, INC.	187.56
2503085	DPW CENTRAL MAINT.GAR.	METROPOLITAN RUBBER CO.IN	361.54
2503088	DPW CENTRAL MAINT.GAR.	C & C TIRE INC.	1,497.58
2503104	DPW CENTRAL MAINT.GAR.	RACHLES/MICHELES CO.	882.63
2503111	DPW CENTRAL MAINT.GAR.	RACHLES/MICHELES CO.	978.87
4001008	MUNICIPAL COURT	LANGUAGE LINE SERVICES	207.40
4001010	MUNICIPAL COURT	DEER PARK WATER	12.54
4001012	MUNICIPAL COURT	DE LAGE LANDEN	158.50
4001017	MUNICIPAL COURT	MIAMI SYSTEMS CORP.	1,362.37
4001018	MUNICIPAL COURT	TIME WARNER CABLE-BERGEN	78.06
4001022	MUNICIPAL COURT	JADOO & ZALENSKI	297.00
4001023	MUNICIPAL COURT	PETE'S LOCK AND KEY	95.00
4001024	MUNICIPAL COURT	A & A TRANSLATION	220.00
4100954	HEALTH	MGL PRINTING SOLUTIONS	485.00
4100964	HEALTH	CHANNING BETE CO., INC	539.55
4100965	HEALTH	EXTEL COMMUNICATIONS INC.	445.00
4302724	RECREATION	FRANK'S TACKLE	2,200.00
4302727	RECREATION	MAGIC TOUCH CONSTRUCTION	1,492.25
		Grand Total	**679,273.69**

CITY OF ENGLEWOOD

ORDINANCE #11-02

AN ORDINANCE REQUIRING A DEBT MANAGEMENT PLAN FOR THE CITY OF ENGLEWOOD

WHEREAS, the City of Englewood currently has outstanding debt; and

WHEREAS, it is the goal and desire of the Governing Body of the City of Englewood to reduce debt service obligations where possible and develop a five (5) year debt management plan; and

WHEREAS, such plan would include a five (5) year projection of the City's operating budget as well as a five (5) year capital improvement plan in conjunction with the corresponding debt management plan; and

WHEREAS, the Governing Body deems it fiscally prudent to reduce debt where possible and initiate steps to limit long term debt applications in an effort to ease the burden on the City's taxpayers; and

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Englewood, County of Bergen, State of New Jersey, as follows:

1. As part of the annual budget process, the City Manager will produce a projection of the City's operating budget for the current year as well as the next four (4) years (a total of five (5) years);

2. As part of the annual budget process, the City Manager will perform an analysis and projection of a capital improvement plan with a corresponding debt management plan for the current year as well as the following four (4) years;

3. Where possible, the City will accelerate principal payments on authorized debt with the goal of paying down the principal amount on all authorized debt, at a rate of not less than five percent (5%) per annum of the then authorized principal balance as reported on the most recent Annual Debt Statement. Such 5% payment shall be inclusive of all minimum payments otherwise required by law. The City Manager shall provide an estimate of the interest savings to the City if such 5% payment is made versus the minimum payments required by law. If the City Manager, after completion of the debt management plan recommends against the accelerated principal payment for any budget year, such reasons shall be communicated in writing to the Governing Body.

4. The City Manager will prepare the debt management plan in accordance with policy objectives articulated by the Governing Body.

5. All Ordinances are part thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

This Ordinance shall take effect immediately upon final passage and publication as required by law.

CITY OF ENGLEWOOD

Ordinance No. 11-01

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2011 (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 up to 2.0% 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 City Council of the City of Englewood in the County of Bergen finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the City Council of the City of Englewood hereby determines that a 3.5% increase in the budget for said year, amounting to $696,088.29 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the City Council of the City of Englewood 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 City Council of the City of Englewood, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2011 budget year, the final appropriations of the City of Englewood shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to $696,088.29 and that the CY 2011 municipal budget for the City of Englewood be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any 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; and

BE IT FURTHER ORDAINED, this ordinance shall take effect ten (10) days after the publication thereof after its final passage, as required by law, and except as otherwise provided in *N. J. S. A.* 40:49-7 to 9.

CITY OF ENGLEWOOD

RESOLUTION #082-03-29-11

AUTHORIZE AWARD OF CONTRACT FOR REAL ESTATE APPRAISER TO APPRAISE NEW CONSTRUCTION, ADDITIONS AND ALTERATIONS OF REAL PROPERTY

WHEREAS, there exists a need in the City of Englewood for a real estate appraiser to appraise new construction, additions, and alterations of real property and prepare appraisal reports and present expert testimony in appeals pending before the Bergen County Board of Taxation; and

WHEREAS, on the recommendation of the Tax Assessor, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to Realty Appraisal Co., with offices at 4912 Bergenline Avenue, West New York, New Jersey 07093, pursuant to NJ.S.A. 19:44A-20.5 as other than a "Fair and Open" contract as defined therein; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 1 1-1 et. seq.) authorizes the award of such professional services contracts without competitive bidding; and

WHEREAS, the firm has completed and submitted a Business Entity Disclosure Certification and a Political Contribution Disclosure Form certifying that the firm has not made or will make any reportable contributions that would bar the award of this contract under the provisions of N.J.S.A. 19:44A-1 et seq. and City of Englewood Ordinance No. 07-31; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to award this contract and a copy of said certification is on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, State of New Jersey that a professional services contract is hereby awarded to Realty Appraisal Co. to furnish real estate appraisal services as required by the City of Englewood in connection with the 2011 added assessments and defense of any related appeals pending at the Bergen County Board of Taxation at a total cost not to exceed $21,000 for the year 2011; and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and Realty Appraisal Co., for the 2011 calendar year; and

BE IT FURTHER RESOLVED, that a copy of the within resolution, together with a copy of the Agreement and that the Business Disclosure Entity Certification and the Determination of Value, be on file in the Office of the City Clerk and be available for public inspection during regular business hours; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized to cause a brief notice to be published once in the Press Journal newspaper stating the nature, duration, service, and amount of the contract and that the resolution and contract are on file and available for public inspection in the office of the City Clerk.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Rosenzweig					
Reddin					
Cohen					
Drakeford					

I do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Council of the City of Englewood.

Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #083-03-29-11

APPOINT RECREATION ADVISORY COMMITTEE MEMBERS

BE IT RESOLVED, by the City Council of the City of Englewood, Bergen County, State of New Jersey; that the following appointments are confirmed to the Recreation Advisory Committee for the following terms:

Ken Rosenzweig, 143 Booth Avenue, appointed as City Council Liaison to fulfill an unexpired one-year term commencing March 29, 2011 and expiring December 31, 2011.

COUNCIL	*MOTION*	*AYES*	*NAYS*	*ABSTAIN*	*ABSENT*
Algrant					
Rosenzweig					
Reddin					
Cohen					
Drakeford					

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Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION # 084-03-29-11

AUTHORIZING 1-YEAR LEASE EXTENSION

FOR THE JOHN T. WRIGHT ARENA

WHEREAS, the City of Englewood had previously awarded a lease to MacKay Ice Arena, Inc. to operate the John T. Wright Arena (the "Ice Rink") for the 2010-2011 season at an annual rent of $15, 012; and

WHEREAS, the lease contained an option for a 1-year extension to operate the ice arena for the 2011-2012 season and the leasee, MacKay Ice Arena, Inc. wishes to exercise this option, and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the 1-year option for the extension of lease for the operation of the Ice Rink is hereby approved in the amount of $15,012 in accordance with the previously awarded contract

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute and the City Clerk to attest to the lease extension agreement.

COUNCIL	*MOTION*	*AYES*	*NAYS*	*ABSTAIN*	*ABSENT*
Algrant					
Rosenzweig					
Reddin					
Cohen					
Drakeford					

I do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Council of the City of Englewood.

Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #085-03-29-11

RESOLUTION APPROVING HEARING OFFICER

WHEREAS, the City Administration requires the services of a licensed attorney to serve as the Hearing Officer for disciplinary charges that have been filed against a member of the Englewood Police Department; and

WHEREAS, the City Manager has designated Allan Roth, Esq., 130 Morris Ave., Springfield, N.J. to serve as the Hearing Officer in this matter; and

WHEREAS, it is anticipated that the cost of these services to be billed at the rate of $150 per hour, will not exceed $7,500 and the Chief Financial Officer has certified the availability of funds from the 2011 municipal budget; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) authorizes the execution of professional services contracts without public bidding; and

WHEREAS, Allan Roth, Esq. shall complete a Business Entity Disclosure Statement prior to being retained.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, County of Bergen, State of New Jersey, that Allan Roth, Esq., is hereby authorized to serve as Hearing Office in the above matter.

COUNCIL	*MOTION*	*AYES*	*NAYS*	*ABSTAIN*	*ABSENT*
Algrant					
Rosenzweig					
Reddin					
Cohen					
Drakeford					

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Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood