

City of Englewood  
City Council Meeting Minutes

February 15, 2011

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

Roll Call: Present: Council member Ken Rosenzweig  
 Council member Michael Cohen  
 Council member Scott Reddin  
 Council member Jack Drakeford  
 Council member Lynne Algrant  
 Mayor / Council President Frank Huttle III  
 City Manager Daniel Fitzpatrick  
 Assistant City Manager Robert Gorman  
 City Solicitor William Bailey  
 City Clerk Lauren Vande Vaarst

Council President Huttle 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.

RESOLUTION #053-02-15-11

**RENAME MADISON PARK  
THE "DR. PAUL L. KUDOWITZ MEMORIAL PARK"**

**WHEREAS**, the City of Englewood mourned the loss of longtime resident, Dr. Paul L. Kudowitz, who was killed in a tragic hit and run accident on December 24, 2010 while walking home from synagogue; and

**WHEREAS**, Dr. Kudowitz, an anesthesiologist and pain management specialist, resided in Englewood with his wife Ricki; was the proud father of six children, and a beloved and adoring grandfather; and

**WHEREAS**, Dr. Kudowitz, a philanthropist, who for the past 15 years had served on the board of the Aleh Foundation, which runs centers for disabled children in Israel, and also donated a music room to one of its centers;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, New Jersey, that the community wishes to recognize the loss of Dr. Paul L. Kudowitz, an outstanding and caring citizen, by renaming Madison Park in his honor; and

**BE IT FURTHER RESOLVED** by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Manager is hereby authorized to have the appropriate signage placed at Madison Park designating it as the "Dr. Paul L. Kudowitz Memorial Park".

| <b>COUNCIL</b>    | <b>MOTION</b> | <b>AYES</b> | <b>NAYS</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|-------------------|---------------|-------------|-------------|----------------|---------------|
| <i>Algrant</i>    |               | X           |             |                |               |
| <i>Rosenzweig</i> |               |             |             | X              |               |
| <i>Reddin</i>     |               | X           |             |                |               |
| <i>Cohen</i>      | X             | X           |             |                |               |
| <i>Drakeford</i>  |               | X           |             |                |               |

RESOLUTION #054-02-15-11

**RESOLUTION HONORING REVEREND WILLIAM H. HARGRAVE**

**WHEREAS**, The Reverend William H. Hargrave a long-time resident of Englewood and Pastor of Englewood's Ebenezer Baptist Church for 26 years, passed away at the age of 81 on January 27, 2011. Reverend Hargrave, a North Carolina native, ministered at Ebenezer Baptist Church longer than anyone else in the church's 98 year history and was instrumental in bringing about many upgrades and improvements to the building itself; and

**WHEREAS**, Reverend Hargrave was a beloved and revered citizen of Englewood who was known as “preacher on the streets” because he extended his ministry beyond the church itself to include visiting with residents in the poorer neighborhoods of the City, including a hospital and prison ministry and feeding the needy. Reverend Hargrave was recognized and commended in his lifetime by many political leaders for his dedication and service to the people and the community of Englewood; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Englewood, County of Bergen, hereby honors the memory of Reverend William H. Hargrave, for his selfless and tireless service on behalf of the residents of the City of Englewood and the members of the Ebenezer Baptist Church.

| <i>COUNCIL</i>    | <i>MOTION</i> | <i>AYES</i> | <i>NAYS</i> | <i>ABSTAIN</i> | <i>ABSENT</i> |
|-------------------|---------------|-------------|-------------|----------------|---------------|
| <i>Algrant</i>    |               | X           |             |                |               |
| <i>Rosenzweig</i> |               | X           |             |                |               |
| <i>Reddin</i>     |               | X           |             |                |               |
| <i>Cohen</i>      |               | X           |             |                |               |
| <i>Drakeford</i>  | X             | X           |             |                |               |

RESOLUTION #051-02-15-11

**RESOLUTION ACCEPTING MINUTES**

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

COUNCIL MEETING  
February 1, 2011

COUNCIL WORKSHOP  
January 25, 2011  
February 8, 2011

| <i>COUNCIL</i>    | <i>MOTION</i> | <i>AYES</i> | <i>NAYS</i> | <i>ABSTAIN</i> | <i>ABSENT</i> |
|-------------------|---------------|-------------|-------------|----------------|---------------|
| <i>Algrant</i>    | X             | X           |             |                |               |
| <i>Rosenzweig</i> |               |             |             | X              |               |
| <i>Reddin</i>     |               | X           |             |                |               |
| <i>Cohen</i>      |               | X           |             |                |               |
| <i>Drakeford</i>  |               | X           |             |                |               |

RESOLUTION #052-02-15-11

**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 \$1,212,679.05.

| <i>COUNCIL</i>    | <i>MOTION</i> | <i>AYES</i> | <i>NAYS</i> | <i>ABSTAIN</i> | <i>ABSENT</i> |
|-------------------|---------------|-------------|-------------|----------------|---------------|
| <i>Algrant</i>    |               | X           |             |                |               |
| <i>Rosenzweig</i> |               |             | X           |                |               |
| <i>Reddin</i>     |               | X           |             |                |               |
| <i>Cohen</i>      |               | X           |             |                |               |
| <i>Drakeford</i>  | X             | X           |             |                |               |

Communications from the Mayor/Council Members:

Public Comment on Agenda Items:

- Eugene Skurnick 296 Marlboro Road – asked what firm(s) are being considered for the Resolution (#057) appointing the Labor Counsel. Agrees with Councilman Rosenzweig that Madison Park should not be renamed for Dr. Paul Kudowitz (#053). Feels that the Resolution for a Zero Municipal Budget (#056) needs more information and more substance.

RESOLUTION #055-02-15-11

**APPOINT PROPERTY MAINTENANCE INSPECTORS**

**WHEREAS**, the City of Englewood requires additional personnel to serve as Property Maintenance Inspectors; and

**WHEREAS**, in order to better facilitate and utilize existing personnel in the Department of Building/Code Enforcement, the Acting Construction Code Official has recommended that the following personnel listed below be appointed to serve as Property Maintenance Inspectors with the ability to perform Property Maintenance Inspections and issue summonses as part of their current work duties:

Dave Williams  
 Tina Evans  
 Donald Porrino  
 Giuseppe Lamastra  
 George Pederson  
 Nicola Lepore  
 Walter Deptuch

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, State of New Jersey, hereby authorizes the appointment of the Department of Building/Code Enforcement employees referenced above as Property Maintenance Inspectors.

| <b>COUNCIL</b>    | <b>MOTION</b> | <b>AYES</b> | <b>NAYS</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|-------------------|---------------|-------------|-------------|----------------|---------------|
| <i>Algrant</i>    | X             | X           |             |                |               |
| <i>Rosenzweig</i> |               | X           |             |                |               |
| <i>Reddin</i>     |               | X           |             |                |               |
| <i>Cohen</i>      |               | X           |             |                |               |
| <i>Drakeford</i>  |               |             |             | X              |               |

RESOLUTION #056-02-15-11

**RESOLUTION FOR A ZERO 2011 MUNICIPAL BUDGET**

**WHEREAS**, the City of Englewood has experienced a rapid rise in expenditures, and

**WHEREAS**, the City has experienced a concurrent rise in property taxes,

**NOW THEREFORE BE IT RESOLVED**, that the City Council of the City of Englewood, County of Bergen, hereby expresses its desire to finalize a municipal budget that will not result in an increase in the municipal purpose tax rate by March 31, 2011.

| <b>COUNCIL</b>    | <b>MOTION</b> | <b>AYES</b> | <b>NAYS</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|-------------------|---------------|-------------|-------------|----------------|---------------|
| <i>Algrant</i>    |               |             | X           |                |               |
| <i>Rosenzweig</i> |               |             | X           |                |               |
| <i>Reddin</i>     |               |             | X           |                |               |
| <i>Cohen</i>      | X             | X           |             |                |               |
| <i>Drakeford</i>  |               | X           |             |                |               |

*RESOLUTION #056-02-15-11 was Not Adopted*

RESOLUTION #057-02-15-11

**APPOINT MUNICIPAL LABOR COUNSEL**

**WHEREAS**, the City of Englewood requires the services of professional labor counsel for the 2011 operating year; and

**WHEREAS**, on the recommendation of the City Manager, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to Genova, Burns & Giantomasi, with offices at 494

Broad Street, Newark, New Jersey 07102, pursuant to N.J.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 City Manager has determined that the value of this contract will exceed \$17,500 in the 2011 operating year: 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 Genova, Burns & Giantomasi to provide professional labor counsel services, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and Genova, Burns & Giantomasi

**BE IT FURTHER RESOLVED**, that a copy of the within resolution, together with a copy of the Agreement and that the Business Entity Disclosure 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.

| <b>COUNCIL</b>    | <b>MOTION</b> | <b>AYES</b> | <b>NAYS</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|-------------------|---------------|-------------|-------------|----------------|---------------|
| <b>Algrant</b>    | X             | X           |             |                |               |
| <b>Rosenzweig</b> |               | X           |             |                |               |
| <b>Reddin</b>     |               | X           |             |                |               |
| <b>Cohen</b>      |               | X           |             |                |               |
| <b>Drakeford</b>  |               |             |             | X              |               |

Work Session:

Budget Workshop – Englewood Public Library:

- Donald Jacobsen, Executive Director of the Library did a Budget Overview, and also a review of the handout that he gave the Mayor and City Council regarding services, patronage, and usage of the Library.
- The Library has received the same financial support from the City for the past 6 years.
- The Library has already reduced their part-time staff. One of the tasks normally done by the part-time staff was book processing which includes placing protective covers on the new books. This is now done by the book supplier for \$0.40 per book, which is much more cost efficient.
- The Library was very proactive in their Union Negotiations, and the staff has already agreed to furlough days, and straight pay on Sundays so the library can remain open.
- City Budget provides for the Library's Salary & Wages.
- Hopes that the financial support received from Englewood Cliffs will total \$200,000. Their contribution is based upon a formula and also what Englewood contributes.
- Budget for purchase of new books has been reduced over a 4-year period from \$145, 000 to \$60,000.
- There has been a drop in Library circulation over the years.
- Katherine Glynn, Library Board Member, stressed that the Library is a community necessity and not a luxury.
- Dan Fitzpatrick, City Manager, stated that the Library has taken a big hit in reduced funding.
- The amount that the City contributes to the Library will hold steady from 2010.
- Commended the Library on their excellent negotiations with the Union.

Questions & Comments from the Mayor & Council:

- Councilman Reddin asked if the Library is considering what Ridgewood is proposing and charging for services. *No, they are not.* Also asked if the improvements made to the physical plant are holding up (HVAC and Roof). *Everything is fine.*
- Councilwoman Algrant asked specifics regarding line items in the budget. Also asked how many times per day are they tracking the activity flow? *Three times per day.* Asked what services BCCLS provides and the cost. *The Library pays BCCLS \$50,000/ year and they provide many services and the database. Also the ebook service is through BCCLS.*
- Councilman Rosenzweig asked about the size and popularity of the DVD collection. *DVD collection is still one of the most*

popular items and they have about 5,000 in the collection. Trying to phase out VHS tapes. Also asked what tasks volunteers do as compared to Library staff. *Volunteers' shelf books, tutor and support staff.*

- Councilman Drakeford asked how the Library could generate more revenue especially from the BOE. BOE should not have hired a Media Specialist for the Middle School and have arranged to utilize a Librarian. *It was explained that a school Media Specialist is certified and trained to teach in the schools and a Librarian is not.*
- Councilman Cohen appreciated that the Library had prepared materials in advance and sent them to the Mayor & Council to review in a timely manner. Asked the time period that the new book budget has decreased over, and what books are they not purchasing. *Over a 4-year period and Reference books have been cut because of the information available online.* Asked how books are purchased. *Through Baker & Taylor who have a State Contract and we receive a 40% discount. DVDs and audio books are purchased through Amazon and we get a 40% discount there as well and free shipping.* Can room rental fees be a revenue source? *Yes, but only commercial entities and non-local agencies are charged a fee.*
- Mayor Huttel asked how many volunteers the Library has. *There are a total of 85 including tutors and 15 without tutors.* Mayor asked City Manager to produce a list of volunteers categorized by what they do at the Library. Mayor strongly believes in volunteers because of their community involvement and also as a way to reduce costs. Asked the Library to look into Shared Services and what can be done. Wants City Manager to sit with the Library to identify their accounting functions, and would also like a report with statistics and comparisons on what the Englewood Public Library offers as compared to other communities.

#### Budget Workshop – Recreation Department:

- Dan Fitzpatrick explained that revenue requests are higher than the City Manager has recommended. Merle Simons, Recreation Director will review the fee increases.
- There are 4 categories of programs:
  - Sustainable Programs – 50% of the programs are in this category and the revenues generated by these programs cover their costs.
  - Programs in need of Fee Adjustments – 40% of the programs are not self-supporting, and the recommendation is to raise the fees.
  - Transfer of Duplicate Programs – programs that are being provided through other agencies and/or to the same target population. Combine programs such as Senior Programs through the Bergen Family Center.
  - Programs that do not generate enough revenue to run them. Recommendation is to cut, and an example is the at-risk youth summer program.
- Non-residents pay cost of program plus 50%.
- The County has not yet confirmed if we will be receiving Campership funding for 2011.
- Proposed cuts in operational costs include:
  - Reduce number of summer employees from 134 to 101.
  - Eliminate the computer check in system at the pool and go back to a manual intake system.
  - Reduce paper and mailing costs by not sending flyers to the schools. Utilize emails and the City website.

#### Questions & Comments from the Mayor & Council:

- Councilman Cohen needs more information regarding what programs should be saved or cut.
- Councilman Scott Reddin is glad that he will be back on the Recreation Advisory Committee, and feels that these programs are an investment in our youth (especially the teen programs).
- Councilman Rosenzweig would hate to see summer jobs cut as that is important for the teens. Also asked if we are looking at increasing pool fees. *Yes, an increase has been proposed.*
- Councilwoman Algrant spoke about line items in the budget and asked Merle to forward her analysis to the Mayor and Council. Would like to look at alternative funding sources for the youth-at-risk program.
- Councilman Drakeford had no comments.
- Mayor Huttel asked how many children are involved in the CD program. *There are 65 children in it. Why is it separated operationally between the CD program and the summer program? The CD kids are assigned all over the various City offices and the kids in the summer program work in the Recreation Department.*

#### Public Session:

- Olga Mosciaro 44 Concord Street – spoke in support of the Englewood Volunteer Ambulance Corps and their service to the community.
- Shirley Smith 374 W. Palisade Avenue – also supports maintain the Englewood Volunteer Ambulance Corps, and how helpful they were to her when her husband was sick.
- Norman Gorlyn 150 Madison Avenue – spoke about the letter that residents received regarding the tax reassessment. Wanted a tax payer friendly letter and this was not. It also did not contain the information that he requested months ago was not included.

#### **ADJOURN: 10:20PM**

Motion: Algrant

All in Favor

---

Lauren Vande Vaarst, RMC  
City Clerk