

City of Englewood
City Council Meeting Minutes
March 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
City Manager Daniel Fitzpatrick
Assistant City Manager Robert Gorman
City Solicitor William Bailey
City Clerk Lauren Vande Vaarst

Absent: Mayor / Council President Frank Huttle III

Council President Pro Tempore Algrant 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 #072-03-15-11

RESOLUTION ACCEPTING MINUTES

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

COUNCIL MEETING

March 1, 2011

COUNCIL WORKSHOP

March 2, 2011

March 8, 2011

<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	X			
<i>Cohen</i>		X			
<i>Drakeford</i>					X

RESOLUTION #073-03-15-11

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 \$1,079,003.04.

<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	X			
<i>Cohen</i>		X			
<i>Drakeford</i>					X

Presentation – NJ Department of Transportation

- Jones Road Bridge Over Route 4 Replacement Project
- NJDOT staff presented the proposed Jones Road Bridge reconstruction project.
- Originally held a Public Hearing on this project in Englewood February 2011, and Mayor Huttle and Councilman Cohen requested a presentation before the entire City Council.
- Bridge was built in 1931 and is not only old but functionally obsolete.
- NJDOT staffers reviewed how the bridge would be reconstructed, estimated timeframes for the project and traffic detour routes that are being considered.

Communications from the Mayor/Council Members:

Public Comment on Agenda Items: *No one from the public came forward to speak*

RESOLUTION #074-03-15-11

2011 TEMPORARY EMERGENCY APPROPRIATIONS

WHEREAS, an emergent condition has arisen in that the City of Englewood is expected to enter into contracts, commitments, or payments prior to the adoption of the 2011 Budget and no adequate provision has been made in the 2011 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 2011 pursuant to the provisions of Chapter 96, PL 1951 (N.J.S.A. 40A:4-20) including this resolution totals \$8,996,616.00;

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 appropriations are hereby made in the amount of \$8,840,667.00.

BE IT FURTHER RESOLVED that said emergency temporary appropriations will be provided for in the 2011 Budget and a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

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

RESOLUTION #075-03-15-11

2010 RESERVE BUDGET TRANSFERS

WHEREAS, N.J.S.A. 40A:4-59 provides that all unexpended balances carried forward at the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the previous fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year;

WHEREAS, there is a need for budget transfers due to unforeseen circumstances and the need to provide funds to cover imminent obligations;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the Chief Financial Officer is hereby authorized to make transfers from Current Fund Budget Accounts for the year 2010 where a deficit would possibly occur on or before March 31, 2011 pursuant to and in accordance with provisions N.J.S.A. 40A:4-59, and according to the schedule attached hereto.

<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	X			
<i>Reddin</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>		X			

RESOLUTION #076-03-15-11

**PURCHASE OF RECORDS AND DISPATCH MANAGEMENT SOFTWARE SYSTEM
FOR ENGLEWOOD POLICE DEPARTMENT**

WHEREAS, the Englewood Police Department is desirous of upgrading its aging computer aided dispatch and records management software system; and

WHEREAS, the NJ Office of Homeland Security and Preparedness (NJ OHSP), State Aid NJ Data Exchange Project has appropriated funds in the amount of \$134,560.00 to the City of Englewood for the purchase of said software, the City of Englewood will be reimbursed in full by NJ OHSP with the appropriated money, upon receipt of proof that the City of Englewood has paid SHI International Corporation in full for the software purchase; and

WHEREAS, the Chief Financial Officer having duly recorded the Authorized Insertion of the appropriation in the 2010 Budget as per Resolution #195-09-21-10; and

WHEREAS, the Chief of Police recommends contracting with Enforsys Police Systems, Inc. located at 3 Becker Farm Rd, Roseland, NJ 07068 for the purchase of the Enforsys PoliSys Enterprise Edition software which is a computer aided dispatch and records management system that will allow the Englewood Police Department to be fully compliant with state and county guidelines; and

WHEREAS, Enforsys PoliSys Enterprise Edition software is available under the State of New Jersey Purchasing Program and three (3) quotes were received pursuant to State Term Contract 77560; and

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 enter into a contract to provide for the purchase, installation and training of the Enforsys PoliSys Enterprise Edition produced by Enforsys Police Systems, Inc. and payable to SHI International Corporation, 33 Knightsbridge Road, Piscataway, New Jersey 08854 under New Jersey State Contract A77560 for the amount of \$132,589.32.

<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	X			
<i>Reddin</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>		X			

RESOLUTION #077-03-15-10

**PROTESTING THE 5% FEE INCREASE FOR 2011 FROM
THE BERGEN COUNTY UTILITIES AUTHORITY**

WHEREAS, the Bergen County Utilities Authority has informed the City of Englewood that the 2011 fees being charged for their water pollution control services to the City of Englewood have been increased by five percent (5%) over the 2010 rates; and

WHEREAS, the Bergen County Utilities Authority needs to be mindful of the current economic climate and the severe financial strain that municipalities in the State of New Jersey, and especially in the County of Bergen, are under; and

WHEREAS, Chapter 44, P.L. 2010 established a 2% levy cap that all municipalities throughout the state are now mandated not to exceed; and

WHEREAS, the increase proposed by the Bergen County Utilities Authority would force the reduction of essential services in other areas of the municipal budget; and

WHEREAS, the Bergen County Utilities Authority needs to reduce operating expenses and bring their budget in line with the State mandated 2% cap levy rather than imposing exorbitant fee increases on the municipalities that it serves.

NOW, THEREFORE, BE IT RESOLVED that it is the sentiment of the Mayor and the City Council of the City of Englewood, County of Bergen, State of New Jersey, that a five percent (5%) increase in the 2011 fees proposed by the Bergen County Utilities Authority is unacceptable and measures need to be taken by the utility to reduce the financial burden that they are placing on the taxpayers in the City of Englewood.

BE IT FURTHER RESOLVED that the City Clerk shall transmit this resolution to the Executive Director of the Bergen County Utilities Authority, the Bergen County Executive, Bergen County Board of Chosen Freeholders, and all other Bergen County municipal governments serviced by the Bergen County Utilities Authority.

<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	X			
<i>Reddin</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>		X			

Vote to add an additional item to the Agenda:

Ordinance #11-01 Introduction/First Reading:

**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)**

<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	X			
<i>Reddin</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>		X			

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)**

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*.

COUNCIL	MOTION	VOTE
Algrant	X	Y
Rosenzweig		Y
Cohen		Y
Reddin		Y
Drakeford		Y

RESOLUTION # 078-03-15-11

RESOLUTION INTRODUCING 2011 CITY BUDGET

The Local Budget of the City of Englewood, County of Bergen, for the calendar year 2011.

BE IT RESOLVED that the statement of revenue and appropriations (as included in the official Budget) shall constitute the Local Budget for the year 2011; and

BE IT FURTHER RESOLVED that the cancellation of unexpended balances of 2010 appropriations are approved and that all adjustments made to the Annual Financial Statement by the Chief Finance Officer are approved; and

BE IT FURTHER RESOLVED that said budget be published in The Press Journal in the March 31, 2011 and a public hearing be held there on April 12, 2011, and that the City Council of the City of Englewood does hereby approve the Annual Budget for the year 2011 in the sum of \$60,546,626.81.

<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			

Public Session:

- Curtis Caviness 41 E. Forest Avenue– spoke about the Budget and how funds are allocated.

ADJOURN: 9:35PM

Motion: Algrant
All in Favor

Lauren Vande Vaarst, RMC
City Clerk