

City of Englewood
City Council Work Shop
Meeting Minutes

April 3, 2012 at 7:30pm

Roll Call: Present: Council member Marc Forman
Council member Michael Cohen
Council member Eugene Skurnick
Council member Lynne Algrant
Mayor/Council President Frank Huttle III
City Manager Timothy Dacey
City Attorney William Bailey
City Clerk Lauren Vande Vaarst

Absent: Council member Jack Drakeford

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 notice as required by the Open Public Meetings Act.

Ordinances for Discussion:

- Prohibit Underage Drinking
 - Ellen Elias, Director of The Center for Alcohol and Drug Resources (CHAT Program) of the Division of Children's Aid and Family Services and Lieutenant Claudia Cubillos of the Englewood Police Department spoke about this proposed ordinance.
 - Mrs. Elias explained that a push began in 2000 to pass ordinances to prohibit underage drinking on private property, and that sixty-two (62) of the seventy (70) municipalities have done so. When Assemblywoman Valerie Huttle was a Freeholder she was instrumental in having the Bergen County Board of Freeholders pass a Resolution in 2003 encouraging all municipalities to pass ordinances prohibiting underage drinking.
 - This type of ordinance presents an opportunity for intervention not punishment for the youth.
 - Lt. Cubillos spoke about the goal of the EPD's Juvenile Division is to teach kids and not punish them.
 - This ordinance would be another tool in their toolbox and would allow kids to be helped but not charged with a criminal offense.
 - Mayor and Council Comments:
 - Councilman Skurnick asked why kids that are charged are not mandated to attend Mrs. Elias' program. Lt. Cubillos explained about a "Station House Adjustment" for 1st time offenders, which is a complaint that is not signed and the kids are either sent to CHAT or required to do a report(s). The goal is to keep it in-house and not send them to Juvenile Conference Committee.
 - Councilwoman Algrant asked about the cost to attend CHAT. Mrs. Elias stated that it is \$150 for 6 hours of programs for the parent and the child. The Councilwoman then asked about the Lifeline Program and the dynamic between kids asking for help or kids being forced to get help. Lifeline allows kids who call for help in a dangerous situation to be exempt from prosecution as long as they stay with their friend that needs help and give their name.
 - Councilman Forman asked how many kids actually go to CHAT or use a Station House Adjustment. Lt. Cubillos said that it depends upon both the child and parent(s) agreeing to participate, and that a Station House Adjustment is a mechanism not a program while CHAT is an actual program.
 - Councilwoman Algrant asked if there were any other programs besides CHAT in the County. Mrs. Elias said no and explained that CHAT is separate and not part of the ordinance unless the Governing Body wants it to be. The ordinance should hold the youths accountable for their behavior.
 - Councilman Cohen asked about how word gets out to the community.
 - The consensus is to have the Prohibit Underage Drinking Ordinance on the April 24, 2012 Council Meeting Agenda for First Reading and Introduction.

DISCUSSION ON RESOLUTION #093-04-03-12:

- Tim Dacey, City Manager reviewed and the construction costs are estimated to be \$180,000 depending on the oil tank.
- Ken Albert, City Engineer explained that if the oil tank has been leaking then there will be an environmental clean up to do. The oil tank has been grandfathered so the City is not in violation of DEP regulations. The tank is located at the rear of the property and can be excavated and the City can pay to dispose of it.
 - Mayor and Council Comments:
 - Mayor Huttle asked if the property has a high water table.

AWARD PROFESSIONAL SERVICES CONTRACT TO T&M ASSOCIATES TO DEVELOP BID DOCUMENTS AND PROVIDE DESIGN SERVICES FOR THE JOHN T. WRIGHT ICE ARENA

WHEREAS, the City of Englewood requires an engineer to develop bid documents and provide design services for the John T. Wright Ice Arena repairs. The scope of work will include:

- Design a new industrial gas operated hot water heater
- Design a new cooling tower
- Arrange to bring in gas service to the Ice Rink
- Permit and prepare specifications for the removal of an underground storage tank.
- Prepare Bid documents for all of the above.
- Provide construction observation services for the work.

WHEREAS, on the recommendation of the City Engineer, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to T & M Associates, 11 Tindall Road, Middletown, NJ 07748-2792, 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 the value of this contract for the scope of services as stated in the attached proposals is not to exceed a total of \$28,600; and

WHEREAS, T & M Associates will complete and submit 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 T & M Associates to develop bid documents and provide design services for the John T. Wright Ice Arena repairs for the scope of services as stated in the attached proposals;

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 Record 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
<i>Algrant</i>	X	X			
<i>Forman</i>		X			
<i>Skurnick</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>					X

DISCUSSION ON RESOLUTION #094-04-03-12:

- Tim Dacey, City Manager explained that the original award of contract has to be amended because the City will be operating Tryon Pool as well as the Mackay Pool for this summer.

AMEND RESOLUTION FOR THE AWARD OF CONTRACT FOR POOL MANAGEMENT SERVICES TO INCLUDE TRYON POOL

WHEREAS, the City of Englewood previously awarded Resolution # 070-02-21-12 to the YWCA of Bergen County for Pool Management Services for the Mackay Park Pool for the 2012 and 2013 operating seasons; and

WHEREAS, the City desires to amend the Award of Contract for Pool Management Services for the 2012 and 2013 operating seasons to include the Tryon Pool ; and

WHEREAS, the City Manager and the Recreation Director recommend that the contract awarded to the YWCA of Bergen County with offices located at 2 University Plaza, Suite 208, Hackensack, New Jersey 07601 for Pool Management Services be amended to include the Tryon Pool for the 2012 and 2013 operating seasons; and

WHEREAS, the City Manager has determined that the value of this contract will not exceed \$33,094 in the 2012 operating season and \$33,094 in the 2013 operating season and the scope of services will include:

- Provision of one (1) Pool Manager to be on duty during all open hours (Thursday through Sunday from 1:00PM – 6:00PM) of the facility to supervise staff, address all pool and member issues, schedule staff and keep the City of Englewood informed throughout the contracted dates.
- Provision of six (6) certified American Red Cross lifeguards with current certifications.
- Provision of four (4) swim instructors who possess current American Red Cross instructor certification to provide swim instruction at the Tryon Pool facility weekly from June 25, 2012 to August 17, 2012, Monday through Friday between the hours of 6:00PM to 8:00PM. Please note that all swim instruction is being moved from the Mackay Park Pool to the Tryon Pool.
- Assist the Recreation Department in the operation of Tryon Pool in compliance with Englewood Board of Health and State standards and requirements as related to pool maintenance and usage; as well as maintaining the personal safety of all participants and visitors.

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 the Award of Contract for Pool Management Services which was previously awarded to the YWCA of Bergen County per Resolution #070-02-21-12 be amended to include the Tryon Pool for the 2012 and 2013 operating seasons, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and the YWCA of Bergen County.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
<i>Algrant</i>	X	X			
<i>Forman</i>		X			
<i>Skurnick</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>					X

DISCUSSION ON RESOLUTION #095-04-03-12:

- Tim Dacey, City Manager explained that the Planning Board went through the process to choose a consultant to prepare an updated Master Plan.
- The Ordinance has been adopted to put the funding in place and now the contract can be awarded to the consultant.
 - Bill Bailey, City Solicitor reviewed the legal obligations and the adoption process for the Master Plan.
 - The Public Hearings are run by the Planning Board. They are official hearings and require the proper notifications, expert testimony before they take formal action.
 - The Planning Board is required by State Statute to develop the Master Plan.
 - Planning Board is the agency that adopts the Master Plan and it is only given to the Council as an advisory document.
 - Mayor and Council Comments:
 - Councilman Skurnick cannot support the work plan for the Master Plan because he would like more meetings specifically for the Council.
 - Mayor Huttie spoke about involving everyone for a successful Master Plan process.
 - Mayor Huttie is concerned that if the Council does not like the document they will not follow it and the Master Plan will be worthless.
 - Councilwoman Algrant would like to strike a compromise and ask the consultant for additional small group meetings with the Council since the funding that was approved includes an additional \$2,000.
 - Bill Bailey will amend the contract to add language to include three (3) additional small group meetings to be held with the Council. “

AWARD OF CONTRACT FOR THE CITY OF ENGLEWOOD'S MASTER PLAN

WHEREAS, the City of Englewood requires the services of a qualified person(s) and/or firms to prepare the City of Englewood's Master Plan; and

WHEREAS, the City issued a Request for Proposals for a Municipal Master Plan and Visioning; and

WHEREAS, on the recommendation of the Englewood Planning Board's Selection Committee, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to Brown & Keener with offices located at 1315 Walnut Street, Suite 900, Philadelphia, Pennsylvania 19107, 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 not exceed \$88,000; 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 Brown & Keener to prepare the City of Englewood's Master Plan;

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 Record 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
<i>Algrant</i>	X	X			
<i>Forman</i>		X			
<i>Skurnick</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>					X

Discussion on Resolutions:

- Resolution Calling for the Restoration of Energy Taxes to Municipalities
- Authorizing Special Assessment for the Route 4 Special Improvement District as per the Recommendation of the Local Improvement Board
- Authorizing Award of Contract for HVAC Services
- Authorizing Award of Contract for Electrical Services
- Authorizing Award of Contract for Cleaning Services
- Authorizing Award of Contract for Plumbing Services
- Award Police Vehicle Repair & Maintenance Contract
- Authorizing Award of Contract for Nordhoff Place Extension and Traffic Signal Project
- Authorizing Award of Contract for Roof Replacement and Masonry Repair Work at Englewood City Hall
- Authorizing Award of Contract for 2012 Curb and Sidewalk Program
- Authorizing Award of Contract for 2012 Road Improvement Program
 - Mayor and Council Comments:
 - Councilman Skurnick questioned why Lincoln Street has to be included in the 2012 Road Improvement Program and he is concerned with the amount of money being spent on Ward 1.
 - Mayor Huttle explained that there are flooding and drainage problems on lower Walnut Street and Lincoln Street.

- Ken Albert, City Engineer commented that Lincoln Street and Walnut Street have been in the long-term Capital Improvement Program for years.
- Councilman Forman commented that both Lincoln and Walnut Streets are in disrepair and need work.
- Councilman Cohen commented that in Ordinance #12-15 it should read Rockwood Place from Grand to Broad not Dean. He also asked questions regarding curbing, when will road work be completed and people doing work on their property and changing the topography.
- Councilman Skurnick spoke about the price of road reconstruction in the 1st and 2nd Wards and that he did not know that \$500,000 projects could just be added in. He also discussed the City's failure to dredge Miller's Pond and would like it added to the 2013 Capital Improvement Program.
- Mayor Huttel discussed his recent meeting with the Bergen County Executive about Overpeck Creek and the work that needs to be done there. He directed Ken Albert to contact the County Executive's office as they are open to discussion. There are 2 projects involving the creek; the creek walls that have collapsed between Englewood Ave and the Footbridge in Mackay Park and the large amounts of debris in the creek that needs to be dredged.

ORDINANCE #12-10

AN ORDINANCE AMENDING ORDINANCE NO. 11-06 ESTABLISHING FEES FOR LICENSES, PERMITS AND OTHER APPLICATIONS WITHIN THE CITY OF ENGLEWOOD

BE IT ORDAINED by the Council of the City of Englewood, Bergen County, New Jersey, as follows:

Section 1. The following fees of licenses, permits, and other applications within the City of Englewood, as amended by Ordinance 11-06, are hereby amended as set forth on Schedule A, annexed hereto and made part hereof.

Section 2. All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 3. If any sentence, section, clause, or other portion of this ordinance or the application thereof to any person or circumstance shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or repeal the remainder of this ordinance.

Section 4. This ordinance shall take effect immediately upon passage and publication as required by law.

SCHEDULE A

DESCRIPTION	FEE
ANIMAL LICENSES	
Dog License	
Spayed or neutered dog, as certified by a licensed veterinarian, one year license	\$ 8
Dogs not certified as spayed or neutered one year license	\$12
Cat License	
Spayed or neutered cat one year license	\$ 6
Unspayed or unneutered cat, one year license	\$11
Late Fee for Animal License	\$10 after March 1 st \$15 after April 1 st \$20 after May 1 st
Kennel or Pet Shop License	\$50
FIRE PROTECTION SUBCODE PERMIT FEES	
Protection Signaling Devices	
For the first 15 devices	\$100
Each additional 5 devices	\$35
Pneumatic Circuits	
For the first 15 devices	\$100
Each additional circuit	\$ 5
Solid Fuel Heating Appliance	
Each unit (fireplace wood/coal)	\$75
Hot Water Heaters over 99,000 BTU	\$100
Fire Service Mains	
1-4 inches	\$300
More than 4 inches	\$400
Fire hydrants	\$100 each
Each individual pre-engineered system	\$200
Stand Pipes per Riser	

Shall be computed on the basis of pipe width as follows:	
Up to 2 1/2 inches	\$300
Over 2 1/2 to 4 inches	\$400
Over 4 to 6 inches	\$550
Over 6 inches	\$750
DESCRIPTION	FEE
Fire Pumps	\$250 each
Sprinkler Systems	
Shall be computed on the basis of the number of sprinkler heads as follows:	
1-25 heads	\$125
26-75 heads	\$200
76-100 heads	\$300
101-200 heads	\$450
Over 201 heads	\$1,000
Central control station	\$125
Manual fire alarm system	\$100
Automatic fire alarm system	\$350
Fire alarm control panel (commercial)	\$300
Smoke Control System	\$200
Fireplace/Metal Chimney Liners	\$75
Fired Appliance Gas/Oil	\$75
Other Fire Protection Equipment	
Dry chemical systems	\$200
Carbon dioxide systems	\$150
Halon systems	\$150
Foam systems	\$150
Commercial kitchen hoods/ducts exhaust	\$150 each
Hot tar kettle (roof)	\$100
Minimum fee	\$100
LANDLORD/TENANT MATTERS	
Capital improvement determination request	\$50
Capital improvement increase application 1-10 units	\$120
Capital improvement increase application over 10 units	\$120 plus \$10 for each unit over 10
Class actions	\$10 plus \$2 for each member
Hardship increase application	
1-10 units	\$250
over 10 units	\$250 plus \$10 for each unit over 10
Intent to convert to condo or coop	\$350
Protected tenancy appeal	\$25 per unit
Other appeals and applications not specified above	\$10 per unit
Multiple dwelling license	3 to 50 units \$6.00 per unit 51+ units \$3 per additional unit
LIQUOR LICENSES	
Plenary Retail Consumption	\$2,500
Plenary Retail Distribution	\$2,340
Limited Retail Distribution	\$63
Club	\$188
MISCELLANEOUS	
Arcade Games, annual	\$150 for one game Plus \$50 per each additional game
Barber Shop/Beauty Parlor	\$30 per shop
Bingo/Raffles	State Statute
Bowling Alleys	\$25 per lane
Circus	\$150 per day
Copies of all other documents, papers, and City records for which no fee provision is made	<ul style="list-style-type: none"> • \$0.05 per page for letter sized pages and smaller • \$0.07 per page for legal sized pages and larger • Electronic records FREE OF CHARGE (i.e. records sent via e-mail and fax)

	<ul style="list-style-type: none"> Actual cost to provide records in another medium (i.e. computer disc, CD-ROM, DVD)
Distress Auction Sale	\$120 per day \$25 renewal per day
Dry Cleaners	\$75/location plus \$25 per machine
Filming permit	\$300 per location/ day- private property \$600 per location/ day- public property
DESCRIPTION	FEE
Flood Zone Certification	\$15
Garbage Pick-Up Rear Yard	\$50 per quarter
Garage Sale/Flea Market	\$10 per permit (2 days)
Gasoline Pump License	\$30 plus \$25 per pump
Golf Course	
Full	\$100
Miniature	\$25
Ice Cream Peddlers	\$250 per vehicle \$50 per salesperson
Landscaper Permit	\$50 per year
Laundries	\$12 per machine
Maps	
Zoning Map / Land Use Map	\$3 per map
Election Map	\$3 per map
Marriage/Civil Union Ceremonies	\$150 maximum (not to exceed)
Mechanical Amusement Device	\$300 per device
Outdoor Seating License	\$150
Parking Meters	.25 per half hour
Parking Lot Annual permit fee	\$60 per space per month
Parking Lots	
South Dean Street Parking Garage Lot A:	a. \$.50/hour for the first hour; b. \$1/hour thereafter; c. \$85/ month for monthly spaces used by commuters; d. \$60/month for monthly spaces used by those who work in the Central Business district of Englewood; e. Lost Daily Tickets-maximum fee f. Lost Monthly Permits - \$10.00 g. After 5:00PM- Flat fee of \$5.00
Depot Square Plaza – East Palisade Avenue Lot B:	a. \$85/ month for monthly spaces used by commuters; b. \$60/month for monthly spaces used by those who work in the Central Business district of Englewood; c. Lost Monthly Permits - \$10.00
North Dean Street - Lot C:	a. \$85/ month for monthly spaces used by commuters; b. \$60/month for monthly spaces used by those who work in the Central Business district of Englewood; c. Lost Monthly Permits - \$10.00
Towne Center Lot N:	a. \$60/month for monthly spaces used by those who work in the Central Business district of Englewood; b. Lost Monthly Permits - \$10.00
Peddlers	\$50 per year per vehicle \$10 per year each additional vehicle
Permanent exhibits	\$100 per year
Pool halls (table fee)	\$75 per table per year
Private scavengers	\$50 per vehicle
Registration of contractors	\$50
Rooming House	\$50 \$5 per room
Selling or buying gold/silver	\$50 for each premises on which the licensed activity is to be conducted
Solicitors	\$50 per year per each license
Taxicabs & Drivers License Fees	\$25 per Vehicle per year \$20 per Driver per year \$8 per license transfer (Vehicle) \$5 per replacement license (Vehicle&/or Driver)
Limousine License Fees	\$50 per Company
Temporary Encumbrance of ROW (Dumpster, Construction etc.)	\$20 per week Plus \$10/day per parking meter if applicable
Tow Companies	\$175 per application

Transient Vendor	\$500
Traveling Theatre	\$50 per day
Vital Statistics Emergency Issue of Records/Licenses	\$100 per call-in
MUNICIPAL LAND USE	
All applications (other than major subdivisions)	\$600
Major subdivision application	\$1,000
DESCRIPTION	FEE
Deposit for engineering, legal, and planning review:	
Site Plan	\$2,500 plus \$500 per acre above 1 acre
Use Variance	\$1,000 (in addition to site plan)
"C" Variance (except single family residential)	\$1,000 (in addition to site plan)
Single Family residential "C" variance	New House \$1,800 Addition \$1,200 Pool/Tennis Court \$1,200
Subdivision	Minor \$1,800 Major \$2,500 plus \$500 per lot
List of Property Owners (within 200')	\$10
Certificate of Approval of Subdivision	\$10 \$2 per continuation thereof within 3 years from date of original certificate
MUNICIPAL COURT	
Disposition Sheets	\$3 per page
Parking Summons	\$30.00 \$50.00 <i>Parking in Handicap Space without Permit \$250.00</i>
Costs for Contested Cases	\$25.00
PLANNING AND ENGINEERING	
Bond requirements (\$100 minimum)	
Concrete curb	\$15 per linear foot
Concrete curb and gutter	\$20 per linear foot
Sidewalk 5'	\$5 per square foot
Sidewalk 7'	\$6 per square foot
Concrete pavement	\$8 per square foot
Asphalt concrete base	\$9 per square foot
Asphalt stone base	\$8 per square foot
Utilities	\$500
Utilities (PSE&G)	\$350 per roadway excavation \$3 per lineal foot of pipe installation
Unimproved and planted areas	\$4 per square foot \$120 Minimum Fee
Engineering Review	\$120 per hour
Excavations and installation of facilities	
Permit Fee	\$50 plus bond for inspection
Inspection Fee	\$120 per hour
Inspection Fees	
Engineer	\$120 per hour
Engineering Staff	\$120 per hour
Legal Fees	
	\$125 per hour
Moving of Structure	\$100 per \$1,000 of moving costs
Sewers	
Connection to the sanitary sewer (residential)	\$35
Connection to the sanitary sewer (commercial/industrial)	\$100
Connection to storm facilities	\$150
Disconnection from the sanitary sewer	\$20
Sludge removal operator's license	\$20
Sludge removal permit	\$15
Inspection Fee	\$100 (each connection/reconnection)
Soil Erosion	

	\$600 one acre or less \$600 each additional acre or part thereof
Soil Disturbance	\$100 first 50 cubic yards \$100 each additional 50 cubic yards
Tree Removal Permit	\$50.00 per tree \$200.00 one-half acre of land or less \$50.00 per each additional one-half acre or part thereof above one acre
DESCRIPTION	FEE
POLICE DEPARTMENT	
Audio Tape	\$25 per tape
Copies of Motor Vehicle Accident Reports	<ul style="list-style-type: none"> • \$0.05 per page for letter sized pages and small • \$0.07 per page for legal sized pages and larger • Electronic records FREE OF CHARGE (i.e. records sent via e-mail and fax) • Actual cost to provide records in another medium (i.e. computer disc, CD-ROM, DVD) • Mailed Reports additional \$5
Mailed Reports (Criminal)	\$10
Discovery	\$0.75 per pages 1-10 \$0.50 per pages 11-20 \$0.25 per pages over 20
Expungement	\$10
Fingerprinting	\$30
Gun Permit	\$2 per each
Firearms ID Card	\$5 per each
Field Reports (Non-criminal)	\$0.75 per pages 1-10 \$0.50 per pages 11-20 \$0.25 per page over 20
Investigation Reports(Criminal)	\$0.75 per pages 1-10 \$0.50 per pages 11-20 \$0.25 per page over 20
Letters of Good Conduct/ Character Reference	\$7 per letter
Police Escort	\$20 per escort one way \$35 per escort round trip
Police Security (Extra Duty) Detail	\$65.00 per hour or part thereof with a four (4) hour minimum for each Police Officer. The hourly rate on legal holidays shall be at time and one-half \$20.00 for administrative fee for each extra duty detail \$10.00 per hour per vehicle for each vehicle required for extra duty details.
Video Tape (view only)	\$50 per one-half hour of viewing per tape
RECREATION FACILITIES/ PROGRAMS	
SunFun Day Camp	\$170 Residents per week \$255 Non-Residents per week
SunFun Day Camp – Late Fee	Residents Full Weekly Rate of \$170 + \$50 Non-Residents Full weekly rate of \$255 + \$50
Travel Baseball	\$125 per season
Tackle Football	\$120 per season
Impact Baseline Test Fee	\$12 per season
Track	\$45 per season
Tennis	\$45 per season
Cheerleading	\$10 per season
Spring/Fall Soccer - Travel	\$90 per season
Spring Soccer – Training	\$60 per season
Indoor Soccer	\$65 per season
Park Permit	\$50 per 2 hours
Senior Happenings	\$35 per person annually
Municipal Swimming Pool	
Membership per person	\$30 per individual per season \$100 annually per immediate family with one (1) guest pass per season

Persons age 60yrs or older	\$5 per individual per season
Daily admission non-members	\$10 weekdays (per day per season) \$15 weekends (per day per season)
Pool Group/ Camp Rates	\$10 weekdays only (per person per day)

Please Note:

- Englewood Residents that are eligible for the Reduced or Free Lunch Program will qualify for a 40% discount on Englewood Recreation's Football, Track & Field, and Soccer program fees. Proper documentation of eligibility must be provided at registration.
- Englewood Residents with multiple children who do not qualify for the Reduced or Free Lunch Program will receive a 15% discount on Englewood Recreation's Football, Track & Field, and Soccer program fees.
- Additional programs are subject to fees set by the Instructor/Organization. These programs are not eligible for reduced fees unless the discounts are set by the Instructor/Organization.
- All recreation fees are governed by the sliding fees schedule used by the Englewood Board of Education Reduced or Free Lunch Program.
- The Sun Fun Day Camp discounted rate of \$140 per week per child is available for those Englewood Residents with multiple children who do not qualify for the Reduced or Free Lunch Program.
- Non-resident fees equal the Cost of the Program + Half of the Program Cost.
- Replacement swim membership cards must be purchased at full price. (\$30 individual/\$5 senior)
- Recreation Department policy:
 - Processing Fee \$10 per transaction
 - Late Registration Fee \$10.00 per transaction

Englewood Recreation Department Refund Policy:

- All refund requests must be sent directly to the Englewood Recreation Department at least one week prior to the start date of the program.
- A \$10.00 processing fee will be charged for all refunds.
- No refunds will be issued after the start of a program except for one of the following reasons:
 - The program is cancelled by the Englewood Recreation Department.
 - The request is accompanied by a written medical excuse from a Physician.
- There will be absolutely no refunds and/or transfer of funds after a program has ended.
- Any exception to the Englewood Recreation Department Refund Policy is only at the discretion of the instructor and/or the Recreation Director.

DESCRIPTION	FEE
Tax Office	
Duplicate Tax Bills	\$2 each copy
Returned Check Charge	\$15 per check
Letter of Tax Certification	\$3 per year of inquiry
Tax Searches	\$10 per search \$2 - 1 st year continuation \$4 - 2 nd year continuation \$6 - 3 rd year continuation
Printout of Tax Account	\$2 each
Property Assessment Record Card	\$2 each
Affidavit of Discharge of Tax Lien	\$10
Lien Redemption Fee	\$50

Uniform Construction Code Fees

Exemptions

The following shall be exempt from the local construction permit fees:

- A. Disabled persons. No person shall be charged a local construction permit fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing public or private structure or any of the facilities contained therein.

- B. Environmental. No person shall be charged a local construction permit fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to install solar photovoltaic systems to promote reductions of emissions of greenhouse gasses.

Plan Review

- A. All fees required for plan review and the issuance of any permit or certificate shall be collected prior to the review or the issuance of the permit or certificate. Fees shall be computed in accordance with the requirements and standards set forth in the State Uniform Construction Code and in accordance with the following fee schedule, a copy of which shall be posted in the Central Permit Office.

Building sub-code fees

- A. New construction permit fees shall be based upon the volume of the structure as computed in accordance with 5:23-4.18(c) promulgated under the Uniform Construction Code Act. The new construction permit fee shall be in the amount of \$0.05 per cubic foot. The minimum fee for new construction shall be \$500.
- B. Renovations and Alterations
 - Residential and commercial:
Cost per \$1,000 of total alteration costs:
 - \$20 per \$1,000 up to \$100,000 of total alteration costs.
 - \$15 per \$1,000 for \$100,000 to \$250,000 of total alteration costs.
 - \$10 per \$1,000 over \$250,000 of total alteration costs.
 - The minimum fee shall be \$60

For the purpose of determining estimated cost, the applicant shall submit cost data as may be available by the architect or engineer of record, a recognized estimating firm, or a bona fide contractor's bid. The Construction Code Official shall make the final decision regarding estimated costs.

- C. Demolition
 - Residential \$350 per structure
 - Commercial \$500 per structure
 - Accessory \$100 per structure
- D. Permit fees for structure additions shall be computed on the same basis as for new construction for the portion to be added as computed in accordance with 5:23-4.18(c) (iii) promulgated under the Uniform Construction Code Act. The minimum fee for additions shall be \$500.
- E. The fee for a permit for moving of one building from one lot to another or to another location on the same lot shall be in the amount of \$100 per \$1,000 of the estimated cost of moving plus the estimated cost of new foundations and all work necessary to place the building in its completed condition in the new location.
- F. The fee for a permit to construct signs shall be as follows:
 1. Roof signs and billboards - \$4 per square foot, minimum fee of \$200.
 2. All other signs requiring a permit pursuant to the Uniform Construction Code shall be as follows:
 - 1-10 square feet \$ 50
 - 11-25 square feet \$ 75
 - 26-49 square feet \$100
 - Over 49 square feet \$125(as permitted by ordinance)
 3. The fee for double-faced signs shall be computed on the basis of one side only. In the event the surface area of the sides if unequal, the larger side shall be used for the purpose of computing the fee.
- G. The fees charged for a certificate of occupancy, certificate of continuing occupancy, and certificate of zoning compliance shall be as follows:
 1. The fee for a certificate of continuing occupancy shall be in accordance with the following schedule:
 - One and two family dwellings \$150
 - All other uses \$250
 - Rental occupancy \$100

In addition to the forgoing fees, in the event a third inspection reveals previously noticed violations which remain unabated, an additional inspection fee equal to the fee for a certificate of continuing occupancy/rental occupancy shall be charged for such third inspection and each additional inspection performed until the violations are abated.

- 2. The fee for a certificate of occupancy, granted pursuant to new constructions, alterations, additions, and repairs shall be 10% of the fee charged for the construction permit, provided that there shall be a minimum fee of \$40 and a maximum fee of \$100.

- a. There will be No Charge for the first Temporary Certificate of Occupancy issued
- b. \$30 will be charged per each extension of the Temporary Certificate of Occupancy

3. The fee for a certificate of zoning compliance shall be as follows (05-16):

- o One and Two family dwellings \$50
- o All other uses \$100

H.

Residential code variation \$100
Commercial code variation \$300

I. The fee to be charged for the reinstatement of a lapsed permit shall be 25% of the initial permit fee provided such application for reinstatement is made within one year from the date the initial permit lapsed. Thereafter, the fee for the reinstatement of a lapsed permit shall be 100% of the initial permit fee.

J. In addition to any other fee set forth herein, there shall be charged a State of New Jersey Training fee, in an amount of \$0.00334 per cubic foot of volume, which shall be charged to all new construction and additions to existing structures. Such fees shall be forwarded to the Bureau of Housing Inspection, Department of Community Affairs, pursuant to regulations adopted by the Commissioner of the Department of Community Affairs NJAC 5:23-4.19(b).

K. The fees for the construction and maintenance of swimming pools shall be as follows:

- o Permanent above ground of any construction \$150
- o Permanent pools in ground \$500
- o The foregoing fees are exclusive of any fees required for accessory construction appurtenant to the pool.

L. For development applications for one family dwellings involving "C" variances and for building permits not requiring Planning Board or Board of Adjustment approval, the applicant shall establish an escrow in the amount of \$150 for the Engineering Offices and \$150 for the Health Department for costs incurred in Plan Review and Inspection purposes from which time shall be charged back at the rate of \$70 per hour. If the aggregate amount of such costs exceeds the deposits for costs, the applicant shall, on demand, pay the amount of such excess. If the aggregate amount of such costs shall be less than the deposit for costs, the excess shall be refunded to the applicant.

M. Lead Hazard Abatement with Certificate of Clearance \$145

N. Asbestos Abatement with Administrative Certificate \$160

Plumbing Sub code Fees

A. The fee shall be in the amount of \$75/first fixture and \$25/each additional fixture except as limited in (B) below. For the purpose of computing this fee, fixtures or stacks shall include lavatories, kitchen sinks, urinals, water closets, bath tubs, shower stalls, laundry tubs, floor drains, drinking fountains, dishwashers, garbage disposals, clothes washers, vent stacks, roof drains or similar devices.

B. The fee shall be in the amount of \$100 per special device for grease traps, oil separators, sewer ejectors, and sewer pumps.

C. The fee for sanitary sewer connections or replacements:

- o Residential \$ 75
- o Commercial \$150

D. Other plumbing fees shall be as follows:

- o Domestic hot water heater \$ 75
- o Commercial hot water heater \$150
- o Walk-in Box \$150 per box
- o Underground water sprinklers:
 - Residential \$ 75
 - Commercial \$150
 - Plumbing stacks \$ 75
- o Gas piping and appliances:
 - per gas line or appliance \$50

- Heating units:
 - Under 500,000 BTU \$ 75
 - 500,000 BTU or more \$150
 - Residential steam units, for showers \$ 75
- Water connection (street to building)
 - Residential \$75
 - Commercial 2" and over \$150
 - Water softeners \$75
- Backflow preventers:
 - Residential (up to 1 inch) \$75
 - Commercial (over 1 inch) \$150
 - Abandoned well \$150
 - Abandoned septic \$150
 - Fuel oil piping \$ 50
 - Air conditioning units \$ 75
 - Refrigeration systems \$ 150
 - Solar systems \$ 150
 - Propane Tanks \$ 100 per tank
- Swimming pools
 - Above ground \$ 75
 - In ground \$150
 - Annual public pool inspection \$100

Electrical Sub code Fees

- **Rough Wiring**
 - All switches, lighting, emergency and exit light, communication point and receptacles to be counted as outlets, 1-50 outlets \$125
 - For each additional 25 outlets or fraction thereof \$ 25
 - Electric Stove, Oven, Cook top, Cooking Equipment, and Similar Appliances \$ 75
 - Air Conditioning Units, Electrical Furnaces and Welders \$100
- **Motors-Generators-Transformers**
 - Fractional HP motor (dishwasher/disposal/fan) \$ 25 each
 - Over 1 HP up to 10 H \$ 75
 - Over 10 H \$100
- **Service-Meter Equipment and Feeders**
 - Service Panels, entrances, sub-panels:
 - Up to 100 amps \$ 75
 - Up to 200 amps \$125
 - Up to 1000 amps \$200
 - Over 1000 amps \$300
 - Underground \$ 75 Additional
 - Electrical disconnects \$ 25
 - Temporary electric service \$ 75

Primary Transformers-Vaults-Enclosures-Substations (applies to each bank of transformers):

- Not over 200 K.V.A. \$ 75
- Over 200 to 500 K.V.A. \$100
- Over 500 K.V.A. \$200
- **Electric Signs \$ 75**
- **Signaling Devices**
 - Fire Alarm Panel \$25
 - Up to 8 devices/detectors \$75
 - Each Additional \$4
 - Burglar Alarm \$75
- **Elevator Electrical Permit \$200**
- **Pools**

- o Above ground pool, in ground pool, and exterior hot tub \$200
- o Interior Jacuzzi (therapeutic bathtub) \$75
- o Annual pool inspection \$100
- o Additional hot tub/Jacuzzi \$ 25 each
- **Solar, Minimum fee \$75**
 - o Each array shall be listed as communication point.
 - o Each inverter shall be listed as switch.
 - o Each disconnect shall be included and listed as Amp motor control center/disconnect.
 - o Back-fed circuit breaker shall be listed as sub-panel or, if a stand-alone system, as a service.
- **Additional Fees:**
 - o Back-up Generators/ Transfer Switch/ Control Panel \$125
 - o Electric de-icing equipment \$75 each
 - o Electric clothes dryer \$50 each
 - o Electric floor heating system \$50 each
 - o Electric duct heaters \$25 each
 - o Electric space heater \$25 each
 - o Baseboard electric heater \$25 each
 - o Refrigeration unit (cooler/walk in box) \$100 each
 - o Additional Fee for Underground Electrical Inspection \$75
 - o Electric Water Heater \$50
 - o Geo Thermal Heating System \$200
 - o Walk-in Box \$100
 - o Temporary Trailer
 - First trailer \$75
 - Each Additional Trailer \$50
 - o Temporary Generators (non emergency) \$125

Fees for Inspections Conducted After Regular Business Hours, Weekends and/ or Holidays:

- \$100 per hour, minimum charge of four (4) hours
- And \$100 per each hour or part thereof in excess of 4 four (4) hours

FIRST READING DATE: March 20, 2012

COUNCIL	MOTION	VOTE
Algrant		Y
Forman		Y
Skurnick	X	Y
Cohen		Y
Drakeford		N

DATE PUBLISHED IN THE RECORD: March 23, 2012

DATES PUBLIC HEARINGS HELD: April 3, 2012

DATE SECOND READING HELD: April 3, 2012

COUNCIL	MOTION	OPEN	MOTION	CLOSE	MOTION	ADOPT
Algrant	X	Y	X	Y	X	Y
Forman		Y		Y		Y
Skurnick		Y		Y		N
Cohen		Y		Y		Y
Drakeford		AB		AB		AB

Public Hearing on Ordinance #12-10:

- Norman Gorlyn 150 Madison Avenue:
 - o Asked about Garage Fees and Pool Fees. He would like to see a report on these fees and the usage rates and income generated for these facilities. The City Manager said that he would have a report ready for the April 24th Council Meeting.
 - o Feels that the Governing Body should provide a basis for the fees that are being charged.

ORDINANCE #12-15

AN ORDINANCE OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF ENGLEWOOD AND APPROPRIATING \$3,565,600 THEREFORE, AND PROVIDING FOR THE ISSUANCE OF \$3,395,640 IN BONDS OR NOTES OF THE CITY OF ENGLEWOOD TO FINANCE THE SAME

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Englewood, in the County of Bergen, New Jersey (the "City") as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$3,565,600 including the aggregate sum of \$169,960 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$3,395,640 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefore, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (a) Purpose: 2012 Road Improvement Program, including but not limited to, improvements to Bilmar Place, Brookside Avenue, Demarest Avenue (Dean to Tenafly), Henry Street, Lantana (Manor to Liberty), Manor Road (Hudson to Ivy Lane), Meadowbrook Road, Middlesex Road (Cape May to Gloucester), N. Van Brunt Street, Orchard Street (Hudson to Ivy Lane), Ridge Road, Rockwood Place (Grand to Broad), Mackay Park Parking Lot (Northeast Lot), Bergen Lot and Next Day Hill Road, and including all work and materials necessary therefore or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$1,560,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$1,485,700
<u>Period or Average Period of Usefulness:</u>	20 years
<u>Amount of Down Payment</u>	\$ 74,300

- (b) Purpose: Reconstruction of various roads in the City, including, but not limited to, Walnut Street (Hillside and Lydecker) and Lincoln Street (Walnut to Palisade), and including all work and materials necessary therefore or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$702,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$668,500
<u>Period or Average Period of Usefulness:</u>	20 years
<u>Amount of Down Payment:</u>	\$ 33,500

- (c) Purpose: Reconstruction and replacement of various curbs and sidewalks located in the City and replacement of concrete cross walk, and including all work and materials necessary therefore or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$200,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$190,475
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$ 9,525

- (d) Purpose: Various City-wide drainage improvements, including, but not limited to, Quarry Pond Outlet cleanup and culvert replacements, and including all work and materials necessary therefore or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$330,600
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$314,850
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$ 15,750

- (e) Purpose: Sanitary sewer replacements at various locations in the City, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost: \$75,000
Estimated Maximum Amount of Bonds or Notes: \$71,425
Period or Average Period of Usefulness: 40 years
Amount of Down Payment: \$ 3,575

- (f) Purpose: Acquisition of three pump station generators, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost: \$134,000
Estimated Maximum Amount of Bonds or Notes: \$127,600
Period or Average Period of Usefulness: 15 years
Amount of Down Payment: \$ 6,400

- (g) Purpose: Improvements to various City Parks, including, but not limited to, the acquisition of play equipment, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost: \$128,000
Estimated Maximum Amount of Bonds or Notes: \$121,900
Period or Average Period of Usefulness: 15 years
Amount of Down Payment: \$ 6,100

- (h) Purpose: Various City-wide improvements, including, but not limited to, the acquisition of trees and improvements to the City ice rink, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost: \$209,000
Estimated Maximum Amount of Bonds or Notes: \$199,000
Period or Average Period of Usefulness: 15 years
Amount of Down Payment: \$ 10,000

- (i) Purpose: City-wide environmental clean-up projects, including, but not limited to, the City pistol range, firehouse and Armory Street, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost: \$227,000
Estimated Maximum Amount of Bonds or Notes: \$216,190
Period or Average Period of Usefulness: 15 years
Amount of Down Payment: \$ 10,810

(j) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(l) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget

(or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 17.953 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$3,395,640 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$350,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The City reasonably expects to commence the acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. After passage upon first reading of this bond ordinance, the City Clerk is hereby directed to publish the full text of the bond ordinance, together with the notice set forth below entitled: "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten days after introduction and first reading). The City Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the City Council, the City Clerk is hereby directed to publish the full text of this bond ordinance, as finally adopted, together with the notice set forth below entitled: "NOTICE OF ADOPTION OF BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The City Council of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 13. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

FIRST READING DATE: April 3, 2012

COUNCIL	MOTION	VOTE
Algrant		Y
Forman		Y
Skurnick		N
Cohen	X	Y
Drakeford		AB

Items for Discussion:

- Dedication Ceremony for Raymond C. Wright Public Safety Complex 7:00PM on Tuesday, April 24 2012:
 - Carter Jackson informed the Mayor and Council that Mrs. Wright will be away on April 24, 2012, and he asked if the ceremony could be held on another date. Mr. Dacey suggested May 22nd and Mr. Carter said that he would ask Mrs. Wright.
- Community Garden on Third Street:
 - Councilwoman Algrant will draft a memo on the Garden.
- Formation of a Joint Purchasing Cooperative (Solar):
 - Tim Dacey will provide a Resolution for this to be placed on a Council meeting Agenda.

Ordinances for Discussion:

- Cap Bank
- Green Team
- Board/Committee Absences
- Underage Drinking
 - Mayor and Council Comments:
 - Councilman Skurnick spoke about the Board/Committee Absences Ordinance and asked why we would introduce a weaker ordinance than the stronger one that is currently in place. Councilman Cohen addressed his concerns about this ordinance. The City Clerk asked how this would apply to the Advisory Committees. Councilman Skurnick then asked if the language should be "shall" or "may".
 - Bill Bailey said that he would rewrite the ordinance to change "shall" to "may".
 - The consensus of the Council is to draft a Resolution for rules and bylaws to govern the Advisory Committees.

Public Session:

- Eugene Clements 306 Tenafly Road:
 - Spoke about the fees in Ordinance #12-10.
 - Suggests that the Council should set up a subcommittee to discuss fees more in depth.
 - Feels that people that are making money in the City, such as Ice Cream Vendors and Landscapers should be looked at in greater detail.
- Norman Gorlyn 150 Madison Avenue:
 - Asked about notifying the public when traffic and parking ordinances are adopted. Mentioned that another town puts placards on telephone poles.
 - Feels the fees that the City charges are arbitrary and capricious.
- Katherine Glynn, President of the Library Board and Ella Urdang, Friends of the Library:
 - Spoke about the close collaboration between the Friends and the Library.
- Adam Brown 186 Elm Road:
 - Spoke about the Master Plan process and the statutory regulations.
 - If a municipality does not have a current Master Plan then all of its zoning regulations are unenforceable.
 - The composition of the Master Plan is required of the Planning Board.
 - The Planning Board wants to cooperate with the Governing Body in order to effectuate ordinances that will promote the appropriate zoning in town.
 - Discussed the checks and balances between the Planning Board and the Governing Body.

RESOLUTION #096-04-03-12

PERMIT THE COUNCIL OF THE CITY OF ENGLEWOOD TO ENTER INTO CLOSED SESSION

BE IT RESOLVED by the Council of the City of Englewood, pursuant to the provisions of the Open Public Meetings Act, that the Council meet in closed session to discuss the following subject matter:

Litigation and Contract Negotiations

Which subject matter is permitted to be discussed in closed session pursuant to the following designated sub-section(s) of Section 7 of the Open Public Meetings Act:

- () Sub-section 1 dealing with material rendered confidential by express provision of Federal or State law.
- () Sub-section 2 covering a matter in which release of information would impair a right to receive federal funds.

() Sub-section 3 involving disclosure of material which would constitute an unwarranted invasion of privacy, including material related to an individual's personal and family circumstances, without the express written consent of the individual involved.

() Sub-section 4 pertaining to collective bargaining agreements and the terms, conditions, and negotiations thereof.

() Sub-section 5 dealing with the acquisition of real property, the settling of bank rates, or the investment of public funds where discussion thereof would adversely affect the public interest.

() Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law.

(X) Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege.

(X) Sub-section 8 dealing concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof.

() Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license.

AND BE IT FURTHER RESOLVED that, as precisely as can be determined at this time, the discussion conducted in the said closed session can be disclosed to the public upon taking final action thereon, provided disclosure shall not violate the attorney-client privilege or constitute an undue invasion of privacy; and

BE IT FURTHER RESOLVED that, although it is not envisioned that the Council will return to open session after this meeting, the Council reserves the right to do so upon conclusion of the closed session.

<i>COUNCIL</i>	<i>MOTION</i>	<i>AYES</i>	<i>NAYS</i>	<i>ABSTAIN</i>	<i>ABSENT</i>
<i>Algrant</i>	X	X			
<i>Forman</i>		X			
<i>Skurnick</i>		X			
<i>Cohen</i>		X			
<i>Drakeford</i>					X

ADJOURN: 10:40PM

Motion: Huttle
All in Favor

Lauren Vande Vaarst, RMC
City Clerk