CITY OF ENGLEWOOD

CITY COUNCIL REORGANIZATION MEETING

JANUARY 8, 2013 - 6:30 P.M.

MUNICIPAL COURT 73 S. VAN BRUNT STREET

A. CALL MEETING TO ORDER

B. STATEMENT REGARDING OPEN PUBLIC MEETINGS ACT

C. PLEDGE OF ALLEGIANCE

D. RESOLUTION #001-01-08-13 Approve Minutes of Meetings

E. CEREMONIAL RECERTIFICATION OF 2012 GENERAL ELECTION
Presented by John Hogan, County Clerk

F. OATHS OF OFFICE Frank Huttle III – Mayor
Lynne Algrant – Council-at-Large

G. MAYOR CONDUCTS ELECTION OF COUNCIL PRESIDENT FOR 2013
- **Nominations Received/ Closed**
- **Motion to Elect Council President for 2013**
- **Oath of Office Administered**

H. NEW COUNCIL PRESIDENT TAKES CHAIR

I. ELECTION OF PRESIDENT PRO TEMPORE FOR 2013
- **Nominations Received/ Closed**
- **Motion to Elect President Pro Tempore for 2013**
- **Oath of Office Administered**

J. REMARKS FROM MAYOR FRANK HUTTLE III

K. REMARKS FROM COUNCILWOMAN-AT-LARGE LYNNE ALGRANT

L. REMARKS FROM COUNCIL MEMBERS

M. REMARKS FROM ELECTED OFFICIALS AND DIGNITARIES

N. RESOLUTIONS- Motion to Adopt Resolutions by Unanimous Consent

#002-01-08-13	Schedule of Holidays for 2013
#003-01-08-13	Schedule of Council Meetings for 2013
#004-01-08-13	Designate Official Newspaper
#005-01-08-13	Temporary Budget Appropriations
#006-01-08-13	Designation of Depositories
#007-01-08-13	Petty Cash - Revolving Funds
#008-01-08-13	Petty Cash - Department of Public Works
#009-01-08-13	Designation of Depository – Municipal Court
#010-01-08-13	Change Funds
#011-01-08-13	Disbursement Signatures
#012-01-08-13	Authorize Developers' Escrow Payments
#013-01-08-13	Authorize State Contract Purchases
#014-01-08-13	Authorize Auctions of Salvaged Vehicles and City-owned Equipment
#015-01-08-13	Authorize Application for Municipal Tonnage Recycling Grant
#016-01-08-13	Authorize Appeal of Certain Tax Assessments
#017-01-08-13	Authorize Application for DEP Permits
#018-01-08-13	Establish Interest for Delinquent Taxes
#019-01-08-13	Authorize Certifications of Project Completions
#020-01-08-13	Authorize Mutual Aid Agreements
#021-01-08-13	Cancellation of Small Tax Balances
#022-01-08-13	Appoint Public Agency Compliance Officer
#023-01-08-13	Appointment of City Solicitor
#024-01-08-13	Appoint City Physician

#025-01-08-13	Appoint City Auditor
#026-01-08-13	Appoint City Bond Counsel
#027-01-08-13	Reappoint City Clerk
#028-01-08-13	Appointment of Class III Member – Planning Board
#029-01-08-13	Appointment of Members – Board of Adjustment

P. PUBLIC SESSION

Q. ADJOURN

CITY OF ENGLEWOOD

RESOLUTION #001-01-08-13

RESOLUTION ACCEPTING MINUTES

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

COUNCIL MEETING
December 18, 2012

CLOSED SESSION
December 18, 2012

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Forman					
Skurnick					
Cohen					
Hamer					

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

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

CITY OF ENGLEWOOD

RESOLUTION #002-01-08-13

SCHEDULE OF HOLIDAYS FOR 2013

WHEREAS, the City of Englewood provides annual paid holidays for its employees in accordance with negotiated union contracts; and

WHEREAS, every effort has been made to avoid scheduling two holidays in the same week;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the following schedule of holidays for **2013** is approved and declared public holidays, and are applicable in so far as City activities and City employees are concerned:

MONTH	DATE	DAY	HOLIDAY
January	21	Monday	Martin Luther King's Birthday
February	18	Monday	Presidents' Day
March	29	Friday	Good Friday
May	27	Monday	Memorial Day
July	4	Thursday	Independence Day
September	2	Monday	Labor Day
October	14	Monday	Columbus Day
November	5	Tuesday	Election Day
November	11	Monday	Veteran's Day
November	28	Thursday	Thanksgiving Day
December	25	Wednesday	Christmas Day
January, 2014	1	Wednesday	New Year's Day

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Forman					
Skurnick					
Cohen					
Hamer					

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City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #003-01-08-13

SCHEDULE OF MEETING DATES FOR 2013

BE IT RESOLVED that the Annual Schedule of Council Meetings for the Year **2013** is as follows:

City Council Meetings and Workshop Meetings will be held at the Municipal Court, Public Safety Building, 73 S. Van Brunt Street in Englewood.

All dates are **Tuesdays** and meetings **will begin at 7:30PM** unless otherwise noted.

Council Workshop Meetings	Council Meetings
----------	January 8, 2013 (Reorganization) at 6:30PM
January 15 , 2013	January 29 , 2013
February 12 , 2013	February 26, 2013
March 12 , 2013	March 19 , 2013
April 9 , 2013	April 23 , 2013
May 7, 2013	May 28, 2013
June 11, 2013	June 25, 2013
July 16 , 2013	July 23, 2013
August 13, 2013	August 27 , 2013
September 17, 2013	September 24, 2013
October 8, 2013	October 22, 2013
November 12, 2013	November 26, 2013
December 10, 2013	December 17, 2013
January 7, 2014 (Reorganization) at 6:30PM	

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Forman					
Skurnick					
Cohen					
Hamer					

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City Clerk
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CITY OF ENGLEWOOD

RESOLUTION #004-01-08-13

DESIGNATE OFFICIAL NEWSPAPERS

BE IT RESOLVED that the City of Englewood hereby designates the Bergen Record as the official newspaper of the City for the year 2013; and

BE IT FURTHER RESOLVED that it designates the Bergen Record to receive notices pursuant to the Open Public Meetings Act for the year 2013.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Forman					
Skurnick					
Cohen					
Hamer					

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CITY OF ENGLEWOOD

RESOLUTION #005-01-08-13

TEMPORARY BUDGET APPROPRIATIONS

WHEREAS, 26.25% of the total appropriations in the 2012 Budget, exclusive of appropriations made for debt service and capital improvements, is $14,246,000; and

WHEREAS, the temporary appropriations, as listed on Schedule A, comply with the requirements of N.J.S.A. 40A:4-19,

NOW, THEREFORE, BE IT RESOLVED that the 2013 temporary appropriations are hereby established and shall become effective as of January 1, 2013 and shall serve as the 2013 Temporary Budget until the 2013 Budget is introduced which shall then serve as the Temporary Budget until such time as the 2013 Official Budget is adopted.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Forman					
Skurnick					
Cohen					
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CITY OF ENGLEWOOD

RESOLUTION #006-01-08-13

DESIGNATION OF DEPOSITORIES

WHEREAS, the City of Englewood must adopt annually, a Cash Management Plan pursuant to N.J.S.A. 40A:5-14 et seq.; and

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

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

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

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

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

BE IT FURTHER RESOLVED that the Chief Financial Officer shall be and is designated to place investments, consistent with the City of Englewood Cash Management Plan, with the banking institutions listed below for the year 2013.

INVESTMENT DEPOSITORIES:	**REGULAR BUSINESS DEPOSITORIES:**
Primary: New Jersey Cash Management Fund **Alternatives:** Bank of America Valley National Bank Bank of New York PNC Bank Merrill Lynch Wachovia Lakeland Bank TD Bank Greater Community Bank Citibank Capital One Bank NVE Bank Bank of New Jersey	PNC Bank Valley National Bank Bank of America Bank of New York Wachovia Lakeland Bank TD Bank Greater Community Bank Citibank Capital One Bank NVE Bank Bank of New Jersey

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City Clerk
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CITY OF ENGLEWOOD

RESOLUTION #007-01-08-13

PETTY CASH- REVOLVING FUNDS

BE IT RESOLVED BY the Council of the City of Englewood that there is hereby created Petty Cash Revolving Funds in the amount shown after the names listed below and placed in the possession of the following:

Chief of Police	$250
City Treasurer	$250
Director of Health Services	$ 50
Domestic Violence Response Team	$500

BE IT FURTHER RESOLVED that said funds are to be used for the purpose of meeting emergency expenditures necessary in the performance of their departments; that a monthly statement for any expenditures be made to the Chief Financial Officer and said funds shall be deposited with the Receiver of Taxes on or before December 31, 2013 and the City Treasurer is authorized to deposit with each person listed above the sum indicated.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
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CITY OF ENGLEWOOD

RESOLUTION #008-01-03-12

PETTY CASH- DEPARTMENT OF PUBLIC WORKS

BE IT RESOLVED BY the Council of the City of Englewood that the Director of Public Works is hereby authorized to pay from an Emergency Fund hereby created in the sum of Four Hundred Fifty Dollars ($450.00). Said sum is directed to be placed under his control for emergency and other expenditures for small parts, equipment, etc., necessary to be purchased for the proper performance of his duties, and that the said superintendent keep a record of the amount paid to each person or firm, the date of payment, and service for which payment is made, and include the same on a City voucher, the amount so paid to be refunded to said Emergency Fund, said Fund shall be deposited with the Receiver of Taxes on or before December 31, 2013, and that the City Treasurer is authorized to deposit with the Director of Public Works the sum of Four Hundred Fifty Dollars ($450.00).

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Forman					
Skurnick					
Cohen					
Drakeford					

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City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #009-01-08-13

DESIGNATION OF DEPOSITORIES- MUNICIPAL COURT

BE IT RESOLVED by the City Council of the City of Englewood that PNC Bank, Englewood, New Jersey, shall be the depository for the various accounts of the City as listed below and the Municipal Court Administrator shall be the Custodian thereof, with all disbursements to be made by checks signed by the Municipal Court Administrator. Said accounts are as follows:

Municipal Court - City of Englewood Regular Account
Municipal Court - City of Englewood Bail Bond Account
Municipal Court - City of Englewood Special Account
Municipal Court - Installment Account

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
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Skurnick					
Cohen					
Drakeford					

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City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #010-01-08-13

CHANGE FUNDS

BE IT RESOLVED by the Council of the City of Englewood that there is hereby created Change Funds in the amounts shown after the names listed below and placed in the possession of the following:

The Magistrate of the City of Englewood	$250.00
The Chief Inspector of the City of Englewood	$ 25.00
The Registrant of Vital Statistics of the City of Englewood	$ 40.00
Police Detective Bureau	$ 40.00
The Receiver of Taxes of the City of Englewood	$250.00
The City Clerk of the City of Englewood	$ 50.00

BE IT RESOLVED that these funds shall be retained by each person listed above during the year 2013 and shall be deposited with the Receiver of Taxes on or before December 31, 2013; that these funds shall, at all times, be kept intact by each person listed above and shall be used for no other purpose than that of making change, and the City Treasurer is authorized to deposit with each person listed above the sum indicated.

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City Clerk
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CITY OF ENGLEWOOD

RESOLUTION #011-01-08-13

DISBURSEMENT SIGNATURES

BE IT RESOLVED by the Council of the City of Englewood, in accordance with the requirements of N.J.S.A. 40A:5-17b (2), that all monies disbursed by the City of Englewood for payment of claims and wages and salaries be made by checks signed by the City Manager and countersigned by the City Treasurer or the Chief Financial Officer of the City of Englewood as contained on vouchers approved by the Chief Financial Officer.

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized to disburse claims up to $1,000,000 provided that said claims be presented within 90 days at a regularly scheduled Council meeting for approval.

BE IT FURTHER RESOLVED that the Chief Financial Officer must cause the City's Financial Statements to be audited including said claims; and

BE IT FURTHER RESOLVED that the financial procedures and internal controls of the City of Englewood are hereby approved and shall be followed by all City departments and agencies, said procedures and internal controls are in writing and available in the office of the City Clerk.

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CITY OF ENGLEWOOD

RESOLUTION #012-01-08-13

AUTHORIZE DEVELOPER'S ESCROW PAYMENTS

WHEREAS, the Englewood Planning Board and Englewood Board of Adjustment prepare and execute developers' agreements to memorialize the terms and conditions of construction projects, including property acquisition and other matters that may affect the City of Englewood; and

WHEREAS, the City of Englewood accepts developers' cash deposits to cover the cost of inspections and potential site work pursuant to NJSA 40:55D-53.2(a)(3) of the Developer Escrow Law (PL 1995, c.54); and

WHEREAS, from time to time disbursements are made from these developers' deposits;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the City Manager of the City of Englewood is hereby authorized to execute developers' agreements including redevelopment agreements on behalf of the City of Englewood; and

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to release bonds, letters of credit, and escrow accounts and that the City Manager is authorized to make such disbursements pursuant to the New Jersey Developer Escrow Law and guidelines.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
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City Clerk
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CITY OF ENGLEWOOD

RESOLUTION #013-01-08-13

AUTHORIZE STATE CONTRACT PURCHASES

WHEREAS, the City of Englewood has successfully participated in the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, by participating in this program the City benefits from volume discounts provided by vendors for basic products such as janitorial supplies and fuel oil;

NOW, THEREFORE, BE IT RESOLVED that the City Manager, or his designee, is hereby authorized to execute purchase orders with vendors participating in the State of New Jersey Cooperative Purchasing Program or other duly established government purchasing cooperative; and

BE IT FURTHER RESOLVED that the City Manager continues to be authorized to execute purchase orders in the sum of $36,000 or less for the purchase of goods and services which do not require competitive bidding.

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CITY OF ENGLEWOOD

RESOLUTION #014-01-08-13

AUTHORIZE AUCTIONS OF SALAVAGED VEHICLES AND CITY-OWNED EQUIPMENT

WHEREAS, the City of Englewood comes into possession of junked vehicles and abandoned vehicles by reason of the failure of their owner to claim same, as well as other vehicles, office equipment, furniture, and other items of personal property no longer needed for public use; and

WHEREAS, the City Manager has recommended that junked or abandoned vehicles and other items of personal property no longer needed for public use be sold at public auction;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Englewood that the City Manager is hereby authorized to sell junked or abandoned vehicles and other items of personal property no longer needed for public use with the following provisions:

1. Such items will be sold by public auction to the highest bidder for cash following public advertisement therefore as required by law.

2. Notice of proposed sales of abandoned vehicles which have remained unclaimed for more than 3 months will be given by certified mail to the owners of said vehicles and to the holders of any security interest filed with the Division of Motor Vehicles, as required by law.

3. Vehicles and other personal property offered for sale may be inspected at various locations where said vehicles or personal property are stored.

4. Minimum bids for junk or abandoned vehicles must be in the amount owed to the garage or tow company for storage costs incurred. In addition thereto, the public advertisements therefore, and for other items of personal property may specify a minimum bid price therefore as determined by the City Manager.

5. The sale of junked or abandoned vehicles is conditioned upon the successful bidder, in addition to the bid, paying to the City of Englewood the sum of $4.00 per vehicle for the Certificate of Title for each vehicle, plus the proportional share of the cost of advertising.

6. The vehicle must be removed by the buyer with 4 days following approval of the purchase.

7. At any time prior to the sale, the owner or other person entitled to possession of a junked or abandoned vehicle following public advertisement therefore as required by law may reclaim possession of the vehicle upon payment of the reasonable cost of the removal and storage of the vehicle and any fine, penalty, or court costs assessed against him for a violation which gave rise to the seizure or taking possession of such vehicle.

8. All bids received in excess of $5,000 shall be subject to the approval thereof by the City Council of the City of Englewood. All other bids shall be subject to the approval of the City Manager or his designee.

9. The City expressly reserves the right to reject any and all bids as provided by law.

10. The City Clerk, or her designee, shall conduct the public sale and shall cause the required notices and advertisements to be provided and published as required by law.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
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City Clerk
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CITY OF ENGLEWOOD

RESOLUTION #015-01-08-13

AUTHORIZE APPLICATION FOR MUNICIPAL TONNAGE RECYCLING GRANT

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the City Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the City of Englewood hereby endorses the submission of a Municipal Recycling Tonnage Grant Application for the year 2012 to the New Jersey Department of Environmental Protection, Office of Recycling and designates the Director of the Department of Public Works to ensure that the said application is properly filed.

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CITY OF ENGLEWOOD

RESOLUTION #016-01-08-13

AUTHORIZE APPEAL OF CERTAIN TAX ASSESSMENTS

WHEREAS, the City Solicitor has requested authority to appeal certain assessments contained on the 2013 Tax List; and

WHEREAS, said actions are necessary to correct the assessment on various parcels of real property, where the assessment does not constitute the ratio of true value; and

WHEREAS, the City Solicitor has requested authority to file any and all pleadings before the Bergen County Board of Taxation or the Tax Court; and

WHEREAS, the City Solicitor has requested the authority to negotiate stipulations of settlement before the Bergen County Board of Taxation or Tax Court on all appeals and/or pleadings filed against an assessment on the 2013 Tax List by either the City of Englewood or by private property owners;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that:

1. The City Solicitor is hereby authorized to appeal to the Bergen County Board of Taxation or Tax Court for correction of assessments contained on the 2013 Tax List on such parcels of real property as deemed appropriate, subject to the approval of the City Solicitor; and

2. The City Solicitor is hereby authorized to file and prosecute any and all appeals and/or pleadings with the Bergen County Board of Taxation or Tax Court as deemed appropriate for the 2013 tax year; and

3. The City Solicitor is hereby authorized to negotiate, upon consultation with and the consent of both parties, stipulations of settlement on behalf of the City of Englewood for any and all appeals and/or pleadings filed before the Bergen County Board of Taxation or the Tax Court for the 2013 tax year and if the Tax Assessor and City Solicitor are in disagreement as to settlement, the City Manager shall make the final decision as to the City's position; and

4. The City Solicitor is hereby authorized to execute a stipulation of settlement on behalf of the City of Englewood for any and all appeals and/or pleadings filed before the Bergen County Board of Taxation or the Tax Court for the 2013 tax year.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
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RESOLUTION #017-01-08-13

AUTHORIZE APPLICATION FOR DEP PERMITS

WHEREAS, the Division of Water Resources and the Division of Coastal Resources of the New Jersey Department of Environmental Protection (DEP) now requires that each application for a sanitary sewer extension or stream encroachment permit be accompanied by a resolution authorizing the City Manager to sign the necessary application forms; and

WHEREAS, from time to time the City Manager is required to sign off on applications for sanitary sewer extension and stream encroachment permits in the process of construction within the City of Englewood; and

WHEREAS, a general resolution of authorization would, therefore, speed up the process of compliance as set out by the DEP;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Manager is hereby authorized to sign any and all forms of application required by the DEP respecting applications for sanitary sewer extension and stream encroachment permits within the City of Englewood.

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RESOLUTION #018-01-08-13

ESTABLISH INTEREST FOR DELINQUENT TAXES

BE IT RESOLVED BY THE CITY COUNCIL of the City of Englewood that, pursuant to the provisions of NJSA 54:4-67, the rate of interest to be charged for the non-payment of taxes, sewer taxes, or assessments shall be 8% on the first $1,500 and 18% on any amount in excess of $1,500 to be calculated from the statutory due date until actual payment.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL that in addition to the interest provided above, N.J.S.A.54:4-67 allows on all delinquencies in excess of ten thousand ($10,000.00) dollars and which are not paid prior to the end of the fiscal year, the Tax Collector to also collect a penalty of six (6) percent of the amount of the delinquency in excess of ten thousand ($10,000.00) dollars.

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CITY OF ENGLEWOOD

RESOLUTION #019-01-08-13

AUTHORIZE CERTIFICATIONS OF PROJECT COMPLETIONS

WHEREAS, the City of Englewood requires performance bonds, letters of credit, or cash bonds for all construction projects and development projects to ensure project completion; and

WHEREAS, from time to time the City Engineer is required to certify that a project has been completed in accordance with plans and specifications and/or the Developer's Agreement; and

WHEREAS, a general resolution of authorization would, therefore, expedite the process of compliance;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Engineer is hereby authorized to sign any and all forms of certification of completion and to release bonds for construction and development projects within the City of Englewood.

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

CITY OF ENGLEWOOD

RESOLUTION #020-01-08-13

AUTHORIZE MUTUAL AID AGREEMENTS

WHEREAS, the City of Englewood has heretofore participated in various Mutual Aid/Special Operations Systems for Fire Response and Protection; and

WHEREAS, the City Council finds, on the advice of the City Manager and the Fire Department of the City of Englewood, that it is in the best interest of the City of Englewood to continue to participate in the aforementioned programs; and

WHEREAS, the entering into such agreements have heretofore been authorized pursuant to Ordinance Number 82-45;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, pursuant to N.J.S.A. 40A:14-156.1 that the City Manager is hereby authorized to execute any agreements or documents necessary for participation in "Mutual Aid" programs.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
Algrant					
Forman					
Skurnick					
Cohen					
Hamer					

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

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

CITY OF ENGLEWOOD

RESOLUTION #021-01-08-13

AUTHORIZE THE CANCELLATION OF SMALL TAX BALANCES

WHEREAS, N.J.S.A. 40A:5-17.1 provides that a municipality may authorize the cancellation of tax delinquencies or overpayments of less than ten dollars ($10.00); and

WHEREAS, the Tax Collector would be the individual responsible to authorize such cancellation; and

WHEREAS, the Tax Collector would prepare a list of the property owners, block & lots along with the amount due or overpaid; and

WHEREAS, this list would be affixed to a resolution cancelling these balances which would each be less than $10.00;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the Tax Collector is hereby authorized to cancel delinquencies or refunds less than $10.00; and that a certified copy of this resolution be provided by the Municipal Clerk to the Tax Collector and the Chief Financial Officer.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
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Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #022-01-08-13

APPOINT PUBLIC AGENCY COMPLIANCE OFFICER

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, do hereby appoint Timothy Dacey as Public Agency Compliance Officer for the City of Englewood, for a one (1) Year Term commencing January 1, 2013 and terminating December 31, 2013.

BE IT FURTHER RESOLVED that the City Clerk is authorized to forward a certified copy of this resolution to the Department of Treasury, State Affirmative Action Office.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
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Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #023-01-08-13

APPOINT CITY SOLICITOR

WHEREAS, the City of Englewood requires professional legal services for the 2013 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 William J. Bailey, Esquire of Huntington Bailey LLP with offices at 373 Kinderkamack Road, Westwood, New Jersey 07675, pursuant to NJ.S.A. 19:44A-20.5 as other than a "Fair and Open" contract as defined therein; and

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

WHEREAS, the City Manager has determined that the value of this contract will exceed $17,500 in the 2013 operating year: and

WHEREAS, William J. Bailey, Esquire 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 William J. Bailey, Esquire to provide professional legal services at a rate of $150.00 per hour for services not covered by the retainer, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and William J. Bailey, Esquire for a period of one year beginning January 1, 2013 and ending December 31, 2013.

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.

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

CITY OF ENGLEWOOD

RESOLUTION #024-01-08-13

APPOINT CITY PHYSICIAN

WHEREAS, the City of Englewood is in need of the services of a City Physician on an as needed basis with compensation stipulated as follows for the specified services; and

- Respond to police calls for people who die without a physician in attendance ($200 per call).
- Respond to police calls for assistance in situations involving murder or suicide ($200 per call).
- Supervise and attend two flu clinics ($500 per day) and issue standing orders for the Public Health Nurse to administer vaccines to adults.
- Conduct pre-employment physicals at his office for the City. These physicals shall include a drug screening. ($200 per physical).
- Provide additional health services, as needed ($150 per hour).

WHEREAS, the City Manager has determined that the value of this contract will not exceed $3,000 in the 2013 operating year: and

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Englewood, Bergen County, State of New Jersey; that the following appointment, pursuant to P.L. 2004 c. 19, is confirmed commencing January 1, 2013 through December 31, 2013 and the City Manager is hereby authorized to execute the appropriate appointment letter and contract:

City Physician — Dr. Robert Adair

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
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Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #025-01-08-13

APPOINT MUNICIPAL AUDITOR

WHEREAS, the City of Englewood requires the services of a Municipal Auditor for the 2013 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 Wiss & Company, LLP with offices located at 485C Route 1 South, Suite 250, Iselin, NJ 08830, 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 2013 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 Wiss & Company, LLP to provide Municipal Auditor Services, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and Wiss & Company, LLP;

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

CITY OF ENGLEWOOD

RESOLUTION #026-01-08-13

APPOINT MUNICIPAL BOND COUNSEL

WHEREAS, the City of Englewood requires the services of professional bond counsel for the 2013 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 Carella, Byrne, Cecchi, Olstein, Brody & Agnello, P.C. with offices at 5 Becker Farm Road, Roseland, NJ 07068, 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 2013 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 Carella, Byrne, Cecchi, Olstein, Brody & Agnello, P.C.to provide professional bond 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 Carella, Byrne, Cecchi, Olstein, Brody & Agnello, P.C.;

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.

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

CITY OF ENGLEWOOD

RESOLUTION #027-01-08-13

REAPPOINTMENT OF CITY CLERK

WHEREAS, Lauren Vande Vaarst was appointed as City Clerk for the City of Englewood effective March 1, 2010 for a term of three (3) years pursuant to N.J.S.A. 40A:9-133;

WHEREAS, Lauren Vande Vaarst will have served as City Clerk and performed the duties of the City Clerk for not less than three (3) consecutive years as of March 1, 2013;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that Lauren Vande Vaarst is hereby reappointed as City Clerk for the City of Englewood effective March 1, 2013 and upon such reappointment shall have acquired tenure and shall hold office during good behavior and efficiency and compliance with the continuing education requirements set forth in N.J.S.A. 40A:9-133.10.

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

CITY OF ENGLEWOOD

RESOLUTION #028-01-08-13

APPOINTMENT OF CLASS III MEMBER – PLANNING BOARD

BE IT RESOLVED, by the City Council of the City of Englewood, Bergen County, State of New Jersey; that the following appointment is confirmed commencing January 1, 2013 and expiring December 31, 2013:

Class III Member – Planning Board Marc Forman

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
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Lauren P. Vande Vaarst, RMC
City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #029-01-08-13

APPOINTMENT OF MEMBERS – BOARD OF ADJUSTMENT

BE IT RESOLVED by the City Council of the City of Englewood that the following appointments of the Mayor are hereby confirmed:

BOARD OF ADJUSTMENT

Rosemary Byrne, 319 Audubon Road, reappointed to a four-year term commencing January 1, 2013 and expiring December 31, 2016.

Beverly Baker, 289 Oakwood Road, appointed to a two-year term as Alternate #1 commencing January 1, 2013 and expiring December 31, 2014.

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