

**CITY OF ENGLEWOOD**

**CITY COUNCIL MEETING**

**MUNICIPAL COURT 73 S. VAN BRUNT STREET**

**February 26, 2013 – 7:30 pm**

- A. CALL MEETING TO ORDER
- B. STATEMENT REGARDING OPEN PUBLIC MEETINGS ACT
- C. PLEDGE OF ALLEGIANCE
- D. RESOLUTION #048-02-26-13 Approve Minutes of Meetings
- E. RESOLUTION #049-02-26-13 Approve Bills and Claims
- F. OLD BUSINESS
- G. COMMUNICATIONS FROM THE MAYOR/COUNCIL MEMBERS
- H. COMMENTS FROM THE CITY MANAGER
- I. ORDINANCES - INTRODUCTION/FIRST READING:
- J. ORDINANCES - SECOND READING/ PUBLIC HEARING:

**Ordinance #13-01**

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL PROJECTS OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,900,000 THEREFOR, INCLUDING \$800,000 EXPECTED TO BE RECEIVED AS GRANTS, AND INCLUDING THE AGGREGATE SUM OF \$105,000 AS THE DOWN PAYMENT FOR THE IMPROVEMENT OR PURPOSES AND AUTHORIZING THE ISSUANCE OF \$1,995,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE COSTS THEREOF.

**Ordinance #13-02**

AN ORDINANCE OF THE CITY OF ENGLEWOOD, STATE OF NEW JERSEY RELATING TO MORTGAGED REAL PROPERTY; AMENDING THE CITY CODE OF THE CITY OF ENGLEWOOD, TO INCLUDE "REAL PROPERTY MORTGAGE REGISTRATION"; PROVIDING PURPOSE, INTENT, DEFINITIONS, AND APPLICABILITY, REQUIRING MORTGAGEE REGISTRATION RELATING TO REAL PROPERTY MORTGAGES IN DEFAULT; PROVIDING FOR THE FORM OF REGISTRATION; REQUIRING MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES, PROVIDING SECURITY REQUIREMENTS; PROHIBITING OBSTRUCTION OF CODE ENFORCEMENT OFFICERS; PROVIDING FOR IMMUNITY OF CODE ENFORCEMENT OFFICERS; PROVIDING FOR ADDITIONAL MAINTENANCE AND SECURITY REQUIREMENTS; PROVIDING SUPPLEMENTAL AUTHORITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY AND INTERPRETATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.

**Ordinance #13-03**

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL PROJECTS OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$904,350 THEREFOR ALONG WITH INSURANCE PROCEEDS OF \$230,000, AND INCLUDING \$34,000 AS THE DOWN PAYMENT FOR THE IMPROVEMENT OR PURPOSE AND AUTHORIZING THE ISSUANCE OF \$640,350 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE COSTS THEREOF

**K. PUBLIC COMMENT ON AGENDA ITEMS**

**L. RESOLUTIONS**

**Motion to Adopt Resolutions by Unanimous Consent**

- #050-02-26-13 2012 Reserve Budget Transfers
- #051-02-26-13 Rescind Shared Services Agreement with the Englewood Public School District to provide Information Technology Services
- #052-02-26-13 Award Professional Services Contract to Business Systems Unlimited, Inc to provide Information Technology Services
- #053-02-26-13 Resolution for a Zero Percent Tax Rate Increase in the 2013 Municipal Budget
- #054-02-26-13 Award of Contract for Appraisal Services for New Construction and Improvements for Added Assessments

#055-02-26-13 Award Professional Services Contract for Real Estate Appraiser to Defend the 2013 Tax Appeals filed with the Bergen County Board of Taxation  
#056-02-26-13 Authorize Execution of Settlement Agreement with Cross Creek Home Owners Association, Inc.  
#057-02-26-13 Authorize Conveyance of Public Land  
#058-02-26-13 Resolution Opposing Assembly Bill A-1196  
#059-02-26-13 Place -to- Place Transfer of Plenary Retail Consumption License  
#060-02-26-13 Confirm Endorsement of Center for Food Action Application for Bergen County Home Investment Partnerships-Security Deposit Assistance

**M. PUBLIC SESSION**

**N. CLOSED SESSION**

- Contract Negotiations

**O. ADJOURN**

**CITY OF ENGLEWOOD**

**RESOLUTION #048-02-26-13**

**RESOLUTION ACCEPTING MINUTES**

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

**COUNCIL MEETING**

January 29, 2013

**COUNCIL BUDGET MEETING**

February 6, 2013

February 20, 2013

**COUNCIL WORKSHOP SESSION**

February 12, 2013

**CLOSED SESSION**

January 29, 2013

<b>COUNCIL</b>	<b>MOTION</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<i>Algrant</i>					
<i>Forman</i>					
<i>Skurnick</i>					
<i>Cohen</i>					
<i>Hamer</i>					

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 #049-02-26-13

**APPROVE PAYMENT OF BILLS AND CLAIMS**

**WHEREAS**, The Chief Financial Officer has certified and submitted a consolidated bill and claims list for payment as well as a consolidated list of prepaid items. The prepaid items include emergency payments, wire transfers and regularly scheduled monthly payments that are paid between bill and claims list dates; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Englewood, that the bills and claims on the submitted lists are hereby approved for payment in the total amount of \$5,481,527.60.

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

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		PREPAID BILLS & CLAIMS	2/26/2013
Account Description	P.O.	Vendor Name	Amount
City Manager - Postage	21996	NEOPOST	3,010.00
City Manager - Postage	22210	NEOPOST	5,010.00
Statutory Expenditures -Dcrp Contributio	22208	CITY OF ENGLEWOOD	176.17
Statutory Expenditures -Dcrp Contributio	22209	CITY OF ENGLEWOOD	176.60
Municipal Court-Postage	13-00217	NEOPOST	3,000.00
School Taxes Payable	13-00282	ENGLEWOOD BOARD OF ED	4,112,107.08
10-18 VARIOUS ROAD IMPROVEMENTS	13-00169	UNITED WATER NEW JERSEY	87,000.00
Reserve - Tax Sale/Lien Redemption	22176	PAM INVESTORS	68,954.05
Reserve - E.E.D.C	00008009	E.E.D.C.	78,346.02
Reserve - E.E.D.C	00008009	E.E.D.C.	237.65-
Payroll Agency	21839	MARGUERITE SONSONE	807.13
Payroll Agency	21840	GERALD MARION	3,095.18
Payroll Agency	21997	THE EQUITABLE	16,217.76
Payroll Agency	22000	POLICE AND FIRE RETIREMEN	74,988.92
Payroll Agency	22201	TEAMSTERS LOCAL UNION #11	3,071.00
Payroll Agency	22202	THE EQUITABLE	15,617.76
Payroll Agency	22203	PRUDENTIAL RETIREMENT	500.36
Payroll Agency	22204	THE EQUITABLE	300.00
Payroll Agency	22205	CITY OF ENGLEWOOD	64,963.26
Payroll Agency	22206	CITY OF ENGLEWOOD	97.78
Payroll Agency	219972	ICMA	200.00
Payroll Agency	220002	PUBLIC EMP.RETIREMENT SYS	74,915.21
Payroll Agency	220003	POLICE AND FIRE RETIREMEN	125,733.30
Payroll Agency	222012	LOCAL #108 RWDSU	1,857.50
Payroll Agency	222013	IAFF #3260	3,240.00
Payroll Agency	222014	IAFF 3260	4,005.02
Payroll Agency	222016	PBA LOCAL #216 - DENTAL	6,082.02
Payroll Agency	222017	BERGEN COUNTY JABARI SOC.	300.00
Payroll Agency	222018	IAFF #3263	2,100.00
Payroll Agency	222019	PBA LOCAL #216	5,840.00
Payroll Agency	222022	ICMA	200.00
Payroll Agency	2220110	VISION SERVICE PLAN	464.86
Reserve Unemployment	21838	NJ DEPARTMENT OF LABOR	11,471.35
			<u>4,773,610.68</u>

**CITY OF ENGLEWOOD**

**BILLS & CLAIMS**

**2/26/2013**

Department/Account	P.O.	Vendor Name	Amount
City Manager - Office Supplies	21483	MILES KIMBALL	10.48
Human Resources - Printing & Binding	21487	SHARP BUSINESS SYSTEMS	9.22
City Clerk - Office Supplies	21483	MILES KIMBALL	10.48
City Clerk - Office Supplies	21636	MERIT TROPHIES & ENGRAVING	42.50
City Clerk - Office Equipment	12-02435	WELLS FARGO FIN. LEASING	368.50
Finance - Specialized Services	13-00067	PETE'S LOCK AND KEY	214.68
Legal - Specialized Services	12-02213	MCNERNEY & ASSOCIATES INC	600.00
Legal - Specialized Services	12-02213	MCNERNEY & ASSOCIATES INC	3,500.00
Legal - Specialized Services	12-02215	HELLRING LINDEMAN	275.00
Legal - Specialized Services	12-02220	HUNTINGTON BAILEY, LLP	7,942.73
Legal - Specialized Services	12-02220	HUNTINGTON BAILEY, LLP	7,057.27
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	1,405.16
Legal - Specialized Services	13-00285	HUNTINGTON BAILEY, LLP	586.66
Legal - Specialized Services	13-00285	HUNTINGTON BAILEY, LLP	700.95
Legal - Specialized Services	13-00285	HUNTINGTON BAILEY, LLP	905.00
Legal - Other City Attorney'S Fees	12-00131	Genova, Burns & Giantomasi	3,661.20
Community Dev - Advertising	13-00051	NORTH JERSEY MEDIA GROUP	1,235.30
Community Dev- S Dean Street Parking Lot	13-00023	ADVANCED SECURITY SYSTEMS	138.00
Community Dev- S Dean Street Parking Lot	13-00026	WONDER FIRE PROTECTION,INC	260.00
Community Dev- S Dean Street Parking Lot	13-00026	WONDER FIRE PROTECTION,INC	260.00
Community Dev- S Dean Street Parking Lot	13-00026	WONDER FIRE PROTECTION,INC	260.00
Community Dev- S Dean Street Parking Lot	13-00026	WONDER FIRE PROTECTION,INC	260.00
Community Dev - Meter Parts (City-Wide)	13-00043	POM INCORPORATED	400.37
Planning And Land Use - Specialized Serv	12-02342	MIRJANA TARABOCCHIA	1,875.00
Planning And Land Use - Specialized Serv	12-02342	MIRJANA TARABOCCHIA	1,875.00
Master Plan-Specialized Services	12-01024	RBA Group	729.38
Code Enforcement - Training Aids & Prgms	12-02360	TREASURER, STATE OF NEW JERS	300.00
Code Enforcement - Elevator Fees	13-00124	MUNICIPAL INSPECTION CORP	7,109.00
Police Dept - Vehicular Equipment	12-02382	MEARS MOTOR LEASING	70,321.69
Police Dept - Rent Machinery & Equipment	12-02387	MOBILE MINI	177.81
Fire Dept - Equipment Repair & Mainten	12-02005	FREMGEN'S POWER EQUIP.	340.00
Fire Dept - Equipment Repair & Mainten	12-02005	FREMGEN'S POWER EQUIP.	112.50
Fire Dept - Equipment Repair & Mainten	12-02012	FREMGEN'S POWER EQUIP.	95.00
Fire Dept - Equipment Repair & Mainten	12-02012	FREMGEN'S POWER EQUIP.	215.00
Road Repairs & Maint. - Other Equipment	12-02389	MITCHELL SIMON CO	12.99
Road Repairs & Maint. - Other Equipment	12-02389	MITCHELL SIMON CO	206.94
Road Repairs & Maint. - Other Equipment	13-00141	BOROUGH OF LEONIA	494.19
DPW Administration- Specialized Services	21790	DEER PARK WATER	53.99
DPW Administration - Office Supplies	21789	H.R. DIRECT	99.63
DPW Administration - Office Supplies	21789	H.R. DIRECT	99.63
DPW Administration-Training Aids & Prog.	12-02362	EXCAL VISUAL	1,106.75
Sewer Maint - Other Materials & Supplies	12-02282	CAMPBELL FOUNDRY COMPANY	540.00
Sewer Maint - Other Materials & Supplies	12-02298	CAMPBELL FOUNDRY COMPANY	140.00
Bldg & Grounds - Facilities Maint.	21806	MITCHELL SIMON CO	5.89
Bldg & Grounds - Facilities Maint.	21806	MITCHELL SIMON CO	12.99
Bldg & Grounds - Facilities Maint.	21806	MITCHELL SIMON CO	13.17
Bldg & Grounds - Facilities Maint.	21820	HORIZON PEST CONTROL	55.93
Bldg & Grounds - Facilities Maint.	13-00077	WESTERN PEST SERVICES	95.00
Construct. & Fac. Main Facilities Maint.	13-00162	HORIZON PEST CONTROL	461.95
Central Maint. Garage - Motor Fuel & Lub	21745	FCC ENVIRONMENTAL, LLC	60.00
Central Maint. Garage- Motor Veh. Part/A	21748	CLIFFSIDE BODY CORP	80.88
Health - Photo, Blueprint & Developing	12-01573	SHARP BUSINESS SYSTEMS	505.88
City Physician	13-00126	ROBERT A. ADAIR MD. P.A.	1,000.00

Recreation - Printing & Binding	12-02426	PASCACK PRESS	199.00
Recreation - Printing & Binding	12-02426	PASCACK PRESS	199.00
Recreation - Facilities Maintenance	12-02313	HEEREMA COMPANY	4,595.00
Recreation - Facilities Maintenance	12-02313	HEEREMA COMPANY	985.00
Recreation - Specialized Services	12-02392	SUBURBAN PROPANE	64.92
Recreation - Gas & Electric	13-00130	PSE&G CO	5,910.53
Recreation - New Program	12-02364	GOLDEN EAGLE ARCHERY ACAD	315.00
Recreation - Indoor Soccer	12-02439	SCORE SPORTS	459.66
Recreation - Indoor Soccer	12-02443	PASCACK VALLEY INDOOR SOCCEI	420.00
Recreation - Football	12-02032	THOMAS S. BOTTIGLIERI, D.O.	348.00
Library - Specialized Services	20291	VALLEY HEALTH MEDICAL GROUP	135.00
Library - Books & Other Publications	12-01744	WEST GROUP PAYMENT CENTER	286.00
Utilities -Water	12-00972	UNITED WATER NEW JERSEY	77.29
Utilities -Gas & Electric	12-00759	PUBLIC SERV.ELEC.& GAS CO	1,012.18
Bcua - Solid Waste Disposal	12-02380	GREENSKY INDUSTRIES	419.96
Municipal Court- Books & Publications	13-00053	GANN LAW BOOKS	305.00
Municipal Court- Translation/Interpreter	13-00056	A & A TRANSLATION	232.00
City Manager - Specialized Services	20290	NJ MOTOR VEHICLE COMM.	150.00
City Manager - Office Supplies	13-00143	STAPLES	5.03
City Manager - Memberships	13-00297	ICMA	1,320.00
City Manager - Office Equipment	13-00039	SHARP ELECTRONICS	158.51
Purchasing - Printing & Binding	13-00045	MGL PRINTING SOLUTIONS	370.00
Purchasing - Office Supplies	13-00143	STAPLES	10.26
Purchasing - Office Supplies	13-00143	STAPLES	110.96
Purchasing - Office Supplies	13-00143	STAPLES	14.69
Purchasing - Office Supplies	13-00143	STAPLES	2.36
Purchasing - Office Supplies	13-00156	STAPLES	2.15
Human Resources- Specialized Services	13-00278	ADP, INC.	1,860.00
Human Resources- Specialized Services	13-00278	ADP, INC.	558.00-
Human Resources - Office Supplies	13-00143	STAPLES	3.42
Mayor & Council - Office Supplies	13-00143	STAPLES	19.19
City Clerk - Advertising	13-00234	NORTH JERSEY MEDIA GROUP	120.96
City Clerk - Office Equipment - Service	13-00147	PETE'S LOCK AND KEY	500.00
City Clerk - Office Supplies	13-00046	STAPLES	9.43
City Clerk - Memberships	21640	MUNICIPAL CLERKS' ASS. OF NJ	100.00
City Clerk - Office Equipment	13-00241	WELLS FARGO FIN. LEASING	368.50
Finance - Specialized Services	13-00165	ADP, INC.	113.00
Finance - Specialized Services	13-00165	ADP, INC.	983.20
Finance - Specialized Services	13-00279	ADP, INC.	843.20
Finance - Specialized Services	13-00279	ADP, INC.	120.00-
Finance - Specialized Services	13-00279	ADP, INC.	100.00
Finance - Office Supplies	13-00046	STAPLES	41.02
Finance - Office Supplies	13-00142	RONALD AMORINO	32.09
Finance - Office Supplies	13-00143	STAPLES	73.37
Finance - Office Supplies	13-00156	STAPLES	148.35
Finance - Memberships	13-00128	RONALD AMORINO	50.00
Finance - Memberships	13-00129	TCTA OF NJ	100.00
Data Processing - Specialized Services	13-00070	TIME WARNER CABLE-BERGEN	12.85
Data Processing - Other Equipment	13-00034	BUSINESS SYSTEMS UNLIMITED	6,844.40
Tax Collector - Office Supplies	13-00046	STAPLES	101.28
Tax Collector - Office Supplies	13-00046	STAPLES	72.44-
Tax Collector - Meeting, Convention, Conf.	21488	PROFESSIONAL GOVERNMENT	90.00
Tax Collector - Office Equipment	13-00037	SHARP ELECTRONICS	158.25
Tax Assessor - Office Supplies	13-00046	STAPLES	1.06
Tax Assessor - Office Supplies	13-00046	STAPLES	18.80-

Tax Assessor - Office Supplies	13-00046	STAPLES	51.28
Tax Assessor - Office Supplies	13-00143	STAPLES	56.58
Tax Assessor - Meeting,Convention,Conf.	19119	MONMOUTH COUNTY ASSESS. ASS	60.00
Tax Assessor - Office Equipment	13-00042	SHARP ELECTRONICS	103.53
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	10,000.00
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	3,298.22
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	10,000.00
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	610.00
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	360.00
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	187.50
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	150.00
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	763.14
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	215.00
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	585.00
Legal - Specialized Services	13-00158	HUNTINGTON BAILEY, LLP	2,757.50
Legal - Specialized Services	13-00280	MCNERNEY & ASSOCIATES INC	3,500.00
Legal - Specialized Services	13-00280	MCNERNEY & ASSOCIATES INC	2,500.00
Legal - Specialized Services	13-00285	HUNTINGTON BAILEY, LLP	5,748.28
Legal - Specialized Services	13-00301	Genova, Burns & Giantomasi	2,712.99
Legal - Specialized Services	13-00301	Genova, Burns & Giantomasi	1,180.00
Legal - City Soliciter - Retainer	13-00159	HUNTINGTON BAILEY, LLP	14,000.00
Engineering Mgmt - City Contract	13-00286	KENNETH ALBERT ASSOCIATES	8,750.00
Engineering Mgmt - City Contract	13-00286	KENNETH ALBERT ASSOCIATES	8,750.00
Community Dev- S Dean Street Parking Lot	13-00023	ADVANCED SECURITY SYSTEMS	480.00
Community Dev- S Dean Street Parking Lot	13-00068	OTIS ELEVATOR CO.	808.95
Community Dev- S Dean Street Parking Lot	13-00069	SKIDATA INC	4,503.45
Community Dev- S Dean Street Parking Lot	13-00069	SKIDATA INC	1,630.00
Community Dev- S Dean Street Parking Lot	13-00145	WONDER FIRE PROTECTION,INC	260.00
Community Dev- S Dean Street Parking Lot	13-00304	UNITED WATER NEW JERSEY	24.14
Code Enforcement - Office Equipment	13-00040	SHARP ELECTRONICS	158.51
General Insurance	13-00283	GARDEN STATE MUNICIPAL	973.00
Workers Compensation	19861	THE PMA INSURANCE GROUP	6,297.50
Workers Compensation	13-00232	NJ CASUALTY INS. CO.	2,816.00
Workers Compensation	13-00284	GARDEN STATE MUNICIPAL	16,925.81
Police Dept - Printing & Binding	13-00151	CURRY COPY CENTER	725.50
Police Deptt - Vehicular Repair & Maint.	13-00140	APROPOS, LLC	302.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	544.40
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	585.40
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	233.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	170.39
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	134.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	1,795.68
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	134.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	265.74
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	45.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	293.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	129.78
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	581.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	184.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	185.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	742.92
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	194.00

Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	259.64
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	409.92
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	142.64
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	45.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	545.40
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	483.50
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	194.00
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	102.42
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	465.42
Police Deptt - Vehicular Repair & Maint.	13-00149	S & H AUTO REPAIR	35.00
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	139.16
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	105.00
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	122.42
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	400.00
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	139.16
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	182.37
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	304.79
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	140.66
Police Deptt - Vehicular Repair & Maint.	13-00154	GOODYEAR AUTO SERVICE CTR	140.66
Police Dept - Office Equipment - Service	22029	SAFE SHREDDING, LLC	94.50
Police Dept - Other Contractual Service	13-00146	SWIFTRREACH NETWORKS, INC.	430.00
Police Dept - Other Contractual Service	13-00148	G.T.B.M. INC.	6,278.12
Police Dept - Other Contractual Service	13-00155	MOBILE MINI	177.81
Police Dept - Uniforms & Accessories	22028	VINDAN, INC.	130.00
Police Dept - Memberships	22027	IACP	120.00
Police Dept - Memberships	13-00025	BERGEN COUNTY POL. CHIEFS	350.00
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	1,014.50
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	1,441.87
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	1,010.42
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	1,919.48
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	661.60
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	1,791.82
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	778.65
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	1,913.45
Police Dept - Motor Fuel & Lubricants	13-00138	RACHLES/MICHELES CO.	1,425.70
Police Dept - Motor Fuel & Lubricants	13-00204	CIRCLE AUTO SERVICE INC.	176.07
Police Dept - Other Materials & Supplies	13-00035	WTH TECHNOLOGY, INC.	2,030.00
Police Dept- Equipment Repair & Maint.	13-00137	Allan Briteway	584.51
Police Dept- Equipment Repair & Maint.	13-00137	Allan Briteway	311.51
Police Dept- Equipment Repair & Maint.	13-00137	Allan Briteway	524.00
Police Dept- Equipment Repair & Maint.	13-00137	Allan Briteway	1,179.00
Police Dept- Equipment Repair & Maint.	13-00152	Allan Briteway	2,949.81
Police Dept - Chemicals & Gases	13-00139	AGL INHALATION THERAPY CO	408.20
Police Dept - Chemicals & Gases	13-00150	DRAEGER SAFETY DIAGNOSTICS	152.50
Police Dept - Detectives' Expense	22026	DASH MEDICAL GLOVES	79.90
Road Repairs & Maint.- Road Materials/Su	21825	SILVER MASON SUPPLY	147.75
DPW Administration- Specialized Services	21800	DEER PARK WATER	53.99
DPW Administration- Specialized Services	13-00164	ADP, INC.	509.67
DPW Administration - Office Supplies	13-00108	RADIO SHACK	299.99
DPW Administration - Office Equipment	13-00038	SHARP ELECTRONICS	158.51

Sewer Maint- Uniforms & Accessories	13-00233	WILLIS HENDRIX	500.00
Park Maint - General Hardware & Tools	21824	EDROY JENKINS	113.37
Bldg & Grounds - Facilities Maint.	13-00144	WESTERN PEST SERVICES	95.00
Bldg & Grounds - Specialized Services	13-00058	ADVANCED SECURITY SYSTEMS	480.00
Central Maint. Garage - General Hw & Too	21716	UNITED MOTOR PARTS, INC.	75.46
Central Maint. Garage - General Hw & Too	21720	UNITED MOTOR PARTS, INC.	133.87
Central Maint. Garage- Motor Veh. Part/A	21701	UNITED MOTOR PARTS, INC.	63.87
Central Maint. Garage- Motor Veh. Part/A	21701	UNITED MOTOR PARTS, INC.	18.23
Central Maint. Garage- Motor Veh. Part/A	21704	UNITED MOTOR PARTS, INC.	37.13
Central Maint. Garage- Motor Veh. Part/A	21704	UNITED MOTOR PARTS, INC.	9.60
Central Maint. Garage- Motor Veh. Part/A	21705	UNITED MOTOR PARTS, INC.	159.27
Central Maint. Garage- Motor Veh. Part/A	21706	UNITED MOTOR PARTS, INC.	18.54
Central Maint. Garage- Motor Veh. Part/A	21706	UNITED MOTOR PARTS, INC.	80.14
Central Maint. Garage- Motor Veh. Part/A	21706	UNITED MOTOR PARTS, INC.	25.76
Central Maint. Garage- Motor Veh. Part/A	21707	UNITED MOTOR PARTS, INC.	74.75
Central Maint. Garage- Motor Veh. Part/A	21707	UNITED MOTOR PARTS, INC.	55.16
Central Maint. Garage- Motor Veh. Part/A	21709	BEYER BROS. CORP.	69.89
Central Maint. Garage- Motor Veh. Part/A	21710	UNITED MOTOR PARTS, INC.	45.46
Central Maint. Garage- Motor Veh. Part/A	21710	UNITED MOTOR PARTS, INC.	45.54
Central Maint. Garage- Motor Veh. Part/A	21711	UNITED MOTOR PARTS, INC.	114.30
Central Maint. Garage- Motor Veh. Part/A	21711	UNITED MOTOR PARTS, INC.	34.50
Central Maint. Garage- Motor Veh. Part/A	21712	SANITATION EQUIP. CORP.	42.00
Central Maint. Garage- Motor Veh. Part/A	21714	BEYER BROS. CORP.	114.34
Central Maint. Garage- Motor Veh. Part/A	21715	UNITED MOTOR PARTS, INC.	90.90
Central Maint. Garage- Motor Veh. Part/A	21715	UNITED MOTOR PARTS, INC.	2.32
Central Maint. Garage- Motor Veh. Part/A	21715	UNITED MOTOR PARTS, INC.	10.97
Central Maint. Garage- Motor Veh. Part/A	21719	UNITED MOTOR PARTS, INC.	153.20
Central Maint. Garage- Motor Veh. Part/A	21721	UNITED MOTOR PARTS, INC.	38.25
Central Maint. Garage- Motor Veh. Part/A	21721	UNITED MOTOR PARTS, INC.	79.80
Central Maint. Garage- Motor Veh. Part/A	21722	UNITED MOTOR PARTS, INC.	45.20
Central Maint. Garage- Motor Veh. Part/A	21722	UNITED MOTOR PARTS, INC.	62.59
Central Maint. Garage- Motor Veh. Part/A	21723	AUTOMOTIVE BRAKE CO	41.94
Central Maint. Garage- Motor Veh. Part/A	21723	AUTOMOTIVE BRAKE CO	79.50
Central Maint. Garage- Motor Veh. Part/A	21736	UNITED MOTOR PARTS, INC.	68.28
Central Maint. Garage- Motor Veh. Part/A	21736	UNITED MOTOR PARTS, INC.	53.97
Central Maint. Garage- Motor Veh. Part/A	21736	UNITED MOTOR PARTS, INC.	53.97-
Central Maint. Garage- Motor Veh. Part/A	21740	UNITED MOTOR PARTS, INC.	128.68
Central Maint. Garage- Motor Veh. Part/A	21746	BEYER BROS. CORP.	52.37
Central Maint. Garage- Motor Veh. Part/A	21746	BEYER BROS. CORP.	105.95
Central Maint. Garage- Motor Veh. Part/A	21746	BEYER BROS. CORP.	57.58-
Central Maint. Garage- Motor Veh. Part/A	21821	AUTOMOTIVE BRAKE CO	79.95
Central Maint. Garage- Motor Veh. Part/A	21821	AUTOMOTIVE BRAKE CO	20.10
Health - Contractual Services	21921	SAFE SHREDDING, LLC	50.00
Health - Postage	21916	FEDEX	57.48
Health - Printing & Binding	21917	PERFECTION PRINTING	40.00
Health - Printing & Binding	13-00166	PERFECTION PRINTING	215.00
Health - Specialized Services	13-00029	JOHN KANG	300.00
Health - Office Supplies	21910	STAPLES	16.79
Health - Office Supplies	21910	STAPLES	1.02
Health - Office Supplies	21910	STAPLES	28.33
Health - Office Supplies	13-00125	MGL PRINTING SOLUTIONS	630.00
Health - Office Supplies	13-00125	MGL PRINTING SOLUTIONS	98.00
Health - Office Supplies	13-00125	MGL PRINTING SOLUTIONS	42.00
Health - Office Supplies	13-00125	MGL PRINTING SOLUTIONS	179.00
Health - Training Aids & Programs	21924	NJEHA	55.00

Health - Training Aids & Programs	13-00028	NJEHA	500.00
Health - Training Aids & Programs	13-00167	AFS CONSULTING LLC	525.00
Health - Memberships	21911	BCHOS	15.00
Health - Other Materials & Supplies	21915	TREASURER, STATE OF NJ	80.00
Health - Other Materials & Supplies	13-00157	BUSINESS SYSTEMS UNLIMITED	570.98
Health - Food & Drugs	21919	GLASS GARDENS, INC.	5.00
Health - Photo, Blueprint & Developing	13-00033	WELLS FARGO FIN. LEASING	575.36
Health - Adolescent Health	21910	STAPLES	97.57
Health - Adolescent Health	21919	GLASS GARDENS, INC.	24.01
Health - Adolescent Health	21919	GLASS GARDENS, INC.	39.88
Health - Adolescent Health	13-00136	LISSETTE MARRERO	1,050.00
Recreation - Office Equipment	13-00041	SHARP ELECTRONICS	158.51
Recreation - Gas & Electric	13-00235	PUBLIC SERV.ELEC.& GAS CO	8,011.02
Recreation - Gas & Electric	13-00300	PUBLIC SERV.ELEC.& GAS CO	3,167.02
Recreation - Janitorial/Laundry Service	21940	BUBBLE DREAMS	39.00
Recreation - New Program	13-00227	CORRY FIELDS	1,080.00
Recreation - Sunfun	13-00060	CLUB GETAWAY	6,175.50
Recreation - Football	13-00016	MERIT TROPHIES & ENGRAVING	643.03
Recreation - Boys Basketball	21939	BUBBLE DREAMS	39.00
Library - Specialized Services	13-00163	Genova, Burns & Giantomasi	5,606.20
Library - Specialized Services	13-00302	Genova, Burns & Giantomasi	700.00
Utilities -Street Lighting -	13-00047	PUBLIC SERV.ELEC.& GAS CO	65,572.55
Utilities -Telephone & Communications	13-00295	SPECTROTEL	11,228.27
Utilities -Water	13-00049	UNITED WATER NEW JERSEY	1,709.12
Utilities -Water	13-00293	UNITED WATER NEW JERSEY	776.07
Utilities -Gas & Electric	13-00082	PUBLIC SERV.ELEC.& GAS CO	19,330.37
Utilities -Gas & Electric	13-00298	HESS CORPORATION	1,531.65
Utilities -Gas & Electric	13-00298	HESS CORPORATION	1,340.12
Utilities -Gas & Electric	13-00298	HESS CORPORATION	5.93
Utilities -Gas & Electric	13-00298	HESS CORPORATION	101.16
Utilities -Gas & Electric	13-00298	HESS CORPORATION	164.71
Utilities -Gas & Electric	13-00298	HESS CORPORATION	1,916.94
Utilities -Gas & Electric	13-00298	HESS CORPORATION	4,007.75
Utilities -Gas & Electric	13-00298	HESS CORPORATION	641.92
Utilities -Gas & Electric	13-00298	HESS CORPORATION	152.12
Utilities -Gas & Electric	13-00298	HESS CORPORATION	16.40
Utilities -Gas & Electric	13-00298	HESS CORPORATION	73.87
Utilities -Gas & Electric	13-00298	HESS CORPORATION	3,650.49
Utilities -Gas & Electric	13-00299	PUBLIC SERV.ELEC.& GAS CO	2,676.80
Utilities -Fire Hydrants	13-00048	UNITED WATER NEW JERSEY	29,702.50
Municipal Court- Books & Publications	13-00054	NEW JERSEY LAW JOURNAL	475.00
Municipal Court- Rent Machinery & Equip.	13-00215	DE LAGE LANDEN	158.50
Municipal Court- Rent Machinery & Equip.	13-00215	DE LAGE LANDEN	158.50
01-12 VARIOUS MUNICIPAL BLDG IMPROV	11-00593	GOTTHOLD PAVING, LLC	3,200.00
03-15 NORDHOFF PLACE & S. VAN BRUNT	12-02410	S. PARKER HARDWARE	1,333.59
06-08 DRAINAGE & RAMPS @ FOREST/DEAN	12-02325	B. Puntasecca Contractors, Inc	12,960.00
07-01 CITY WIDE METER REPLACEMENT	13-00044	POM INCORPORATED	28,078.60
11-10 ROAD Reconstruction/Replacement	13-00288	KENNETH ALBERT ASSOCIATES	2,896.00
2012 Road Improvement Program (a)	12-02341	NEW PRINCE CONCRETE CONST	29,302.87
Reconstruct Various Rds (b)	12-01431	NEW PRINCE CONCRETE CONST	9,000.00
Reconstruct Various Rds (b)	13-00287	KENNETH ALBERT ASSOCIATES	3,082.00
REFUNDING ORDINANCE #12-23 RE: APPEALS	22177	REEVE & VAN HORNE	40,017.76
REFUNDING ORDINANCE #12-23 RE: APPEALS	22178	ALBERT BUZZETTI & ASSOC.	3,128.94
REFUNDING ORDINANCE #12-23 RE: APPEALS	22179	THOMAS L. MURPHY ESQ	8,577.09
REFUNDING ORDINANCE #12-23 RE: APPEALS	22180	THOMAS L. MURPHY ESQ	8,407.27

REFUNDING ORDINANCE #12-23 RE: APPEALS	22181	DANIEL G. KEOUGH, TRUSTEE	2,749.26
REFUNDING ORDINANCE #12-23 RE: APPEALS	22182	PHYLLIS WEISS	5,221.92
REFUNDING ORDINANCE #12-23 RE: APPEALS	13-00127	GLUCK, WALRATH & LANCIANO	13,589.58
REFUNDING ORDINANCE #12-23 RE: APPEALS	13-00290	GLUCK, WALRATH & LANCIANO	759.05
Reserve - Road Repairs	801393	J.A. ALEXANDER, INC.	28,800.00
Operation Of Shuttle Bus Svce	20940	JOHN TROUPE	106.09
Operation Of Shuttle Bus Svce	20941	UNITED MOTOR PARTS, INC.	20.30
Operation Of Shuttle Bus Svce	20941	UNITED MOTOR PARTS, INC.	49.49
Public Health Priority Fund	12-01949	POSITIVE PROMOTIONS	179.00
Public Health Priority Fund	12-01949	POSITIVE PROMOTIONS	20.95
Special Dep Confiscated Funds	12-02402	Arcari & Iovino Architects	760.60
Special Deposit- Trolley Shuttle Service	20942	UNITED MOTOR PARTS, INC.	81.07
Special Deposit- Trolley Shuttle Service	20943	MITCHELL SIMON CO	34.98
Special Deposit- Trolley Shuttle Service	20943	MITCHELL SIMON CO	1.38
COAH Fees	13-00161	THE BUZAK LAW GROUP, LLC	9,026.00
COAH Fees	13-00161	THE BUZAK LAW GROUP, LLC	1,650.00
COAH Fees	13-00277	THE BUZAK LAW GROUP, LLC	5,250.00
Reserve - E.E.D.C	13-00168	VERIZON	65.00
Payroll Agency	19571	THE EQUITABLE	13,194.68
Payroll Agency	20696	TEAMSTERS LOCAL UNION #11	3,086.25
Payroll Agency	206966	LOCAL #108 RWDSU	1,832.00
Payroll Agency	216528	IAFF #3260	2,160.50
DOG FUND LICENSES - CITY	21920	NJ DEPT.OF HEALTH & SR.SE	454.80

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707,916.92

**CITY OF ENGLEWOOD**

**ORDINANCE #13-01**

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL PROJECTS OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,900,000 THEREFOR, INCLUDING \$800,000 EXPECTED TO BE RECEIVED AS GRANTS, AND INCLUDING THE AGGREGATE SUM OF \$105,000 AS THE DOWN PAYMENT FOR THE IMPROVEMENT OR PURPOSES AND AUTHORIZING THE ISSUANCE OF \$1,995,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE COSTS THEREOF.**

**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 improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Englewood, New Jersey, as a general improvement. For the improvement or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for the improvement or purposes, such sums amounting in the aggregate to \$2,900,000 including \$800,000 expected to be received as grants, and including the aggregate sum of \$105,000 as the down payment for the improvement or purposes. The down payment is now available for capital improvement purposes in the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,995,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, 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 improvement hereby authorized and the several purposes for which the bonds are to be issued, the estimated costs of the improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for the improvement and the period of usefulness of the improvement are as follows, and are more particularly described in the plans and specifications on file with the City, which plans and specifications are hereby approved, including all work, materials and all else necessary therefor and incidental thereto:

Improvement or Purpose	Appropriation & Estimated Cost	Maximum Amount of Bonds or Notes	Useful Life
Overpeck Creek Channel Wall Replacement	\$2,900,000	\$1,995,000	15

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 bond anticipation 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 the bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time 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 bond anticipation 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 bond anticipation notes sold, the price obtained, and the name of the purchaser.

Section 5. The capital budget of the City of Englewood is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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. Any grants received by the City for any purpose set forth in Section 3 hereof, including but not limited to, Bergen County Community Development Grants, are hereby appropriated for said purpose set forth in Section 3 hereof and shall be applicable either to the direct payment of the cost of such purpose or to the payment or reduction of the obligations issued or authorized herein. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 7. The following additional matters are hereby determined, declared, recited, and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes that 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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof, within the limitations of the Local Bond Law, is 15 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 bond anticipation notes provided in this bond ordinance by \$1,995,000. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$250,000 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 purposes or improvements.

Section 8. The full faith and credit of the City are 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. This bond ordinance shall take effect 20 days after publication thereof after final adoption, as provided by the Local Bond Law.

**ORDINANCE #13-01**

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL PROJECTS OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,900,000 THEREFOR, INCLUDING \$800,000 EXPECTED TO BE RECEIVED AS GRANTS, AND INCLUDING THE AGGREGATE SUM OF \$105,000 AS THE DOWN PAYMENT FOR THE IMPROVEMENT OR PURPOSES AND AUTHORIZING THE ISSUANCE OF \$1,995,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE COSTS THEREOF.**

**RECORD OF VOTE**

FIRST READING DATE: February 12, 2013

COUNCIL	MOTION	VOTE
Algrant		Y
Forman		Y
Skurnick	X	Y
Cohen		Y
Hamer		Y

DATE PUBLISHED IN THE RECORD: February 15, 2013

DATES PUBLIC HEARINGS HELD: February 26, 2013

DATE SECOND READING HELD: February 26, 2013

COUNCIL	MOTION	OPEN	MOTION	CLOSE	MOTION	ADOPT
Algrant						
Forman						
Skurnick						
Cohen						
Hamer						

Y=YES      N=OPPOSED      A=ABSTAINED      AB=ABSENT

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PRESENTED TO MAYOR:

APPROVED \_\_\_\_\_

REJECTED \_\_\_\_\_ (VETO)

\_\_\_\_\_  
MAYOR FRANK HUTTLE III

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

\_\_\_\_\_  
Lauren P. Vande Vaarst, RMC  
City Clerk

## CITY OF ENGLEWOOD

### ORDINANCE #13-02

**AN ORDINANCE OF THE CITY OF ENGLEWOOD, STATE OF NEW JERSEY RELATING TO MORTGAGED REAL PROPERTY; AMENDING THE CITY CODE OF THE CITY OF ENGLEWOOD, TO INCLUDE "REAL PROPERTY MORTGAGE REGISTRATION"; PROVIDING PURPOSE, INTENT, DEFINITIONS, AND APPLICABILITY, REQUIRING MORTGAGEE REGISTRATION RELATING TO REAL PROPERTY MORTGAGES IN DEFAULT; PROVIDING FOR THE FORM OF REGISTRATION; REQUIRING MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES, PROVIDING SECURITY REQUIREMENTS; PROHIBITING OBSTRUCTION OF CODE ENFORCEMENT OFFICERS; PROVIDING FOR IMMUNITY OF CODE ENFORCEMENT OFFICERS; PROVIDING FOR ADDITIONAL MAINTENANCE AND SECURITY REQUIREMENTS; PROVIDING SUPPLEMENTAL AUTHORITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND INTERPRETATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.**

**WHEREAS**, the mortgage foreclosure crisis has serious negative implications for all communities trying to manage the resulting vacant properties, increases in crime, homelessness, and other problems that stem from family financial crisis; and

**WHEREAS**, the City of Englewood has determined local codes must be adopted to mitigate the negative impact of foreclosures; and

**WHEREAS**, vacant foreclosed homes quickly become nuisances, grass and weeds grow, swimming pools become stagnant, public health hazards, landscaping either dies or grows out of control, windows are broken, and exteriors suffer damage from normal wear-and-tear and vandalism, thus resulting in loss of property value on neighboring residences then on neighborhoods, and ultimately the entire community; and

**WHEREAS**, property maintenance codes to regulate community standards for the interior and exterior condition of structures have been adopted; and

**WHEREAS**, registration requires the personal contact information of the owner or other responsible party who may be personally liable for any violation of codes when such person is or was the person owning or managing, controlling, or acting as agent in regard to buildings or premises; and

**WHEREAS**, most mortgages contain clauses allowing mortgagees to enter onto the mortgaged property and prevent waste, damage and correct or abate nuisances; and

**WHEREAS**, in the absence of the owner of the property, it is appropriate for the City of Englewood to expect and demand, the mortgagee exercise their powers and be responsible to inspect and maintain the mortgaged property if it is abandoned or vacant while the owner is default on the mortgage; and

**WHEREAS**, the City of Englewood finds that neighborhoods should be protected from becoming blighted through the lack of adequate maintenance and security of abandoned and vacant properties subject to mortgages that are in default; and

**WHEREAS**, the City of Englewood finds that the mortgagee's registration of abandoned and vacant real property, or property subject to a mortgage which is in default, will establish a contact person for the City of Englewood to address concerns regarding the maintenance and security of the property; and

**WHEREAS**, the City of Englewood finds that it is in the public interest to address safety and aesthetic concerns and the economic order of the City of Englewood to assure that property subject to a mortgage in default or foreclosure will continue to be maintained and secured and that blight will not occur.

**NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ENGLEWOOD, THAT:**

**SECTION 1.** The above recitals are true and correct and by this reference are incorporated herein and made an integral part hereof.

**SECTION 2.** The City Code of the City of Englewood is hereby amended to include "Mortgaged Real Property Registration" to read as follows:

### **MORTGAGED REAL PROPERTY REGISTRATION**

**1. Purpose and intent:** It is the purpose and intent of this chapter to establish a process to mitigate the amount of deteriorating property located within the City of Englewood, for which is in default and vacant, for which a public notice of default has been filed regardless of occupancy, is in foreclosure, or where ownership has been transferred to lender or mortgagee by any legal method. It is further intended to establish a registration program as a mechanism to protect neighborhoods from becoming blighted through the lack of adequate maintenance of abandoned and vacated properties subject to a mortgage or properties subject to mortgages that are in default.

**2. Definitions.** The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them, except where the context clearly indicates a different meaning. Where the context will permit and no definitions are provided herein, the definitions provided in the State of New Jersey Building Code shall apply.

**Abandoned real property** means any real property that is vacant and/or is under a current notice of default, notice of mortgagee's sale, pending tax assessor's lien sale and/or properties that have been the subject of a foreclosure sale where title is retained by the beneficiary of a mortgage involved in the foreclosure, and any properties transferred under a deed-in-lieu of foreclosure sale, a short sale or any other legal means.

**Accessible property** means a property that is accessible through a compromised/breached gate, fence, wall, etc.

**Accessible structure** means a structure/building that is unsecured and/or breached in such a way as to allow access to the interior space by unauthorized persons.

**Default** means mortgagee declares said mortgage to be in default either in writing, by recording a lis pendens, or by its actions, or commences foreclosure proceedings.

**Enforcement officer** means any fulltime law enforcement officer, building official, fire inspector or code enforcement officer employed by, contracted for, or servicing the City of Englewood.

**Evidence of vacancy** means any condition that on its own, or combined with other conditions present would lead a reasonable person to believe that the property is vacant. Such conditions may include, but not be limited to, overgrown and/or dead vegetation, electricity, water or other utilities turned off, stagnant swimming pool, statements by neighbors, passers-by, delivery agents or government agents, among other evidence.

**Foreclosure** means the judicial process by which a property, placed as security for a mortgage loan, after a judicial process, is to be sold at an auction to satisfy a debt upon which the borrower has defaulted.

**Local Property Manager** means an individual property manager, property management company, property maintenance company or similar entity located within Bergen County, designated by the owner or mortgagee which is responsible for the maintenance of abandoned real property.

**Public property** means canals, all waterways, lands and improvements owned by governmental body or any governmental agency including but not limited to easements and rights-of-way, but excluding the campus of any institution of the state university system.

**Residential building** means any improved real property, or portion thereof, situated in the city, designed or permitted to be used for dwelling purposes, and shall include the buildings and structures located on such improved real property.

**Vacant** means any building or structure that is not lawfully occupied or inhabited by human beings.

3. **Applicability.** This ordinance relates to abandoned and vacant property and to property subject to a mortgage that has been determined by the mortgagee to be in default. This chapter shall be considered cumulative and is not superseding or subject to any other law or provision for same, but shall rather be an additional remedy available to the city above and beyond any other state, county and/or local provisions for same. This ordinance shall apply retroactively with an effective date of January 1, 2012.

4. **Penalties.** Any person who shall violate the provisions of this chapter shall, upon conviction be subject to the penalties and provisions of Chapter 317, Article XIII, sections 317-79 through 317-81. In addition, any violation of this section may be enforced by the City Code Official.

5. **Registration of real property mortgagee holding mortgages in default.**

(a) Any mortgagee who holds a mortgage on real property located within the City of Englewood shall perform an inspection of the property that is the security for the mortgage, upon default by the mortgagor, or issuance of a notice of default. If the property is found to be vacant or shows evidence of vacancy, it shall be deemed abandoned and the mortgagee shall, within ten (10) days of the inspection, register the property with the Code Compliance Official, designee, or other authorized representative, on forms provided by the City of Englewood. A registration is required for each vacant property.

(b) If the property is occupied but remains in default, it shall be inspected by the mortgagee or his designee monthly until (1) the mortgagor or other party remedies the default, or (2) it is found to be vacant or shows evidence of vacancy at which time it is deemed abandoned, and the mortgagee shall, within (10) days of that inspection, register the property with the Code Compliance Official, his/her designee, or City authorized representative, electronically via the City or other designated website or on forms provided by the City of Englewood.

(c) Within ten (10) days of the date the mortgagee declares its mortgage to be in default through public notice or recordation, the mortgagee shall register the real property with the City or its designee and, at the time of registration, shall designate in writing a local property manager to inspect, maintain and secure the real property subject to the mortgage in default.

(d) **Registration.** Registration pursuant to this section shall contain at a minimum the name of the mortgagee and servicer along with the corresponding mailing addresses of both mortgagee/servicer, e-mail addresses, and telephone numbers and name of the local property manager and said person's address, e-mail address, and telephone number. The local property manager shall be responsible to inspect, secure and maintain the property. The property manager named in the registration shall be

located within Bergen County and available to be contacted Monday through Friday between 9:00 a.m. and 5:00 p.m., holidays and lunch hours excepted. If the subject of the registration is investor or bank owned, the registration shall contain at the minimum the name of the owner, the mailing address of the owner, email address, and telephone number, asset manager along with the property manager.

(e) An annual registration fee to be determined by resolution or administrative order, per property shall accompany the registration or a modification of registration. There is no fee for modifying contact information if the organizational information remains the same and within the one (1) year of the last registration payment. The City of Englewood may assign and delegate the collection of such fee to an independent contractor, as noted on the registration form.

(f) This section shall also apply to properties that have been the subject of a foreclosure sale where title is transferred to a beneficiary of a mortgage involved in the foreclosure and any properties transferred to the mortgagee under a deed in lieu of foreclosure/sale.

(g) Any person or other legal entity that has registered a property under this ordinance must report any change of information contained in the registration within ten (10) days of the change.

(h) Properties subject to this section shall remain under the annual registration requirement, inspection, security, and maintenance standards of this section as long as they remain vacant or subject to having been declared by a mortgagee to be in default.

(i) Failure of the mortgagee and/or property owner of record to properly register or to revise from time to time the registration to reflect a change of circumstances as required by this ordinance is a violation of the codes of the City of Englewood and may result in a citation by the code compliance division. Pursuant to a finding and determination by the Code Official that any property is in violation of City ordinances, the City of Englewood may take the necessary action to ensure compliance with its ordinance and place a lien/s on the property for the cost of the work performed to benefit the property and to bring it into compliance, which lien may be **assigned** to either the entity that performs the work or arranges to have the work performed.

(j) At such time that the property becomes abandoned the mortgagee shall submit a No Trespass Affidavit with the Code Official and/or assignee.

## **6. Maintenance requirements.**

(a) Properties subject to this ordinance shall be kept free of weeds, overgrown brush, dead vegetation, trash, junk, debris, building materials, any accumulation of newspapers, circulars, flyers, notices, except those required by federal, state, or local law, discarded personal items including, but not limited to, furniture, clothing, large and small appliances, or any other items that give the appearance that the property is abandoned or not being properly maintained. Weeds, overgrown brush or dead vegetation over the height limitations imposed by the City of Englewood's Codes are prohibited.

(b) The property shall be maintained free of graffiti or similar markings by removal or painting over with an exterior grade paint that matches the color of the exterior structure. Yards shall be landscaped and maintained pursuant to the standards set forth in the code. Landscaping shall include, but not be limited to, grass, ground cover, bushes, shrubs, hedges or similar plantings, decorative rock or bark or artificial turf/sod designed specifically for residential, commercial or industrial installation, as applicable. Landscaping shall not include weeds, gravel, broken concrete, asphalt or similar material.

(c) Maintenance shall include, but not be limited to, watering, irrigation, cutting and mowing of required landscape and removal of all trimmings and weeds.

(d) Pools and spas shall be kept in working order so that pool and spa water remains free and clear of pollutants and debris. Pools and spas shall comply with the enclosure requirements of the City of Englewood Codes and the State of New Jersey Building Code.

(e) Failure of the mortgagee and/or property owner of record to properly maintain the property is a violation of the code of ordinances of the City of Englewood and may result in the issuance of a citation by the code compliance division. Pursuant to a finding and determination by the Code Official may take the necessary action to ensure compliance with its ordinances and place a lien/s on the property and assign it as provided herein.

## **7. Security requirements.**

(a) Properties subject to this ordinance shall be maintained in a secure manner so as not to be accessible to unauthorized persons.

(b) A "secure manner" shall include, but not be limited to, the closure and locking of windows, doors, gates and other openings of such size that may allow a child or adult to access the interior of the property and/or structure. Broken windows shall be secured by reglazing or boarding.

(c) If a mortgage on the property is in default on the property and has become vacant or abandoned, a local property manager shall be designated by the mortgagee to perform the work necessary to bring the property into compliance with the code of ordinances and the local property manager must perform weekly inspections to verify compliance with the requirements of this section, and any other applicable laws or ordinances of the City of Englewood.

(d) When the property becomes vacant or abandoned, it shall be posted with the name and twenty four (24) hour contact telephone number of the local property manager. The posting shall be no less than 18 inches x 24 inches, and shall be of a font that is legible from a distance of 45 feet. The posting shall contain the following language: **THIS PROPERTY IS MANAGED BY (Name of Local Property Manager). TO REPORT PROBLEMS OR CONCERNS CALL (Telephone number of Local Property Manager).**

(e) The posting shall be placed on the interior of a window facing the street to the front of the property so that it is visible from the street, or secured to the exterior of the building/structure facing the street to the front of the property so that it is visible from the street or if no such area exists, on a stake of sufficient size to support the posing in a location that is at all times visual from the street to the front of the property but not readily accessible to vandals. Exterior posting shall be constructed of and printed with weather-resistant materials.

(f) The local property manager shall inspect the property on a bi-weekly basis to ensure that the property is in compliance with this section. Upon the request of the City of Englewood, or its authorized representative, the local property manager shall provide a copy of the inspection reports to the Code Compliance Division.

(g) Failure of the mortgagee and/or property owner of record to properly inspect and secure the property, and post and maintain the signage noted in this section, is a violation of this ordinance and shall result in the issuance of a Notice of Violation by a code compliance officer. Pursuant to a finding and determination by the City of Englewood or its designee, may take the necessary action to ensure compliance with this section, and place a lien/s on the property and assign it as provided herein.

## **10. Additional authority.**

The Code Compliance Official, designee, or other authorized representative shall have authority to require the mortgagee and/or owner of record of any property affected by this section, to implement additional maintenance and/or security measures including, but not limited to, securing any and all door, window or other openings, employment of an on-site security guard, or other measures as may be reasonably required to help prevent further decline of the property.

**12. Supplemental Provisions.**

Nothing contained in this ordinance shall prohibit City of Englewood from enforcing its codes by any other means, including, but not limited to, injunction, abatement or as otherwise provided by code.

**SECTION 3.** Should any section, paragraph, sentence, clause, or phrase of this Ordinance conflict with any section, paragraph, clause or phrase of any prior City Ordinance, Resolution, or municipal Code provision, then in that event the provisions of this Ordinance shall prevail to the extent of such conflict.

**SECTION 4:** Should any section, paragraph, sentence, clause, or phase of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole as a whole or any portion or part thereof, other than the part so declared to be invalid.

**SECTION 5:** This Ordinance shall take effect upon passage and publication as required by law.

**ORDINANCE #13-02**

**AN ORDINANCE OF THE CITY OF ENGLEWOOD, STATE OF NEW JERSEY RELATING TO MORTGAGED REAL PROPERTY; AMENDING THE CITY CODE OF THE CITY OF ENGLEWOOD, TO INCLUDE "REAL PROPERTY MORTGAGE REGISTRATION"; PROVIDING PURPOSE, INTENT, DEFINITIONS, AND APPLICABILITY, REQUIRING MORTGAGEE REGISTRATION RELATING TO REAL PROPERTY MORTGAGES IN DEFAULT; PROVIDING FOR THE FORM OF REGISTRATION; REQUIRING MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES, PROVIDING SECURITY REQUIREMENTS; PROHIBITING OBSTRUCTION OF CODE ENFORCEMENT OFFICERS; PROVIDING FOR IMMUNITY OF CODE ENFORCEMENT OFFICERS; PROVIDING FOR ADDITIONAL MAINTENANCE AND SECURITY REQUIREMENTS; PROVIDING SUPPLEMENTAL AUTHORITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND INTERPRETATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.**

**RECORD OF VOTE**

FIRST READING DATE: January 29, 2013

COUNCIL	MOTION	VOTE
Algrant	X	Y
Forman		Y
Skurnick		Y
Cohen		Y
Hamer		Y

DATE PUBLISHED IN THE RECORD: February 1, 2013

DATES PUBLIC HEARINGS HELD: February 26, 2013

DATE SECOND READING HELD: February 26, 2013

COUNCIL	MOTION	OPEN	MOTION	CLOSE	MOTION	ADOPT
Algrant						
Forman						
Skurnick						
Cohen						
Hamer						

Y=YES      N=OPPOSED      A=ABSTAINED      AB=ABSENT

PRESENTED TO MAYOR:

APPROVED \_\_\_\_\_

REJECTED \_\_\_\_\_ (VETO)

\_\_\_\_\_  
MAYOR FRANK HUTTLE III

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

\_\_\_\_\_  
Lauren P. Vande Vaarst, RMC  
City Clerk

**CITY OF ENGLEWOOD**

**ORDINANCE #13-03**

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL PROJECTS OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$904,350 THEREFOR ALONG WITH INSURANCE PROCEEDS OF \$230,000, AND INCLUDING \$34,000 AS THE DOWN PAYMENT FOR THE IMPROVEMENT OR PURPOSE AND AUTHORIZING THE ISSUANCE OF \$640,350 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE COSTS THEREOF**

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 improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Englewood, New Jersey, as a general improvement. For the improvement or purpose described in Section 3, they are hereby appropriated the sum of money therein stated as the appropriation made for the improvement or purpose, such sums amounting in the aggregate to \$904,350, along with insurance proceeds of \$230,000, and including the \$34,000 as the down payment for the improvement or purpose. The down payment is now available for capital improvement purposes in the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$640,350 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, 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 improvement hereby authorized and the purpose for which the bonds are to be issued, the estimated cost of the 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, and are more particularly described in the plans and specifications on file with the City, which plans and specifications are hereby approved, including all work, materials and all else necessary therefore and incidental thereto:

	Improvement or Purpose	Appropriation & Estimated Cost	Maximum Amount of Bonds or Notes	Useful Life
1.	Repair of Wright Arena	\$904,350	\$640,350	15

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 bond anticipation 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 the bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time 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 bond anticipation 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 bond anticipation notes sold, the price obtained, and the name of the purchaser.

Section 5. The capital budget of the City of Englewood is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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. Any grants received by the City for any purpose set forth in Section 3 hereof, including but not limited to, Bergen County Community Development Grants, are hereby appropriated for said purpose set forth in Section 3 hereof and shall be applicable either to the direct payment of the cost of such purpose or to the payment or reduction of the obligations issued or authorized herein. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 7. The following additional matters are hereby determined, declared, recited, and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not current expenses. It is improvement or purpose that the City may lawfully undertake as a general improvement, 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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof, within the limitations of the Local Bond Law, is 15 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 bond anticipation notes provided in this bond ordinance by \$640,350. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$100,000 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 purposes or improvements.

Section 8. The full faith and credit of the City are 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. This bond ordinance shall take effect 20 days after publication thereof after final adoption, as provided by the Local Bond Law.

**ORDINANCE #13-03**

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL PROJECTS OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$904,350 THEREFOR ALONG WITH INSURANCE PROCEEDS OF \$230,000, AND INCLUDING \$34,000 AS THE DOWN PAYMENT FOR THE IMPROVEMENT OR PURPOSE AND AUTHORIZING THE ISSUANCE OF \$640,350 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE COSTS THEREOF**

**RECORD OF VOTE**

FIRST READING DATE: February 12, 2013

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

DATE PUBLISHED IN THE RECORD: February 15, 2013

DATES PUBLIC HEARINGS HELD: February 26, 2013

DATE SECOND READING HELD: February 26, 2013

COUNCIL	MOTION	OPEN	MOTION	CLOSE	MOTION	ADOPT
Algrant						
Forman						
Skurnick						
Cohen						
Hamer						

Y=YES      N=OPPOSED      A=ABSTAINED      AB=ABSENT

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PRESENTED TO MAYOR:

APPROVED \_\_\_\_\_

REJECTED \_\_\_\_\_ (VETO)

\_\_\_\_\_  
MAYOR FRANK HUTTLE III

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

\_\_\_\_\_  
Lauren P. Vande Vaarst, RMC  
City Clerk

CITY OF ENGLEWOOD

RESOLUTION #050-02-26-13

2012 RESERVE BUDGET TRANSFERS

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

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the Chief Financial Officer is hereby authorized to make transfers from Current Fund Budget Accounts for the year 2012 where a deficit would possibly occur on or before March 31, 2013 pursuant to and in accordance with provisions N.J.S.A. 40A:4-59, and according to the schedule attached hereto.

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

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 #051-02-26-13

**RESCIND SHARED SERVICES AGREEMENT WITH THE  
ENGLEWOOD PUBLIC SCHOOL DISTRICT  
TO PROVIDE INFORMATION TECHNOLOGY SERVICES**

**WHEREAS**, on February 21, 2012, the City Council authorized the execution of a Shared Services Agreement with the Englewood Public School District to provide Information Technology Services from March 1, 2012 through July 31, 2015; and

**WHEREAS**, the City Manager is recommending that the aforementioned agreement be terminated early because the Englewood Public School District is unable to provide the essential Information Technology Services that the City of Englewood requires.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, New Jersey, that the resolution adopted by the City Council on February 21, 2012, authorizing the execution of a Shared Services Agreement with the Englewood Public School District to provide Information Technology Services from March 1, 2012 through July 31, 2015 is hereby rescinded effective February 27, 2013.

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

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 #052-02-26-13**

**AWARD PROFESSIONAL SERVICES CONTRACT TO  
BUSINESS SYSTEMS UNLIMITED, INC.  
TO PROVIDE INFORMATION TECHNOLOGY SERVICES**

**WHEREAS**, the City of Englewood requires a qualified computer systems analyst to provide Information Technology (IT) services which includes the provision of the following services:

- Desktop Configuration and Support Services
- Network Configuration and Connectivity Services
- Network and other Server Maintenance
- Back up and disaster recovery services
- User Help Desk Support

**WHEREAS**, on the recommendation of the City Manager, the City Council has determined, that based on upon their professional experience, expertise and reputation, to award a contract for such services to Business Systems Unlimited, Inc., 146 Van Nostrand Ave. Englewood, NJ 07631 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 is not to exceed \$30,000 in the 2013 operating year for Information Technology (IT) services; and

**WHEREAS**, Business Systems Unlimited, Inc. 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.

**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 Business Systems Unlimited, Inc. to provide Information Technology (IT) services as outlined above at a rate of \$125.00 per hour not to exceed \$30,000 in the 2013 operating year, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and Business Systems Unlimited, Inc. for the provision of Information Technology (IT) services;

**BE IT FURTHER RESOLVED**, that a copy of this resolution, together with a copy of the Agreement and 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.

<b>COUNCIL</b>	<b>MOTION</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<i>Algrant</i>					
<i>Forman</i>					
<i>Skurnick</i>					
<i>Cohen</i>					
<i>Hamer</i>					

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 #053-02-26-13

**RESOLUTION FOR A ZERO PERCENT TAX RATE  
INCREASE IN THE 2013 MUNICIPAL BUDGET**

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

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

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Englewood, County of Bergen, hereby expresses its desire to finalize a municipal budget that will not result in an increase in the municipal purpose tax rate for the 2013 Budget year.

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

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 #054-02-26-13**

**AWARD OF CONTRACT FOR APPRAISAL SERVICES  
FOR NEW CONSTRUCTION AND  
IMPROVEMENTS FOR ADDED ASSESSMENTS**

**WHEREAS**, the City of Englewood requires the services of a qualified persons and/or firms to provide Appraisal Services for New Construction and Improvements for Added Assessments for the 2013 tax year. Field Inspections, updating property record cards and the defense of Added Assessment Appeals at The Bergen County Board of Taxation are required; and

**WHEREAS**, the City issued a Request for Proposals for the Provision of Services – Appraisal Services for New Construction and Improvements; and

**WHEREAS**, on the recommendation of the City Manager and the City Tax Assessor, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to Realty Appraisal Co. with offices located at 4912 Bergenline Avenue, West New York, New Jersey 07093, 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 be \$21,000 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.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, State of New Jersey that a professional services contract is hereby awarded to Realty Appraisal Co. to provide Appraisal Services for New Construction and Improvements for Added Assessments for the 2013 tax year, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and Realty Appraisal Co.;

**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.

<b>COUNCIL</b>	<b>MOTION</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<i>Algrant</i>					
<i>Forman</i>					
<i>Skurnick</i>					
<i>Cohen</i>					
<i>Hamer</i>					

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 #055-02-26-13**

**AWARD PROFESSIONAL SERVICES CONTRACT  
FOR REAL ESTATE APPRAISER TO DEFEND  
THE 2013 TAX APPEALS FILED WITH  
THE BERGEN COUNTY BOARD OF TAXATION**

**WHEREAS**, the City of Englewood requires the services of a qualified Real Estate Appraiser to assist in defending the 2013 Tax Appeals filed with the Bergen County Board of Taxation; and

**WHEREAS**, on the recommendation of the City Manager and the City Tax Assessor, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to Realty Appraisal Co. with offices located at 4912 Bergenline Avenue, West New York, New Jersey 07093, 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 be at a rate of \$100.00 per hour, not to exceed \$10,000 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.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, State of New Jersey that a professional services contract is hereby awarded to Realty Appraisal Co to provide assistance in defending the 2013 Tax Appeals filed with the Bergen County Board of Taxation, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and Realty Appraisal Co;

**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>					
<i>Forman</i>					
<i>Skurnick</i>					
<i>Cohen</i>					
<i>Hamer</i>					

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.

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

CITY OF ENGLEWOOD

RESOLUTION #056-02-26-13

**AUTHORIZE EXECUTION OF SETTLEMENT AGREEMENT  
WITH CROSS CREEK HOME OWNERS ASSOCIATION, INC.**

**WHEREAS**, pursuant to New Jersey State Law, N.J.S.A. 40:67-23.1 *et seq.* municipalities are required to provide certain services to qualified private communities such as solid waste collection, leaf collection and recycling; and

**WHEREAS**, in lieu of providing such services, municipalities shall enter into an agreement to reimburse a qualified private community for such costs; and

**WHEREAS**, the City did not provide all services required under the aforesaid Statute and in lieu of same is seeking to reimburse the qualified private community.

**BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Manager is hereby authorized to execute, and the City Clerk to attest, an agreement between the City of Englewood and Cross Creek Home Owners Association, Inc., for the calendar year 2013, not to exceed \$84, 000, a copy of which will be on file in the Office of the City Clerk and available for public inspection.

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

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

**CITY OF ENGLEWOOD**

**RESOLUTION #057-02-26-13**

**AUTHORIZE CONVEYANCE OF PUBLIC LAND**

**WHEREAS**, the City Council of the City of Englewood adopted Ordinance #12-24 on October 16, 2012 after the appropriate public hearing and publications as required by law which pursuant to N.J.S.A. 40A:12-13(b)(5) authorizes a private sale of certain lands owned by a municipality where such lands are less than the minimum size required for development, and

**WHEREAS**, such sale opportunity is limited to the owners of property contiguous to the subject property, and

**WHEREAS**, the Governing Body has determined that Block 2408 Lot 16 also known as 102 Grand Avenue, Englewood, New Jersey meets the statutory criteria of N.J.S.A. 40A:12-13(b)(5), that said lands are not needed for public purposes, and

**WHEREAS**, one (1) written offer containing a bid for Block 2408 Lot 16 also known as 102 Grand Avenue, Englewood, New Jersey from a contiguous property owner was received by the City Clerk within the time period prescribed by law; and

**WHEREAS**, the successful bidders were Alza Corporation who submitted a bid for the purchase price of \$38,000 for the aforementioned property. Their purchase of the property is subject to a Deed of Conveyance containing the restrictions, terms and conditions as laid out in Ordinance #12-24 which was adopted by the City Council of the City of Englewood on October 16, 2012.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Englewood that the City Solicitor is hereby authorized to prepare a Deed of Conveyance for the subject property, and the City Manager and City Clerk are hereby authorized to execute and attest to the Deed of Conveyance between the City of Englewood and the Alza Corporation.

<b>COUNCIL</b>	<b>MOTION</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<i>Algrant</i>					
<i>Forman</i>					
<i>Skurnick</i>					
<i>Cohen</i>					
<i>Hamer</i>					

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 #058-02-26-13

RESOLUTION OPPOSING ASSEMBLY BILL A-1196

**WHEREAS**, Public safety employees and volunteers should be adequately compensated for on-duty accidents and illnesses; and

**WHEREAS**, New Jersey's current Workers' Compensation law is already one of the broadest in the country; and

**WHEREAS**, A-1196, as currently drafted, will make it almost impossible to contest claims from injuries and illnesses caused off-the-job; and

**WHEREAS**, this bill places the burden of proof on governmental employers to establish that an injury or illness, such as cancer, heart attack or hyper tension did not occur on the job; and

**WHEREAS**, the actuary for the Municipal Excess Liability Joint Insurance Fund (MEL) has estimated that A-1196 could easily double municipal Workers' Compensation expense of \$400 million per year; and

**WHEREAS**, the MEL and the League of Municipalities have offered to sit down with the supporters of this legislation to develop less expensive ways of improving the compensation to first responders;

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Englewood, County of Bergen, State of New Jersey urge the legislature to reject A-1196 and urges the supporters of this legislation to work with the MEL and the League of Municipalities to develop less expensive ways to improve compensation to first responders; and

**BE IT FURTHER RESOLVED** that the City Clerk is hereby directed to send certified copies of this resolution to Senate President Sweeney, Assembly Speaker Oliver, District 37 Assembly representatives and Senator, Governor Christie and the League of Municipalities.

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

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

CITY OF ENGLEWOOD

RESOLUTION # 059-02-26-13

**PLACE -TO- PLACE TRANSFER  
OF PLENARY RETAIL CONSUMPTION LICENSE**

**WHEREAS**, an application has been filed for a place-to-place transfer of a Plenary Retail Consumption License 0215-33-017-002, heretofore issued to Group B Holdings LLC, trading as Burgerwood, for an inactive license with a mailing address of 90 W. Palisade Avenue, 2<sup>nd</sup> Floor, Englewood, New Jersey 07631 to be transferred to Group B Holdings LLC, trading as Burgerwood, to be located at 51 E. Palisade Avenue, Englewood, New Jersey 07631; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

**NOW, THEREFORE, BE IT RESOLVED** that the City of Englewood does hereby approve, effective February 27, 2013, the place-to-place transfer of the aforesaid Plenary Retail Consumption License to Group B Holdings LLC trading as Burgerwood, and does hereby direct the City Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Group B Holdings LLC trading as Burgerwood and to the premises located at 51 E. Palisade Avenue, Englewood, New Jersey 07631 effective February 27, 2013."

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

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

CITY OF ENGLEWOOD

RESOLUTION #060-02-26-13

**CONFIRM ENDORSEMENT OF CENTER FOR FOOD ACTION  
APPLICATION FOR BERGEN COUNTY  
HOME INVESTMENT PARTNERSHIPS-  
SECURITY DEPOSIT ASSISTANCE PROGRAM**

**WHEREAS**, a Bergen County HOME Investment Partnerships application of \$80,000 has been proposed by The Center for Food Action in NJ for Security Deposit Assistance in the municipalities of Englewood and six other Bergen County towns; and

**WHEREAS**, pursuant to the State Interlocal Services Act, HOME funds may not be spent in a municipality without authorization by the City Council; and

**WHEREAS**, the aforesaid project is in the best interest of the people of Englewood; and

**WHEREAS**, this resolution does not obligate the financial resources of the City and is intended solely to expedite expenditure of the aforesaid HOME application;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Englewood hereby confirms endorsement of the aforesaid project; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to the Director of the Bergen County Division of Community Development so that implementation of the aforesaid project may be expedited.

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

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