CITY OF ENGLEWOOD

CITY COUNCIL WORKSHOP MEETING

CITY HALL 2-10 N. VAN BRUNT STREET

Wednesday, August 7, 2013 – 7:30 pm

OPEN PUBLIC MEETINGS ACT STATEMENT

WORKSHOP AGENDA ITEMS:

- **RESOLUTIONS FOR VOTE:**
  - #163-08-10-13 Resolution Supporting the "Drive Sober or Get Pulled Over 2013 Statewide Crackdown"
  - #164-08-07-13 Authorizing Award of Contract for the Purchase of Three (3) Multi-Space Pay Stations

- **RESOLUTIONS FOR DISCUSSION:**
  - Resolution in Support of the Route 4 Bridge over Grand Avenue Replacement Project
  - Authorize Award of Contract for "Supplementary Snow Plowing Services"
  - Resolution of the Mayor and City Council of the City of Englewood Opposing the Closure of the State Developmental Centers
  - Refunds Due to State Tax Appeals
  - Extension of Professional Services Contract with Brown & Keener

- **ORDINANCES FOR 1st READING/INTRODUCTION:**

ORDINANCE #13-11A

BOND ORDINANCE APPROPRIATING $960,000 FOR ICE ARENA IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF $760,000 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENTS, AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY

ORDINANCE #13-11B

BOND ORDINANCE APPROPRIATING $1,160,000 FOR ICE ARENA IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF $960,000 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENTS, AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY

ORDINANCE #13-12

AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-18 SCHEDULE X OF THE TRAFFIC AND PARKING ORDINANCE OF THE CODE OF THE CITY OF ENGLEWOOD

- **ORDINANCES FOR DISCUSSION:**
  - Fall 2013 Recreation Program Fees

- **ITEMS FOR DISCUSSION:**

- **PUBLIC SESSION:**

- **CLOSED SESSION:**

- **ADJOURN**

CITY OF ENGLEWOOD

RESOLUTION #163-08-10-13

RESOLUTION SUPPORTING THE
"DRIVE SOBER OR GET PULLED OVER 2013 STATEWIDE CRACKDOWN"

Whereas, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

Whereas, 25% of motor vehicle fatalities in New Jersey are alcohol related; and

Whereas, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

Whereas, the State of New Jersey, Division of Highway Safety, has asked law enforcement agencies throughout the state to participate in the "*Drive Sober or Get Pulled Over 2013 Statewide Crackdown*"; and

Whereas, the project will involve increased impaired driving enforcement from August 16 through September 2, 2013; and

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Therefore, be it resolved that the City of Englewood declares its support for the "*Drive Sober or Get Pulled Over 2013 Statewide Crackdown*" from August 16 through September 2, 2013 and pledges to increase awareness of the dangers of drinking and driving.

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 #164-08-10-13

AUTHORIZING AWARD OF CONTRACT FOR THE PURCHASE OF THREE (3) MULTI-SPACE PAY STATIONS

WHEREAS, sealed bids were received on June 18, 2013 for Three (3) Multi-Space Pay Stations in accordance with specifications therefore and following public advertisement; and

WHEREAS, specifications were sent and responsible bids were received from three (3) bidders; and

WHEREAS, the bid submitted by VenTek International, 1260 Holm Road, Suite A, Petaluma, California 94954 of $30,695.00 for the total cost of equipment and installation was determined to be the low bid and is in compliance with the specifications; and based upon the recommendation of the City CFO/Qualified Purchasing Agent, can be accepted by the City Council; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to award this contract;

WHEREAS, this bid is awarded according to a fair and open process pursuant to PL 2004, c.19;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the bid submitted by VenTek International. is hereby accepted; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute an agreement between the City of Englewood and VenTek International for the Three (3) Multi-Space Pay Stations in accordance with the specifications therefore.

BE IT FURTHER RESOLVED that subject to the availability of funds therefore, the City Manager is authorized to approve change orders in a sum not to exceed 20% of the contract price.

Funding for this project is available from the following sources:

- Ordinance 05-11(c)

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 #XXX-08-27-13

RESOLUTION IN SUPPORT OF THE ROUTE 4 BRIDGE OVER GRAND AVENUE REPLACEMENT PROJECT

WHEREAS, it has been determined that the Route 4 Bridge over Grand Avenue is need of replacement due to its structural deficiency and being functionally obsolete; and

WHEREAS, the Federal, State, County and City government entities have consulted on this project and are in agreement as to the work that must be done; and

WHEREAS, this project is about to complete its Concept Development phase and will begin the Preliminary Design phase in the Fall of 2013 with a proposed construction date of 2018 again pending funding availability; and

WHEREAS, as part of the conditions for the bridge replacement project, the City must pass a resolution supporting the project; and

WHEREAS, City representatives as well as residents will meet with the NJ Department of Transportation to address concerns regarding safety, traffic and detour routes; and

WHEREAS, the NJ Department of Transportation will develop the detour route that best meets the needs of all roadway users.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, through the passage of this resolution supports the replacement of the Route 4 Bridge over Grand Avenue; and

BE IT FURTHER RESOLVED that the City understands the NJ Department of Transportation will coordinate construction staging of the project to minimize the closure of the Route 4 Bridge over Grand Avenue".

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 # XXX-08-27-13

AUTHORIZE AWARD OF CONTRACT FOR "SUPPLEMENTARY SNOW PLOWING SERVICES"

WHEREAS, sealed bids were received on July 31, 2013 for Supplementary Snow Plowing Services in accordance with specifications therefore and following public advertisement; and

WHEREAS, specifications were sent and responsible bids were received from four (4) bidders listed on the attached Bid Summary Sheet; and

WHEREAS, the quotation submitted by F. Mauro Builders, located at 151 Walnut Street, Northvale, New Jersey 07647 for a contract commencing on November 1, 2013 and expiring on October 31, 2015 for the sum of $192,969 per 279 total contract hours was determined to be the low bid and is in compliance with the specifications; and based upon the recommendation of the Purchasing Agent, can be accepted by the City Council; and

WHEREAS, there exists a need for a secondary backup contractor for this work; and

WHEREAS, the quotation submitted by M. Ingannamorte & Son, located at 211 LaRoche Avenue, Harrington Park, New Jersey 07640 for the same contract period as aforementioned for the sum of $194,364 to serve as the secondary backup contractor; and

WHEREAS, this quotation is awarded according to a fair and open process pursuant to PL 2004, c.19;

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 that the bid submitted by F. Mauro Builders, as Primary Contractor and M. Ingannamorte & Son, as Secondary Contractor, is hereby accepted; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute an agreement between the City of Englewood and by F. Mauro Builders, as Primary Contractor and M. Ingannamorte & Son, as Secondary Contractor, for Supplementary Snow Plowing Services on as needed basis in accordance with the specifications therefore.

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 #XXX-08-27-13

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ENGLEWOOD OPPOSING THE CLOSURE OF THE STATE DEVELOPMENTAL CENTERS

WHEREAS, the residents of the State Developmental Centers, North Jersey Developmental Center (NJDC) and Woodbridge Developmental Center (WDC) are among New Jersey's most vulnerable citizens; and

WHEREAS, the City of Englewood is concerned with making sure all individuals with developmental disabilities are safe and well cared for; and

WHEREAS, the Task Force on the Closure of State Development Centers issued binding recommendations to close the Woodbridge Developmental Center (WDC) and North Jersey Developmental Center (NJDC) by 2017;

WHEREAS, parents, siblings, and supportive family members and aides of the individuals at the NJDC and WDC are Englewood residents; and

WHEREAS, the closures would leave northern New Jersey without any developmental centers; and

WHEREAS, over 8,000 individuals with developmental disabilities are waiting for residential placement and services in the community; and

WHEREAS, most of the residents of NJDC and WDC wish to remain at the centers; and

WHEREAS, New Jersey should first secure housing in the community for those on the waiting list before closing NJDC and WDC; and

WHEREAS, closing NJDC and WDC will force the residents of the centers to move to a different development center in another region of the state far from family and support or to a group home that may not be the most appropriate setting; and

WHEREAS, the closures are expected to have a far reaching economic effects in northern New Jersey with the loss of approximately 1,000 jobs in the Totowa area and 1,200 jobs in the Woodbridge; and

WHEREAS, New Jersey should keep open all seven developmental centers and have at least one developmental center in each region of the state.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and the City Council of the City of Englewood strongly disagrees with the recommendations of the Task Force and opposes the closure of the North Jersey and Woodbridge Developmental Centers;

BE IT FURTHER RESOLVED the City of Englewood urges the Legislature to request that Governor Christie stop the closures of the North Jersey and Woodbridge Developmental Centers.

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 #XXX-08-27-13

REFUNDS DUE TO STATE TAX APPEALS

WHEREAS, a judgment has been received from the Tax Court of New Jersey for the following Block and Lots in the City of Englewood; and

WHEREAS, the said judgments have created and overpayment on the tax account listed for said years;

NOW, THERFORE, BE IT RESOLVED by the City Council of the City of Englewood, in the County of Bergen, State of New Jersey, that the Chief Financial Officer be and he is hereby authorized to refund overpayment of the property taxes in the amount of $15,336.62 for said years due to successful tax court judgments.

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 #XXX-08-27-13

EXTENSION OF PROFESSIONAL SERVICES CONTRACT WITH BROWN & KEENER

WHEREAS, on April 3, 2012, the City Council adopted a resolution authorizing a contract for professional services to Brown & Keener to prepare the City of Englewood's Master Plan; and

WHEREAS, the funds authorized by this contract were not to exceed $88,000; and

WHEREAS, additional work is needed in regard to Mackay Park and the Professional recreation component of the City's Master Plan; 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, that Brown & Keener hereby continue work on the Master Plan in connection with the above referenced need at a total cost not to exceed an additional sum of $10,000.

A certificate of availability of funds is on file in the office of the City Clerk.

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

Englewood

Frank Huttle III, Mayor **2-10 North Van Brunt Street • Englewood, NJ 07631**

TO: City Council Members

FROM: Mayor and City Council President Frank Huttle III

CC: City Manager Tim Dacey; City Attorney William Bailey; City Engineer Kenneth Albert

DATE: August 5, 2013

RE: John T. Wright Ice Arena Bond Proposal

The majority of the Council has requested me to place on the Agenda a Bond for introduction to fund certain costs as part of Phase I to re-open the Arena in the winter months of 2014. To maintain this timetable, it is critical to properly plan the necessary improvements and the funding of these costs to achieve these goals should the bond be adopted. The City Council adopted its 2013 Operating and Capital Budget without the appropriation of any funds to repair the Arena. Any spending on capital improvements to repair and remediate the Arena should not be taken out of the current operating budget impacting other City programs and forcing cuts in City services. Such capital costs should be included in the capital budget and the costs of such improvements should be included in a long-term bond payable over the life of the improvements, in this case, 15 years.

This memorandum is provided to the Council to apprise it of the bare bones minimum capital improvements to re-open the Arena and does not address all required repair and remediation costs previously presented to the Council by the City Manager and the City Engineer.

It is respectfully requested that the Council members carefully review this Memorandum and make arrangements to tour the facility prior to Council Work Shop meeting on Wednesday 7, 2013.

I. BOND INTRODUCTION:

A. As requested by the majority of the Council members, I have placed on the agenda Bond Ordinance No. 13-11A for introduction to make certain capital improvements to the John T. Wright Arena as follows:

Roof Replacement:	$602,796
Perimeter (exterior) netting:	55,693

Flooring:	50,770
Dasher boards:	70,000
Steel painting below the ceiling:	34,000
Netting interior	12,760
Total	$826,019

As further discussed below, the City is likely to be substantially reimbursed for the replacement of the roof and the perimeter netting. Any other repairs of the Arena are not covered by FEMA or insurance.

B. As requested by the majority of the Council, certain improvements were removed from the proposed Bond for introduction as follows:

Bleachers:	$33,350
Sound System and Scoreboard	50,000
Refrigeration:	50,000
Skate racks:	12,650
Repairs to the snack bar area:	15,000
Total	$161,000

All of these improvements remain the bare bones minimum improvements necessary to maintain an Arena.

In particular, the Council has deleted the bare minimum remediation work in the amount of $15,000 (payable over 15 years) to repair the snack bar area that has been gutted by the prior operator. This area is at the main entrance of the Arena is in an absolutely deteriorated and filthy condition with holes in the walls where equipment was once located, torn our electrical wires, plumbing and cabinetry. This state of disrepair is visible by and accessible to anyone who enters the Arena.

I have arranged inspections of the Arena by the Task Force Members and other City representatives. All agree that this area should not remain in its current condition. For the Council consideration, I have attached pictures of the area as Exhibits A, B and C. While the majority of the Council decided to delete repair to this area, I respectfully disagree and I am confident that after each of you carefully review these pictures or tour the facility, you will also agree to include this basic remediation work in the Bond.

C. There are additional capital improvements not previously discussed by the Council that warrant special consideration should the Council proceed to adopt the Bond. This category of work is referred to "General Conditions Work". Under the prior plan with Boys and Girls Club, they were to incur the costs for much of this work. An example of this type of work is the HVAC in the skate rack room (See Exhibit D). This General Conditions Work to the interior of the facility include electrical, plumbing, mold and other remediation and restoration improvements that should be considered for the following two reasons, at a minimum:

The work will be required to open the Arena; and
There are no appropriations to incur these costs in the City's 2013 Operating or Capital Budget

I highlight these capital improvements because should they be excluded from the Bond and then spent by the City in 2013 to re-open the arena in January to March 2014, these costs will have a direct impact on the City budget resulting unintended consequences – an increase in property taxes or a cut in spending in other programs in the operating budget.

Additionally, I have attached photographs of the facility for your review and consideration. At the City Manager and Engineers, I have placed on the Agenda Bond # 13-11B for the Council consideration. This Bond adds $200,000 for General Conditions Work.

II. FEMA and INSURANCE RECOVERY - Superstorm Sandy Damage

While the FEMA estimated the cost for restoration from the storm was $934,757, this is an estimated gross amount, before adjustments to actual costs, less any insurance recovery. The amount of the recovery will not be known until the actual costs of restoration work are completed for the roof and the perimeter netting less any insurance proceeds. FEMA proceeds are not permitted to be used for any other restoration work.

III. JOHN T. WRIGHT TASK FORCE UPDATE.

The Task held its 4th meeting and I pleased to report the diverse group of members with differing opinions is working together as one body. It is a rewarding experience to watch residents volunteering their evenings to make a lasting impact for all of the Englewood Community.

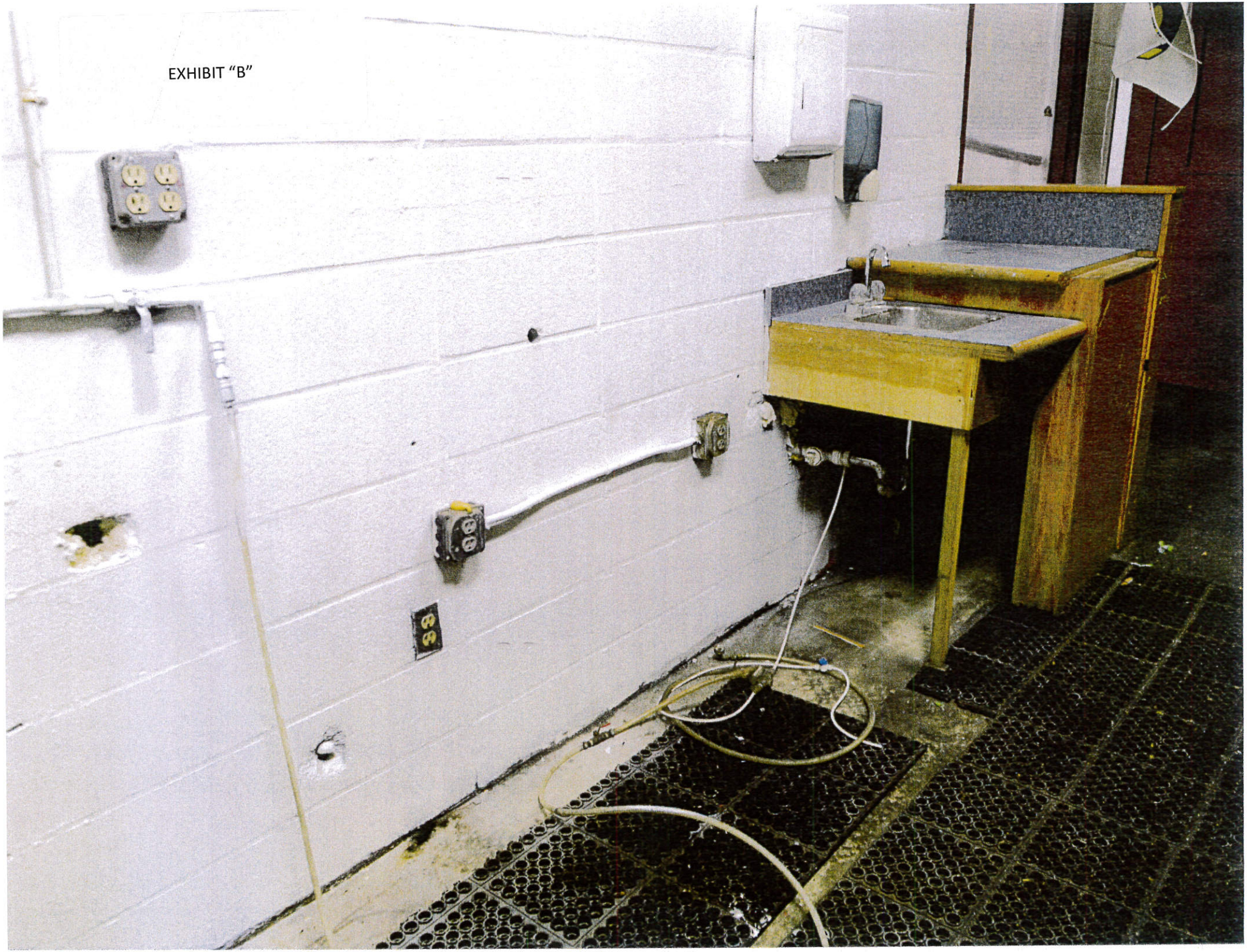
As you are aware, the Task Force has issued its first advisory opinion on July 2nd.
Last week, the Task Force adopted its second Advisory Opinion as follows:

"By a majority vote, the Task Force reiterates its prior statement to the Mayor and City Council and encourages the City Council to take the first step and raise the necessary funds to invest in a multi-purpose, all season facility."

This Advisory Opinion was issued for Council consideration prior its vote on the Bond.

EXHIBIT "A"

EXHIBIT "B"



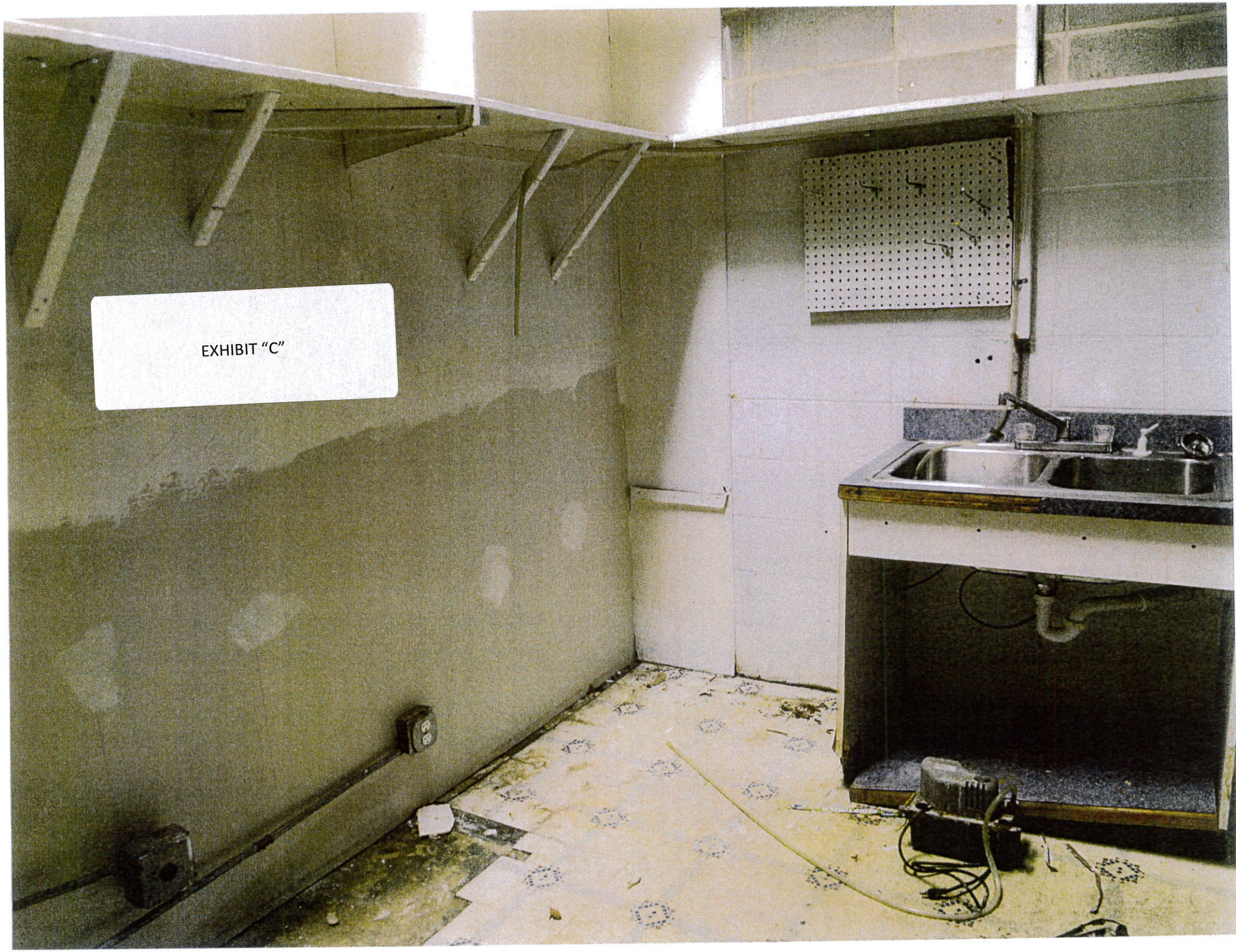


EXHIBIT "C"

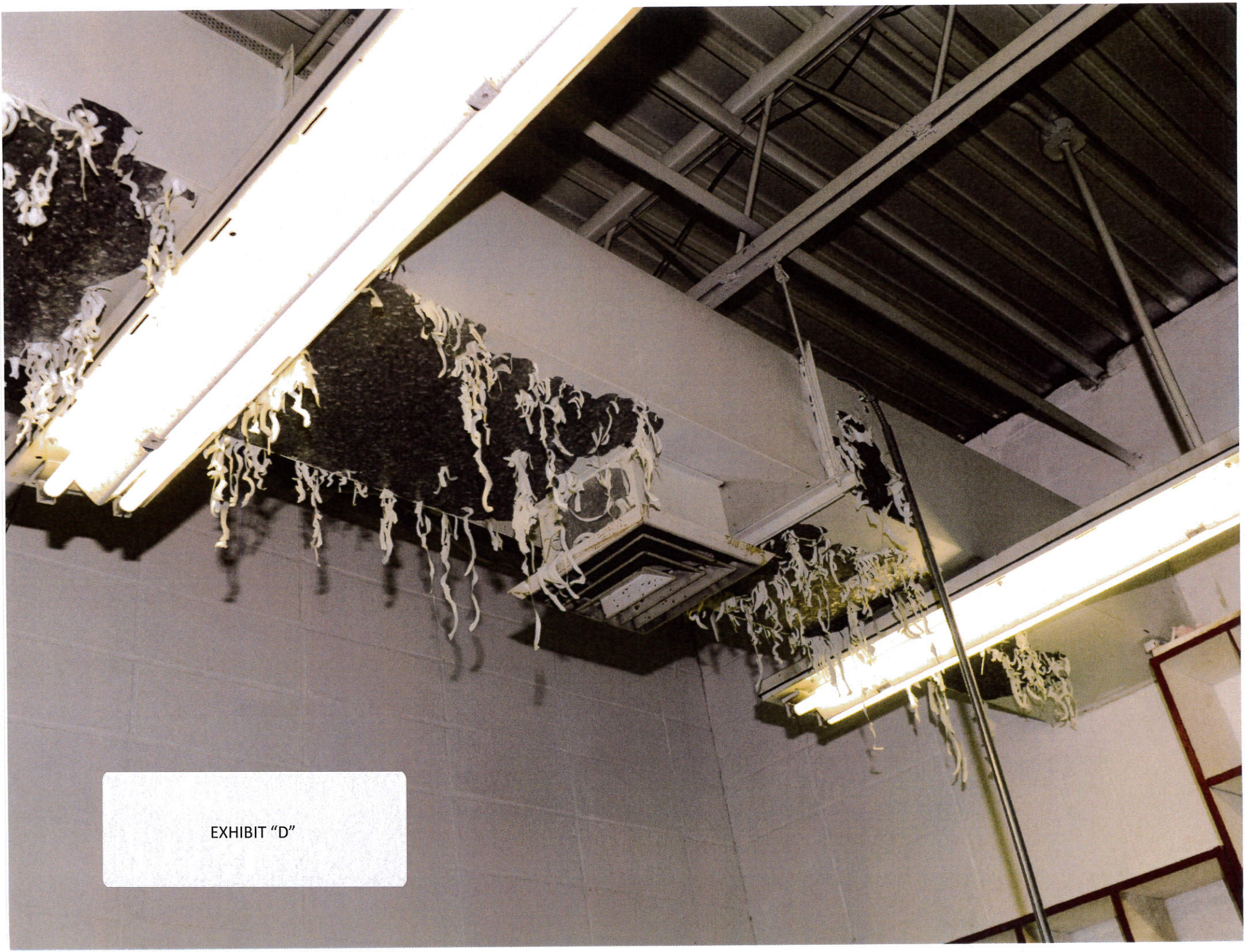


EXHIBIT "D"

CITY OF ENGLEWOOD

ORDINANCE #13-11A

BOND ORDINANCE APPROPRIATING $960,000 FOR ICE ARENA IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF $760,000 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENTS, AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY

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 the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement and purpose described in Section 3 of this Bond Ordinance are hereby authorized as a capital improvement to be made or acquired by the City of Englewood, County of Bergen, New Jersey (hereinafter referred to as the "City"). For said improvement or purpose stated in Section 3 hereof, there is hereby appropriated the sum of $960,000. A down payment of $200,000 is herein appropriated from the capital improvement fund or other funds of the City as the downpayment for the purposes or improvements authorized herein, in accordance with the provisions of the Local Bond Law (N.J.S.A.40A:2-1 *et seq.*, hereinafter the "Law").

Section 2. For the financing of said obligations and to meet the part of said $960,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed $760,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable bond anticipation notes in the principal amount not to exceed $760,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Ordinance, the aggregate amount of bond anticipation notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and bond anticipation notes issued pursuant to this ordinance shall at any time exceed $760,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such bond anticipation notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said bond anticipation notes and to issue said notes in such form as may be adopted in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said bond anticipation notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said bond anticipation notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of bond anticipation notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 3. The improvement hereby authorized and the purpose for which said obligations are to be issued is as follows:

Improvements/Purposes	Estimated Cost	Downpayment (Capital Improvement Fund)/ Insurance Proceeds	Bonds or Notes Authorized	Useful Life (Years)
Ice Arena improvements and repairs including but not limited to roof replacement, steel painting, perimeter netting, flooring, dasher boards, rink netting, and including all costs, improvements, equipment and/or appurtenances necessary therefore and related thereto.	$960,000	$200,000	$760,000	15

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this bond ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of obligations authorized by this bond ordinance, the period of usefulness is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City 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, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this bond ordinance by $760,000 and obligations authorized and/or hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding $150,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. Any grant or other moneys received for the purpose described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvement, obligation or acquisition or to payment of the obligation issued pursuant to this ordinance and the amount of the obligations authorized herein for such purpose shall be reduced accordingly.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the State of New Jersey, Department of Community Affairs, 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 City Clerk and is available there for public inspection.

Section 8. The City reasonably expects to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.150-2(e), and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 9. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. The provisions of this ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 11. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

ORDINANCE #13-11A

BOND ORDINANCE APPROPRIATING $960,000 FOR ICE ARENA IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF $760,000 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENTS, AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY

RECORD OF VOTE

FIRST READING DATE:

COUNCIL	MOTION	VOTE
Algrant		
Forman		
Skurnick		
Cohen		
Hamer		

DATE PUBLISHED IN THE RECORD:

DATES PUBLIC HEARINGS HELD:

DATE SECOND READING HELD:

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 #13-11B

BOND ORDINANCE APPROPRIATING $1,160,000 FOR ICE ARENA IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF $960,000 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENTS, AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY

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 the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement and purpose described in Section 3 of this Bond Ordinance are hereby authorized as a capital improvement to be made or acquired by the City of Englewood, County of Bergen, New Jersey (hereinafter referred to as the "City"). For said improvement or purpose stated in Section 3 hereof, there is hereby appropriated the sum of $1,160,000. A down payment of $200,000 is herein appropriated from the capital improvement fund or other funds of the City as the downpayment for the purposes or improvements authorized herein, in accordance with the provisions of the Local Bond Law (N.J.S.A.40A:2-1 *et seq.*, hereinafter the "Law").

Section 2. For the financing of said obligations and to meet the part of said $1,160,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed $960,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable bond anticipation notes in the principal amount not to exceed $960,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Ordinance, the aggregate amount of bond anticipation notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and bond anticipation notes issued pursuant to this ordinance shall at any time exceed $960,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such bond anticipation notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said bond anticipation notes and to issue said notes in such form as may be adopted in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said bond anticipation notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said bond anticipation notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of bond anticipation notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 3. The improvement hereby authorized and the purpose for which said obligations are to be issued is as follows:

Improvements/Purposes	Estimated Cost	Downpayment (Capital Improvement Fund)/ Insurance Proceeds	Bonds or Notes Authorized	Useful Life (Years)
Ice Arena improvements and repairs including but not limited to roof replacement, steel painting, perimeter netting, flooring, dasher boards, rink netting, and including all costs, improvements, equipment and/or appurtenances necessary therefore and related thereto.	$1,160,000	$200,000	$960,000	15

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this bond ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of obligations authorized by this bond ordinance, the period of usefulness is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City 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, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this bond ordinance by $960,000 and obligations authorized and/or hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding $250,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. Any grant or other moneys received for the purpose described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvement, obligation or acquisition or to payment of the obligation issued pursuant to this ordinance and the amount of the obligations authorized herein for such purpose shall be reduced accordingly.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the State of New Jersey, Department of Community Affairs, 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 City Clerk and is available there for public inspection.

Section 8. The City reasonably expects to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.150-2(e), and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 9. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. The provisions of this ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 11. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

ORDINANCE #13-11B

BOND ORDINANCE APPROPRIATING $1,160,000 FOR ICE ARENA IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF $960,000 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENTS, AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY

RECORD OF VOTE

FIRST READING DATE:

COUNCIL	MOTION	VOTE
Algrant		
Forman		
Skurnick		
Cohen		
Hamer		

DATE PUBLISHED IN THE RECORD:

DATES PUBLIC HEARINGS HELD:

DATE SECOND READING HELD:

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 #13-12

AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-18 SCHEDULE X OF THE TRAFFIC AND PARKING ORDINANCE OF THE CODE OF THE CITY OF ENGLEWOOD

WHEREAS, Chapter 25, Section 25-18 Schedule X restricts parking on certain streets within the City of Englewood; and

WHEREAS, the Governing Body of the City of Englewood wishes to add to the aforesaid Section to modify limitations on parking at designated areas.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Englewood, Bergen County, New Jersey, that Chapter 25-18, Schedule X is hereby amended to include as follows:

Nordhoff Place (west of the railroad tracks)	Both Sides	From Cedar Lane to S. Van Brunt Street

This Ordinance shall take effect immediately upon final passage and publication as required by law.

ORDINANCE #13-12

AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-18 SCHEDULE X OF THE TRAFFIC AND PARKING ORDINANCE OF THE CODE OF THE CITY OF ENGLEWOOD

RECORD OF VOTE

FIRST READING DATE:

COUNCIL	MOTION	VOTE
Algrant		
Forman		
Skurnick		
Cohen		
Hamer		

DATE PUBLISHED IN THE RECORD:

DATES PUBLIC HEARINGS HELD:

DATE SECOND READING HELD:

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