

City of Englewood  
City Council Meeting Minutes  
May 28, 2013

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A Regular Formal Meeting of the Mayor and Council of the City of Englewood, Bergen County, New Jersey, was held in the Municipal Court in the Public Safety Building commencing at 7:30 P.M.

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

Absent: Council member Marc Forman

President Huttle called the meeting to order.

The City Clerk stated that adequate notice of this meeting was given by the posting, filing and distribution of the notice as required by the Open Public Meetings Act.

RESOLUTION #111-05-28-13

**RESOLUTION ACCEPTING MINUTES**

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

COUNCIL MEETING  
April 23, 2013

COUNCIL BUDGET MEETING  
March 20, 2013  
April 10, 2013

COUNCIL WORKSHOP SESSION  
April 9, 2013  
May 7, 2013

CLOSED SESSION  
April 9, 2013  
May 7, 2013

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

RESOLUTION #112-05-28-13

**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 \$40,152,850.96.

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

Presentation of Mayor for the Day: Justin R. Witmond

Communications from the Mayor/Council Members:

Comments from the City Manager:

- Paving on Dean Street was completed last week.
- W. Palisade Avenue construction has begun and will continue throughout the summer.
- Registration has begun for the Sun Fun Day Camp and Recreation programs.
- Trees have been purchased for planting at the Jack Drakeford Westmoor Gardens by the Englewood Housing Authority.
- Work will begin this summer and continue to the spring of 2014 for the Eleanor Harvey Estate.
- Plantings around the city have begun.
- The narrow band radio system is being installed and Mr. Dacey wants to take the Mayor and Council on a tour of the newly renovated Police Department facility,
- Basketball skills classes will be held at Mackay Park for four weekends in June hosted by NBA great Bill Willoughby. Program is free to Englewood residents.
- Installation of the Fuel Depot will begin this summer.
- Awaiting approval from the NJDOT for the installation of four (4) additional traffic lights on Palisade Avenue.

ORDINANCE #13-08

**AN ORDINANCE ESTABLISHING AN ADVISORY COMMITTEE FOR THE DISABLED FOR THE CITY OF ENGLEWOOD**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY AS FOLLOWS:

Section 1. The City Code of the City of Englewood is hereby amended to include "An Advisory Committee for the Disabled" to be included in Chapter 8, Boards, Commissions and Agencies, Article X. Disabled Advisory Committee in the Code of the City of Englewood to read as follows:

Creation.

There is hereby established within the City of Englewood an Advisory Committee for the Disabled.

Purposes.

Advisory Committee for the Disabled shall consider, deal with and provide advice and counsel to the Mayor and Council of the City of Englewood as to the concerns of disabled persons, barrier free facilities, employment practices and the like and general and specific compliance with the requirements of the Americans with Disabilities Act and any appropriate legislation dealing with the subject matter hereof.

Functions and Duties.

(1) The Advisory Committee for the Disabled shall be constituted to meet at least quarterly, shall by a majority vote select a chairman to serve for a one-year period, such selection to be made each year and shall act pursuant to by-laws to be created by the Advisory Committee for the Disabled and adopted by a majority vote thereof within 90 days from the formation of the Advisory Committee for the Disabled.

(2) The record of proceedings of committee meetings shall be kept, and such record as well as any recommendations or advice of the Committee to the Mayor and Council, which shall be provided to the Mayor and Council no later than 60 days after each meeting.

Members.

(1) Ten (10) members, of which 51% shall be persons with disabilities, or parents of a child with a disability or a resident family member who is the caregiver of a person with a disability. The balance of the committee shall be either residents of, or employed in, the City, and shall be appointed by the Mayor with staggered terms so as to result in the expiration of no more than three terms in any one year. Vacancies shall be filled for the remainder of an unexpired term.

(2) The specific appointments to the aforesaid committee shall be made by the Mayor for three-year terms, such appointments to be made within one month after the adoption of this ordinance.

(3) In making appointments, the Mayor may, but shall not be required to, consider representation from the following categories:

- (a) Liaison of the Mayor and Council;
- (b) Code Enforcement;
- (c) Human Resources;
- (d) Recreation Department;
- (e) School District.

Section 2. If any sentence, section, clause, or other portion of this ordinance, or the application thereof to any person or circumstance, shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or repeal the remainder of this ordinance.

Section 3. All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

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

FIRST READING DATE: May 28, 2013

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

Public Comment on Agenda Items:

- Curtis Caviness 41 E. Forest Avenue:
  - Asked how the company in Resolution #117 will repair vacant/abandoned properties.
  - Feels that Resolution #120 comes up short and should include all violent acts not just guns.
  - Resolution #116, pool management services should not be awarded to and outside company.
- Leen Ann Mosley 115 W. Hudson Avenue:
  - Spoke about the EEDC Budgets in Resolutions #114 and 115. Bemoaned the EEDC's unwillingness to financially support the trolleys. Feels the trolleys presented a good image of the City and enhanced the Downtown.
- Jeanne Hopewell 380 Liberty Road:
  - Spoke in support of Resolution #116 and the longer hours at Tryon Pool, but wants the EPSD to allow swimmers to use the bathroom and shower facilities at the school. *Mr. Dacey explained that as per her previous requests temporary shower facilities for the pool will be available and the bathrooms at the Tryon Field house are being renovated.*
- Phil Vogel 318 Marlboro Road:
  - Questioned the amount of the increased cost of Tryon Pool in Resolution #116.
  - Spoke about the trolleys (#114 and 115) and feels that if the City publishes a good schedule it would increase the ridership.
  - In regard to Resolution #119, he wanted to know about the architectural costs and when work was last done on the monument.
- Rickie Taylor 259 Genesee Avenue:
  - Thanked the City for acknowledging him at the Memorial Day Ceremony.
- Sandy Greenberg 449 Liberty Road:
  - Asked if the names of all the veterans are inscribed on the bricks on the semicircular wall (Resolution #119).
  - Asked if the trolleys could transport seniors to nighttime meetings (#114 and 115).

- Carol Moskowitz 227 Cambridge Avenue:
  - Spoke about the trolleys and their reliability (#114 and 115).
- Laura Vogel 318 Marlboro Road:
  - Said that the trolleys should run at odd hours and not just rush hours because NJ Transit does not (#114 and 115).
- Garret Helm 318 W. Ivy Lane:
  - Spoke about the trolleys and the safety of the riders (#114 and 115).
- Sandy Greenberg 449 Liberty Road:
  - Spoke about the Tryon Pool and kids jumping in after hours on extremely hot evenings (#116).
- Steve Moskowitz 227 Cambridge Avenue:
  - Spoke about the trolleys and their charm. Feels they were underutilized and suggested striping in the street along the route and better signage. Wants them to stay (#114 and 115).
- Magalye Matos Rosemont Place:
  - Thanked the City for providing the trolleys for the seniors to ride in during the Memorial Day parade. Hoping to use the trolleys to transport families to local sites such as Flat Rock Brook Nature Center and the Library (#114 and 115).

RESOLUTION # 113-05-28-13

**RENEWAL OF LIQUOR LICENSES FOR 2013-2014**

**BE IT RESOLVED** by the City Council of the City of Englewood that the City Clerk is hereby directed to sign, issue, and deliver Alcoholic Beverage licenses to each of the persons, associations, firms, corporations, or clubs listed below; and to be effective only at the locations set forth after their respective names for the period beginning July 1, 2013 at 12:01 AM and ending June 30, 2014 at 12:00 midnight; and

**BE IT FURTHER RESOLVED** that a periodic review of all liquor licenses will be conducted during the 2013-2014 license year.

**CLUB LICENSE #31**

0215-31-030-001	Henry Douglas Post #58 American Legion Inc. t/a Henry Douglas Post #58	151 W. Forest Avenue
0215-31-037-001	Shiloh Craftsman Club	37 Bennett Road
0215-31-034-001	Englewood Field Club t/a Englewood Field Club	341 Engle Street

**PLENARY RETAIL CONSUMPTION LICENSE W/BROAD PACKAGE PRIVILEGE #32**

0215-32-009-003	YNS Englewood Liquors Inc. t/a Englewood Liquors	42 E. Palisade Avenue
0215-32-011-006	TSH Wine & Liquor Inc. t/a Oprandy's Wines and Liquor	14-16 E. Hudson Avenue

**PLENARY RETAIL CONSUMPTION LICENSE #33**

0215-33-006-005	Larry Brad Drucker, Inc. t/a Cassies Restaurant & Pizzeria	18 S. Dean Street
0215-33-014-006	AWJ Inc. t/a Solaia - Caprizza	22-24 N. Van Brunt Street
0215-33-025-007	Du Enterprises LLC t/a Akai Lounge	11 N. Dean Street
0215-33-027-006	Sangria LLC t/a Sangria	90 W. Palisade Avenue
0215-33-003-010	4 West LLC t/a 4 West Diner	412 S. Van Brunt Street
0215-33-024-013	21 Palisade Avenue LLC t/a Blue Moon Mexican Cafe	23-25 E. Palisade Avenue

**PLENARY RETAIL CONSUMPTION LICENSE (HOTEL/MOTEL EXCEPTION) #36**

0215-36-046-006	Crescent Hotels & Resorts LLC	401 S. Van Brunt Street
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t/a Crowne Plaza Englewood

**LIMITED RETAIL DISTRIBUTION LICENSE # 43**

0215-43-001-005 Jordan Convenience Corner Inc. 190 W. Englewood Avenue  
t/a Jordan Convenience Corner  
0215-43-002-006 M Y Deli Inc. 548 Grand Avenue

**PLENARY RETAIL DISTRIBUTION LICENSE #44**

0215-44-013-008 Sudhdh LLC 228-230 Englewood Avenue  
t/a Wides Liquors  
0215-44-028-007 Jayshri Ambe, Inc. 91 W. Palisade Avenue  
t/a C&R Beverage Co.  
0215-44-008-001 Alison Beverages of NJ Inc. 53 Nathaniel Place  
t/a Shoprite Liquors of Englewood  
0215-44-019-004 Jerry's Outlet Inc. 410 S. Dean Street  
t/a Jerry's Gourmet & More

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

RESOLUTION #114-05-28-13

**APPROVING THE INTRODUCTION OF THE  
ENGLEWOOD SPECIAL IMPROVEMENT DISTRICT BUDGET FOR FY 2013**

**WHEREAS**, the Englewood Special Improvement District budget for FY 2013 (July 1, 2012 - June 30, 2013) was approved by the Englewood Economic Development Corporation, the District Management Corporation, on May 7, 2013; and

**WHEREAS**, N.J.S.A. 40:56-65 et seq requires that the budget be introduced and approved by the City Council on two readings of a resolution following a public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, County of Bergen, State of New Jersey, as follows:

**Section 1.** The following statement of revenues and appropriations represents the Special Improvement District budget for FY 2013.

<u>Revenues</u>		<u>Appropriations</u>	
Clean Communities Grant	\$ 37,000	Clean Communities Expenses	\$ 11,000
Parking Lot Revenue	20,000	Parking Lot Expense	14,000
Business License Fees	<u>250,000</u>	Loan Repayment (NJDCA)	120,000
		Public Improvements and Planning	90,000
		Property Maintenance and Taxes	27,000
		Management and Maintenance	20,000
		Advertising and Marketing	15,000
		Accounting and Audit	<u>10,000</u>
Total Revenues	\$ 307,000	Total Appropriations	\$ 307,000

**Section 2.** This budget is hereby approved on first reading by the City Council and the budget shall be published in the Record and a public hearing shall be scheduled at the City Council Workshop meeting on June 11, 2013 at which time fee payers or other interested parties will be heard.

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

**APPROVING THE INTRODUCTION OF THE  
ENGLEWOOD SPECIAL IMPROVEMENT DISTRICT BUDGET FOR FY 2014**

**WHEREAS**, the Englewood Special Improvement District budget for FY 2013 (July 1, 2013 - June 30, 2014) was approved by the Englewood Economic Development Corporation, the District Management Corporation, on May 7, 2013; and

**WHEREAS**, N.J.S.A. 40:56-65 et seq requires that the budget be introduced and approved by the City Council on two readings of a resolution following a public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, County of Bergen, State of New Jersey, as follows:

**Section 1.** The following statement of revenues and appropriations represents the Special Improvement District budget for FY 2014.

<u>Revenues</u>		<u>Appropriations</u>	
Clean Communities Grant	\$ 37,000	Clean Communities Expenses	\$ 37,000
Parking Lot Revenue	20,000	Parking Lot Expense	15,000
Business License Fees	\$ <u>250,000</u>	Public Improvements & Planning	100,000
		Management and Maintenance	60,000
		Advertising and Marketing	85,000
		Accounting and Audit	<u>10,000</u>
 Total Revenues	 \$ 307,000	 Total Appropriations	 \$ 307,000

**Section 2.** This budget is hereby approved on first reading by the City Council and the budget shall be published in the Record and a public hearing shall be scheduled at the City Council Workshop meeting on June 11, 2013 at which time fee payers or other interested parties will be heard.

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

**AMEND RESOLUTION FOR THE AWARD OF CONTRACT  
FOR POOL MANAGEMENT SERVICES TO INCLUDE EXTENDED HOURS AT TRYON POOL**

**WHEREAS**, the City of Englewood previously awarded Resolutions # 070-02-21-12 and #094-04-03-12 to the YWCA of Bergen County for Pool Management Services for the Mackay Park Pool and the Tryon Pool for the 2012 and 2013 operating seasons; and

**WHEREAS**, the City desires to amend the Award of Contract for Pool Management Services for the 2013 operating season to include extended hours at the Tryon Pool; and

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

**WHEREAS**, the City Manager has determined that the value of this contract will not exceed \$60,094 in the 2013 operating season and the expanded scope of services will include:

- Operating the Tryon Pool facility weekly from June 26, 2013 to September 2, 2013, Monday through Friday between the hours of 1:00PM to 6:00PM and Saturday and Sunday between the hours of 1:00PM to 8:00PM.

**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 the Award of Contract for Pool Management Services which was previously awarded to the YWCA of Bergen County per

Resolutions #070-02-21-12 and #094-04-03-12 be amended to include the extended hours at Tryon Pool for the 2013 operating season.

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

RESOLUTION #117-05-28-13

**AWARD OF CONTRACT FOR REGISTRY OF VACANT/ABANDONED PROPERTY**

**WHEREAS**, the City of Englewood has properties that have become vacant and abandoned due to foreclosure, which can be a detriment to residents who live in close proximity and to the City as a whole. Abandoned properties suffer from lack of maintenance and become neglected while going through the foreclosure process thus creating degrading appearances to the neighborhoods and diminishing the City's overall image as an attractive and inviting community. The City has a need for a qualified licensed firm that has unique expertise and experience developing and implementing a user friendly system to register and track vacant and abandoned properties so that the City's Code Enforcement and Property Maintenance Departments can contact the appropriate parties when maintenance is needed on a property; and

**WHEREAS**, the City issued a Request For Proposal on April 12, 2013 with submissions to be received on May 8, 2013 to solicit Proposals from Respondents to provide a Registry of Vacant/Abandoned Property, and based on professional experience, expertise and reputation, the City Council of the City of Englewood awards a contract for such services to the Federal Property Registration Corporation (FPRC) with offices located at 6767 N. Wickham Road, Suite 500, Melbourne, Florida 32940 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 a contract will be awarded for a two-year term commencing June 1, 2013 through May 31, 2015 for the following Scope of Services:

1. Identify vacant/abandoned properties within the City of Englewood, and the mortgagee that holds a mortgage on the real property that is declared to be in default.
2. Notify mortgage holder of its requirement to register vacant/abandoned properties, within ten (10) days of the date that the mortgagee declares its mortgage to be in default, pursuant to Ordinance #13-02 (Appendix F) .
3. Provide mortgage holder detailed instructions on how to register the property, identifying information required to complete registry, access to the registry system, select and identify the local property manager and any other information necessary by the mortgage holder to complete the registry of the property.
4. Train and provide support with the responsible person for the lender to electronically register the information.
5. Develop and design or acquire and maintain, through the duration of the engagement, a web-based electronic registry system that affords all mortgage holders the opportunity to go online and register vacant/abandoned properties as required by Ordinance #13-02 (Appendix F) .
6. Provide the City of Englewood free access to, and training on, the web-based electronic registry system and reporting tools. Also provide any necessary website and reporting tools to support to the City.
7. Include in the web-based electronic registry system, at no cost to the City, any properties that have been registered with the City prior to the commencement of any Vendor services hereunder.
8. Provide the record of vacant/abandoned properties, with mortgages declared to be in default, that have not been registered and the current status of the registration process for each property.
9. Provide the financial accounting of property registrations, identifying those that are in compliance with the ordinance as well as those that have not met its financial obligations.
10. Provide financial reports reasonably requested by the City of Englewood.

**WHEREAS**, Ordinance #13-02 (Appendix F) allows for fees to be collected. The City of Englewood is desirous of the fee being split between the Registration Company and the City. And, the City of Englewood expects that no other costs will be assessed

against it. The City determines that a \$200 fee should be charged for registration costs with the fee being split 50/50 between the City and Federal Property Registration Corporation (FPRC); 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

**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 Federal Property Registration Corporation (FPRC) to provide Registry of Vacant/Abandoned Property services as outlined in the Request for Proposal, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and Federal Property Registration Corporation (FPRC).

**BE IT FURTHER RESOLVED**, that a copy of the within resolution, together with a copy of the Agreement and that the Business Entity Disclosure Certification and the Determination of Value, be on file in the Office of the City Clerk and be available for public inspection during regular business hours; and

**BE IT FURTHER RESOLVED**, that the City Clerk is hereby authorized to cause a brief notice to be published once in The Record newspaper stating the nature, duration, service, and amount of the contract and that the resolution and contract are on file and available for public inspection in the office of the City Clerk.

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

RESOLUTION #118-05-28-13

**AUTHORIZING AWARD OF CONTRACT FOR 2013 ROAD IMPROVEMENT PROGRAM**

**WHEREAS**, sealed bids were received on May 9, 2013 for the 2013 Road Improvement Program in accordance with specifications therefore and following public advertisement; and

**WHEREAS**, specifications were sent and responsible bids were received from seven (7) bidders listed on the attached Bid Summary Sheet; and

**WHEREAS**, the bid submitted by DLS Contracting, Inc., 633 Franklin Avenue, Suite 170, Nutley, New Jersey 07110, for the sum of \$639,924.00 was determined to be the low bid and is in compliance with the specifications; and based upon the recommendation of the City Engineer, can be accepted by the City Council; and

**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 DLS Contracting, Inc. 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 DLS Contracting, Inc., for the 2013 Road Improvement Program 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 13-06

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

**AWARD PROFESSIONAL SERVICES CONTRACT TO ARCARI + IOVINO ARCHITECTS PC  
TO PROVIDE BASIC ARCHITECTURAL SERVICES FOR  
THE RENOVATION OF THE LIBERTY SQUARE MONUMENT**

**WHEREAS**, the City of Englewood requires an architect to provide basic architectural services for the renovations of the Liberty Square Monument as a professional service. The scope of work will include:

Construction Document Phase:

- o Visit site to measure and photograph existing conditions
- o Prepare base drawings (plans and elevations)
- o Research companies and procedures for repairs and restorations
- o Select materials for flag poles, lighting, etc.
- o Communicate/meet with City to review findings
- o Finalize drawings and specifications
- o Assemble project manual
- o Submit documents to City for final review prior to bid
- o Provide three sets of signed and sealed drawings for Building Department review

Bidding Phase:

- o Prepare bid forms and packages
- o Prepare and distribute bid documents
- o Assist Owner with public ad format
- o Address to bidder questions, addenda
- o Attend bid opening at City Hall
- o Review bid submissions for Lowest Responsible Bidder
- o Write letter of bid recommendation

Construction Period Phase:

- o Conduct a pre-construction meeting
- o Review initial schedules of time and money by contractor
- o Review periodic applications for payment by contractor
- o Review product and equipment submittals and shop drawings
- o Attend 3 site meetings and issue reports
- o Project closeout and final site visit

**WHEREAS**, on the recommendation of the City Engineer, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to Arcari + Iovino Architects PC with offices located at One Katherine Street, Little Ferry, New Jersey 07643 pursuant to N.J.S.A. 19:44A-20.5 as other than a "Fair and Open" contract as defined therein; and

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

**WHEREAS**, the City Manager has determined the value of this contract for the scope of services as stated above and in the attached proposal, is not to exceed \$12,500;

**WHEREAS**, Arcari + Iovino Architects PC will complete and submit a Business Entity Disclosure Certification and a Political Contribution Disclosure Form certifying that the firm has not made or will make any reportable contributions that would bar the award of this contract under the provisions of N.J.S.A. 19:44A-1 et seq. and City of Englewood Ordinance No. 07-31; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available to award this contract and a copy of said certification is on file in the office of the City Clerk.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, State of New Jersey that a professional services contract is hereby awarded to Arcari + Iovino Architects PC basic architectural services for the renovations of the Liberty Square Monument as a professional service;

**BE IT FURTHER RESOLVED**, that a copy of the within resolution, together with a copy of the Agreement and that the Business Disclosure Entity Certification and the Determination of Value, be on file in the Office of the City Clerk and be available for public inspection during regular business hours; and

**BE IT FURTHER RESOLVED**, that the City Clerk is hereby authorized to cause a brief notice to be published once in the Record newspaper stating the nature, duration, service, and amount of the contract and that the resolution and contract are on file and available for public inspection in the office of the City Clerk.

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

RESOLUTION #120-05-28-13

**HONORING RON DAVIS AND HIS FIGHT TO STOP GUN VIOLENCE**

**WHEREAS**, on the day after Thanksgiving 2012, a Florida man Ron Davis received the phone call that every parent fears his beloved son, Jordan Davis and a friend had been shot at in the parking lot of a Jacksonville, Florida convenience store. He made the frantic 30 minute drive to the hospital praying that his son was still alive and while waiting for more than an hour to find out but unable to enter the Trauma Room because of privacy laws, Mr. Davis showed a nurse a photo of his son on his cell phone and asked if this was the unidentified young man that was being worked on. The nurse went in with the phone and out came the doctors and the chaplain, seventeen year old Jordan Davis had succumbed to his wounds; and

**WHEREAS**, the shooter who stole this young man's life did so because he thought that the music coming from their red SUV was too loud. In the next few weeks Mr. Davis began researching newspaper and online articles and Florida's legal code regarding gun laws. He believes that a change has taken place in his home state of Florida because of the adoption of the infamous Stand Your Ground statute which does not require that those who feel threatened retreat but gives them legal cover to use deadly force. Florida's crime rate has decreased since 2005 but the statistics show that the number of "justifiable homicides" involving civilian shooters has tripled since the adoption of this statute. This has propelled Ron Davis to action and his efforts are directed at repealing this controversial statute in Florida; and

**WHEREAS**, on Wednesday, May 29, 2013 Mr. Ron Davis will be a panelist along with New Jersey Senator Loretta Weinberg, District 37 and Mark Riley, nationally acclaimed radio personality for "A Conversation on Gun Violence" to discuss its impact and what we can do locally to make a difference. This event is being held at the Community Baptist Church on 224 First Street in the City of Englewood from 7:00pm to 8:30pm; and

**WHEREAS**, the residents of the City of Englewood and the surrounding communities are being encouraged to come and join the conversation on this extremely important topic so no other parent should have to lose a child to senseless gun violence.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the City Council of the City of Englewood that they support the efforts of Mr. Ron Davis work to honor the memory of his slain son Jordan Davis in his battle to revise gun legislation and to save other families from the horror that befell his own.

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

Updates:

- Genesee Avenue/Lafayette Place Garden:
  - Mayor Huttie thanked Lucy Walker for her advocacy.
  - Tim Dacey, City Manager gave the history of the garden and explained that it had been cleared in the winter (rotting fruits and vegetables) and that new topsoil has been placed in the garden by DPW.
- John T. Wright Ice Arena:
  - Mayor Huttie explained that the Boy and Girls Club of Garfield have terminated their agreement with the City. He announced that he would be forming a John T. Wright Arena Task Force comprised of not more than 15 members and it will include two (2) council members; Eugene Skurnick and Wayne Hamer if they are willing to serve. Read the guidelines for the task force and a draft budget for financing the arena was also included.

## Public Session:

- Phil Vogel 318 Marlboro Road:
  - Stated that this would be the fourth time that he has been appointed to a task force for the arena. The timing of the task force is a problem because it will too late for hockey teams to rent ice time.
  - City just needs to make a commitment to get the work done and get it opened.
- Jeanne Hopewell 380 Liberty Road:
  - Supporter of the ice arena and resuming programs there. Wants a floor put down in the off season for roller skating.
- Ennola Clark 178 Warren Street #2:
  - Next door neighbor had threatened her on May 16, 2013 and she called the Englewood Police Department. Unhappy with the police department's response time.
- Curtis Caviness 41 E. Forest Avenue:
  - Spoke about the dysfunction of the City and its government.
  - Declined to serve on the John T. Wright Arena Task Force.
- Bruce Prince 120 Jones Road:
  - Was unhappy that an agenda item involving children is lasted at the end of the agenda which is too late for the children on a school night.
  - Applauds the mayor for wanting to put together a plan for the arena, but he feels that the Mayor and Council need to do the work and get the arena open for the winter. Feels that the committee will not come up with anything in 90 days.
- Lucy Walker 363 Washington Place:
  - Said that in regard to the ice arena, the public was never shown any plans for programming just costs and expenses.
  - Spoke about the topsoil being taken away from the garden and because of that water is pooling on the property. People are willing to work the garden.
- Don Fischer Midland Park resident:
  - Explained that he was the prior operator of the ice arena.
  - Spoke about the expenses that Larry Tippner had put forth for the arena.
  - The ice arena holds great value for the community and many previous users want to come back. Also spoke about the history of the arena and the years of mismanagement. Stated that the City never used the arena properly.
- Eda Greenbaum 566 Ridgeland Terrace:
  - Feels that a task force of fifteen (15) members is too large and they will never come to a decision. Two (2) to three (3) people are enough. Just wants the City to get the arena open again.
- Alva Jones 87 Dubois Court:
  - Feels that the task force is not necessary and roller skating is what is needed for the 4<sup>th</sup> Ward children.
  - Enjoyed the Memorial Day parade but thinks that there should be more bands.
  - Trees with wires in them need to be removed so they do not fall in a storm.
- Angelique Phillips 303 Marlboro Road:
  - Thrilled that bilingual flyers for the Recreation Department's programs came home from school in her children's' backpacks.
  - Tired of people saying what African American people will not do, wants everyone to stop turning everything into a Ward issue. Wants the arena reopened.
- Garret Helm 318 W. Ivy Lane:
  - Lifelong resident of Englewood and learned to skate at the arena. Mayor and Council need to get the roof fixed and reopen the arena as the people have requested.
- Laura Vogel 318 Marlboro Road;
  - Explained that the attendance at Tryon Pool fell after the Adult Swim time was cut.
  - Likes the idea of the task force but also thinks that 15 members are too much.
  - The arena can be used year round but the temperatures inside the building have to be brought down for use in the summer.
  - Liberty School is in bad shape and unsafe for use by children.
- Eric Fromen 370 Eton Street:
  - Would prefer that topics related to children be listed earlier on the agenda
  - Was here 4 years ago fighting for the arena to remain open. His children participate in the Kodiak Ice Hockey program that was held in the arena ion Sundays.

- Sheila Figueroa Humphrey Street:
  - Moved tonight by all of the people concerned about programs for children.
- Leslie Ann Fromen 370 Eton Street:
  - Has always skated at the arena and also taught skating there and would like it reopened. Wants to teach there again.
- Lisa Wisotsky 237 Hutchinson Road:
  - Her children have always used the ice arena. Finds it offensive that people do not think that children from the 4<sup>th</sup> Ward use the arena and they do.
- Sandy Greenberg 449 Liberty Road:
  - Pleased with tonight's meeting and all of the people who spoke.
  - Ice skating should not be stopped in Englewood.
  - Wants a "WATER" list published of what is available to residents of Englewood.
  - Recommended a member for the Disability Advisory Committee.
- Leen Ann Mosley 115 W. Hudson Avenue:
  - Spoke about the topsoil being removed from the garden.
  - Wants a published directory of what is available in the City and not just online.
  - Spoke about the Boys and Girls Club and the task force, pool attendance, trolley budget and wants residents only appointed to committees.
- Helen Kiphaut 99 Charles Street:
  - Suggested that Bruce Springsteen hold a concert at the arena as a charity event to raise money for it.
- Sari Klahr 90 S. Woodland Street:
  - Thinks it is all political, just wants the ice arena reopened.
- Howard Haughton 374 Miller Avenue:
  - President of the Board of Education of the EPSD, and came to thank the Mayor and Council for partnering with the EPSD on the 21<sup>st</sup> Century Learning Grant.
  - On a personal note, he would like to see the arena reopened.
- Tony Ular Bomber Hockey Club:
  - Has been playing at the ice arena for 30 years and would like to see it reopened.
- Dorothy Carlos 262 Garden Street:
  - Asked why an activities list cannot be provided online.
- Sue Gamrin Murray Avenue:
  - Wants lists of activities printed for the public.
- James Evans 341 Washington Place :
  - Wants to know where the Recreation Department will be permanently located and can a marquee be placed there to give info on programs.

**ADJOURN: 11:00 PM**

Motion:

All in Favor

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Lauren Vande Vaarst, RMC  
City Clerk