

CITY OF ENGLEWOOD
CITY COUNCIL WORKSHOP MEETING
MUNICIPAL COURT 73 S. VAN BRUNT STREET

January 14, 2013 – 7:30 pm

OPEN PUBLIC MEETINGS ACT STATEMENT

WORKSHOP AGENDA ITEMS:

- **ORDINANCES – INTRODUCTION/FIRST READING:**

- **Ordinance #14-01**

- BOND ORDINANCE APPROPRIATING \$7,650,000 FOR CONSTRUCTION OF A FIRE HOUSE AND AUTHORIZING THE ISSUANCE OF \$7,267,500 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENT, AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF ENGLEWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY

- **SWEARING-IN OF POLICE OFFICER AND PROBATIONARY FIRE FIGHTERS**

- **ORDINANCES FOR DISCUSSION:**

- Stop Signs at intersection of Chestnut Street/Johnson Avenue/Brayton Street
- Amend prohibitions on right turn on red- Van Nostrand Avenue and Broad Avenue
- Amend Membership of Recreation Advisory Committee
- Amend Tree Ordinance
- Limiting Changes in Topography

- **RESOLUTIONS FOR DISCUSSION:**

- 2013 Reserve Budget Transfers
- Award Professional Services Contract for Real Estate Appraiser to Defend the 2013 Tax Appeals Filed with the Bergen County Board of Taxation
- Award Professional Services Contract to Piazza Engineering for Surveys of Englewood Streets
- Refunds Due to County Board of Taxation Appeals
- Refunds Due to State Tax Appeals
- Refund Due to Veteran Deduction
- Refund Due to Veteran Deduction
- Place -To- Place Transfer of Plenary Retail Distribution License
- Cancellation of Old Outstanding Checks
- Resolution for a Zero Percent Tax Rate Increase in the 2014 Municipal Budget
- Resolution to Approve Changes in Schedule of Dues for Flat Rock Brook Nature Association

- **ITEMS FOR DISCUSSION:**

- **PUBLIC SESSION:**

- **CLOSED SESSION:**

- Personnel (Board and Committee Appointments)
- Litigation

- **ADJOURN**

CITY OF ENGLEWOOD

ORDINANCE #14-01

BOND ORDINANCE APPROPRIATING \$7,650,000 FOR CONSTRUCTION OF A FIRE HOUSE AND AUTHORIZING THE ISSUANCE OF \$7,267,500 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENT, 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 \$7,650,000. A down payment of \$382,500 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 \$7,650,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$7,267,500 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 \$7,267,500 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 \$7,267,500, 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)	Bonds or Notes Authorized	Useful Life (Years)
Construction of a new Fire House to include but not limited to building design and construction, site work, furniture and equipment, construction management, contingency for additional expenses and costs, and including all costs, improvements, equipment and/or appurtenances necessary therefore and related thereto.	\$7,650,000	\$382,500	\$7,267,500	30

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 30 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 \$7,267,500 and obligations authorized and/or hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$1,530,000 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 #14-01

BOND ORDINANCE APPROPRIATING \$7,650,000 FOR CONSTRUCTION OF A FIRE HOUSE AND AUTHORIZING THE ISSUANCE OF \$7,267,500 OF BONDS AND/OR BOND ANTICIPATION NOTES FOR SAID IMPROVEMENT, 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 #14-XX

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-11
SCHEDULE IV OF THE TRAFFIC AND PARKING ORDINANCE
OF THE CODE OF THE CITY OF ENGLEWOOD**

WHEREAS, Chapter 25, Section 25-11 Schedule IV the following intersections are designated as stop intersections within the City of Englewood; and

WHEREAS, the Governing Body of the City of Englewood wishes to add the following streets to the Schedule IV.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Englewood, Bergen County, New Jersey, that Chapter 25-11, Schedule IV is hereby amended as follows to add the following street as a stop intersection:

Street(s)
Chestnut Street/Johnson Avenue/ Brayton
Street

Location of Stop Sign(s)
On Chestnut Street for eastbound traffic
and on Johnson Avenue for southbound
Traffic.

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

ORDINANCE #14-XX

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-11
SCHEDULE IV 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						

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PRESENTED TO MAYOR:

APPROVED _____

REJECTED _____ (VETO)

MAYOR FRANK HUTTLE III

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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 #14-XX

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-30
SCHEDULE XX OF THE TRAFFIC AND PARKING ORDINANCE
OF THE CODE OF THE CITY OF ENGLEWOOD**

WHEREAS, Chapter 25, Section 25-30 provides that no person shall make a right turn, when facing a steady red signal (STOP) indication, at any of the locations designated in Schedule XX; and

WHEREAS, the Governing Body of the City of Englewood wishes to amend Schedule XX.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Englewood, Bergen County, New Jersey, that Chapter 25-30, Schedule XX is hereby amended as follows:

Intersection	Times	Direction
Broad Avenue and Van	7:00 a.m. to 9:00 a.m.,	All
Nostrand Avenue	11:30 a.m. to 1:00 p.m., 3:00 p.m. to 4:00 p.m., school days	
	All	

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

ORDINANCE #14-XX

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-30
SCHEDULE XX 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						

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PRESENTED TO MAYOR:

APPROVED _____

REJECTED _____ (VETO)

MAYOR FRANK HUTTLE III

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Council of the City of Englewood.

Lauren P. Vande Vaarst, RMC
City Clerk

CITY OF ENGLEWOOD

ORDINANCE #14-XX

AN ORDINANCE AMENDING CHAPTER 8 BOARDS, COMMISSIONS AND AGENCIES, SECTION 8-18 ARTICLE IV ADVISORY COMMITTEES OF THE CODE OF THE CITY OF ENGLEWOOD

WHEREAS, Chapter 8 Boards, Commissions and Agencies, Section 8-18 Article IV, Subsection B (1) provides for the membership of the Recreation Advisory Committee; and

WHEREAS, the Governing Body of the City of Englewood wishes to amend the aforesaid Section.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Englewood, Bergen County, New Jersey, that Chapter 8 Boards, Commissions and Agencies, Section 8-18 Article IV, Subsection B (1) is hereby amended as follows:

B. Recreation Advisory Committee.

[Amended 12-7-1982 by Ord. No. 82-48; 2-4-1992 by Ord. No. 92-04; 6-1-1999 by Ord. No. 99-14]

(1) ~~Eight~~ **Twelve** members consisting of ~~one~~ **two** members from each ward and four members at large, with staggered terms so as to result in the expiration of no more than three terms in any one year, appointed by the City Council.

ORDINANCE #14-XX

AN ORDINANCE AMENDING CHAPTER 8 BOARDS, COMMISSIONS AND AGENCIES, SECTION 8-18 ARTICLE IV ADVISORY COMMITTEES 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:

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Forman						
Skurnick						
Cohen						
Hamer						

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PRESENTED TO MAYOR:

APPROVED _____

REJECTED _____ (VETO)

MAYOR FRANK HUTTLE III

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Lauren P. Vande Vaarst, RMC
City Clerk

CITY OF ENGLEWOOD

RESOLUTION #XXX-01-28-14

2013 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 2013 where a deficit would possibly occur on or before March 31, 2014 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
2013 RESERVE BUDGET TRANSFERS**

<u>Description</u>	<u>Account</u>	<u>TO</u>	<u>FROM</u>
CITY MGR-S&W	3-01-20-100-XXX	\$0.00	
CITY MGR-O/E	3-01-20-100-XXX	\$0.00	
HR-S&W	3-01-20-105-XXX		\$0.00
HR-O/E	3-01-20-105-XXX	\$0.00	
CLERK-S&W	3-01-20-120-XXX	\$0.00	
CLERK-O/E	3-01-20-120-XXX		\$0.00
FINANCE-S&W	3-01-20-130-XXX	\$0.00	
FINANCE-O/E	3-01-20-130-XXX	\$0.00	\$0.00
DATA PROCESS-O/E	3-01-20-140-XXX		\$0.00
TAX COLLECT-S&W	3-01-20-145-XXX		\$0.00
TAX COLLECT-O/E	3-01-20-145-XXX	\$0.00	
LEGAL O/E	3-01-20-155-XXX		\$0.00
C DEV-S&W	3-01-20-170-XXX	\$0.00	
C DEV-O/E	3-01-20-170-XXX		\$0.00
CODE ENF-S&W	3-01-22-195-XXX	\$0.00	
CODE ENF-O/E	3-01-22-195-XXX	\$0.00	\$0.00
INSUR-MED	3-01-23-210-XXX		\$0.00
POLICE-S&W	3-01-25-240-XXX	\$0.00	\$45,000.00
POLICE-O/E	3-01-25-240-XXX	\$0.00	\$0.00
EMS-S&W	3-01-25-252-XXX		\$0.00
FIRE-S&W	3-1-25-265-XXX		\$15,000.00
FIRE-O/E	3-01-25-265-XXX	\$0.00	\$0.00
ROADS-S&W	3-01-26-290-XXX		\$10,000.00
DPW ADMIN-O/E	3-01-26-300-XXX	\$0.00	
BLDG & GRDS-O/E	3-01-26-310-XXX	\$0.00	\$0.00
SEWER-S&W	3-01-26-302-XXX	\$0.00	
SEWER-O/E	3-01-26-302-XXX	\$0.00	
SANITATION-S&W	3-01-26-305-XXX	\$0.00	
SANITATION-O/E	3-01-26-305-XXX	\$80,000.00	\$0.00
PARK MAINT-S&W	3-01-26-306-XXX	\$0.00	
CONST & FAC-S&W	3-01-26-311-XXX	\$0.00	
CONST & FAC-O/E	3-01-26-311-XXX	\$0.00	
CENT MAINT-S&W	3-01-26-315-XXX	\$0.00	\$10,000.00
CENT MAINT-O/E	3-01-26-315-XXX	\$0.00	\$0.00
CONDO REIM	3-01-27-370-XXX		\$0.00
TERMIN LEAVE	3-01-27-350-XXX	\$0.00	
REC-S&W	3-01-28-370-XXX	\$0.00	
REC-O/E	3-01-28-370-XXX		\$0.00
COURT S&W	3-01-43-490-XXX	\$0.00	\$0.00
COURT O/E	3-01-43-490-XXX	\$0.00	
HEALTH INS	3-01-23-210-XXX		\$0.00
UTILITIES-GAS & EL	3-01-31-446-XXX		\$0.00
LEAF DISPOSAL	3-01-31-455-XXX		\$0.00
BCUA-SOLID WASTE	3-01-31-455-XXX		\$0.00
PROP MAINT ABATE	3-01-20-175-XXX		\$0.00
CITY PHYSICIAN	3-01-27-355-XXX		\$0.00
PROSECUTOR S&W	3-01-20-275-XXX		\$0.00
		S/T \$80,000.00	\$80,000.00

The accounts in the "FROM" column have more funding than necessary while the accounts in the "TO" column have insufficient funds to cover anticipated expenses through the end of the year 2013.
This resolution transfers funds from the accounts that have too much money to the ones that need money.

CITY OF ENGLEWOOD

RESOLUTION #XXX-01-28-14

**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 2014 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.

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

CITY OF ENGLEWOOD

RESOLUTION #XXX-01-28-14

**AWARD PROFESSIONAL SERVICES CONTRACT TO PIAZZA ENGINEERING
FOR SURVEYS OF ENGLEWOOD STREETS**

WHEREAS, the City of Englewood requires a consultant to provide professional surveying services for the following various Englewood street surveys as located in the City of Englewood:

- Elkwood Terrace from Hudson Avenue to Davison Place, a distance of approximately 1,830 lineal feet plus intersections.
- Whitewood Road from Hudson Avenue to Davison Place, a distance of approximately 1,330 lineal feet plus intersections.
- Hudson Avenue from Elkwood Terrace to Overpeck Creek culvert, a distance of approximately 1,025 lineal feet plus intersections.

WHEREAS, the surveyor shall provide a complete topographic survey and plans for the above referenced streets (approximately 4,185 lineal feet) which shall include the services as outlined in their proposal dated December 16, 2013; and

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 Piazza Engineering, 2-14 Fair Lawn Avenue, Fair Lawn, New Jersey 07410 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, will be compensated by a lump sum fee of \$20,500, plus project coordination and reimbursable expenses; and

WHEREAS, Piazza Engineering 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 Piazza Engineering to provide professional surveying services for the aforementioned various Englewood street surveys as located in the City of Englewood; and

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.

Funding for this project is available from the following source:

- Ordinance 11-10 (b)

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 #XXX-01-28-14

REFUNDS DUE TO COUNTY BOARD OF TAXATION APPEALS

WHEREAS, a judgment has been received from the Bergen County Board of Taxation 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, THEREFORE, 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 \$47,744.21 for said years due to successful judgments.

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 #XXX-01-28-14

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, THEREFORE, 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 \$236,070.91 for said years due to successful tax court judgments.

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 #XXX-01-28-14

REFUND DUE TO VETERAN DEDUCTION

WHEREAS, Mr. John Joseph Leonessa, has filed an application for a Property Tax Deduction for Veterans with proper supporting documentation thus making him eligible for the \$250 deduction on property taxes.

WHEREAS, Mr. Leonessa having satisfied his property tax obligations for the year 2013 now reflects an overpayment of \$250.00 for said year.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Englewood, in the County of Bergen, State of New Jersey, hereby authorize the Chief Financial Officer to issue a check in the amount of \$250.00 to Mr. John Joseph Leonessa, 54 Highwood Avenue, Englewood, NJ 07631 also known as Block 712, Lot 13; and,

BE IT FINALLY RESOLVED, that a certified copy of this Resolution be forwarded to the Tax Collector.

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 #XXX-01-28-14

REFUND DUE TO VETERAN DEDUCTION

WHEREAS, Mr. Robert Eastman, has filed an application for a Property Tax Deduction for Veterans with proper supporting documentation thus making him eligible for the \$250 deduction on property taxes.

WHEREAS, Mr. Eastman having satisfied his property tax obligations for the year 2013 now reflects an overpayment of \$250.00 for said year.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Englewood, in the County of Bergen, State of New Jersey, hereby authorize the Chief Financial Officer to issue a check in the amount of \$250.00 to Mr. Robert Eastman, 208 Jane Street, Englewood, NJ 07631 also known as Block 507, Lot 1; and,

BE IT FINALLY RESOLVED, that a certified copy of this Resolution be forwarded to the Tax Collector.

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 # XXX-01-28-14

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

WHEREAS, an application has been filed for a place-to-place transfer of a Plenary Retail Distribution License 0215-44-004-007, heretofore issued to Gettenberg & Wellisch LLC trading as Englewood Wine Merchants for the premises located at 3 East Pallsade Avenue, Englewood, NJ 07631 to be transferred to Gettenberg & Wellisch LLC trading as Englewood Wine Merchants for premises located at 1 Engle Street, Englewood, NJ 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

NOW, THEREFORE, BE IT RESOLVED that the City of Englewood does hereby approve, effective April 1, 2014, the place-to-place transfer of the aforesaid Plenary Retail Distribution License to Gettenberg & Wellisch LLC trading as Englewood Wine Merchants, 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 Gettenberg & Wellisch LLC trading as Englewood Wine Merchants and to the premises located at 1 Engle Street, Englewood, New Jersey 07631 effective April 1, 2014."

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 #XXX-01-28-14

CANCELLATION OF OLD OUTSTANDING CHECKS

WHEREAS, it has been determined that there exist outstanding checks from 2010 through June 30, 2013 in the following funds:

Current Fund	\$ 20,396.01
Trust Fund	\$ 43.00
Developers Trust Fund	\$ 5,326.65
Payroll Fund	\$ 35,763.13
Capital Fund	\$ 7,099.70
Payroll Agency	\$ 29.54

WHEREAS, the Chief Financial Officer of the City of Englewood has confirmed that these checks remain outstanding at this time and recommends the cancellation of these checks;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the total amount of \$68,658.03 in outstanding checks be cancelled.

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

CITY OF ENGLEWOOD

RESOLUTION #XXX-01-28-14

**RESOLUTION FOR A ZERO PERCENT TAX RATE
INCREASE IN THE 2014 MUNICIPAL BUDGET**

WHEREAS, the City of Englewood is desirous of maintaining the vibrancy, livability, and affordability of the community for all its residents; and

WHEREAS, over the past 3 budget years the City has proven its ability to not raise taxes while maintaining and/ or increasing the level of services for all its residents; and

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 2014 Budget year in order to insure the continued efficient and effective operation of the City.

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

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City Clerk
City of Englewood

CITY OF ENGLEWOOD

RESOLUTION #001-01-07-14

**RESOLUTION TO APPROVE CHANGES IN SCHEDULE OF DUES
FOR FLAT ROCK BROOK NATURE ASSOCIATION**

WHEREAS, the City of Englewood and the Flat Rock Brook Nature Association are parties to a lease agreement covering the area commonly known as Flat Rock Brook, dated July 20, 1976; and

WHEREAS, Section XI and Section XII of the said lease agreement require that the City Council approve by Resolution any change in the schedule of dues as requested by the Flat Rock Brook Nature Association before such dues can be put into effect; and

WHEREAS, the Flat Rock Brook Nature Association has by letter dated January 10, 2014 requested that the schedule of dues be amended; and

WHEREAS, the City Council of the City of Englewood having reviewed the proposed changes in the schedule of dues finds the changes necessary and in order.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Englewood that the following dues scheduled, as recommended by the Flat Rock Brook Nature Association, are hereby approved as follows:

Category	Current Annual Dues	Proposed Annual Dues	Proposed Dues- 3 Years
Senior Citizen (65+)	\$20	\$25	N/A
Individual	\$30	No change	\$75
Family	\$45	\$50	\$125
Sustaining	\$75	\$100	N/A
Sponsor	\$150	No change	N/A
Ten Year	N/A	\$1,500	N/A
Life	\$1,500	\$5,000	N/A

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to the Flat Rock Brook Association.

COUNCIL	MOTION	AYES	NAYS	ABSTAIN	ABSENT
<i>Algrant</i>					
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<i>Skurnick</i>					
<i>Cohen</i>					
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City of Englewood