

City of Englewood
City Council Workshop
Meeting Minutes

January 12, 2016

A Workshop 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.

Present: Council President Wayne Hamer
Council Member Charles Cobb
Council Member Michael Cohen
Council Member Marc Forman
Council Member Eugene Skurnick
Mayor Frank Huttie III
City Attorney William Bailey
City Manager Timothy Dacey
City Clerk Yancy Wazirmas

Absent: None

Council President Hamer called the meeting to order at 7:35pm and then led the Pledge of Allegiance.

OPEN PUBLIC MEETINGS ACT: The City Clerk read the following statement: *Adequate notice of this meeting, pursuant to the Open Public Meetings Act, was provided on the Annual Schedule of Meetings, which was adopted by the City Council on January 5, 2016, posted on the bulletin board at City Hall, distributed to The Record, and filed in the office of the City Clerk.*

SWEARING-IN:

Police Officers:

- Julio Alvarado
- Dylan Donegan

Firefighters:

- Lieutenant Kyle Hummel

Chief Marion announced the retirement of Lieutenant Peter Giannuzzi as of February 1, 2016, who then offered remarks about his 26 years working in the City of Englewood Fire Department.

PUBLIC COMMENT ON CONSENT AGENDA ITEMS

The Council President asks if anyone from the Public wishes to speak about any of the other Resolutions on the Consent Agenda **#039 to #045.**

- Elle Kelly, 350 Shepard Ave:
 - Asked if the Director of OEM is cleared to communicate with Homeland Security.
- Mack Cauthen, 252 Cambridge Ave:
 - Expressed concerns that the committees and boards are not reflective of the diversity of the community, especially the Planning Board and Board of Adjustment.

Councilman Cohen moved that all the resolutions be moved for vote at the Regular Meeting and just be placed as Discussion Items for the Workshop Agenda.

No second given.

RESOLUTIONS-CONSENT AGENDA

- #039-01-12-16 Appoint Recreation Advisory Committee Members
- #040-01-12-16 Affirming the Initiation and Authority of the Community Emergency Response Team Under the Authority of the Office of Emergency Management
- #041-01-12-16 Designation of the National Incident Management System (NIMS) for the City of Englewood as the Basis for all Incident Management within the City of Englewood
- #042-01-12-16 Cooperative Purchase of Hook Lift for DPW
- #043-01-12-16 Cooperative Purchase of Vacuum Debris Collector for DPW
- #044-01-12-16 Authorization for the City of Englewood Manager to Process an Involuntary Accidental Disability Application
- #045-01-12-16 Appointment of Members – Board Of Adjustment

Council President Hamer asked if any members of the Council wished to have any resolutions pulled off the Consent Agenda to be voted on separately. Council Members requested that Resolutions #039 and #045 be pulled from the Consent Agenda and be placed on the next agenda.

A motion was made by **Council Member Skurnick** and seconded by **Council Member Forman** to approve Resolutions #040 through #044.

ROLL CALL:

Yes: Council Members Cobb, Cohen, Forman, Skurnick and Hamer

RESOLUTION #040-01-12-16: AFFIRMING THE INITIATION AND AUTHORITY OF THE COMMUNITY EMERGENCY RESPONSE TEAM UNDER THE AUTHORITY OF THE OFFICE OF EMERGENCY MANAGEMENT

WHEREAS, the City of Englewood, County of Bergen, State of New Jersey, hereby affirms the initiation of the Community Emergency Response Team (CERT); and

WHEREAS, CERT members are volunteers that shall only be activated under the authority of the Office of Emergency Management (OEM); and

WHEREAS, CERT members are trained in various field of emergency response through the OEM; and

WHEREAS, CERT members possess official City Identification and will continue to be offered training through OEM;

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

1. Initiation of the CERT program.
2. CERT members are volunteers that may be activated under the authority of the Office of Emergency Management.
3. CERT members contain official City identification.
4. CERT members are trained and provided continuing education opportunities through the OEM.

RESOLUTION #041-01-12-16: DESIGNATION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) FOR THE CITY OF ENGLEWOOD AS THE BASIS FOR ALL INCIDENT MANAGEMENT WITHIN THE CITY OF ENGLEWOOD

WHEREAS, the President of the United States, in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, local and tribal governments utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training and exercising, comprehensive resource management and designated facilities during emergencies or disasters; and

WHEREAS, it is necessary and desirable that all City of Englewood departments and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the City of Englewood's ability to utilize federal funding to enhance local readiness, maintain first responder safety and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of the various incident management activities throughout the City of Englewood;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Englewood does hereby mandate the National Incident Management System (NIMS) as the standard for incident management within the City of Englewood, New Jersey.

RESOLUTION #042-01-12-16: COOPERATIVE PURCHASE OF HOOK LIFT FOR DPW

WHEREAS, the City of Englewood is a participant in the National Joint Purchasing Alliance (NJPA) under its Cooperative Purchasing Program and the City has the requirement for: one (1) 2017 International Model 7500 Hook Lift with a dump body, 18 yard container, and salt spreader; and

WHEREAS, the City of Englewood will be purchasing the equipment from Monroe Truck Equipment, located at 1051 W 7th Street, Monroe, WI 53566 for the purchase price of \$222,092.00; and

WHEREAS, funds are available for this purchase from Ordinance #15-03, capital account C-04-15-003-000-009 and the Chief Financial Officer has certified that sufficient funds are available to award this contract; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Manager is authorized to enter into a contract for the purchase of one 2017 International Model 7500 Hook Lift with a dump body, 18 yard container, and salt spreader from Monroe Truck Equipment, located at 1051 W 7th Street, Monroe, WI 53566 for the purchase price of \$222,092.00.

RESOLUTION #043-01-12-16: COOPERATIVE PURCHASE OF VACUUM DEBRIS COLLECTOR FOR DPW

WHEREAS, the City of Englewood is a participant in the National Joint Purchasing Alliance (NJPA) under its Cooperative Purchasing Program and the City has the requirement for: one (1) Xtreme Vack truck mounted debris collector hook lift version; and

WHEREAS, the City of Englewood will be purchasing the equipment from Pierce/Eagle Equipment, located at 3388 Route 22 West, Branchburg, NJ 08876 for the purchase price of \$67,157.20; and

WHEREAS, funds are available for this purchase from Ordinance #15-03, capital account C-04-15-003-000-009 and the Chief Financial Officer has certified that sufficient funds are available to award this contract; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Englewood, Bergen County, New Jersey, that the City Manager is authorized to enter into a contract for the purchase of one Xtreme Vack truck mounted debris collector hook lift version from Pierce/Eagle Equipment, located at 3388 Route 22 West, Branchburg, NJ 08876 for the purchase price of \$67,157.20.

RESOLUTION #044-01-12-16: AUTHORIZATION FOR THE CITY OF ENGLEWOOD MANAGER TO PROCESS AN INVOLUNTARY ACCIDENTAL DISABILITY APPLICATION

WHEREAS, the City of Englewood has employed Anthony Jones in its Police Department; and

WHEREAS, Mr. Jones is an active member of the PFRS; and

WHEREAS, Mr. Jones has 13 years and 11 months of PFRS Service Credit, meeting the minimum service credit requirement of at least 4 years for PFRS members; and

WHEREAS, the City staff is of the opinion that Mr. Jones is totally and permanently disabled and no longer can perform his assigned duties based on the medical information and documentation provided to the City; and

WHEREAS, the City of Englewood is unable to provide an alternative to the PFRS covered position with duties capable of being performed by said individual; and

WHEREAS, the City Manager has consented to the processing of the Involuntary Accidental Disability application;

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Englewood, County of Bergen, New Jersey that the City Manager process an Involuntary Accidental Disability application for Anthony Jones currently employed in the Police Department, effective February 1, 2016; and

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to all parties involved in the administration of this action.

RESOLUTIONS – NON-CONSENT AGENDA

RESOLUTION #039-01-12-16: APPOINT RECREATION ADVISORY COMMITTEE MEMBERS

BE IT RESOLVED, by the City Council of the City of Englewood, Bergen County, State of New Jersey; that the following appointments are confirmed to the Recreation Advisory Committee for the following terms:

Carlos Aguilar, 136 Phelps Avenue, be appointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Steve Berrios, 487 Liberty Road, be appointed as a member for a two-year unexpired term commencing January 1, 2016 and expiring December 31, 2018.

Horace Ragbir, 51 W. Hamilton Avenue, be re-appointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Anthony David, 276 Coolidge Avenue, be re-appointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Jeffrey Richardson, 312 Central Avenue, be re-appointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Steve Klose, 220 Liberty Road, be re-appointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Anita Newkirk, 362 Tryon Avenue, be re-appointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Marc Forman, 275 Engle Street, appointed as City Council Liaison to a one-year term commencing January 1, 2016 and expiring December 31, 2016.

A motion to approve Resolution #039 was made by **Councilman Forman** and seconded by **Council President Hamer**.

ROLL CALL:

Yes: Council Members Forman and Hamer

No: Council Members Cobb, Cohen and Skurnick

RESOLUTION #045-01-26-16: APPOINTMENT OF MEMBERS – BOARD OF ADJUSTMENT

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

BOARD OF ADJUSTMENT

James Schwalbe, 320 Walnut Street, be reappointed to a four-year term commencing January 1, 2016 and expiring December 31, 2019.

A motion to amend Resolution #045 to add Theresa Thomas (279 Genesee Avenue, be appointed to a four-year term commencing January 1, 2016 and expiring December 31, 2019) was made by **Councilman Forman** and seconded by **Councilman Cobb**.

ROLL CALL:

Yes: Council Members Cobb, Cohen, Forman and Hamer

No: Council Member Skurnick

*City Attorney William Bailey advised that the motion did not pass because the City Charter stipulates that the vote must be unanimous.

A motion to move Resolution #045 to the Regular Council Meeting was made by **Councilman Cohen** and seconded by **Councilman Skurnick**.

ROLL CALL:

Yes: Council Members Cobb, Cohen, Skurnick and Hamer

No: Council Member Forman

RESOLUTIONS FOR DISCUSSION

- 2015 Budget Reserve Transfers
- Nordhoff Place Drainage Study-Phase I
- Appoint Temporary Judges for 2016
- Resolution for a Zero Percent Tax Rate Increase in the 2016 Municipal Budget

The items listed above (except the appointment of temporary judges which was discussed in closed session) were discussed by the Council Members and the Resolutions will be placed on the Regular Council Meeting Agenda for approval. Nordhoff Place Drainage Study was explained by City Engineer Frantz Volcy.

- Council President Hamer requested that a resolution be placed on the next agenda honoring Esther Hilliard on the occasion of her 103rd birthday.

ORDINANCES FOR DISCUSSION

- Traffic Advisory Committee Recommendations: Councilman Cohen explained the Committee's recommendations and the process by which they arrived to these decisions. There will be four ordinances placed on the next agenda for these changes.

ITEMS FOR DISCUSSION:

- Council President Hamer stated his intent to have one item for discussion at every Workshop relating to quality of life issues that affect the residents of the City.
- Council President Hamer also is requesting that Boards and Committees provide updates as part of the discussion.
- Mr. Dacey discussed the proposed meeting dates for the Budget Hearings and requested feedback from the Council Members on their availability for those dates.

PUBLIC SESSION:

- Elle Kelly, 350 Shepard Ave:
 - Requested that the “bump-outs” recently installed on Palisades Avenue be removed because he feels they create blockages on the street.
- Lisa Wisotsky, 237 Hutchinson Rd:
 - asked that the City Council attend the Board of Health Meeting tomorrow at 8:00pm where Dr. Pearson will be given a commendation for his 50 years of service to the community.
- Sondra Greenberg, 449 Liberty Rd:
 - What was the process by which the bump-outs were included in the project and did a traffic engineer review the plans before they were approved. (City Engineer Frantz Volcy responded that Stonefield Engineering, which is traffic engineering firm, did the design for the entire strip.) She also asked if trees will be planted.
- Mack Cauthen, 252 Cambridge Ave:
 - Invited the Mayor and Council to attend the 46th Annual tribute to Dr. Martin Luther King Jr. at Ebenezer Baptist Church (216 4th St.) on January 18, 2016.
 - Asked that the taxes to be received from Englewood hospital be used to keep taxes down.
- Elle Kelly, 350 Shepard Ave:
 - Expressed concerns about traffic increases from the developments and the impact of the possible casinos that may be built in North Jersey.
 - Asked that the Mayor and Council get along and not have a stand-off
 - Expressed support for a community center.
- Sondra Greenberg, 449 Liberty Rd:
 - Expressed her agreement that the Boards and Committees should have members from all over the community, but should also have architects on the Planning Board and Board of Adjustment.
 - Asked that the Recreation Department explain their programs at a Council meeting.
- Mack Cauthen, 252 Cambridge Ave:
 - Asked that the Commemorative Council section on the City website be updated.
 - Asked for information on upcoming programs for internships and mentoring programs.
- Sondra Greenberg, 449 Liberty Rd:
 - Spoke about the apartments being built on Route 4.
 - Asked if there is a policy for the review of contracts that are bid out.

CLOSED SESSION:

RESOLUTION #046-01-12-16: PERMIT THE COUNCIL OF THE CITY OF ENGLEWOOD TO ENTER INTO CLOSED SESSION

BE IT RESOLVED by the Council of the City of Englewood, pursuant to the provisions of the Open Public Meetings Act, that the Council meet in closed session to discuss the following subject matter:

Personnel Matter

Which subject matter is permitted to be discussed in closed session pursuant to the following designated sub-section(s) of Section 7 of the Open Public Meetings Act:

- () Sub-section 1 dealing with material rendered confidential by express provision of Federal or State law.
- () Sub-section 2 covering a matter in which release of information would impair a right to receive federal funds.

- () Sub-section 3 involving disclosure of material which would constitute an unwarranted invasion of privacy, including material related to an individual's personal and family circumstances, without the express written consent of the individual involved.
- () Sub-section 4 pertaining to collective bargaining agreements and the terms, conditions, and negotiations thereof.
- () Sub-section 5 dealing with the acquisition of real property, the settling of bank rates, or the investment of public funds where discussion thereof would adversely affect the public interest.
- () Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law.
- () Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege.
- (**X**) Sub-section 8 dealing concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof.
- () Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license.

AND BE IT FURTHER RESOLVED that, as precisely as can be determined at this time, the discussion conducted in the said closed session can be disclosed to the public upon taking final action thereon, provided disclosure shall not violate the attorney-client privilege or constitute an undue invasion of privacy; and

BE IT FURTHER RESOLVED that, although it is not envisioned that the Council will return to open session after this meeting, the Council reserves the right to do so upon conclusion of the closed session.

Motion by **Council Member Cobb** seconded by **Council Member Forman** to approve.

ROLL CALL:

Yes: Council Members Cobb, Cohen, Forman and Hamer
No: Council Member Skurnick

ADJOURN:

Motion by **Council Member Cobb** seconded by **Council Member Forman** to adjourn at 10:37pm.

ROLL CALL:

Yes: Council Members Cobb, Cohen, Forman, Skurnick and Hamer

Yancy Wazirmas, RMC
City Clerk