

**City of Englewood  
City Council Meeting Minutes  
February 23, 2016**

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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.

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

Absent: None

Council President Hamer called the meeting to order at 7:32pm 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.*

**APPROVAL OF MINUTES**

**RESOLUTION #061-02-23-16: RESOLUTION ACCEPTING MINUTES**

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

**COUNCIL MEETING**

October 13, 2015

November 24, 2015

**COUNCIL WORKSHOP MEETINGS**

November 10, 2015

Motion by **Councilman Skurnick** seconded by **Councilman Forman** to approve the Minutes.

**ROLL CALL:**

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

**BILLS AND CLAIMS**

**RESOLUTION #062-02-23-16: 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 \$7,895,850.20.

Motion by **Councilman Forman** seconded by **Councilman Hamer** to approve the Bills and Claims.

**ROLL CALL:**

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

**SWEARING-IN:**

**Police Officer:**

- Jordan Migliore

**ORDINANCES – PUBLIC HEARING/SECOND READING:**

At the request of the Council President, the City Clerk read the title of the ordinance:

**ORDINANCE #16-01**

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-19, SCHEDULE XI OF THE TRAFFIC AND PARKING ORDINANCE OF THE CODE OF THE CITY OF ENGLEWOOD**

**WHEREAS**, Chapter 25, Section 25-19 Schedule XI, Time Limited Parking as designated within the City of Englewood; and

**WHEREAS**, the Governing Body of the City of Englewood wishes to amend the following Chapter 25, Section 25-19 Schedule XI, Time Limited Parking.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Englewood, Bergen County, New Jersey, that Chapter 25, Section 25-19 Schedule XI, Time Limited Parking is hereby amended as follows:

**Section 25-19, Schedule XI, Time Limited Parking**

<b>STREET</b>	<b>SIDE</b>	<b>TIME LIMIT</b>	<b>HOURS</b>	<b>LOCATION</b>
<i>Franklin Street (Amended 2/2002 by Ord. 02-02)</i>	<i>North</i>	<i>2-Hours</i>	<i>8:00 a.m. to 6:00 p.m.</i>	<i>From Grand Ave. to a point 360 feet east thereof</i>

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

**PUBLIC HEARING:**

Council President Hamer declared that the Public Hearing on this ordinance is now open. Anyone who desires to be heard or to ask questions concerning this ordinance will be heard at this time.

- Elle Kelly, 350 Shepard Ave:
  - Asked that the ordinance be explained. Councilman Cohen explained what this ordinance is about.
- Jared Wasserman, resident of Franklin Street
  - Spoke about the changes were requested and that everyone on the block has agreed to the changes.

Council President Hamer closed the public hearing for this ordinance.

**Councilman Cohen** made a motion that the Ordinance #16-01 be Adopted.

**Councilman Forman** seconded the motion.

**ROLL CALL:**

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

Council President Hamer declared the motion carried and the ordinance duly adopted, and that the ordinance be published once, by title only, in the Record.

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At the request of the Council President, the City Clerk read the title of the ordinance:

**ORDINANCE #16-02**

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

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

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

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

<b>STREET</b>	<b>SIDE</b>	<b>LOCATION</b>
Franklin Street	North	From a point 130 feet east of the easterly curblin of Grand Avenue to Dwight Place

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

**PUBLIC HEARING:**

Council President Hamer declared that the Public Hearing on this ordinance is now open. Anyone who desires to be heard or to ask questions concerning this ordinance will be heard at this time.

- Elle Kelly, 350 Shepard Ave:
  - Stated that he doesn't see the point of restricting parking if the ordinances are not enforced.

Council President Hamer closed the public hearing for this ordinance.

**Councilman Cohen** made a motion that the Ordinance #16-02 be Adopted.

**Councilman Skurnick** seconded the motion.

**ROLL CALL:**

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

Council President Hamer declared the motion carried and the ordinance duly adopted, and that the ordinance be published once, by title only, in the Record.

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At the request of the Council President, the City Clerk read the title of the ordinance:

**ORDINANCE #16-03**

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

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

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



**Councilman Cohen** made a motion that the Ordinance #16-04 be Adopted.

**Councilman Forman** seconded the motion.

**ROLL CALL:**

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

Council President Hamer declared the motion carried and the ordinance duly adopted, and that the ordinance be published once, by title only, in the Record.

**ORDINANCES – INTRODUCTION/FIRST READING:**

**ORDINANCE #16-05**

**AN ORDINANCE AMENDING ORDINANCE #10-05 AUTHORIZING  
SALE OF LAND WITHOUT PUBLIC AUCTION**

**Councilman Cobb** made a motion that the ordinance pass on first reading and be published once, by title only, in the Record, and that a public hearing be held on **March 22, 2016.**

**Councilman Forman** seconded the motion.

**ROLL CALL:**

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

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**PUBLIC COMMENT ON AGENDA ITEMS:**

Council President Hamer opened the meeting for public comments on the Consent Agenda Resolutions.

- Curtis Caviness, 41 E. Forest Ave:
  - For Resolution #65: asked why the Board of Education is not included in the apprenticeship program.
- Sandy Greenberg, 449 Liberty Rd:
  - Spoke in favor of Resolution #65 and encouraged the Council to vote for it.
- Elle Kelly, 350 Shepard Ave:
  - Asked if there is a conflict of interest for any members of the Council to be part of the EEDC. City Attorney William Bailey responded there is not a conflict.
  - Asked who appointed the members of the Board of Health and if there is a balanced representation on the Board. Mr. Hamer explained the process.
- Sandy Greenberg, 449 Liberty Rd:
  - Asked who is being appointed to the Board of Health and if they are replacing anyone. Mr. Hamer responded that the names listed on the resolution are re-appointments.

Council President Hamer closed the public comment section on the Consent Agenda.

**RESOLUTIONS-CONSENT AGENDA**

- #063-02-23-16 2015 Budget Reserve Transfers
- #064-02-23-16 Resolution Adopting Mutual Aid Plan
- #065-02-23-16 Authorizing an Agreement with the Englewood Economic Development Corporation to Manage the Englewood Business Apprenticeship Program
- #066-02-23-16 Appointment of Board of Health Members
- #067-02-23-16 Appointment of Recreation Advisory Committee Members
- #068-02-23-16 Appointment of Traffic Advisory Committee Members
- #069-02-23-16 Appointment of Housing Authority Members

- #070-02-23-16 Appointment of Historic Preservation Advisory Committee Members
- #071-02-23-16 Resolution Approving Re-Dedication of a Portion of Lots 1, 2 and 3 in Block 2602 in the City of Englewood to State of New Jersey Departments of Transportation
- #072-02-23-16 Resolution Supporting Port Authority Bus Terminal Replacement
- #073-02-23-16 Refunds Due to County Board Judgments
- #074-02-23-16 Refunds Due to State Tax Appeals
- #075-02-23-16 Refunds Due to Disabled Veteran
- #076-02-23-16 A Resolution Authorizing a Second Amendment to the Redeveloper's Agreement with Englewood Builders Urban Renewal Company, L.L.C.

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 #065, #067, #069, #070 and #072 be pulled from the Consent for separate vote.

A motion was made by **Councilman Cohen** and seconded by **Councilman Skurnick** to approve Resolutions #063 and #064, #066, #068, #071, and #073 through #076.

**ROLL CALL:**

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

**RESOLUTION #063-02-23-16: 2015 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 2015 where a deficit would possibly occur on or before March 31, 2016 pursuant to and in accordance with provisions N.J.S.A. 40A:4-59, and according to the schedule attached hereto.

<u>Description</u>	<u>Account</u>	<u>TO</u>	<u>FROM</u>
INSURANCE	5-01-23-210-XXX		\$40,000.00
UTILITIES-GAS & ELEC	5-01-31-446-XXX		\$100,000.00
SOCIAL SECURITY	5-01-36-472-XXX		\$15,000.00
HR-O/E	5-01-20-105-XXX		\$5,000.00
CITY MGR-O/E	5-01-20-100-XXX	\$5,000.00	
FINANCE-O/E	5-01-20-130-XXX	\$8,000.00	
LEGAL	5-01-20-155-XXX	\$5,000.00	
BLDGS & GRND	5-01-26-310-XXX	\$55,000.00	
REC-O/E	5-01-28-370-XXX	\$2,000.00	
UTILITIES-STREET LIGHTS	5-01-31-435-XXX	\$15,000.00	
BCUA-LEAF DISP	5-01-31-455-XXX	\$70,000.00	
CODE INFORCE	5-01-22-195-XXX	\$0.00	
HEALTH -O/E	5-01-27-330-XXX	<u>\$0.00</u>	<u>\$0.00</u>
		S/T	
		<u><u>\$160,000.00</u></u>	<u><u>\$160,000.00</u></u>

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 for the year 2015.  
 This resolution transfers funds from the accounts that have too much money to the ones that need money.

**RESOLUTION #064-02-23-16: RESOLUTION ADOPTING MUTUAL AID PLAN**

**WHEREAS**, the police departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order; and

**WHEREAS**, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., manmade causes, civil unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, riots, terrorist incidents and bombings, state and national emergencies; and

**WHEREAS**, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan, Bergen County Regional Swat Team and Rapid Deployment Force to deal with these emergencies; and

**WHEREAS**, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App. A: 9-40.6; and

**WHEREAS**, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property; and

**WHEREAS**, it is the desire of the City Council of the City of Englewood to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Chief's Association.

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Englewood, County of Bergen, State of New Jersey that the Englewood Police Department, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, and all of the municipalities in the County of Bergen.

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**RESOLUTION #066-02-23-16: APPOINT BOARD OF HEALTH MEMBERS**

**BE IT RESOLVED**, by the City Council of the City of Englewood, Bergen County, State of New Jersey; that the following appointment is confirmed to the Board of Health for the following term:

Daniel Daniel, 178 Cambridge Avenue, be reappointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Lisa Wisotsky, 237 Hutchinson Road, be reappointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

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**RESOLUTION #068-02-23-16: APPOINT TRAFFIC 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 Traffic Advisory Committee for the following terms:

David Litvin, 90 Tracey Place, be reappointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Ron Strobel MD, 226 Chestnut Street, be reappointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Craig Solomon, 163 Rockwood Place, be reappointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Michael Cohen, 181 Madison Avenue, appointed as City Council Liaison to a one-year term commencing January 1, 2016 and expiring December 31, 2016.

**RESOLUTION #071-02-23-16: RESOLUTION APPROVING RE-DEDICATION OF A PORTION OF LOTS 1, 2 AND 3 IN BLOCK 2602 IN THE CITY OF ENGLEWOOD TO STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the City of Englewood is the owner of property known as Lots 1, 2 and 3 in Block 2602, as shown on the Tax Map of the City of Englewood; and

**WHEREAS**, the City of Englewood desires to convey a portion of Lots 1, 2 and 3 in Block 2602 as more fully described on the attached Site Plan and legal description (the "Property") to the State of New Jersey Department of Transportation ; and

**WHEREAS**, the City of Englewood shall not seek compensation for the dedication of the land to the State of New Jersey Department of Transportation; and

**WHEREAS**, the City of Englewood shall provide the State of New Jersey Department of Transportation with a policy of title insurance in the amount of \$5,000.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the City of Englewood, County of Bergen, State of New Jersey, hereby approves the conveyance of the Property to the State of New Jersey Department of Transportation and waives and relinquishes any claim or right to compensation from the State of New Jersey Department of Transportation.

**IT IS FURTHER RESOLVED** that the Governing Body of the City of Englewood shall obtain and pay for a policy of title insurance in favor of the State of New Jersey Department of Transportation in the amount of \$5,000.00.

**IT IS FURTHER RESOLVED** that the City Manager is hereby authorized to execute all documents to effectuate the foregoing conveyance of the land to the state of New Jersey Department of Transportation including but not limited to a deed and related affidavits, documents reasonably requested by the Grantee and/or its title company, including an indemnity by the City of Englewood for any judgments or liens affecting the Property.

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**RESOLUTION #073-02-23-16: REFUNDS DUE TO COUNTY BOARD JUDGMENTS**

**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 \$1,407.00 for said years due to successful tax court judgments.

<b>OWNER</b>	<b>Block &amp; Lot</b>	<b>Address</b>	<b>Amount</b>
51 W Hudson Ave Assoc	704 – 13.12	51 W Hudson Ave. #12	\$652.12 – 2015
Erica Realty Assoc	1601 – 31.47	185 E Palisade Ave. #D5A	\$754.88 - 2015

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**RESOLUTION #074-02-23-16: 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 \$230,861.46 for said years due to successful tax court judgments.

OWNER	Block & Lot	Address	Amount
NVE Bank	1207 – 3	30 Park Place	\$2,401.00 – 2011 \$2,365.00 – 2012 \$2,477.00 - 2013
NVE Bank	1207-4	76 Engle Street	\$2,309.76 – 2011 \$8,204.19 – 2012 \$14,767.87 - 2013
NVE Bank	1207 – 5	70 Engle Street	\$13,296.74 – 2011 \$17,827.37 – 2012 \$23,625.63 - 2013
Stein, Sheldon	2708 – 10	212 Maple Street	\$1,538.75– 2015
BACM Van Brunt LLC	2517 – 3.01	401 – 405 S Van Brunt Street	\$41,650.75 – 2009 \$42,814.77 – 2010 \$24,980.00 – 2011 \$24,605.46 – 2012
NVE Bank	709 -9	42 W Hudson Ave.	\$5,217.37 – 2011 \$2,421.76 – 2012
Boteach, Deborah	3501-11	394 E. Palisade Ave.	\$358.04 - 2013

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**RESOLUTION #075-02-23-16: REFUNDS DUE TO DISABLED VETERAN**

**WHEREAS**, Mr. Joseph Carson, has filed an application for a Property Tax Exemption for a Disabled Veteran with proper supporting documentation thus making him eligible for an exemption on property taxes as of October 13, 2014.

**WHEREAS**, Mr. Carson having satisfied his property tax obligations for the Fourth Quarter of 2014, the entire year of 2015, and 1<sup>st</sup> quarter of 2016 now reflects an overpayment of \$9,082.58.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Englewood, County of Bergen, State of New Jersey, hereby authorize the Chief Financial Officer to issue a check in the amount of \$9,082.58 to Mr. Joseph Carson, 5 Chamin Plaza, Englewood, NJ , also known as Block 2110, Lot 6.21; and,

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

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**RESOLUTION #076-02-23-16: A RESOLUTION AUTHORIZING A SECOND AMENDMENT TO THE REDEVELOPER’S AGREEMENT WITH THE CITY OF ENGLEWOOD AND ENGLEWOOD BUILDERS URBAN RENEWAL COMPANY, LLC**

**WHEREAS**, on or about May 7, 2014, the CITY OF ENGLEWOOD and ENGLEWOOD BUILDERS URBAN RENEWAL COMPANY, LLC entered into a Redevelopment Agreement with respect to the purchase and redevelopment of the City owned Lincoln School and Firehouse properties; and

**WHEREAS**, said Agreement as amended provided for a closing date on or before March 1, 2016, unless both the City and Redeveloper agree to an extension of the closing date; and

**WHEREAS**, pursuant to said provision in the Redevelopment Agreement, the parties wish to extend the closing date until on or before April 1, 2016; and

**WHEREAS**, in addition to the foregoing, the Redeveloper seeks an amendment to the May 7, 2014 Redevelopment Agreement to allow and recognize a new investor members of ENGLEWOOD BUILDERS URBAN RENEWAL COMPANY, LLC, which pursuant to the May 7, 2014 Redevelopment Agreement requires the consent of the City of Englewood;

**NOW, THEREFORE, BE IT RESOLVED** that the City Manager is hereby authorized to execute the Second Amendment to the Redevelopment Agreement, which is annexed hereto to provide that the closing date is extended until on or before April 1, 2016, and that either party shall give thirty (30) days written notice prior to the scheduling of said closing date; and to consent to and recognize INTERNATIONAL MULTIFAMILY PARTNERS, LLC (“IMP”) and GID INVESTMENT ADVISORS, LLC (“GID”), as new investor members in ENGLEWOOD BUILDERS URBAN RENEWAL COMPANY, LLC.

## **RESOLUTIONS – NON-CONSENT AGENDA**

### **RESOLUTION #065-02-23-16: AUTHORIZING AN AGREEMENT WITH THE ENGLEWOOD ECONOMIC DEVELOPMENT CORPORATION TO MANAGE THE ENGLEWOOD BUSINESS APPRENTICESHIP PROGRAM**

**WHEREAS**, the City of Englewood wishes to develop an apprenticeship program for Englewood residents entering their junior and senior years of high school; and

**WHEREAS**, the purpose of the program is to recruit and work with local businesses to provide summer employment and/or apprenticeship opportunities for Englewood residents entering their junior and senior years of High School, and to provide said students with opportunities to learn and develop business management and employment skills; and

**WHEREAS**, the City of Englewood wishes to have the Englewood Economic Development Corporation manage this program;

**NOW, THEREFORE, BE IT RESOLVED** that the City of Englewood will enter into an Agreement with the Englewood Economic Development Corporation to manage the Englewood Business Apprenticeship Program, a summer enrichment program for Englewood residents entering junior and senior years of high school subject to the following terms and conditions:

1. The Englewood Economic Development Corporation will manage in cooperation with the Englewood Chamber of Commerce, the Englewood Business Apprenticeship Program to recruit local businesses in order to provide employment and/or apprenticeship opportunities for the participants in the Program;

2. Each student participating in the program shall be required to work twenty five (25) hours each week, and in addition thereto shall be required to attend two (2) hours of workshops each week on specific business management and employment skills. Students shall be selected by a Committee comprised of members of the Englewood Economic Development Corporation and the Englewood Chamber of Commerce whose selection criteria shall be designed to identify students most likely to benefit from the program;

3. The program will begin Monday, June 27, 2016 and conclude on Friday, August 5, 2016. Upon conclusion of the program each student who completes the program shall receive a stipend of \$1,000.00, and attend a commencement ceremony to which the general public, local employers and City Officials and dignitaries shall be invited;

4. The cost of the program shall not exceed \$40,000.00 which will be paid by the City to the Englewood Economic Development Corporation prior to the commencement of the program;

5. At the conclusion of the program in August 2016, the Englewood Economic Development Corporation and selection Committee shall prepare a comprehensive review, financial analysis and accounting to be submitted to and reviewed by the Governing Body of the City of Englewood. In addition, the Englewood Economic Development Corporation will prepare a proposed budget for 2017, if the City is inclined to continue the program for 2017.

**BE IT FURTHER RESOLVED** that the City Manager is hereby authorized to execute such necessary documents to effectuate this Agreement.

A motion to approve Resolution #065 was made by **Councilman Forman** and seconded by **Councilman Cobb**.

#### **Mayor and Council Comments on Resolution #065-02-23-16:**

- Councilman Skurnick requested that more Englewood businesses be involved in this program and that it be re-vamped.
- Councilman Cohen asked if there is a relationship between places where they are apprenticing and the labor unions. Mr. Dacey explained that labor unions are not involved.

#### **ROLL CALL:**

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

**No:** Council Member Skurnick

**RESOLUTION #072-02-23-16: RESOLUTION SUPPORTING PORT AUTHORITY BUS TERMINAL REPLACEMENT**

**WHEREAS**, the Port Authority Bus Terminal, built in 1950, was designed to support no more than 150,000 passengers per day; and

**WHEREAS**, the Port Authority Bus Terminal is the busiest bus terminal in the world supporting 8,000 buses and over 230,000 passengers per weekday, leading to heavy congestion, long lines, and regular service disruptions; and

**WHEREAS**, the demand for bus service across the Hudson is expected to increase by as much as 50% per day by 2040; and

**WHEREAS**, the Port Authority of New York and New Jersey has acknowledged the physical and functional obsolescence of the Bus Terminal; and

**WHEREAS**, there is no rail option for the City of Englewood, buses are the only form of mass transit to New York; and

**WHEREAS**, significant numbers of Englewood residents commute to New York;

**NOW THEREFORE BE IT RESOLVED** that the City of Englewood hereby urges the Port Authority of New York and New Jersey to begin capital planning and construction of a new Port Authority Bus Terminal in Manhattan and New Jersey; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Port Authority of New York and New Jersey Board of Commissioners, New Jersey Governor Chris Christie, New York Governor Andrew Cuomo, the Bergen County representatives to the New Jersey State Senate and Assembly, Bergen County Executive James Tedesco, III, the Bergen County Board of Freeholders, and the municipalities of Bergen County.

A motion to approve Resolution #072 was made by **Councilman Forman** and seconded by **Councilman Cobb**.

**Mayor and Council Comments on Resolution #072-02-23-16:**

- Council President Hamer explained that Senator Weinberg is seeking support for the bill and provided an explanation for the purpose of the bill.
- Councilman Skurnick stated that he is not in favor of supporting one project when there are also other projects being considered.
- Councilman Forman stated his agreement with Councilman Skurnick and asked that the language in the resolution be amended to include a Port Authority terminal in New Jersey

A motion to amend Resolution #072 to amend the resolution to include a Port Authority Terminal in New Jersey was made by **Councilman Forman** and seconded by **Councilman Skurnick**.

**ROLL CALL:**

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

**ROLL CALL:** (for Resolution as Amended)

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

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**COMMUNICATIONS FROM THE MAYOR/COUNCIL MEMBERS:**

**Council President Hamer** announced that the new Superintendent of Schools Robert Kravitz will deliver the State of the School District Address tomorrow evening, February 24<sup>th</sup>, at 8:00pm at the Dwight Morrow High School in the Dizzy Gillespie Auditorium.

**Councilman Charles Cobb:**

- Thanked the residents who come out to Council meeting.
- Asked that everyone attend the Budget Hearing tomorrow evening at 7:00pm in City Hall.

**Councilman Michael Cohen:**

- Asked for a resolution supporting legislation similar to a bill passed in New York that would provide for a special version of the Miranda rights for juveniles to make sure they understand their rights and that they don't self-implicate.

**Councilman Marc Forman:**

- No Comments.

**Councilman Eugene Skurnick:**

- Spoke about the Morristown property tax case and how it affects Englewood.
- Spoke about the Architect's report for 40 Bennett Rd. and suggested that the process be revisited and to drop 40 Bennett as a possibility for a community center.

**Mayor Frank Huttie:**

- Spoke about his concerns for the increases in the 2016 Municipal Budget and his opposition to a one-time cash infusion to fix the budget this year.

**Council President Wayne Hamer:**

- Reported on the celebration he attended last week at the Bergen County Administration Building for Black History Month where the Louis Becote Community Garden was one of the honorees.

**COMMENTS FROM THE CITY MANAGER:**

**Recap of Winter Storm Jonas by DPW Director Carl Rossi:**

The management staff at the Department of Public works was well prepared for the winter storm. We held daily storm preparedness meetings during the week, going over the weather forecast from our weather service. All equipment was ready for the snow operation and we met with the City's contractor on Friday before the storm. Although, the forecast changed from day to day going from 9 to 18 inches on Tuesday, to 4 to 10 inches on Thursday, up to over 20 inches on Friday, our staff was prepared for the worst possible snow event which in fact did happen. Englewood indeed had over two feet of snow. Below is a bullet point synopsis of snow operations for winter storm Jonas:

- Salting operations began at 11:00 PM, Friday, January 22. The Department of Public Works completed two salt runs throughout the city.
- DPW switched over from salt operations to plowing operations at 4:00 am, Saturday, January 23<sup>rd</sup>. DPW utilized 18 pieces of equipment, the contractor supplied us with four pieces of equipment and with eight additional pieces of equipment at 9 AM.
- Plowing operations continued through Sunday morning with 12 hour shifts from the DPW.
- Snow Removal operations commenced Sunday morning at approximately 9:00 AM on Palisades Avenue. The contractor supplied us with five tandems with two dump trucks from DPW.
- Snow melting operations began shortly afterwards at Veteran's Park Parking Lot.
- DPW continued to check side streets.
- Full snow removal operations began 12:00 AM, Monday, January 25<sup>th</sup> and Continued through the AM Wednesday, January 27<sup>th</sup>. The contractors supplied the DPW with 12 pieces of equipment for snow removal while DPW utilized eight.
- Minor cleanup continued through Friday, January 29<sup>th</sup>.
- Snow melting operations ended Tuesday, February 2<sup>nd</sup>.

During the snow removal operations from Sunday through Wednesday 3:30 PM, the following was completed:

- Palisades Ave; Engle (From Hudson to the Leonia border); Dean (From Hudson to Sheffield); Van Brunt (From Demarest to Rte. 4); Grand Ave (From Palisades to Leonia border); Broad Ave (From Van Nostrand to Leonia border); Hudson (Orchard to Dean); Brinkerhoff; Tryon; Pindle; Durie; Phelps; Park Place; East Sheffield (Between Grand and Broad); All city parking lots (15); Parking Deck; Sidewalks locations maintained by the city (23); Bridge walkways and steps (12); Sheltered bus stops; Bus stops on Rte. 4

Please note that refuse and recycling was not cancelled during the snow removal operations. The Department of Public Works was well equipped and prepared for this snow event. The timing of the event did help us, as this gave us time to get the roads open for the work week.

The management staff at the DPW met after the operations to identify areas that needed improvement. We identified three areas of improvement that will help us serve the city residents more effectively and efficiently:

1. The DPW needs to communicate better with the Police Department. We need to inform the Police Department of vehicles that are parked on streets that are marked no parking when roads are snow covered.
2. DPW and the contractors need to do a better job at the intersections/crosswalks.
3. Residents shoveling snow back onto a plowed street.

I hope this report answers any questions you or the council may have, but should you have any questions please feel free to contact me.

The City Council and Mayor had a discussion with Mr. Rossi about the independent contractors, school routes as a priority, possible routing program on trucks, residents shoveling snow into the streets, and communicating with new residents.

### **Report from Architect on 40 Bennett Road:**

The City Council requested City Engineer Mr. Frantz Volcy to provide comments on the report. Mr. Volcy stated that the building is in excellent condition but the report does not provide an inspection of the roof or brickwork and that the inspection of the mechanical system was just visual. He recommended that a comprehensive needs assessment of educational and recreational goals in order to see if the building is a good fit.

### **PUBLIC SESSION:**

Motion by **Councilman Skurnick** seconded by **Councilman Forman** to open the Public Session.

### **ROLL CALL:**

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

Council President Hamer instructed that any member of the public wishing to speak to step up to the microphone and give their name and address, and have four minutes to speak.

- Elle Kelly, 350 Shepard Avenue:
  - Concerned about not having full representation from the wards on committees and boards.
  - Asked that the health department provide lectures to the public on the Zika Virus.
  - Spoke about the following: DPW not clearing out the bus stops after the snowstorm; street cleaning; and reserved parking meters hurting merchants
  - Asked the Council not to get involved with Miranda rights issues.
- Curtis Caviness, 41 E. Forest Ave:
  - Asked where does the melted snow from the snow-melter go
  - Asked who is responsible for the bus stops in the 4<sup>th</sup> Ward.
  - Asked they put a stronger ordinance in place for snow issues
  - Concerned with incident where police pulled over a young person and drew a gun on him
  - EEDC apprenticeship program: asked that the program be for Englewood students, not Englewood residents.
  - Upset about vacant stores on Palisades Avenue
  - Wants resolution for transportation trust fund
  - Agreed that a comprehensive needs assessment needs to be done prior to finalizing location for a community center. Asked what it means that the remediation file for 40 Bennett Rd is closed.
- Horace Ragbir, 51 W. Hamilton Avenue:
  - Asked about the property in Ordinance 16-05.

- Ricardo Wilby, 289 Shepard Ave, Towing Business Owner:
  - Expressed concerns that the towing ordinance is not clear about the size of the vehicles in terms of fees charged.  
Mr. Dacey recommended that the Council not discuss this issue at this time because there is an active police case on this matter.
  - Spoke about issues with subcontracted snow-plowers blocking driveways.
- Shirley Smith, 380 W. Palisade Ave:
  - Expressed concerns that residents from Englewood are not being hired as police officers for the City even though they have applied for positions in the department.
- Nathan Sprig, representative for 40 Bennett St:
  - Clarified some issues about the property: HVAC and roof done in the last 10 years; Phase I completed and remediated; water investigation shows no hazard; there is parking and street access; this facility was used as a community center.
- Jack Silberman, 320 Murray Ave
  - Asked about the ordinance for throwing snow into the street.  
Mr. Hamer clarified that this is an ordinance that other municipalities have and may consider.
  - Asked about status of the sprinkler system in Denning Park.
- Sandy Greenberg, 449 Liberty Rd:
  - Asked if there is interest to restoring bus service on Knickerbocker Rd and asked for a Council Resolution supporting a return of a bus route.
  - Asked that the directory on the calendar be fixed.
- Lisa Wisotsky, 237 Hutchinson Rd:
  - Stated that 3 of the 7 Board of Health members are from Ward 3.
  - Spoke about Zika Virus public awareness as a n agenda item for the Board of Health
  - Asked what is the purpose of the purchase of 40 Bennett Rd.
- Thomas Givas, 40 W. Hamilton Ave:
  - Asked if the Open Public Meetings Act applies to EEDC meetings.  
Mr. Bailey will confirm if it does.

Council President Hamer closed the Public Session.

**CLOSED SESSION:**

**RESOLUTION #077-02-23-16: 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:

**Litigation, Personnel and Attorney/Client Privilege**

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.

( X ) 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 **Councilman Skurnick** seconded by **Councilman Cobb** to approve.

**ROLL CALL:**

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

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Motion to Re-convene in open session by **Councilman Cobb** and was seconded by **Councilman Cohen**.

**ROLL CALL:**

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

**RESOLUTIONS – NON-CONSENT AGENDA**

A motion to approve Resolutions #067, #069 and #070 was made by **Councilman Cobb** and seconded by **Councilman Cohen**.

**ROLL CALL:**

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

**RESOLUTION #067-02-23-16: 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 Aguila, 136 Phelps Avenue, be appointed as a member to a three-year term commencing January 1, 2016 and expiring December 31, 2018.

Horace Ragbir, 51 West Hamilton 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.

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.

**RESOLUTION #069-02-23-16: APPOINT HOUSING AUTHORITY MEMBER**

**BE IT RESOLVED**, by the City Council of the City of Englewood, Bergen County, State of New Jersey; that the following appointment is confirmed to the Englewood Housing Authority for the following term:

Raul Correa, 111 West Street, Apt. 3P, be reappointed as the Resident Commissioner to a five-year term commencing January 1, 2016 and expiring December 31, 2020.

Charles Moche, 196 Maple Street, be appointed as a member to fill an unexpired five-year term expiring December 31, 2018.

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**RESOLUTION #070-02-23-16: APPOINT HISTORIC PRESERVATION 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 Historic Preservation Advisory Committee for the following terms:

Irmari Nacht, 256 Van Nostrand Avenue, be reappointed as a Class C member to a four-year term commencing January 1, 2016 and expiring December 31, 2019.

Ezri Shecter, 243 Walton Street, reappointed as a Class C member to a four-year term commencing January 1, 2016 and expiring December 31, 2019.

**ADJOURN:**

Motion to adjourn the meeting by **Councilman Cobb** seconded by **Councilman Skurnick**.

**ROLL CALL:**

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

Meeting was adjourned at 11:39pm.

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Yancy Wazirmas, RMC  
City Clerk