

## WORK SESSION

OCTOBER 14, 2014

“On January 2, 2014, adequate notice of this meeting pursuant to the Open Public Meetings Act has been furnished by inclusion thereof in the Annual Schedule of Meetings for 2014, which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, The Community News and The County Seat newspapers and distributed to all persons, if any, requesting copies of same pursuant to said Act.”

In case of an emergency or fire alarm you must evacuate the building by using any of the exit doors in the room. They are immediately to my right and the double doors at the rear of the room. Occupants must exit the building by using the staircase and not the elevator.

This meeting is being recorded by both video and audio and may be rebroadcast.

### SALUTE TO THE FLAG

Mayor Padovano spoke regarding the loss of Craig Tutschek, town coach and brother and brother-in-law to two of our police officers; and asked that we keep their family in our prayers.

Mayor Padovano also spoke regarding the loss of Clifford Winnie, son of Joseph Winnie and former Council woman Joan Winnie and asked that we remember their family in our prayers.

**Members of the Governing Body present:** Mayor Padovano, Council members Lindenau, Morrone, Eisenberg, Messar, Febre, and Ballerini. Also present were Borough Attorney Ronald A. Dario and Borough Clerk Jean M. Pelligra.

**ABSENT:** Borough Administrator Roberta Stern.

**Gregory Polyniak of Neglia Engineering was present to give the monthly report.**

#### **1. 2009 NJDEP ECONOMIC RECOVERY PROGRAM**

**Scope:** This project consists of improvements to the Lincoln / Mendez Intersection Drainage and the cleaning, televising, and lining of the Westerly Brook (see revised scope below).

**Advertise Date:**

**Bid Date:**

7/20/2011

**Awarded:**

8/4/2011

**Start of Work:**

10/17/2011

**Projected Completion Date:**

12/13/2012 (Phase #1)

**Status:** This project was awarded to Montana Construction in the amount of \$602,201.72 which was NJDEP - approved. In mid-April 2012, our office submitted a project revision plan package to the NJDEP that was approved in July 2012. This project was closed out by the Borough in March 2013.

The Spring Valley Avenue Pump Station project requires two separate legal tasks to be performed prior to project bidding. The first, the interlocal sanitary connection agreement is being addressed by legal counsel

for both the Borough of Maywood and Paramus. The second is the easement purchases from the Spring Valley Avenue, Maywood office building property and the Hanjin, Paramus property

The Borough's conflict attorney forwarded a final draft agreement to the Borough of Paramus' conflict attorney in mid-July 2013. Negotiations were ongoing between both municipalities. At the Borough of Paramus' July 09, 2014 Mayor and Council meeting, the Borough of Paramus executed the Interlocal Agreement. We understand that the Borough of Maywood has executed the said Interlocal Agreement at the July 22, 2014 Mayor and Council Meeting.

At this time, the Borough would pursue the easement purchases for the Spring Valley Avenue, Maywood office building property and the Hanjin, Paramus property. After both of these items are completed by the Borough's conflict attorney, the project would be bid. It shall be noted that this project cannot proceed until these legal tasks are completed.

Following the easement purchases, an NJDEP TWA Application package would be submitted to the NJDEP for the project. Subsequent to the anticipated acquisition of this said permit, the project would be publically bid. We would anticipate the project bidding to occur in Spring – Summer 2015.

2. **YEAR 2013 ROAD PROGRAM – EAST HUNTER AVENUE (NJDOT FUNDED), SPRING VALLEY ROAD, AND WEST FAIRMOUNT AVENUE PARKING LOT**

**Scope:** The project consists of roadway improvements along East Hunter Avenue and Spring Valley Road along with parking improvements at the West Fairmount Avenue Parking Lot. The Borough acquired an NJDOT Municipal Aid Grant in the amount of \$150,000.00 for the East Hunter Avenue improvements.

<b>Advertise Date:</b>	9/16/2013
<b>Bid Date:</b>	10/03/2013
<b>Award Date:</b>	10/08/2013
<b>Start of Work:</b>	11/18/13
<b>Anticipated Projected Completion Date:</b>	Fall 2014

**Status:** Per the direction of the Governing Body at the August 27, 2013 Mayor and Council meeting, the Borough authorized the bid of construction documents for roadway improvements including but not limited to milling, paving, roadway reconstruction, curbing, ADA accessible ramps, and striping as follows:

1. Base Bid - East Hunter Avenue from Maywood Avenue to Van Cleve Street
2. Alternate Bid A – Spring Valley Road from approximately two hundred feet south of Cumming Avenue to eighty feet south of Sanzari Place (middle section to complete roadway)
3. Alternate Bid B – West Fairmount Avenue Parking Lot

The bid opening for this project occurred on October 03, 2013 at 11AM at Borough Hall. On October 08, 2013, the Borough awarded the project to the lowest responsible, AJM Contractors, Inc., 300 Kuller Road, Clifton, New Jersey 07011 for the Base Bid, Alternate Bid A, and Alternate Bid B in the amount of \$445,384.40.

Subsequent to the project award, a pre-construction meeting was held at Borough Hall on October 29, 2013 at Borough Hall. After the meeting, our office issued a Notice to Proceed. In mid-November 2013 and mid-April 2014, the project contractor began construction activities on Spring Valley Road and East Hunter Avenue, respectfully. At this time, construction on both roadways is substantially completed other than punch list items.

Neglia Engineering Associates informed the project contractor that the Borough wanted to delay parking lot improvements at the West Fairmount Avenue parking lot until school was out and after the July 4<sup>th</sup> Fireworks Celebration (July 06, 2014) per the direction of the Borough. On July 14, 2014, construction activities began. On August 31, 2014 the parking lot was striped. At this time, construction is substantially completed pending punch list items.

Per the request of the Borough, Neglia Engineering Associates acquired a construction budget from the project contractor to address Spring Valley Avenue from its intersection with Spring Valley Road to the Borough of Paramus / Borough of Maywood municipal boundary near the pump station. The budget provided by the contractor was approximately \$40,000.00 excluding police traffic directors which would need to be addressed / funded by the Borough.

The Governing Body authorized the Change Order as listed above during September 2014. Per conversations with the contractor, AJM Contractors is coordinating police traffic directors for the proposed roadway improvements. We understand that they intend to proceed with the improvements during the week of October 13, 2014.

### 3. PSE&G IMPROVEMENTS (CENTRAL AVENUE)

**Scope:** PSE&G will be constructed utility improvements within Central Avenue from the coincident municipal boundaries with the Borough of Rochelle Park and City of Hackensack.

**Status:** On April 02, 2014, Neglia Engineering Associates attended a meeting with Ms. Roberta Stern, Bergen County, AECOM (PSE&G's Engineer), Kemsco, Inc. (Project Contractor), and PSE&G on Central Avenue to review the utility improvement project. An overall project review letter was prepared and submitted to the Borough, PSE&G and its consultants on April 25, 2014.

Neglia Engineering Associates understands that public notices were to be distributed by PSE&G to residents on May 28, 2014. During the week of October 06, 2014, PSE&G was performing construction activities between Maywood Avenue and The Esplanade. Construction included the installation of steel conduit.

### 4. MAYWOOD AVENUE STREETScape (NJDOT FUNDED)

**Scope:** Per a correspondence produced by the Governor's Office on May 06, 2014, Neglia Engineering Associates understands that the Borough is to receive an NJDOT Municipal Aid Grant in the amount of \$149,000 for the Maywood Avenue Streetscape.

**Status:** Per the request of the Borough, Neglia Engineering Associates issued a proposal, dated May 14, 2014 for surveying, engineering, and construction management services for this project for review and consideration by the Governing Body.

### 5. BERGEN COUNTY OPEN SPACE – MEMORIAL PARK

**Scope:** The Borough filed a Year 2013 Bergen County Open Space Grant package for improvements to Memorial Park.

**Status:** Per a June 12, 2014 correspondence from Bergen County, Neglia Engineering Associates understands that the Bergen County Freeholders awarded grant funding in the amount of \$82,302.00 for Memorial Park improvements. Should the Borough require our office to prepare construction documents related to this project, please inform.

Per the direction of the Governing Body, Neglia Engineering Associates prepared a solicitation to replace the existing railroad tie retaining wall at the Memorial Park Little League Field. The lowest quote of four

received was from 4 Clean-Up, Inc. in the amount of \$19,500.00. The Governing Body authorized the scope and budget at the September 30, 2014 Mayor and Council Meeting. At this time, the Borough has selected a retaining wall block color to match the dog park (Sandelwood). In addition, the contractor has informed our office that they intend to begin and complete construction activities prior to the end of October 2014.

Per the direction of the Governing Body, Neglia Engineering Associates prepared a solicitation to replace the existing parking lot lighting at the Memorial Park - Spring Valley Road parking lot. The selected lighting is to match the fixtures and poles located on West Pleasant Avenue. On September 30, 2014, our office issued a recommendation letter in the amount of \$16,421.00 recommending that the Borough authorize Quality Electric Construction Company (lowest and only quoting contractor) to perform the decorative lighting construction as listed within our September 23, 2014 solicitation pending the availability of funds and review by the Borough Auditor.

**6. BERGEN COUNTY OPEN SPACE GRANT – CALL FOR YEAR 2014 PROJECTS**

Neglia Engineering Associates received correspondence from Bergen County concerning a call for Year 2014 Bergen County Open Space Grant submissions. The grant submission packages are due on October 31, 2014 with a public hearing with newspaper notification required. We would be glad to aid the Borough in the preparation of this grant submission package. If the Borough would like us to prepare the application, we respectfully request that a park project be selected at one of the September 2014 Mayor and Council meetings.

In addition, a public hearing would need to be scheduled at one of the October 2014 Mayor and Council meetings to present the proposed park improvements. The notice for the public meeting must be placed in the official newspaper of the municipality. The hearing must be advertised as a display ad at least 15 days prior to the hearing. The hearing notice must specifically reference the proposed Bergen County Open Space Trust Fund Municipal Program Park Improvement application. The public hearing must be held in the evening and may be held as part of a public meeting as long as the hearing is properly advertised.

**7. NJDOT MUNICIPAL AID GRANT – PARKWAY AND JERSEY AVENUE**

Neglia Engineering Associates received correspondence from NJDOT concerning a call for Year 2015 Project Municipal Aid Grant applications. The grant submission package is due on October 14, 2014. Per the direction of the Governing Body, our office will submit an application package to the NJDOT for Parkway and Jersey Avenue prior to the October 14, 2014 submission deadline

**8. WEST PLEASANT AVENUE – TRAFFIC CIRCULATION (NJDOT DISCRETIONARY AID GRANT)**

Neglia Engineering Associates understands that the Borough of Maywood has received an NJDOT Discretionary Aid Grant funding in the amount of \$30,000. During the week of October 06, 2014, the Borough received the signed grant agreement from the NJDOT allocating the funding for this project.

Neglia Engineering Associates will prepare and issue a solicitation for the proposed intersection striping improvements during the week of October 13, 2014. We would anticipate receiving results by October 24, 2014. Thereafter, our office would review the solicitation and issue a recommendation letter for review and consideration by the Governing Body.

Mr. Polyniak stated the Governing Body should be able to act on the award of the West Pleasant Avenue turn-a-round project at the October 28, 2014 meeting.

Council member Messar questioned if the retaining wall work by the little league field will affect the playing surface of the field.

Mr. Polyniak responded there will be minimal impact to the field.

There being no further questions for the Borough Engineer, Mayor Padovano closed this portion of the meeting.

CFO Charles Cuccia was present to review and discuss the Best Practices Inventories Check List with the Governing Body and stated Maywood will maintain the same amount of state aid received last year.

Council President Ballerini questioned “light duty”.

Mr. Cuccia responded light duty is a temporary situation and is not meant to be a long term solution.

Council member Morrone asked what is considered short term.

Mr. Cuccia responded no longer than six months.

There being no further questions for CFO Cuccia, Mayor Padovano closed this portion of the meeting.

**PROCLAMATIONS, PRESENTATIONS, ETC.**

NONE

**MEETING OPEN TO THE PUBLIC (FIVE MINUTE TIME FRAME)**

William Rupp – 654 Edel Avenue – read a prepared statement regarding the application submitted by the Salvation Army to utilize the Lutheran Redeemer property on Maywood Avenue. He spoke regarding rumors of ignorance, fear and prejudice and read an email received from School Superintendent Jordan.

There being no further comments, Mayor Padovano closed this portion of the meeting.

**PUBLIC HEARING ON PENDING ORDINANCES – ADOPTION OF ORDINANCES**

**ORDINANCE #13-14**

**AN ORDINANCE AMENDING SECTION 169-1 OF CHAPTER 169 AND SECTION 179-10 OF CHAPTER 179 AND CHAPTER 330-20 OF CHAPTER 330 OF THE CODE OF THE BOROUGH OF MAYWOOD RELATING TO FEES**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:**

**WHEREAS**, Borough of Maywood Code Chapter 169 sets forth the schedule of fees for the Borough of Maywood; and

**WHEREAS**, Chapter 169 has been amended numerous times over the last decade; and

**WHEREAS**, the Mayor and Council of the Borough of Maywood, wish to amend and update certain fees; and

**WHEREAS**, the Mayor and Council of the Borough of Maywood, wish to make the schedule more orderly.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey, as follows:

**Section 1:** Chapter 169 of the Borough of Maywood Code is repealed in its entirety and to be replaced with the following language:

“Chapter 169: **FEES**

**GENERAL REFERENCES**

**Police Department — See Ch.56.**

Alarm systems — See Ch. 106

Alcoholic beverages — See Ch.110.

Pool rooms, billiard parlors and bowling alleys — See Ch. 114, Art. I.

Automatic amusement devices — See Ch. 114, Art. II.

Circuses, carnivals and fairs — See Ch. 143.

Building construction — See Ch. 148.

Contractors' licenses — See Ch. 153.

Dogs — See Ch. 161 and Ch. 330

Electrical standards — See Ch.165.

Fences, walls and hedges — See Ch. 173.

Fire prevention — See Ch. 179.

Junkyards — See Ch. 204.

Land use — See Ch. 209.

Noise — See Ch. 226.

Parks and playgrounds — See Ch. 233.

Canvassing, peddling and soliciting — See Ch. 241.

Rent control — See Ch. 261.

Garage sales — See Ch. 265, Art. I.

Sewers — See Ch. 269.

Shopping carts — See Ch. 273.

Soil removal — See Ch. 281.

Streets and sidewalks — See Ch. 287.

Swimming pools — See Ch. 291.  
 Taxicabs — See Ch. 295.  
 Tenancy protection — See Ch.300.  
 Vehicles and traffic — See Ch.312.

**§ 169-1. Schedule of fees.**

There are hereby established the following permit, license, application and other miscellaneous fees and charges within the Borough of Maywood:

<b>Description</b>	<b>Current Fee</b>
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**ALCOHOLIC BEVERAGE LICENSES**

Plenary retail consumption	\$1,700.
Seasonal retail consumption	800.
Plenary retail distribution	1,200.
Club	100.
License transfer fee	10% of yearly license fee

**AUTOMATIC AMUSEMENT GAMES**

Investigation and processing fee	\$ 50.
License fee	\$125.00 each year, each machine

**CANVASSING, HAWKERS, PEDDLERS AND VENDORS**

Canvassing permit	\$5.00 per day – per canvasser
Application fee	\$25.
License fee	\$50. Per year
<b>CIRCUS, CARNIVAL OR FAIR PERMIT</b>	<b>\$75.</b>

<b>CLOTHING BINS</b>	<b>\$25. per year</b>
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**CONSTRUCTION CODE FEES**

**A. Minimum fee.**

- (1) The minimum fee for a basic construction permit covering any or all of building, plumbing, fire-protection and electrical work shall be \$65. All fees shall be rounded to the nearest dollar amount.
- (2) The minimum fee for an accessory structure (detached garage), in excess of 100 square feet, shall be \$85.

**B. The building subcode fees shall be as follows:**

- (1) For new construction:
  - (a) All groups: \$0.104 per cubic foot of building or structure volume.
  - (b) Use group classification shall be according to the building subcode as adopted by N.J.A.C. 5:23-3.
- (2) For renovations, alterations, roofing, siding and repairs:
  - (a) Fifteen dollars per \$1,000 of estimated cost of work, provided that the minimum fee shall be \$65. For the purpose of determining estimated cost, the applicant shall submit to the Department such cost data as may be

available, produced by an architect or engineer or a bona fide contractor's bid, if available. The Construction Official shall make the final decision regarding estimated cost.

- (b) State fee for alterations: \$0.0008 per \$1,000 of estimated cost of alteration for electric, plumbing and building permits.
- (3) For additions: \$0.045 per cubic foot of building or structure volume for added portion for all use groups.
- (4) For combinations of renovations and additions: the sum of fees computed separately as renovations and additions.
- (5) For construction or alteration of a sign:
  - (a) Business/occupant identification: \$2 per square foot of the surface area of the sign, with a minimum fee of \$50.
  - (b) A fee of \$150 will be charged for a sign application to the Planning Board.
- (6) Installation or replacement of exterior siding, reroofing/replacement in Use Groups R-5 a flat rate of: \$75.
- (7) Lead Abatement: \$100.
- (8) For asbestos:
  - (a) Asbestos abatement: \$100.
  - (b) Certificate of compliance for asbestos: \$35.
- (9) For the installation, replacement or abandonment of oil or flammable liquid storage tanks (commercial):
  - (a) One to 500 gallons: \$150.
  - (b) Five hundred fifty-one to 1,000 gallons: \$200.
  - (c) One thousand one to 5,000 gallons: \$300.
  - (d) Five thousand one gallons or more: \$400.
- (10) For the abandonment of oil storage or flammable liquid storage tanks (residential), per tank: \$75.
- (11) For new or alterations to flammable or combustible liquid tank supply, vent or dispensing piping or dispenser:
  - (a) Piping: \$100.
  - (b) Dispenser (each): \$100.
- (12) For the demolition or removal of a building or structure:
  - (a) All one and Two family homes: \$200.
  - (b) All other use groups: \$300.
  - (c) Accessory structures: per building \$50.
  - (d) Moving structures:
    - (1) One-story, less than 400 square feet of area \$140.
    - (2) All other structures: \$500.
    - (3) Moving structures through any Borough street requires a bond of \$1,000 and approval by the Borough Engineer.
  - (e) For placement of dumpsters
    - (1) Dumpsters located within the work site property - \$25 per dumpster
    - (2) Dumpsters located on Borough streets or obstructing sidewalks \$50 per dumpster



(13) For swimming pools:

(a) Installation of in-ground or aboveground swimming pools: \$65 per sub-code

(b) Private swimming pool application: \$20.

C. The plumbing subcode fees shall be:

<b>Description</b>	<b>Fee</b>
Hose bib (R5)	\$15.
For two or more new fixtures	\$25.
Grease traps and oil separators	\$250.
Water-cooled air-conditioning systems (Non R-5)	\$200.
Refrigeration units (Non R-5)	\$200.
Sanitary sewer connection or replacements	R-5 \$100. Commercial \$250.
Water service connections	\$100.
Gas piping (not in conjunction with an appliance installation), gas-service entrances pool heaters and generators	\$65.
Connection for underground lawn sprinklers	\$65.
Air-conditioning system (R-5 use groups)	\$45.
Air-conditioning system (all other use groups)	\$250.
Dishwasher (commercial)	\$150.
Dishwasher (residential)	\$25.
Washing machine	\$20.
Hot-water heater	\$65.
Water pipe replacement	R-5 \$45. Commercial \$200.
Gas dryer, oven or range	\$20.
Residential boilers (gas- or oil-burning appliance)	\$65.
Commercial boilers (gas- or oil-burning appliance)	\$200.
Storm drains Per roof drain	
R-5	\$10.
All others	\$30.
Per storm drain connection	R-5 \$35. All others \$100.
Footing or French drain system/sump pump	R-5 \$65. All others \$200.
Special devices	
Backflow device (reduced-pressure)	\$25.
Backflow device, (test) each	\$50.
Garbage disposal	\$25.
Indirect connection	\$25.
Interceptor	\$50.
Sewer ejector	\$65.
Solar energy system	R-5 \$150. Commercial \$300.

Water cooler		\$50.
Floor drain	R-5	\$25.
	Commercial	\$50.
Fuel-oil piping		\$65.
Drinking fountain		\$25.
Stacks		\$45.
The electrical subcode fees shall be as follows:		
D. (1) The minimum fee shall be	R-5	\$65.
	Commercial	\$150.
(2) Other fees shall be as follows:		
<b>Description</b>		<b>Fee</b>
Total number of electrical fixtures and devices 1 through 50		\$65.
Each additional 25, to include lighting outlets, wall switches, fluorescent fixtures, convenience receptacles or similar fixtures and motors or devices less than one horse-power or one kilowatt, fractional horsepower fans, residential garbage disposals, smoke detectors, emergency lights, thermostats and pool lights.		\$20.
Line item devices		
Ranges/ovens/surface units 1 to 10 kilowatts		\$20.
Dishwasher/dryers		\$20.
Air-conditioning units		\$20.
Burglar alarms and intercom systems		\$20.
Whirlpool/spas		\$65.
Signs/light standards		\$25.
Central and baseboard heat (by kilowatt size listed)		\$20.
Heat pumps and pumps (by horsepower size listed)		\$20.
Detectors		\$20.
Light poles		\$45.
Emergency and exit lights		\$25.
Communication ports		\$20.
Alarm devices/FAC panel		\$25.
Space heater/air handler		\$65.
Each service panel/equipment/feeder/subpanel		
Less than or equal to 200 amperes		\$65.
Greater than 200 amperes and less than or equal to 1,000 amperes		\$200.
Greater than 1,000 amperes		\$400.
Swimming pools		
Outlets/bonding		\$65.
Motors (over 1 horsepower)		\$25.
Each motor or electrical device		
Greater than one horsepower and less than or equal to 10 horsepower		\$65.
Greater than 10 horsepower and less than or equal to 50 horsepower		\$100.
Greater than 50 horsepower and less than or equal to 100 horsepower		\$200.
Greater than 100 horsepower		\$300.
Each transformer and generator		
Greater than 0 kilowatts and less than or equal to 45 kilowatts		\$65.

	Greater than 45 kilowatts and less than or equal to 112 ½ kilowatts	\$200.
	Greater than 112 ½ kilowatts	\$500.
E.	The fire subcode fees shall be as follows:	
	<b>Description</b>	<b>Fee</b>
	Sprinkler systems	
	1 to 20 heads	\$150.
	21 to 200 heads	\$250.
	201 to 400 heads	\$500.
	401 to 1,000 heads	\$700.
	Over 1,000 heads	\$1000.
	Standpipe system, each riser	\$250.
	Pre-engineered suppression systems	
	CO2 suppression	\$125.
	Halon suppression	\$125.
	Foam suppression	\$125.
	Dry chemical	\$125.
	Wet chemical	\$125.
	Kitchen exhaust system (commercial)	\$175.
	Automatic fire alarm system:	
	1 to 15 detectors	\$65.
	16 to 200 detectors	\$180.
	201 to 400 detectors	\$440.
	401 to 1,000 detectors	\$605.
	Over 1,000 detectors	\$800.
	Heating appliances	
	Chimney or vent piping not in conjunction with a heating unit installation	\$65.
	Gas- or oil-fired appliance which is not connected to a plumbing system	\$65.
	Storage tanks (each)	
	R-5	\$250.
	Commercial	\$500.
	Smoke control systems	\$250.
F.	Certificates. Fees for certificates shall be as follows:	
	(1) Certificate of occupancy. The minimum fee shall be \$150, except for one- and two-family structures of less than 35 feet in height and less than 5,000 square feet in area and structures on farms, including commercial farm buildings subject to N.J.A.C. 5.23-3.2, for which the minimum fee shall be \$45.	
	(2) Certificate of continued occupancy.	
	(a) One-family structure:	\$45.
	(b) Multiple dwelling	\$45.
	(c) Commercial structures (over 5,000 square feet):	\$250.
	(d) All other use groups:	\$250.
	(3) Certificate of occupancy granted pursuant to a use group change	\$250.
	(4) Temporary certificate of occupancy.	
	(a) One and Two Family homes:	\$45.
	(b) All other use groups:	\$75.
	(5) Application for variation:	\$75.
	(6) Certificate of approval/compliance (periodic inspections).	

<b>Description</b>	<b>Fee without Inspection</b>	<b>Fee with Inspection</b>
High-pressure boilers (12 months)	\$45.	\$200.
Refrigeration system (12 months)	\$45.	\$200.
Pressure vessels (12 months)	\$45.	\$200.
Hazard uses and places of assembly (three months)	\$45.	
Cross-connections and back-flow preventors (three months)	\$65.	
(7) Elevator devices: as set forth under elevator subcode fees in this chapter.		
G. Plan review. The fee shall be 20% of the amount to be charged for the construction permit. This fee is not refundable.		
H. Miscellaneous. The fee for a construction permit for any item requiring a construction permit not specifically addressed shall be \$65, unless otherwise specified in the appropriate subcode.		
I. Training fees. Training fees shall be as follows:		
(1) New Jersey State training fee, per cubic foot:		\$0.0016.
(2) Per cost of construction:		\$0.0008.
J. Other fees. Other fees shall be as follows:		
(1) Garage sales:		\$10.
Authorized Borough town-wide Garage sale		\$5.
(2) Soil removal permit:		\$75.
(3) Sewers:		
(a) Contract users (minimum per year):		\$200.
(b) Permitted inspection fees, all use groups:		\$100.
(4) For contractors and landscapers registration, January 1 through December 31/ Annual applications		
(a) Annual Fee		
(1) Landscapers:		\$50.
(2) Commercial Contractors:		\$125.
K. Street openings, sidewalks and driveways.		
(1) Fees, which include inspection, shall be as follows:		
(a) Road openings paved with concrete or asphalt:		\$250.
(b) Road openings paved with bituminous macadam, penetration method:		\$250.
(c) Tunneling permit:		\$175.
(d) Plus bond that applies to all above to be held one year after completion:		\$1,000.
(2) The minimum permit fee, for work covered by Borough ordinance, of \$15 per \$1,000 of estimated cost of work, provided that the minimum fee shall be \$65, shall be charged for the following work:		
(a) Resurfacing or enlargement of any driveway or patio within the property boundaries with the following materials:		
(1) Concrete.		
(2) Brick pavers.		
(3) Macadam.		
(4) Crushed stone or like material.		
(b) Installation or replacement of a fence – maximum height six feet.		
(c) Installation or replacement of a shed-maximum 100 square feet.		

(d) Installation or replacement of sidewalk or curb, fronting or within Borough easement (right-of-way). Such work shall conform to Borough Ordinance Nos. 287-17 and 287-21.

(3) Public utility escrow and inspection fees.

(a) Public utilities shall reimburse the Borough of Maywood for engineering inspection fees in connection with any street opening permit in the amount of \$110 per hour.

(b) Inspection fees incurred by the Borough of Maywood in connection with any street opening by a public utility shall be paid by the public utility to the Borough of Maywood within 30 days following receipt of a statement therefor.

(c) The escrow required of public utilities pursuant to Sub-chapter 287-11 of Chapter 287 of the Code of the Borough of Maywood is hereby fixed in the sum of \$10,000. Any inspection fees not paid within 30 days following billing therefor may be charged against said escrow.

L. The elevator subcode fees shall be as follows:

(1) The fee for a permit to install an elevator device shall be a flat fee. The fee may vary for different type of inspections, tests and elevator devices. (N.J.A.C. 5:23-4.18(g)1).

(2) The categories of municipal elevator fees shall be identical to the categories for elevator fees listed in N.J.A.C. 5:23-12.6(a) and (b).

(3) The fee for plan review for elevator devices in structures in Use Group R-5 (per N.J.A.C. 5:23-4.20(c)6) shall be: \$58.

(4) The fee for plan review for elevator devices in structures in use groups other than R-5 (per N.J.A.C. 5:23-4.20(c)7) shall be: \$299.

(5) The fee for a lead abatement clearance certificate (per N.J.A.C. 5:23-4.20(c)3viii) shall be: \$28.

(6) Acceptance tests.

(a) The fee for elevators in structures not in Use Groups R-5 (per N.J.A.C. 5:23-12.6 (a)i through vi) shall be as follows:

(1) Traction and winding drum elevators:

(a) One to ten floors: \$306.

(b) Over ten floors: \$510.

(c) Hydraulic elevators: \$272.

(d) Roped hydraulic elevators: \$306.

(e) Escalators and moving walks: \$272.

(f) Dumbwaiters: \$68.

(g) Stairway chairs and incline and vertical wheelchair lifts and manlifts: \$68.

(b) Additional charges for devices equipped with the following features shall be (per N.J.A.C. 5:23-12.6(A)2i through iii) as follows:

(1) Oil buffers: \$54.

(2) Counterweight governor and safeties: \$136.

(3) Auxiliary power generator: \$102.

(7) The fee for elevator devices in structures other than residential shall be \$204.

(8) The fee for witnessing acceptance tests of and performing inspections of alterations (per N.J.A.C. 5:23-12-6(a)4) shall be \$68.

- (9) The fee for routine, six-month tests and inspections for elevator devices in structures not in Use Group R-5 (per N.J.A.C. 5:23-12.6(b)1.i through iv) shall be as follows:
  - (a) Traction and winding drum elevators:
    - (1) One to 10 floors: \$190.
    - (2) Over 10 floors: \$244.
  - (b) Hydraulic elevators: \$136.
  - (c) Roped hydraulic elevators: \$190.
  - (d) Escalator and moving walks: \$190.
- (10) The fee for a one-year period inspection and witnessing of tests of elevator devices, which shall include a six-month routine inspection (per N.J.A.C. 5:23-12.6(b)2.i through vi.) shall be:
  - (a) Traction and winding drum elevators:
    - (1) One to 10 floors: \$272.
    - (2) Over 10 floors: \$326.
  - (b) Hydraulic elevators: \$204.
  - (c) Roped hydraulic elevators: \$272.
  - (d) Escalators and moving walks: \$436.
  - (e) Dumbwaiters: \$108.
  - (f) Manlifts, stairway chairlift and incline and vehicle wheelchair lifts: \$164.
- (11) Additional one-year period inspection charges for elevator devices equipped with the following features (per N.J.A.C. 5:23-12.6(b)3.i through iii) shall be as follows:
  - (a) Oil buffers, per buffer: \$54.
  - (b) Counterweight governor and safeties: \$108.
  - (c) Auxiliary power generator: \$68.
- (12) The fee for the three-year or five-year inspection of elevator devices (per N.J.A.C. 5:23-12.6(b)4.i and ii) shall be as follows:
  - (a) Traction and winding drum elevators:
    - (1) One to 10 floors (five-year inspection): \$462.
    - (2) Over 10 floors (five-year inspection): \$582.
  - (b) Hydraulic and roped hydraulic elevators:
    - (1) Three-year inspection: \$340.
    - (2) Five-year inspection: \$204.

**COPIES** \$0.05 per page

**DOG LICENSES**

(See the Fee Schedule (Ch. 330-20) adopted by the Board of Health)

**FALSE ALARM, BURGLAR AND FIRE**

- 4<sup>th</sup> false alarm in a calendar year \$20.
- 5<sup>th</sup> false alarm in a calendar year \$30.
- 6<sup>th</sup> through ninth false alarms (each) in a calendar year \$100.
- 10<sup>th</sup> through 14<sup>th</sup> false alarms (each) in a calendar year \$250.
- 15<sup>th</sup> through 19<sup>th</sup> false alarms (each) in a calendar year \$500.
- 20<sup>th</sup> and subsequent false alarms (each) in a calendar year \$1,000.

**FIRE PREVENTION FEES**

See also Sub-Chapter 179-10, Permit fees.

- Boiler inspection, late filing charge \$55.

Cylinders for welding and cutting gases	\$44.
Dry-cleaning plants	\$44.
Flammable finishes	\$33.
Flammable liquids and tar kettles	\$44.
Heat-producing devices, other	\$40.
Liquefied petroleum gas	\$40.
Places of assembly	None
Sprinkler tests	\$55.
Tents	\$165.
Truss roof registration	\$44.
Welding and cutting	\$44.
<b>JUNKYARDS</b>	
Junkyard license	\$500.
<b>LAND USE FEES</b>	
I. Application fees:	
A. Appeals under with N.J.S.A. 40:55D-70(a)	\$250.
B. Interpretations under N.J.S.A. 40:55D-70(b)	\$250.
C. Variances:	
1. Applications filed pursuant to N.J.S.A. 40:55D-70c in connection with a variance on property to be used for one- or two-family use	\$200.
2. Applications filed pursuant to N.J.S.A. 40:55D-70c for a variance on property to be used for a multifamily house, consisting of three to 10 units	\$300.
3. Applications filed pursuant to N.J.S.A. 40:55D-70c for a variance on property to be used for a multifamily house consisting of 11 or more units	\$400.
4. Applications filed pursuant to N.J.S.A. 40:55D-70c in connection with property used for business, commercial and/or industrial use or any part to be used for these purposes having a land size of less than 10,000 square feet	\$250.
5. Applications filed pursuant to N.J.S.A. 40:55D-70c in connection with a variance on property for business, commercial and/or industrial use or any part to be used for these purposes having a land size in excess of 10,000 square feet	\$350.
6. Applications filed pursuant to N.J.S.A. 40:55D-70d	\$400.
D. Subdivisions:	
1. Minor subdivision	\$250.

2. Major subdivision	\$300. plus \$25.per lot
E. Site plans:	
Waiver application fee	\$200.
1. For each 20,000 square feet of lot area up to three acres	\$500.
2. For each acre over three acres	\$300.
3. For each 1,000 square feet of floor area up to 10,000 square feet	\$250.
4. For each 1,000 square feet of floor area over 10,000 square feet	\$150.
F. Conditional use	\$300.
G. Appeals pursuant to N.J.S.A. 40:55D-34 and -36	\$100.
II. Miscellaneous fees	
A. Copy of Land Use Ordinance	\$10.
B. Copy of Zoning Map	\$2.
C. Copy of Board resolution	\$10.
D. List of property owners within 200 feet, public utilities, cable television companies, and/or local utilities	\$0.25 per name with \$10.00 minimum
E. Resolution Publication Fee	\$25.
F. Waiver of Site Plan for Commercial Signs w/o Variance	\$50.
III. Escrow accounts:	
A. Hourly fees:	
1. Attorney legal review fee	\$110. per hour
2. Engineering and Planning review and inspection fees	
a. Principal	\$110. per hour
b. Principal assistant	\$80. per hour
c. Survey field party	\$130. per hour
d. Office work (design/drafting)	\$50. to \$65. per hour
e. Field inspection and supervision	\$65. per hour
f. Technical steno and typing	\$35. per hour
B. Initial escrow deposits:	
1. Variance application	\$500.
2. Site plans	
a. Concept plan with input and advice from Board's professional advisors	\$1,500. Minimum
3. Preliminary site plan	
a. Nonresidential development	\$50.00 for the first 20,000 square feet of lot area or fraction, thereof plus \$10.00 for each 10,000 square feet or fraction thereof of lot area over 20,000 square feet, plus \$50.00 for the first 1,000 square feet of floor area of any new building or alteration of or addition building on the subject property plus \$10.00 for each 1,000



	square feet or fraction thereof of floor area over 1,000 square feet	
b. Residential development	\$100.00 for each acre, or part thereof, in the development site and \$40.00 for each proposed dwelling unit	
c. Minimum fee		\$2,500.
4. Final site plan		
a. Either residential or nonresidential	One-half of preliminary site plan review fee prorated	
b. Both residential and nonresidential	Equal to collective technical review fee of nonresidential and residential parts	
5. Conditional use		\$1,000.
6. Subdivision		
a. Concept plan with input and advice from Board's professional advisors		\$1,000. minimum
b. Minor subdivision or resubdivision	\$200.00 for each lot within proposed subdivision or \$750.00, whichever is greater	
c. Preliminary plat of major subdivision	\$200.00 for each lot within proposed subdivision of \$750.00, whichever is greater	
d. Final plat of major subdivision	\$100.00 for each lot within final plat of subdivision	
7. Variance under N.J.S.A. 40:55D-70(d) when no site plan or subdivision is sought		\$1,000.
8. Appeals under N.J.S.A. 40:55-70(a) and N.J.S.A. 40:55D-34 and -36		\$ 500.
9. Interpretations under N.J.S.A. 40:55D-70(b)		\$ 500.
10. Waiver of Site Plan for Commercial Signs without variance		\$ 150.
<b>MEETING NOTICES, MAILING</b>		\$10.00 per year
<b>NOISE VARIANCE</b>		\$10.
<b>PARKING LOTS, OVERNIGHT PARKING</b>		\$40.00 per month
<b>PICNIC PERMIT</b>		\$ 50.
<b>POLICE FEES</b>		
Fingerprints (for Maywood residents only)		No charge
Firearms identification card		Fees set by State
Pistol permit		Fees set by State
Photographs		\$10.
Security details, cost of providing police officer private details or other services	Time and one-half the hourly salary earned by police officer assigned	
Police vehicle, providing police vehicle in response to private request	\$25.00 per hour, in addition to cost of the police officer assigned to the vehicle at the fee set forth herein	
Police reports		\$0.05 per page

**POOL, MUNICIPAL**

Swim lessons per session		\$75.
resident and nonresident pool members		
non-pool members		\$100.
(no refunds once session begins)		
Lost ID card		\$10. each card
<b>Description</b>	<b>Seasonal Rate</b>	<b>Monthly</b>

Residents:		
2 Adults	\$250.	\$150.
With 1 child*	\$280.	\$165.
With 2 children*	\$315.	\$185.
With 3 children*	\$350.	\$200.
1 Adult	\$175.	\$105.
With 1 child*	\$205.	\$120.
With 2 children*	\$245.	\$140.
With 3 children*	\$270.	\$160.

Add \$40. for each additional child\* for seasonal rate or \$20. for each additional child\* for monthly rate.

Senior citizens (65 years of age or older); proof of age required initially \$85. (season only)

Guest cards (see guest policy); check or money order only \$85. (per card)

Nonresidents:		
2 Adults	\$420.	\$255.
With 1 child*	\$470.	\$280.
With 2 children*	\$520.	\$305.
With 3 children*	\$570.	\$330.
1 Adult	\$340.	\$200.
With 1 child*	\$390.	\$225.
With 2 children *	\$440.	\$250.
With 3 children*	\$490.	\$275.

Add \$40 for each additional child\* for seasonal rate or \$20 for each additional child\* for monthly rate (no maximum)

Senior citizens (65 years of age or older); proof of age required initially \$200. (season only)

Guest cards (see guest policy); check or money order only \$85. (per card)

**NOTES:**

\*Children – 21 and under

**POOLROOMS BILLIARD PARLORS, BOWLING ALLEYS** \$1,000. per year

**PUBLIC DOCUMENTS**

All documents not otherwise provided for by law unless a special service charge may be levied according to law \$0.05 per page

Certification by Borough Clerk of any documents \$4.50

Exemplification of any documents by Borough Clerk \$10.

Copy of specifications for public bidding \$25.

NOTES: All fees received for said services shall be turned over to the Borough Treasurer for the use of the Borough of Maywood to defray the costs of same.

**RAFFLE, BINGO, CARNIVAL GAMES OR WHEELS, GOLF HOLE-IN-ONE, ARMCHAIR RACE AND/OR CASINO NIGHTS LICENSING FEES**

No fee for qualified organizations

(not including fees payable to the Legalized Games of Chance Control Commission)

**RECREATION PROGRAMS**

**Description**

**Fee**

Volleyball

Adults

Residents – Per Session

\$15.

Nonresidents – Per Session

\$35.

Youth program, under 18 years of age

Residents – Per Session

\$15.

Nonresidents – Per Session

\$35.

Walk-on volleyball

Adults and youth under 18 years of age (Fees shall be paid at the beginning of each walk-on session to the operator of the program. The operator of the program shall obtain from each such walk-on participant a signed indemnification and hold harmless statement on a form prescribed by the Borough. If the participant is under the age of 18 years, the indemnification and hold harmless agreement shall be signed by the participant’s parent or legal guardian. All fees collected shall be turned over to the Borough Treasurer within 48 hours of receipt.)

\$5. per session

**Description**

**Fee**

Yoga

\$100.

Zumba

\$50. per 10 sessions

Evening Aerobics

Residents – Per Session

\$35.

Nonresidents – Per Session

\$45.

Water Aerobics

Resident

\$25.

Non-Resident

\$40.

Line Dancing

\$25.

Pre School Summer Club

Resident

\$325.

Non-Resident

\$375.

Summer Club (8 weeks)

\$675.

Resident weekly

\$100.

Non-Resident weekly

\$125.

Summer After Care

Resident

\$75. per week

Non-Resident

\$100. per week

**RECYCLING**

Replacement recycling barrels (red)

\$15. each for 25 gallon pail

Appliances (white metal) (sticker required)

\$5. per item

Leaf bags

\$2. For 5 bags

\$20. For 50

\$3. per tire

Tire disposal

**RENT MONITORING**

Hearings on rent increases

None

Capital improvement determination

\$50.

Hearing on capital improvement application

\$50.

Plus, for each unit over 10

\$5.

**SENIOR CITIZEN CENTER FACILITY**

For private parties only

Residents

Use fee

\$200.

Security deposit

\$250.

Nonresidents

Use fee

\$250.

Security deposit

\$500.

Nonprofit organizations (must have resident participation)

None

**SENIOR CITIZENS DISABILITY PROTECTED TENANCY APPLICATIONS**

Intent to convert to condominium or cooperative

\$250.

Plus, for each unit over 10

\$ 5.

Protected tenancy appeal

\$ 25.

**SHOPPING CART REDEMPTION**

\$ 10.

**STREET OR SIDEWALK OBSTRUCTION PERMIT**

\$ 50.

**TAXICABS AND LIMOUSINES**

Owner's license

\$100. per year

Driver's license

\$ 10. per year

Vehicle Inspection

\$ 25. per vehicle

**TAX ASSESSOR/COLLECTOR**

Certification of honorable discharge

\$3.

Continuation searches (1 year)

\$2.

Copy of tax assessment record

\$2.

Copy of tax bill

\$2.

Tax assessment searches

\$12.

Tax searches

\$12.

Check return fee

\$25.

**TOWING**

Towing license/Application Fee (non-refundable)

\$250. per year

**SECTION 2.** Section 179-10 of Chapter 179 of the Code of the Borough of Maywood, relating to Fire Prevention Fees, is hereby amended to read in full as follows:  
§ 179-10. Permit fees.

**FIRE PREVENTION FEES**

	Registration Fee
A.	
Assembly Use Group	
A-1 Eating establishment under 50 people	\$55.
A-2 Take -out food service (no seating)	\$55.
A-3 Houses of worship not exclusively used for religious purposes	\$55.
A-4 Recreation centers, Multipurpose, Etc. (fewer than 50 people)	\$80.
A-5 Court rooms, library, Fraternal organizations, Condominium centers (fewer than 50)	\$80.
A-6 Senior Centers (fewer than 50 people)	\$80.
Business Use Groups	
B-1 Professional use one and two story ( less than 5,000 Square Feet)	\$55.
B-2 One and two story ( more than 5,000 Sq.Ft and less than 12,000 Sq.Ft)	\$110.
B-3 One and two story (more than 12,000 sq. ft.)	\$200.
B-4 Three to five story (less than 5,000 sq.ft)	\$125.
B-5 Three to five story (more than 5,000 sq.ft and up to 12,000 sq.ft_)	\$175.
B-6 Six Story and up (more than 12,000 sq.ft and up)	\$250.
Retail / Mercantile Use Group	
M-1 One and two story ( less than 5,000 sq.ft.)	\$80.
M-2 One and two story ( more than 5,000 sq.ft and less than 12,000 sq.ft.)	\$175.
M-3 Three to five story ( less than 5,000 sq.ft)	\$250.
M-4 Three to five story ( more than 5,000 sq.ft and less than 12,000 sq.ft)	\$275.
M-5 Six story and up	\$400.
Manufacturing / Factory Use Group	
F-1 One and two story ( less than 5,000 sq.ft)	\$125.
F-2 One and two story ( more than 5,000 sq.ft and less than 12,000 sq.ft)	\$175.
F-3 Three to five story ( less than 5,000 sq.ft)	\$250.
F-4 Three to five story ( more than 5,000 sq.ft and less than 12,000 sq.ft)	\$275.
Storage Use Groups	
S-1 One and two story ( less than 5,000 sq.ft)	\$80.
S-2 One and two story ( more than 5,000 sq.ft and less than 12,000 sq.ft)	\$175.
S-3 Three to five story ( 5,000 sq ft and up )	\$275.
Residential Use Groups	
R-2 3 to 6 units	\$200.
R-3 7 to 12 units	\$250.
R-4 13 to 20 units	\$325.
R-5 Over 20 units	\$400.
Non -Life Hazard Use Groups	
Non -Life Hazard (Business Use) less than 5,000 sq ft.	\$55.
Non -Life Hazard (Business Use) 5,000 & up to 12,000 sq ft.	\$80.
Non -Life Hazard (Business Use) over 12,000 sq. ft.	\$175.
Non - Life Hazard ( Mercantile Use) less than 5,000 sq.ft	\$55.
Non - Life Hazard ( Mercantile Use) over 5,000 up to 12,000 sq.ft	\$80.
Non - Life Hazard ( Mercantile Use) Over 12,000 sq.ft.	\$175.
Non - Life Hazard ( Storage Use) less than 5,000 sq ft.	\$80.
Non - Life Hazard ( Storage Use) Over 5,000 up to 12,000 sq ft.	\$175.

Non - Life Hazard ( Storage Use) Over 12,000 sq ft.	\$225.
Smoke Detector / Carbon Monoxide compliance	\$50.
Smoke Detector / Carbon Monoxide compliance re- inspection	\$30.
Fire watch / stand by ordered by the Fire Official (per hr per person)	\$50.

**B.** All fees collected pursuant to this Article shall be paid into the borough treasury and shall thereafter be appropriated to the Fire Prevention Bureau for enforcement of the Uniform Fire Safety Act. Editor's Note: See N.J.S.A. 52:27D-192 et seq.

**SECTION 3.** Section 330-20 of Chapter 330 of the Code of the Borough of Maywood, relating to Board of Health Fees, is hereby amended to read in full as follows:

§ 330-20. Fees.

A. All of the fees required to be paid under the terms hereof are annual fees and shall cover the respective calendar year. There shall be no apportionment or abatement of the fee for any license, permit or certificate granted after the first day of January in any year.

B. All yearly license or permit renewal fees shall be paid by January 15 of any given year.

C. For good and sufficient reason given, the Board may waive or reduce the fees for any particular case or class of cases.

D. The schedule of fees for permits and/or licenses shall be as follows:

The schedule of fees for permits and/or licenses shall be as follows:

[Amended 12-28-1987; 5-23-1996 by Ord. No. 96-1]

<b>Description</b>	<b>Fee</b>
<b>Food establishment</b>	
Bakery, meat market, poultry market, fish market, fruit market, vegetable market, delicatessen, grocery store or public food market (or similar places in which food or drink is prepared, served, handled, sold or provided for the public) (2 part-time employees equal 1 full-time employee)	
With less than 5 employees	\$100.
5 to 10 employees	\$125.
11 to 20 employees	\$150.
More than 20 employees	\$250.
<b>Eating establishment</b>	
Including a restaurant, coffee shop, cafeteria, short-order cafe, diner, luncheonette, grill, tea room, sandwich shop, soda fountain, tavern, bar, cocktail lounge, night club or industrial feeding establishment (private, public or nonprofit organization or institution serving food; catering kitchen; or commissary) with seating capacity of:	
1 to 50 persons	\$125.
51 to 100 persons	\$200.
101 to 200 persons	\$250.
More than 200 persons	\$300.
Food caterers	
Mobile, box lunch or premises	\$75.
Packaged foods, liquors, sweets, candies and gums	
Selling and distributing	\$75.
Milk and dairy products	
Sale and distribution	\$15.
Dairy vehicle	\$30.
Drug Stores	\$55.

Bakery trucks		\$40.
Vending machines, each		\$45.
Keeping of small animals		
Grooming store, pet store or veterinary office		\$40.
Health clubs		
Including body wraps and tanning salon		\$45
Schools (private), per student		\$0.50
Dog licenses		
Spayed/neutered		\$ 5.
Not spayed/neutered		\$10.
Late fee (after March 1 of each year)		\$10.
Vicious or potentially dangerous dog		\$150
Dog Park Membership Tags	Resident	\$ 5.
	Non-Resident	\$10.
Cat licenses		
Spayed/neutered		\$ 5.
Not spayed/neutered		\$10
Late fee (after March 1 of each year)		\$10
Certified copies		
Marriage, birth and death certificates, each		\$15 first copy
Each additional copy		\$10.
Burial permits, each		\$15.00

**Section 3: Effective Date**

a. This Ordinance shall take effect upon passage and publication according to law.

Mayor Padovano opened the meeting to the public for any comments or questions relative to the foregoing ordinance.

There being no public comments or questions, Mayor Padovano closed this portion of the meeting.

Council member Ballerini moved for the adoption, seconded by Council member Lindenau; and so carried by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance #13-14 be and is passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

**CORRESPONDENCE AND REPORT OF BOROUGH CLERK**

Borough Clerk Pelligra reported on the following:

1. She stated today is the last day to register to vote prior to the General Election and the Borough Clerk’s office is open until 9:00 pm.

**REPORT OF ATTORNEY**

Attorney Dario stated he has a report for Closed Session.

**COMMITTEE REPORTS**

Council member Lindenau reported on the following:

1. He reported leaf bags are available to residents at the DPW office on the second floor.
2. He stated he and Mayor Padovano met with the DPW regarding their wish list for new equipment.
3. He stated the calcium chloride tanks are ready to be put on the DPW trucks for snow season.

Council member Morrone reported on the following:

1. He stated the town wide garage sale is scheduled for Saturday and Sunday, October 18<sup>th</sup> and 19<sup>th</sup>, 2014; adding seventy-two families have registered.
2. He stated a household hazardous waste collection will be held on Sunday, October 19, 2014 at Bergen Community College from 9:00 am to 2:00 pm.
3. He reported the Recreation Department is sponsoring a trip to Atlantic City on Tuesday, October 28, 2014 and to the Radio City Christmas Show on Tuesday, December 2, 2014.

Council member Eisenberg reported on the following:

1. He reported the following from the Building Department:
  - A shared retaining wall that collapsed between a property on Clinton and Van Cleve Streets was deemed a hazard by the building inspector; adding the residents brought the matter to court over who was responsible and were advised by the judge to work it out and have the wall repaired. He stated the building inspector confirmed the wall has been repaired.
  - A bench warrant was issued for an absentee owner of a Cedar Avenue property who did not respond to numerous notices regarding poor property maintenance; the owner was arrested.
  - Per the building inspector, two of the four new homes on Maywood Avenue are under contract.
2. He stated he attended the American Legion spaghetti dinner on Saturday and a nice time was had by all.
3. He stated he was extremely impressed by the professionalism of our fire department, fire police and police department at a recent call on his street and is thankful for their service.

Council member Messar reported on the following:

1. He read an email regarding the Salvation Army received from School Superintendent Michael Jordan which stated their main concern is the safety and welfare of the children of our school district; however, he also commends the Salvation Army for everything they do.



Council member Febre reported on the following:

1. He reported the fire department submitted its list of 2014 drill dates as required by the Borough's insurance company.
2. He updated the council on the status of the repairs to Ladder Truck 17.
3. He stated the Fire Police are hosting a spaghetti dinner on Saturday, October 18, 2014 at the American Legion from 5:30 to 9:00 pm; tickets are \$8.00 for adults and \$4.00 for children.

Council President Ballerini reported on the following:

1. He reported the October 2, 2014 Police Department Beefsteak Fundraiser was well attended, adding congratulations to Sergeant Wuhrl and his committee for a successful event.
2. He stated on October 8, 2014 a special meeting of the Planning Board was held to hear an appeal regarding the denial to occupy 471 Maywood Avenue by the Salvation Army; adding due to an overflow of people, the fire inspector suspended the meeting and it was rescheduled to be held at the Maywood Avenue School large gym on Monday, October 27, 2014 at 7:30 pm.

### **REPORT OF MAYOR**

Mayor Padovano reported on the following:

1. He stated the work on the retaining wall at Cleveland Field will be starting and today the contractor started work on the 90' diamond in Memorial Park.
2. He thanked all the local businesses, sponsors and organizations for their participation and contributions to this year's Fall Festival, especially Herman Hoffman for supplying the cornstalks, pumpkins and hay, Billy Jerlinski and Administrator Stern for decorating West Pleasant Avenue and the DPW for all their hard work.
3. He stated the work by PSE&G on Central Avenue will continue for another few weeks and thanked everyone for their patience.
4. He stated the public hanging of the newly framed Mayor's pictures will take place at the November 25<sup>th</sup>, 2014 meeting of the Mayor and Council.
5. He stated the Historical Committee is hosting a bus tour on October 26, 2014 and encouraged everyone to attend.

### **ACTION LIST ITEMS**

**Zoning Map / Tax Map Update:** Mayor Padovano stated we are still pursuing funding opportunities for the tax map update; however, he suggested the council move forward with the introduction of the updated zoning map ordinance so it can be forwarded to the Planning Board for their comments.

**Regulating the care of vacant properties in foreclosure:** Mayor Padovano distributed and discussed a draft ordinance prepared by Attorney Dario for review by the council.

**RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING**

NONE

**APPOINTMENTS – APPROVAL OF THE FOLLOWING**

1. Stephen Birkner and Karen Stavola as members of the Maywood Fire Police effective 10/14/2014.

Council member Messar moved the appointments, seconded by Council member Eisenberg; and so carried by unanimous roll call vote.

**COUNCIL APPROVAL OF THE FOLLOWING**

NONE

**RESOLUTIONS BY TITLE – CONSIDERATION OF THE FOLLOWING**

**RESOLUTION # 146-14**  
**RESOLUTION AUTHORIZING 2014 BERGEN COUNTY COMMUNITY**  
**DEVELOPMENT BLOCK GRANT AWARD**

**BE IT RESOLVED**, the Mayor and Council of the Borough of Maywood wish to enter into a Grant Agreement with the County of Bergen for the purpose of using \$ 20,000.00 in 2014 Community Development Block Grant Funds for (ADA) Compliant drinking fountains located at Memorial Park and Maywood Municipal Pool in the Borough of Maywood, NJ; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council hereby authorize Roberta Stern, Borough Administrator to be a signatory to the aforesaid grant agreement contract; and

**BE IT FURTHER RESOLVED**, that Mayor and Council hereby authorize Roberta Stern, to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project; and

**WHEREAS**, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CDBG funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council recognize that the Borough of Maywood is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

**RESOLUTION #147-14**  
**RESOLUTION APPROVING THE RETIREMENT AND CORRESPONDING BENEFITS OF**  
**POLICE CAPTAIN STEVEN HOFFMAN IN THE BOROUGH OF MAYWOOD, BERGEN**  
**COUNTY, NEW JERSEY**

**WHEREAS**, Captain Steven Hoffman has served the Borough of Maywood as a police officer and has recently submitted his letter of retirement; and

**WHEREAS**, the retirement benefits due and owing to a Borough of Maywood police officer are outlined in the Collective Bargaining Agreement (“CBA”) ratified between the Borough of Maywood and the Police Benevolent Association. Accordingly, Captain Hoffman is entitled to receive compensation for his terminal leave, compensation time and unused holiday and vacation days; and

**WHEREAS**, Captain Steven Hoffman has requested that his service weapon be transferred to him to keep as his personal property upon his retirement; and

**WHEREAS**, the Borough of Maywood wish to accept Captain Hoffman’s retirement and direct that payment for the following:

- A. Terminal Leave in the amount of one fourth of the Captains \$172,900.05 annual salary which equals payment of \$43,225.01
- B. Compensation for 40.5 compensation hours at an hourly rate of \$84.87 which equals payment of \$3,437.24
- C. The Borough has reserved compensation for unused holiday and vacation days until the calculations for same are correctly computed.

**NOW , THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the Mayor be and is hereby authorized and directed to execute, and the Borough Clerk to attest, to any and all documents necessary and the Borough Administrator and/or Chief Financial Officer is directed to make payment accordingly to accept the retirement of Captain Steven Hoffman from the Borough of Maywood Police Department according to the above and in adherence to Borough policy and the applicable collective bargaining agreement saving compensation for unused holiday and vacation days until the computation for such days is established; and

**BE IT FURTHER RESOLVED;** that for his years of faithful service Captain Steven Hoffman is made the gift of his service weapon by the Borough of Maywood; and

**BE IT FURTHER RESOLVED,** that a copy of the within resolution and the governing collective bargaining agreement be available for public inspection during regular business hours and pursuant to the laws of the State of New Jersey, County of Bergen and Borough of Maywood; and

Council member Ballerini moved for the adoptions, seconded by Council member Febre.

Council President Ballerini requested a minor language change in Resolution #147-14.

Roll call vote was taken and was so carried as amended by unanimous roll call vote.

**INTRODUCTION OF ORDINANCES**

None

**NEW BUSINESS**

**OLD BUSINESS**

**MISCELLANEOUS BUSINESS**

Mayor Padovano stated in honor of the Borough’s 120<sup>th</sup> Anniversary he encourages everyone to learn about the history of Maywood by speaking with the Borough Historian, reading Ed Kaminski’s book and attending the Historic Bus Tour on October 26<sup>th</sup>, 2014. He stated the trivia of the day is Maywood’s first homes such as the Van Voorhees home on the corner of East Magnolia and Maywood Avenues and the Romaine Brinkerhoff house on the corner of Central and Maywood Avenues were constructed of sandstone; adding the stone was reportedly quarried at the northern end of Jersey Avenue.

**CLOSED SESSION – IF APPLICABLE**

Council member Ballerini made a motion to go into closed session; seconded by Council member Messar - All in Favor.

**BOROUGH OF MAYWOOD**  
**Closed Session Resolution # 148-14**

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, pursuant to the provisions of the Open Public Meetings Act, that the Mayor and Council meet in closed session to discuss the following subject matter(s):

**Personnel**

which subject matter(s) is (are) 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 that 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 setting 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 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 the Mayor and Council of the Borough of Maywood

- ( ) Will return to open session after this meeting.
- (X) Do not envision that they will return to open session after this meeting but reserves the right to do so.

Date of Passage: 10-14-2014 Time: 8:30 pm

**ADJOURNMENT**

Council member Ballerini moved the meeting be adjourned; seconded by Council member Febre and so carried at 9:05 p.m.

Borough Clerk