

These minutes have not been approved and are subject to change or modification by the Mayor and Council at a public meeting.

## **FEBRUARY 23, 2016**

“On January 5, 2016, 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 2016 which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, and The Community News 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.

Father Charez Gringco of Our Lady Queen of Peace Church was present to give the invocation.

### **SALUTE TO THE FLAG**

### **ROLL CALL**

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

Freeholder Maura R. DeNicola was present to speak regarding the “Access for All” Committee.

Freeholder DeNicola explained the purpose of her presentation is to urge municipalities to set up an “Access for All” committee made up of members from their community; adding the committee would help organize events such as dances, yoga programs, and bowling for our special needs residents which would also give caretakers a break. She explained members of this committee would interact with the County’s Department of Human Services, Division of Disability Services so they would know what is current at both the State and Federal levels for these individuals and families.

Administrator Stern asked if James Thebery, Director of Disability Services, is coordinating the programs.

Freeholder DeNicola responded yes; adding Mr. Thebery plays a big role in the annual forum and serves on many State boards for those with disabilities which enables us to stay current with what is going on.

Freeholder DeNicola asked the Mayor and Council to consider putting such a committee together by resolution or ordinance.

Chief Pegg was present to provide information on the Blood Hound K-9 Unit with Police Officer Nichols and Zoey.

Officer Nichols explained blood hounds are scent specific and Bergen County currently does not have one in service; therefore, we would be the first municipality.

Council member Messar asked what the upfront and recurring costs would be for the program as well as the benefits.

Officer Nichols responded approximately \$2,300.00 in upfront costs that would include \$1,500.00 for a protective vehicle cage, an insurance rider, and other miscellaneous items such as an outdoor dog run and \$2,700 in recurring costs. He spoke regarding the National Police Blood Hound Association which hosts two seminars annually; adding he is required to attend both; however, he currently attends for free since he is a Trustee and can continue to attend for free if he becomes an instructor.

Chief Pegg responded the most important benefit is the dog would be on staff when Officer Nichols is working and available for immediate deployment.

Mayor Febre asked what the time frame would be to move forward with the K-9 program if we approve it.

Officer Nichols responded we would need to develop a policy with Chief Pegg and outfit a car.

**WORK SESSION ITEMS** – items on or off agenda

There being no items on or off the agenda, Mayor Febre closed this portion of the meeting.

**PROCLAMATIONS, PRESENTATIONS, ETC.** (If any)

None

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

Mayor Febre opened the meeting to the public for any comments on or off the agenda.

There being no comments from the public, Mayor Febre closed this portion of the meeting.

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

NONE

**APPROVAL OF MINUTES**

Council member Lindenau moved for approval of the January 5, 2016 Reorganization Meeting minutes and the January 26, 2016 Council Meeting and (2) Closed Session minutes; seconded by Council member Messar; and so carried by unanimous roll call vote.

**PRESENTATION OF BILLS AND CLAIMS AND REQUEST FOR PUBLIC COMMENT**

**The Clerk presented the bill resolution.**

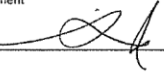
Council member Morrone moved for approval, seconded by Council member Gervino; and so carried with Council member Padovano abstaining.

**2/23/16 BILL LIST- TOTAL**

<u>DATE</u>	<u>VENDOR</u>	<u>CHECK#</u>	<u>AMOUNT</u>	<u>APPROPRIATION</u>
1/28/2016	McNALLY & KACZYNSKI, LLC		\$50.00	DEVELOPER'S TRUST - SWS WELLNESS
12/11/2014	BLAC-RAC MANUFACTURING, INC.		\$545.37	DEA TRUST
10/9/2015	ENFORSYS - RESO #140-14		\$38,250.00	DEA TRUST
12/11/2016	VISUAL COMPUTER SOLUTIONS, INC.		\$4,825.00	DEA TRUST
2/16/2016	N.J. DEPT. OF HEALTH		\$379.80	DOG TRUST
2/8/2016	NEW JERSEY JACKALS		\$500.00	RECREATION TRUST
2/22/2016	NJ UNEMPLOYMENT COMP. FUND		\$5,244.80	UCI TRUST
TOTAL: 01 CURRENT			\$2,692,324.01	
TOTAL: 04 CAPITAL			\$20,051.81	
TOTAL: 05 SWIMPOOL			\$3,862.87	
TOTAL: 12 ESCROW			\$2,633.75	

**TOTAL BILL LIST:**

Be it resolved, Mayor and Council are authorized to issue and sign warrants in payment of vouchers of \$2,768,467.41

  
 Mayor Adrian J. Febre

**2/23/16 BILL LIST**

<u>Vendor</u>	<u>PO #</u>	<u>Chk #</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Invoice</u>
24TH DISTRICT NJSFAC	161130	107519	360.00	2016 ANNUAL DUES	01-2010-27-3302-146	2016 ANNUAL DUES
ALL COVERED, INC.	151331	107567	391.00	2016 MICROSOFT LICENSE	01-2030-20-1002-133	701369
ALMIGHTY TREE EXPERTS	161095	107518	7500.00	1/23/16 SNOW REMOVAL	01-2010-26-2902-222	1/23/16 SNOW REMOVAL
AMERICAN WEAR, INC.	161051	107520	313.53	12/15 UNIFORM & MAT CLEANING	01-2030-26-2902-276	12/15 UNIFORM & MAT CLEANING
AMERICAN WEAR, INC.	161117	107520	62.50	12/15 UNIFORM & MAT CLEANING	01-2030-26-2902-276	371168
AMERICAN WEAR, INC.	161193	107520	0.00	1/16 UNIFORM & MAT CLEANING	01-2010-26-2902-276	1/16 UNIFORM & MAT CLEANING
AMERICAN WEAR, INC.	161193	107520	313.50	1/16 UNIFORM & MAT CLEANING	01-2010-26-2902-276	1/16 UNIFORM & MAT CLEANING
BMCA	161165	107521	150.00	2016 DUES-CLERK & DEP. CLERK	01-2010-20-1212-011	2016 DUES-CLERK & DEP. CLERK
BERGEN COUNTY UTILITIES	161233	107584	424334.98	1ST QTR 2016 WASTEWATER SERVICE CHARGE	01-2010-31-4552-219	1ST QTR 2016 WASTEWATER SERVICE CHARGE
BOLLINGER, INC.	161177	107522	16953.06	3/16 PRESCRIPTION DRUG PLAN	01-2010-23-2202-113	0386696
BOLLINGER, INC.	161035	107568	22075.24	2/16 PRESCRIPTION DRUG PLAN	01-2010-23-2202-113	038420
BROWN'S JANITORIAL	161048	107523	354.10	12/15 MISC. SUPPLIES	01-2030-26-3112-132	126664,126418
Borough of Maywood	0	12916001	618.85	PAYROLL DATE-2/3/16	01-1615-00-0000-001	
Borough of Maywood	0	12916001	6881.88	PAYROLL DATE-2/3/16	01-2010-20-1001-204	
Borough of Maywood	0	12916001	5300.03	PAYROLL DATE-2/3/16	01-2010-20-1201-011	
Borough of Maywood	0	12916001	6265.69	PAYROLL DATE-2/3/16	01-2010-20-1451-204	
Borough of Maywood	0	12916001	582.61	PAYROLL DATE-2/3/16	01-2010-20-1501-204	
Borough of Maywood	0	12916001	5199.25	PAYROLL DATE-2/3/16	01-2010-22-1951-204	
Borough of Maywood	0	12916001	21049.87	PAYROLL DATE-2/3/16	01-2010-25-2401-091	
Borough of Maywood	0	12916001	573.75	PAYROLL DATE-2/3/16	01-2010-25-2401-092	
Borough of Maywood	0	12916001	7022.65	PAYROLL DATE-2/3/16	01-2010-25-2401-093	
Borough of Maywood	0	12916001	6519.50	PAYROLL DATE-2/3/16	01-2010-25-2401-095	
Borough of Maywood	0	12916001	1976.94	PAYROLL DATE-2/3/16	01-2010-25-2401-098	
Borough of Maywood	0	12916001	8218.87	PAYROLL DATE-2/3/16	01-2010-25-2401-170	
Borough of Maywood	0	12916001	112048.10	PAYROLL DATE-2/3/16	01-2010-25-2401-204	
Borough of Maywood	0	12916001	67.49	PAYROLL DATE-2/3/16	01-2010-25-2651-204	
Borough of Maywood	0	12916001	41141.66	PAYROLL DATE-2/3/16	01-2010-26-2901-204	
Borough of Maywood	0	12916001	3872.92	PAYROLL DATE-2/3/16	01-2010-27-3303-204	
Borough of Maywood	0	12916001	380.00	PAYROLL DATE-2/3/16	01-2010-28-3701-204	
Borough of Maywood	0	12916001	950.45	PAYROLL DATE-2/3/16	01-2010-29-3902-061	
Borough of Maywood	0	12916001	11925.45	PAYROLL DATE-2/3/16	01-2010-29-3902-061	
Borough of Maywood	0	12916001	8295.86	PAYROLL DATE-2/3/16	01-2010-36-4722-247	
Borough of Maywood	0	12916001	976.33	PAYROLL DATE-2/3/16	01-2010-36-4762-001	
Borough of Maywood	0	21216001	431.35	PAYROLL DATE-2/17/16	01-1615-00-0000-001	
Borough of Maywood	0	21216001	6881.88	PAYROLL DATE-2/17/16	01-2010-20-1001-204	

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
Borough of Maywood	0	21216001	5234.00	PAYROLL DATE-2/17/16	01-2010-20-1201-011	
Borough of Maywood	0	21216001	5854.87	PAYROLL DATE-2/17/16	01-2010-20-1451-204	
Borough of Maywood	0	21216001	582.61	PAYROLL DATE-2/17/16	01-2010-20-1501-204	
Borough of Maywood	0	21216001	5199.25	PAYROLL DATE-2/17/16	01-2010-22-1951-204	
Borough of Maywood	0	21216001	13282.12	PAYROLL DATE-2/17/16	01-2010-25-2401-091	
Borough of Maywood	0	21216001	618.75	PAYROLL DATE-2/17/16	01-2010-25-2401-092	
Borough of Maywood	0	21216001	6676.27	PAYROLL DATE-2/17/16	01-2010-25-2401-093	
Borough of Maywood	0	21216001	6638.00	PAYROLL DATE-2/17/16	01-2010-25-2401-095	
Borough of Maywood	0	21216001	1604.27	PAYROLL DATE-2/17/16	01-2010-25-2401-098	
Borough of Maywood	0	21216001	4815.35	PAYROLL DATE-2/17/16	01-2010-25-2401-170	
Borough of Maywood	0	21216001	111624.75	PAYROLL DATE-2/17/16	01-2010-25-2401-204	
Borough of Maywood	0	21216001	67.49	PAYROLL DATE-2/17/16	01-2010-25-2651-204	
Borough of Maywood	0	21216001	31359.79	PAYROLL DATE-2/17/16	01-2010-26-2901-204	
Borough of Maywood	0	21216001	3069.09	PAYROLL DATE-2/17/16	01-2010-27-3303-204	
Borough of Maywood	0	21216001	979.02	PAYROLL DATE-2/17/16	01-2010-29-3902-061	
Borough of Maywood	0	21216001	12278.91	PAYROLL DATE-2/17/16	01-2010-29-3902-061	
Borough of Maywood	0	21216001	7106.23	PAYROLL DATE-2/17/16	01-2010-36-4722-247	
Borough of Maywood	0	21216001	0.00	PAYROLL DATE-2/17/16	01-2010-36-4762-001	
Borough of Maywood	0	21216001	821.95	PAYROLL DATE-2/17/16	01-2010-36-4762-001	
CLARKE CATON HUNTE, D & E UNIFORMS	161143	107524	199.85	12/15 SERVICES-COAH	01-2030-20-1552-167	63826
DIRECT ENERGY BUSINESS	151272	107569	1810.65	COATS & GEAR FOR FIRE POLICE	01-2030-25-2612-128	51405
DIRECT ENERGY BUSINESS	161235	107585	0.00	10/18 to 12/31/16 GAS CHARGES	01-2030-26-3112-196	10/18 to 12/31/16 GAS CHARGES
DIRECT ENERGY BUSINESS	161235	107585	1957.77	10/18 to 12/31/16 GAS CHARGES	01-2030-26-3112-196	10/18 to 12/31/16 GAS CHARGES
DIRECT ENERGY BUSINESS	161237	107585	490.42	10/31 TO 1/4/16 ELECTRIC	01-2030-26-2902-279	10/31 TO 1/4/16 ELECTRIC
DIRECT ENERGY BUSINESS	161237	107585	1231.36	10/31 TO 1/4/16 ELECTRIC	01-2030-31-4352-071	10/31 TO 1/4/16 ELECTRIC
E-Z PASS REGIONAL	161102	107525	75.00	REPLENISH E-Z PASS ACCOUNT	01-2010-26-3152-183	ACCT #2000121355408
ENVIRONMENTAL RENEWAL, ENVIRONMENTAL RENEWAL,	161050	107526	3652.00	12/15 YARD DEBRIS PICKUP	01-2010-26-3052-080	12/15 YARD DEBRIS PICKUP
ENVIRONMENTAL RENEWAL,	161194	107526	0.00	1/16 YARD DEBRIS PICKUP	01-2010-26-3052-080	1/16 YARD DEBRIS PICKUP
ENVIRONMENTAL RENEWAL,	161194	107526	1455.00	1/16 YARD DEBRIS PICKUP	01-2010-26-3052-080	1/16 YARD DEBRIS PICKUP
FIGLIA ELECTRIC CO.,	150253	107527	0.00	BLANKET PURCHASE ORDER	01-2030-26-3112-132	10925 (PARTIAL)
FIGLIA ELECTRIC CO.,	150253	107527	560.00	BLANKET PURCHASE ORDER	01-2030-26-3112-132	10925 (PARTIAL)
FIGLIA ELECTRIC CO.,	161160	107527	1202.63	2/16 - DPW	01-2010-26-3112-132	111075
FIGLIA ELECTRIC CO.,	161164	107527	845.00	2/4/16 - PARK AVE-OUTLETS, ETC	01-2010-26-3112-132	111077
FIRE AND SAFETY	151208	107528	921.76	REPAIRS TO ENGINE 19	01-2030-26-2672-134	5116-0198
FIRE AND SAFETY	151196	107570	3500.00	REPAIRS TO TRUCK 17	01-2030-26-2672-134	5116-0078
GAETA RECYCLING CO.,	161163	107529	52262.81	1/16 SOLID WASTE DISP, CURBSIDE COLLECTION	01-2010-26-3052-152	107171
GOOSE TOWN ENTERPRISES,	161108	107530	67.50	7/15 SERVICE CALL	01-2030-25-2402-088	82061
GREENWAY SEED COMPANY	161049	107531	52.00	TURF SEED - MEMORIAL PARK	01-2030-28-3752-092	72196
HOME DEPOT INC.	161144	107532	0.00	12/15 & 1/16 MISC. HARDWARE & SUPPLIES	01-2010-26-3112-132	ACCT #6035 3225 4019 5520

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
HOME DEPOT INC.	161144	107532	256.90	12/15 & 1/16 MISC. HARDWARE & SUPPLIES	01-2010-26-3112-132	ACCT #6035 3225 4019 5520
HOME DEPOT INC.	161144	107532	460.70	12/15 & 1/16 MISC. HARDWARE & SUPPLIES	01-2030-26-3112-132	ACCT #6035 3225 4019 5520
INDIAN HARBOR INSURANCE	161185	107533	22051.17	ATTORNEY FOR R. TITUS-INSURANCE	01-2010-23-2102-124	CLAIM EKJ-1338, INV #1.2.3.465
INSURANCE DESIGN	161034	107571	775.00	2/16 MEDICAL CLAIMS ADMIN. FEE	01-2010-23-2202-113	386058
J & S SERVICE CENTER	161178	107534	1739.29	2/16 REPAIRS TO TREE TRUCK	01-2010-26-3152-071	2/16 REPAIRS TO TREE TRUCK
J&J MECHANICAL	161001	107460	-600.00	DIAGNOSTIC-BOILERS AT 15 PARK AVE	01-2010-26-3112-132	DIAGNOSTIC-BOILERS AT 15 PARK AVE
J&J MECHANICAL	161001	107535	600.00	DIAGNOSTIC-BOILERS AT 15 PARK AVE	01-2010-26-3112-132	5219
JJ'S TREE SERVICE LLC	161115	107536	2450.00	TREE REMOVAL-654,678&718 BRIARCLIFF	01-2010-26-3002-273	1234
JOHN LEWIS LLC	161126	107537	300.00	TRAINING SEMINAR-1/3/16	01-2010-26-2672-270	"DANGERS LURKING BELOW"
KEEN POWER PRODUCTS,	161052	107538	799.00	SALTER ENGINE FOR SALT TRUCK	01-2030-26-2902-131	5158
LAWSON PRODUCTS	161121	107539	85.77	MIC. HARDWARE & ACCESS.	01-2030-26-3112-132	9303754762
LIFESAVERS, INC.	161057	107540	441.60	DEFIB BATTERIES & PADS	01-2010-25-2402-139	99013
MAIN LOCK, INC.	150510	107469	-8.50	12/15KEYS & REPAIRS	01-2030-26-3112-132	143373
MAIN LOCK, INC.	150510	107469	-8.50	BLANKET PO-KEYS & REPAIRS	01-2030-26-3112-132	143373
MAIN LOCK, INC.	150510	107469	0.00	BLANKET PO-KEYS & REPAIRS	01-2030-26-3112-132	143373
MAIN LOCK, INC.	150510	107572	8.50	12/15-KEYS & REPAIRS	01-2030-26-3112-132	143373
MARIO'S PIZZA	161135	107541	122.20	DINNER FOR DPW-1/23/16 STORM	01-2010-20-1002-149	168369
MATERA'S NURSERY & GRDN	161017	107573	83.80	PARTS FOR MOWERS	01-2010-28-3752-089	284982
MAYWOOD BOARD OF	161088	107517	100.00	2016 BOOSTER-MAYWOOD HAWKS	01-2010-20-1002-149	2016 BOOSTER-MAYWOOD HAWKS
MAYWOOD BOARD OF	161153	107542	1426395.66	2/15 SCHOOL TAX PAYMENT	01-2070-00-0000-	2/15 SCHOOL TAX PAYMENT
MAYWOOD INN TWIN DOORS	161111	107543	357.00	2015 CROSSING GUARD HOLIDAY PARTY	01-2030-25-2402-146	40028
MAYWOOD INN TWIN DOORS	161239	107586	684.80	2015 HOLIDAY PARTY	01-2030-28-3732-217	2015 HOLIDAY PARTY
MAYWOOD PUBLIC LIBRARY	161232	107544	9427.67	2/16 APPROPRIATION	01-2010-29-3902-061	2/16 APPROPRIATION
MBI-GLUCK SHAW	161137	107545	1500.00	1/16 GRANT WRITING SERVICES	01-2010-20-1002-149	62528
MEREDITH HANSON	151093	107546	45.00	REIMB. - BELL CAP	01-2030-26-2672-102	CHRIS BALASA
MERIT TROPHIES &	151325	107547	325.00	"MAYWOOD HALL OF FAME" PLACQUE	01-2030-20-1752-168	130166
MERIT TROPHIES &	150313	107574	145.20	12/15 EAGLE SCOUT AWARDS	01-2030-26-2672-102	1222152
MENALLY & KACZYNSKI,	161091	107548	250.00	12/15 SERVICES	01-2010-21-1802-125	27,28,33
NEXT DAY SIGNS	161043	107549	100.00	REPLACEMENT SIGN PANELS	01-2131-00-0000-004	00161043
OLD DOMINION BRUSH CO.	151338	107550	890.00	PARTS FOR SWEEPER	01-2030-26-2902-131	85773
OPTIMUM	161071	107551	108.80	2/8-3/9/16-DPW	01-2010-26-3102-197	ACCT #07870-801160+09-5
OPTIMUM	161072	107551	69.07	2/16 TO 3/15/16-15 PARK AVE	01-2010-26-3102-197	ACCT #07870-064937-01-7
OPTIMUM	161101	107551	0.00	000-01-16-BC,030-02-16-BC	01-2010-25-2402-057	-ACCT #07870-432086-01-6
OPTIMUM	161101	107551	82.80	000-01-16-BC,030-02-16-BC	01-2010-25-2402-057	-ACCT #07870-432086-01-6
OUR TOWN NEWSPAPER	150880	107552	2.73	BALANCE DUE-INV 7929	01-2030-20-1202-169	BALANCE ON PO151240

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
OUR TOWN NEWSPAPER	151343	107552	186.64	11/15 & 12/15 TAX SALE NOTICE	01-2030-20-1452-258	8055
OUR TOWN NEWSPAPER	161149	107552	16.90	1/28/16 AD-MEETING DATES	01-2010-27-3312-124	8243
OUR TOWN NEWSPAPER	161154	107552	15.40	1/14/16 TAX LIST INSPECTION NOTICE	01-2010-20-1502-013	9109
OUR TOWN NEWSPAPER	161174	107552	0.00	1/16-MISC. ADS & BUSINESS CARDS	01-2010-20-1002-149	8108,8150
OUR TOWN NEWSPAPER	161174	107552	138.00	1/16-MISC. ADS & BUSINESS CARDS	01-2010-20-1002-149	8108,8150
OUR TOWN NEWSPAPER	151316	107575	36.40	11/26/15 LEGAL AD	01-2030-20-1812-146	8052
P.I.A. SECURITY	161079	107576	4375.00	1ST QTR 2016 BENEFITS COORDINATOR FEE	01-2010-23-2102-124	1ST QTR 2016 BENEFITS COORDINATOR FEE
PAYTON ELEVATOR CO. INC.	161036	107553	310.00	1/16 & 2/16 ELEVATOR MAINTENANCE	01-2010-20-1002-133	058047,058438
PETTY CASH C/O D.	161234	107587	5.11	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-20-1002-149	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PETTY CASH C/O D.	161234	107587	50.00	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-20-1002-149	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PETTY CASH C/O D.	161234	107587	35.61	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-20-1202-229	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PETTY CASH C/O D.	161234	107587	5.11	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-20-1212-011	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PETTY CASH C/O D.	161234	107587	5.11	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-20-1452-258	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PETTY CASH C/O D.	161234	107587	110.69	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-20-1452-258	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PETTY CASH C/O D.	161234	107587	0.00	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-22-1952-146	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PETTY CASH C/O D.	161234	107587	5.10	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT	01-2010-22-1952-146	1/16 TO 2/2/16 PETTY CASH REIMBURSEMENT
PITNEY BOWES GLOBAL	161114	107554	297.00	1ST QTR 2016 LEASE FOR POSTAGE MACHINE	01-2010-20-1002-133	2209054-JA16
REGIONAL COMMUNICATIONS	151215	107577	310.00	REPAIRS TO PAGERS	01-2030-25-2612-098	131030
REVENUE GUARD	151351	107555	0.00	11/15 AMBULANCE COLLECTIONS	01-2030-27-3302-146	113015
REVENUE GUARD	151351	107555	747.01	11/15 AMBULANCE COLLECTIONS	01-2030-27-3302-146	113015
REVENUE GUARD	161138	107555	628.64	12/15 AMBULANCE COLLECTIONS	01-2030-27-3302-146	113015
SCARINCI HOLLENBECK	161077	107578	925.20	12/15 COAH ISSUES	01-2030-20-1552-167	173010
SPECTROTEL	161159	107556	2229.78	2/16 TELEPHONE SERVICE	01-2010-26-3102-197	7505606
STANDARD INSURANCE CO.	161078	107579	1267.01	2/16 DISABILITY INSURANCE	01-2010-23-2202-069	2/16 DISABILITY INSURANCE
STATE OF NJ HEALTH BENE	0	50216002	48893.04	2/16 RETIRED EMPLOYEE HEALTH BENEFITS	01-2010-23-2202-113	
STAVOLA, THOMAS	161129	107557	331.75	REIMB-FLASHLIGHT BULBS	01-2010-25-2612-098	REIMB-FLASHLIGHT BULBS
TCTA MEMBERSHIP	161150	107558	100.00	2016 MEMBERSHIP DUES-A. MORRONE	01-2010-20-1452-076	2016 MEMBERSHIP DUES-A. MORRONE
TD EQUIPMENT FINANCE,	161230	107559	17571.93	2006 AMBULANCE-FINAL PAYMENT	01-2010-44-9015-000	LEASE #40029914
TD EQUIPMENT FINANCE,	161231	107559	0.00	FIRE PUMPER-FINAL LEASE PAYMENT	01-2010-44-9015-000	LEASE #40037251

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
TD EQUIPMENT FINANCE,	161231	107559	64535.45	FIRE PUMPER-FINAL LEASE PAYMENT	01-2010-44-9015-000	LEASE #40037251
TERENCE KENNY	161181	107560	49.67	REIMB.-WIRE FOR DESK	01-2010-25-2402-088	REIMB.-WIRE FOR DESK
TEREHOHO CHRYSLER	150960	107580	942.62	12/15-MISC. PARTS	01-2030-26-3152-103	156788 (PARTIAL), 156713
TREE-LAND NURSERY, INC.	161025	107561	156.00	9/15 MULCH & TOPSOIL-MEMORIAL PARK	01-2030-28-3752-255	9/15 MULCH & TOPSOIL-MEMORIAL PARK
TURN OUT UNIFORMS, INC.	151318	107562	59.99	MISC. UNIFORM-BARBERENA	01-2030-25-2612-128	158163
UNITED WATER NEW JERSEY	161073	107588	0.00	1/31 TO 2/29/16 -HYDRANT SERVICES	01-2010-25-2652-094	ACCOUNT #10004825412222
UNITED WATER NEW JERSEY	161073	107588	10306.04	1/31 TO 2/29/16 -HYDRANT SERVICES	01-2010-25-2652-094	ACCOUNT #10004825412222
UNITED WATER NEW JERSEY	161238	107588	85.46	1/5 TO 2/3/16 WATER CHARGES	01-2010-26-2902-279	2/16 BILLING
UNITED WATER NEW JERSEY	161238	107588	408.01	1/5 TO 2/3/16 WATER CHARGES	01-2010-26-3112-109	2/16 BILLING
UNITED WATER NEW JERSEY	161238	107588	72.07	1/5 TO 2/3/16 WATER CHARGES	01-2010-26-3112-112	2/16 BILLING
UNITED WATER NEW JERSEY	161238	107588	23.65	1/5 TO 2/3/16 WATER CHARGES	01-2010-28-3752-279	2/16 BILLING
US BANK FOR PCS	161156	107563	14953.38	88/L12 TAX CERT #15-003	01-2970-00-0000-	LIEN REDEMPTION
US BANK FOR PCS	161157	107563	0.00	88/L12-TAX CERT #15-003	01-2970-00-0000-	LIEN REDEMPTION
US BANK FOR PCS	161157	107563	676.18	88/L12-TAX CERT #15-003	01-2970-00-0000-	LIEN REDEMPTION
US BANK NA	0	12916001	0.00	NJRET LOAN-PRINCIPAL & INTEREST	01-2010-44-9025-000	
US BANK NA	0	12916001	13734.61	NJRET LOAN-PRINCIPAL & INTEREST	01-2010-44-9025-000	
USA SECURITY SERVICES,	161076	107581	200.00	REPLACE FULL STATION-1ST AID SQUAD GARAGE	01-2030-26-3112-132	117611
V.E. RALPH & SONS, INC.	150466	107582	95.84	12/15 EMS SUPPLIES	01-2030-27-3302-141	312221
VALTEK INC.	151214	107564	2500.00	REPAIRS TO TRUCK 17	01-2030-26-3152-147	9313254
VERIZON WIRELESS	161068	107565	178.48	12/7 TO 1/6/16 CELL PHONES-DPW & CLERK	01-2030-26-3102-197	ACCT #482420468-00001
VERIZON WIRELESS	161075	107565	0.00	1/7 TO 2/6/16-CELL PHONES FOR DPW & CLERK	01-2010-26-3102-197	ACCT #482420468-00001
VERIZON WIRELESS	161075	107565	173.33	1/7 TO 2/6/16-CELL PHONES FOR DPW & CLERK	01-2010-26-3102-197	ACCT #482420468-00001
VERIZON WIRELESS	150480	107583	228.69	12/15 CELL PHONES-PD	01-2030-25-2402-057	9758874427
VERIZON WIRELESS	150481	107583	0.00	12/15-AIRCARDS	01-2030-25-2402-057	9758784378
VERIZON WIRELESS	150481	107583	308.23	12/15-AIRCARDS	01-2030-25-2402-057	9758784378
WELLS FARGO BANK	0	21816001	0.00	G.S.GREEN ACRES-THOMA AVE PK-022-34-03-045	01-2010-45-9400-116	
WELLS FARGO BANK	0	21816001	1352.35	G.S.GREEN ACRES-THOMA AVE PK-022-34-03-045	01-2010-45-9400-116	
WELLS FARGO BANK	0	21816001	4788.24	G.S.GREEN ACRES-THOMA AVE PK-022-34-03-045	01-2010-45-9400-176	
WELLS FARGO BANK	0	21816002	0.00	G.S.GREEN ACRES-THOMA AVE LL FIELD-	01-2010-45-9400-116	
WELLS FARGO BANK	0	21816002	1259.91	G.S.GREEN ACRES-THOMA AVE LL	01-2010-45-9400-116	

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
WELLS FARGO BANK	0	21816002	4460.94	FIELD- G.S.GREEN ACRES-TROMA AVE LL	01-2010-45-9400-176	
WITMER PUBLIC SAFETY	151319	107566	2052.00	FIELD- MSA ALTAIRE 5 X GAS METER KIT	01-2030-26-2672-102	1666589
<b>Total Fund 01 Current Fund</b>						
<b>Total Bill List:</b>			<b>2,692,324.01</b>			

**2/23/16 BILL LIST**

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
BERGEN COUNTY UTILITIES	161158	2731	100.00	TWA PERMIT-SPRING VALLEY PUMP STATION	04-2150-55-9630-003	TWA PERMIT-SPRING VALLEY PUMP STATION
BOSWELL ENGINEERING,	161210	2732	570.00	1/8 & 1/22/16 SERV.-MYWD/PARAMUS SANIT. SEWER	04-2150-55-9575-002	99082,99489
NEGLIA ENGINEERING	151234	2733	17756.37	2015 ROAD PROGRAM-11/15 BILLING	04-2150-55-9630-006	MAYMUN.013
ROGUT MCCARTHY TROY LLC	161155	2734	541.81	7/1/15 TO 12/31/15 SERVICES-BOND ANTIC. NOTE	04-2150-55-9620-001	ORD. 13/12,9-13/10-14,4-15
ROGUT MCCARTHY TROY LLC	161155	2734	541.81	7/1/15 TO 12/31/15 SERVICES-BOND ANTIC. NOTE	04-2150-55-9625-014	ORD. 13/12,9-13/10-14,4-15
ROGUT MCCARTHY TROY LLC	161155	2734	0.00	7/1/15 TO 12/31/15 SERVICES-BOND ANTIC. NOTE	04-2150-55-9630-006	ORD. 13/12,9-13/10-14,4-15
ROGUT MCCARTHY TROY LLC	161155	2734	541.82	7/1/15 TO 12/31/15 SERVICES-BOND ANTIC. NOTE	04-2150-55-9630-006	ORD. 13/12,9-13/10-14,4-15
<b>Total Fund 04 CAPITAL ACCOUNT</b>						
<b>Total Bill List:</b>			<b>20,051.81</b>			

**2/23/16 BILL LIST**

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
DIRECT ENERGY BUSINESS	161236	838	0.00	10/21 TO 12/17/15 ELECTRIC	05-2010-55-5020-004	10/21 TO 12/17/15 ELECTRIC
DIRECT ENERGY BUSINESS	161236	838	1190.57	10/21 TO 12/17/15 ELECTRIC	05-2010-55-5020-004	10/21 TO 12/17/15 ELECTRIC
DIRECT ENERGY BUSINESS	161236	838	2507.80	10/21 TO 12/17/15 ELECTRIC	05-2030-55-5020-004	10/21 TO 12/17/15 ELECTRIC
JO ELLEN TIELEMAN	161176	837	164.50	REIMB-MAYWOOD SWIM TEAM EXPENSES	05-2010-55-5020-019	MAYWOOD SWIM TEAM BANNER
<b>Total Fund 05 POOL OPERATING</b>						
<b>Total Bill List:</b>			<b>3,862.87</b>			

**2/23/16 BILL LIST**

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
MCNALLY & KACZYNSKI,	161090	1947	80.00	B121/L28-12/15 SERVICES	12-9601-00-9601-000	31
MCNALLY & KACZYNSKI,	161092	1947	120.00	B80/L2 - 12/15 SERVICES	12-9610-00-9610-000	30
MCNALLY & KACZYNSKI,	161093	1947	50.00	B124/L5-12/15 SERVICES	12-9606-00-9606-000	2
MCNALLY & KACZYNSKI,	161094	1947	0.00	B131/L5 - 12/15 SERVICES	12-9603-00-9603-000	25
MCNALLY & KACZYNSKI,	161094	1947	100.00	B131/L5 - 12/15 SERVICES	12-9603-00-9603-000	25
REMINGTON, VERNICK &	151340	1948	1232.50	11/15 SERVICES-B124/L5-J. MAGNONE AUTO GROUP	12-9606-00-9606-000	0234P011-4
REMINGTON, VERNICK &	151341	1948	0.00	11/15 SERVICES-B131/L5-125 ESSEX ST LLC	12-9603-00-9603-000	0324P010-4
REMINGTON, VERNICK &	151341	1948	652.50	11/15 SERVICES-B131/L5-125 ESSEX ST LLC	12-9603-00-9603-000	0324P010-4
REMINGTON, VERNICK &	151342	1948	398.75	11/15 SERVICES-B121/L28-PETRIGLIANO	12-9601-00-9601-000	0234P009-5
<b>Total Fund 12</b>						
<b>Total Bill List:</b>			<b>2,633.75</b>			

## **CORRESPONDENCE AND REPORT OF THE BOROUGH CLERK**

Borough Clerk Pelligra stated she has no report this evening.

## **REPORT OF ADMINISTRATOR**

Administrator Stern stated she has no report this evening.

## **REPORT OF THE ATTORNEY**

Attorney Dario stated he has a report for Closed Session.

## **COMMITTEE REPORTS**

Council member Padovano stated she has no report this evening.

Council member Gervino reported on the following:

1. He reported the following from Municipal Alliance:
  - On February 22 and 23, 2016, five individuals represented Maywood in a certified mental health / first aid training class.
  - On March 24, 2016, assemblies will be held in both schools
  - The banner artwork is completed and ready to be printed
  - The “sandwich board” previously printed has been on display at several school and town events
  - He reviewed past and upcoming events
2. He stated the Library added 356 items to its catalog in January and continue to host adult and youth programs.

Council member DeHeer reported on the following:

1. He stated he attended a training session last night sponsored by the fire department; adding it was very educational.

Council member Messar reported on the following:

1. He stated he distributed information on the lightning detection system to the council; adding this packet will be included with the field permit application and signs will be posted on all the fields that have the system.

Mayor Febre questioned if there will be weekly or monthly testing of the lightning detection system.

Council member Messar responded we could set that up. Administrator Stern added we could do more of a training session for the coaches and players so they are aware of how the system works.

Council member Messar stated he would like to have information regarding the system placed in local newspapers and possibly demonstrate the system during a community event.

Council member Morrone reported on the following:

1. He announced upcoming recycling events:
  - Bergen Community College – April 2 and August 22, 2016 – tire, electronics and paper shredding event

- Bergen Community College – April 17 and June 26, 2016 – household hazardous waste collection event

Council President Lindenau reported on the following:

1. He reported the DPW has taken down eighteen trees over the past two weeks and have cut the logs into smaller pieces to make them more easily available for residents to take; adding this has saved the borough over \$1,000.00 in dumping fees.
2. He stated the new front loader is expected to be delivered by next week.

### **REPORT OF THE MAYOR**

Mayor Febre reported on the following:

1. He stated we are kicking off the Mayor’s Wellness Campaign with the Maywood Wellness Challenge, a twelve week walking program from March 2 through May 18, 2016 with a goal of reaching 100,000 steps; adding it will take place Wednesdays in Memorial Park at 7:00 pm rain or shine. He advised walking logs can be emailed to Tara Grunstra to be added to the count.

### **RESIGNATIONS - ACCEPTANCE OF THE FOLLOWING**

NONE

### **APPOINTMENTS - APPROVAL OF THE FOLLOWING**

NONE

### **COUNCIL APPROVAL OF THE FOLLOWING**

1. From Maywood Chamber of Commerce – requesting permission to hold the Annual Street Fair along West Pleasant Avenue on Sunday, April 17, 2016 and Sunday, August 28, 2016.

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

### **RESOLUTIONS BY TITLE - CONSIDERATION OF THE FOLLOWING**

#### **RESOLUTION # 46-16** **RESOLUTION AUTHORIZING THE REDEMPTION OF A** **TAX SALE CERTIFICATE FOR BLOCK 8 LOT 12**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Maywood that the Tax Collector is hereby authorized to issue a check in the amount of \$15,629.56, payable to “US BANK-CUST FOR PC5 STERLING NATIONAL-” for the Redemption of Tax Sale Certificate #15-003, dated 12/29/15 on property known as Block 8, Lot 12, 131 Stelling Avenue.

**BE IT FURTHER RESOLVED** that the taxpayer has paid to the Borough Tax Collector the full amount of said redemption, to the Borough of Maywood.

**BE IT FURTHER RESOLVED**, that this check is to reimburse the Buyer of the lien; and

**BE IT FURTHER RESOLVED**, that the Borough Clerk is hereby authorized and directed to furnish copies of this resolution to the Chief Financial Officer and the Tax Collector.



**RESOLUTION # 47-16**  
**RESOLUTION AUTHORIZING THE SUSPENSION OF OUTSTANDING**  
**ANNUAL LICENSE FEE FOR THE SPECIAL IMPROVEMENT DISTRICT**  
**FOR 2015 STAYING THE POLICY OF 201-7 OF THE CODE OF THE**  
**BOROUGH OF MAYWOOD**

**WHEREAS**, Section 201.7 entitled “Annual licenses for business” of Chapter 201 of the Code of the Borough of Maywood provides that “it is the policy of the Borough of Maywood to collect an annual license fee on buildings located upon properties within the special improvement district”, and

**WHEREAS**, the Mayor and Council have determined to suspend the collection of the 2015 annual license fees, all of which remain outstanding, effective January 1, 2016 to the business owners within the special improvement district, and

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MAYWOOD, BERGEN COUNTY, NEW JERSEY**, that the Mayor and Council of the Borough of Maywood hereby authorize the suspension and waive collection of the 2015 license fees as of January 1, 2016 for business owners located within the special improvement district.

**RESOLUTION # 48-16**  
**RESOLUTION AUTHORIZING FIREWORKS DISPLAY AGREEMENT**  
**BETWEEN THE BOROUGH OF MAYWOOD AND INTERNATIONAL**  
**FIREWORKS MFG. CO. INC.**

**WHEREAS**, the Borough of Maywood has decided to conduct a fireworks display during their July 4th Celebration on the date of July 2, 2016 with a rain date to be determined before March 1, 2017; and

**WHEREAS**, the display will be provided and supplied by International Fireworks Mfg. Co. Inc. whose address is 242 Sycamore Road, Douglasville PA 19518; and

**WHEREAS**, the cost as written in said contract is \$10,500.00 in total;

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MAYWOOD, BERGEN COUNTY, NEW JERSEY**, that the Mayor, Adrian J. Febre, is hereby authorized to execute and the Borough Clerk, Jean M. Pelligra, to attest an agreement between the Borough of Maywood and by International Fireworks Mfg. Co. Inc. subject to the availability of funds and in accordance with all requirements set forth by the South Bergen Joint Insurance Fund as determined by our Risk Manager, Professional Insurance Associates of 429 Hackensack Street, Carlstadt, NJ 07072, and approval of the location and display by the Borough of Maywood’s Fire Official, Thomas Tuttle, as well as being subject to the Borough Attorney’s approval as to form.

**RESOLUTION # 49-16**  
**RESOLUTION AUTHORIZING NEGLIA ENGINEERING TO PREPARE THE 2015**  
**ANNUAL STORM WATER MANAGEMENT REPORT FOR THE BOROUGH OF**  
**MAYWOOD, BERGEN COUNTY, NEW JERSEY**

**WHEREAS**, the Borough of Maywood is required to file an Annual Stormwater Management Report along with various other update requirements each year with the New Jersey Department of Environmental Protection; and

**WHEREAS**, the Borough Engineer, Neglia Engineering who maintains significant familiarity with the Borough has the expertise for such duties and having submitted a proposal for such services dated February 2, 2016 in the amount of \$2,970.00; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the appointed Borough Engineer, Neglia Engineering Associates are hereby authorized and directed to prepare and submit the 2015 Annual Stormwater Management Report to NJDEP on behalf of the Borough of Maywood.

**RESOLUTION # 50-16**  
**RESOLUTION AUTHORIZING THE BOROUGH ENGINEER TO PERFORM**  
**ENGINEERING SERVICES FOR THE BERGEN COUNTY COMMUNITY**  
**DEVELOPMENT GRANT PROJECT FOR VARIOUS HANDICAPPED**  
**ACCESSIBLE CURB RAMPS**

**WHEREAS**, the Borough of Maywood has received a Bergen County Community Development Block Grant for the Various Handicapped Accessible Curb Ramps Project; and

**WHEREAS**, pursuant to the agreement heretofore entered into between the Borough of Maywood and the Borough Engineer, Neglia Engineering Associates, the Borough Engineer is to submit to the Mayor and Council for its approval proposals in connection with engineering work for capital projects; and

**WHEREAS**, the Borough Engineer has submitted a proposal for the professional services for the surveying, design, permitting and contract documents for a lump sum of \$6,060.00 along with construction management on an hourly basis for a cost of \$5,975.00;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, that the Borough Engineer, Neglia Engineering Associates, is hereby authorized to proceed with the foregoing engineering services with respect to the CDBG Various Handicapped Accessible Curb Ramps Project, as more particularly set forth on its proposal dated February 3, 2016, a copy of which is on file in the office of the Borough Clerk and is available for public inspection.

**RESOLUTION # 51-16**  
**RESOLUTION AUTHORIZING ADVERTISEMENT FOR THE PUBLIC**  
**RECEIPT OF BIDS FOR COLLECTION AND DISPOSAL OF RECYCLABLES**  
**FROM WITHIN THE BOROUGH OF MAYWOOD**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-15, contracts for the collection and disposal of recyclables may be awarded for up to a term of five (5) years following public advertisement and receipt of bids therefor; and

**WHEREAS**, specifications therefor, in accordance with the provisions of N.J.A.C. 7:26H-1 et seq. and the Uniform Bid Specifications for Solid Waste/Recyclable Collection Service, promulgated thereunder, have been prepared and are on file in the Office of the Borough Clerk;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, that in accordance with specifications for the collection and disposal of recyclables generated within the Borough of Maywood, a copy of which is on file in the Office of the Borough Clerk, the Borough Clerk is hereby authorized and directed to place the required advertisement in the Our Town, the Record and the Star Ledger for the receipt of public bids therefor.

**RESOLUTION # 52-16**  
**RESOLUTION AUTHORIZING CHANGE ORDER # 1 FOR THE WEST PLEASANT**  
**AVENUE TRAFFIC CIRCLE PROJECT (NJDOT FUNDED)**

Be it resolved by the Mayor and Council of the Borough of Maywood of Bergen County, New Jersey upon the recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB            West Pleasant Avenue Traffic Circle Project (NJDOT Funded)

CONTRACTOR         Straight Edge Striping, LLC, 223 East Main Street, Bound Brook, N.J 08805

NJDOT CHANGE ORDER NO.   1  

AMOUNT OF CHANGE THIS RESOLUTION   - \$ 5,122.00 (-24.52 %) Decrease  

AMOUNT OF CHANGE TO DATE:              - \$ 5,122.00 (-24.52 %) Decrease

**RESOLUTION # 53-16**  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH CABRERA SERVICES PERFORMING AS CONTRACTOR TO THE UNITED STATES OF AMERICA, DEPARTMENT OF THE ARMY, U.S. ARMY CORPS OF ENGINEERS, RESPECTING DISCHARGES INTO MAYWOOD'S SANITARY SEWER SYSTEM**

**WHEREAS**, the U.S. Army Corps of Engineers of the Department of the Army of the United States of America (hereinafter "Government"), pursuant to the Formerly Utilized Sites Remedial Action Program (FUSRAP) is undertaking the removal of contaminated soil from premises known and designated as Block 124, Lot 30, as shown on the tax map of the Borough of Maywood and owned by Kin Properties, Inc. (hereinafter referred to as the "Site"); and

**WHEREAS**, Cabrera Services as contractor to the Government for the FUSRAP Maywood Environmental Remediation project, is the discharge Permittee of record for the Bergen County Utility Authority's (BCUA) discharge permit # 1050; and

**WHEREAS**, the Government and Discharge Permittee has requested permission to discharge into the sanitary sewer system of the Borough of Maywood approximately 20.4 million gallons of filtered water generated during remediation of the Site; and

**WHEREAS**, the Discharge Permittee has offered to meter such discharge and reimburse the Borough of Maywood for the Bergen County Utility Authority's (BCUA) sewer service charges to the Borough of Maywood in effect at the time of the discharge; and

**WHEREAS**, Cabrera Services with a project office at 100 West Hunter Avenue, Maywood, New Jersey 07607, as the government's contractor under the Maywood Environmental Remediation Contract # W912DVQ13-D-3016, has been requested by the U.S. Army Corps of Engineers (USACE) FUSRAP Program, to enter into an agreement to carry out the foregoing,

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MAYWOOD, BERGEN COUNTY, NEW JERSEY**, that the Mayor is hereby authorized to execute, and the Borough Clerk to attest, an agreement between the Borough of Maywood and Cabrera Services with project offices located at 100 West Hunter Avenue, Maywood, New Jersey 07607, performing as contractor to the United States of America, the Department of the Army, New York District Corps of Engineers, Jacob K. Javits Federal Building, New York, N.Y. 10276-0090, under the Maywood Environmental Remediation Contract # W912DVQ13-D-3016, of a form approved by the Borough Attorney, for the discharge of filtered water into the sanitary sewer system of the Borough of Maywood generated during the remediation of the Site in accordance with discharge permit #1050 issued by the BCUA and the provisions of permits issued by the N.J.D.E.P. and U.S. EPA, the metering thereof, and the reimbursement to the Borough of sewer service charges incurred in connection therewith.

**RESOLUTION # 54-16**  
**A RESOLUTION RATIFYING AND CONFIRMING THE PURCHASE OF TACTICAL TRAINING EQUIPMENT FOR THE MAYWOOD POLICE DEPARTMENT WITH FUNDS FROM THE D.E.A. ACCOUNT**

**WHEREAS**, a need exists within the Borough to purchase tactical equipment for the Maywood Police Department; and

**WHEREAS**, the Police Chief has indicated the purchase will be made fully with funds from the D.E.A. account; and

**WHEREAS**, pursuant to Resolution # 29-16, purchases in excess of \$1,000 require Mayor and Council approval;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, that the Borough Administrator is hereby authorized to sign and issue a purchase order for the Police Chief to purchase the tactical training equipment for use of

the Maywood Police Department in the sum of \$3,188.00, payable to Taser International. 17800 N. 85<sup>th</sup> Street, Scottsdale, Arizona 85255, pursuant to the price quotations received from Taser International whose response was most advantageous to the Borough, price and other factors considered.

Council member Messar moved for the adoptions, seconded by Council member DeHeer; and so carried by unanimous roll call vote.

**INTRODUCTION OF ORDINANCES**

**ORDINANCE # 1-16**

**“AN ORDINANCE TO ESTABLISH, RATIFY AND CONFIRM CERTAIN OFFICES AND POSITIONS OF EMPLOYMENT IN THE BOROUGH OF MAYWOOD, COUNTY OF BERGEN, NEW JERSEY, AND TO PROVIDE FOR AND DETERMINE THE MAXIMUM RATE AND METHOD OF COMPENSATION TO SUCH OFFICERS AND EMPLOYEES (FOR CURRENT EMPLOYEES AS OF EFFECTIVE DATE OF THIS ORDINANCE)”**

**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 83 entitled “SALARIES AND COMPENSATION” provides that the salaries and compensation of all officers and employees of the Borough of Maywood are set forth from time to time by ordinance of the Mayor and Council; and

**WHEREAS**, the Mayor and Council of the Borough of Maywood are deserveth to revise and update the salaries and compensation of all officers and employees of the Borough of Maywood;

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

**Section 1.** The following offices and positions of employment of the Borough of Maywood are hereby established, ratified and confirmed and the minimum and maximum annual salary and hourly rates of compensation for such offices or positions of employment are hereby fixed and determined as follows, for current employees as of the effective date of this ordinance:

<b>POSITION</b>	<b>SALARY</b>	
	<i>Minimum</i>	<i>Maximum</i>
<b>ADMINISTRATIVE</b>		
Borough Administrator	\$80,000.00	\$95,000.00
Borough Clerk/Official Title Search Officer/ Election Official	\$65,000.00	\$95,000.00
Deputy Borough Clerk	\$25,500.00	\$57,000.00
Administrative Assistant	\$25,500.00	\$55,500.00
 EMT/Maintenance	 \$25,500.00	 \$43,000.00
<b>FINANCE</b>		
Chief Financial Officer	\$22,500.00	\$35,000.00
Tax Collector/Official Tax Search Officer	\$ 3,000.00	\$25,000.00
Treasurer	\$ 3,000.00	\$ 6,000.00
Asst Finance Administrator	\$37,000.00	\$58,000.00
Assessor	\$11,000.00	\$20,000.00
 <b>MUNICIPAL COURT</b>		
Certified Municipal Court Administrator	\$44,000.00	\$62,000.00
Judge	\$17,500.00	\$22,000.00
Prosecutor	\$10,000.00	\$12,000.00
Deputy Court Administrator	\$24,000.00	\$37,500.00
<b>DEPARTMENT OF PUBLIC WORKS</b>		

Superintendent of Public Works	\$58,000.00	\$95,000.00
Supervisor	\$45,000.00	\$85,000.00
Recycling Coordinator	\$ 1,000.00	\$ 5,500.00

**DEPARTMENT OF COMMUNITY AFFAIRS**

Construction Code Official (part-time)	\$3,000.00	\$11,500.00
Building Sub-Code Official (part-time)	\$4,000.00	\$11,500.00
Building Inspector (part-time)	\$1,000.00	\$11,500.00
Housing Inspector (part-time)	\$ 1,000.00	\$ 6,000.00
Plumbing Subcode Official (part-time)	\$ 4,000.00	\$11,500.00
Plumbing Inspector (part-time)	\$ 4,000.00	\$11,500.00
Electrical Subcode Official (part-time)	\$ 4,000.00	\$11,500.00
Electrical Inspector (part-time)	\$ 4,000.00	\$11,500.00
Fire Subcode Official (part-time)	\$ 4,000.00	\$11,500.00
Fire Inspector (part-time)	\$ 2,000.00	\$ 7,500.00
Fire Inspector (part-time)	\$ 15.00/hr.	\$ 30.00/hr
Zoning Officer	\$ 2,000.00	\$ 7,500.00
Property Maintenance Officer	\$ 2,000.00	\$ 7,500.00
Elevator Inspector (1)	\$ 3,500.00	\$ 5,500.00

Swim Pool Manager (June 15-Sept. 15)	\$11,000.00	\$18,500.00
Swim Pool Assistant Manager (June 15-Sept.15)	\$ 7,000.00	\$12,000.00
Swim Team Coach (per season)	\$ 1,400.00	\$ 2,000.00

Fire Prevention Official	\$ 3,900.00	\$ 6,200.00
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Fire Prevention Inspectors (per inspection as determined by Borough Administrator)	\$ 15.00/hr	\$ 50.00/hr
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**DEPARTMENT OF PUBLIC SAFETY**

Chief of Police	\$121,000.00	\$185,000.00
Secretary to Chief of Police/Supervisor of Records Bureau	\$ 35,000.00	\$ 47,500.00
Secretary, Board of Fire Officers	\$ 1,400.00	\$ 2,000.00
Police Dispatcher (full-time 37-1/2 hrs.)	\$ 33,000.00	\$ 55,000.00
OEM Director (part-time)	\$ 1,100.00	\$ 1,500.00

**Section 2.** Employees assigned to attend meetings of various boards and agencies and/or prepare agendas, minutes and correspondence therefor shall be paid for any hours outside of normal business hours at the hourly rates established for such employees.

**Section 3.** Except as otherwise noted, annual salaries are based upon a work week of 35 hours. With respect to any employee for which an hourly rate is shown, the employee shall be compensated for any additional hours worked beyond the regular work week at their hourly rate of pay and at time and one-half for any hours worked in excess of 40 hours per week.

**Section 4. School Crossing Guards**

- (A) School Crossing Guards shall be paid on an hourly basis as follows:  
School Crossing Guards \$12.00-20.00 per hour
- (B) In addition to the compensation set forth above, School Crossing Guards shall be entitled to the following —fringe benefits:
  1. A maximum of five (5) paid sick days per year, accumulative to ten (10) to be paid to one-half (½) of their unused sick time at the end of the school year;
  2. A maximum of three (3) paid bereavement days per year for the death of an immediate family member. For the purposes of this section, immediate family is defined as a spouse, child, mother, father, brother, sister, mother-in-law, father-in-law or grandparent;
  3. \$150 uniform allowance.
  4. Two (2) personal days providing post is covered by a duly appointed Crossing Guard.

**Section 5.** Recreation Program - Employees participating in the various recreation programs shall be paid as follows:

POSITION	SALARY	
	<i>Minimum</i>	<i>Maximum</i>
Program Directors	\$20.00	\$65.00 per session
Hourly Program Senior Instructors	\$10.00	\$25.00 per hour
Hourly Program Junior Instructors	\$ 8.38	\$17.50 per hour

**Section 6.** Part-Time Employees - Whenever it shall be necessary as deemed by the Borough Administrator to hire employees on an hourly basis, the hourly rate shall be fixed in one the following ways:

- A. By action of the Borough Administrator
- B. By Resolution or appointment of the Mayor and Council;
- C. The hourly rate shall be paid at the State and Federal minimum hourly wage to a maximum of \$40.00 per hour to be determined by the Borough Administrator.

**Section 7.** Unless as otherwise provided by ordinance or resolution, each Borough Officer or employee shall be paid at the rate of 1/ 26 of his annual salary every two weeks.

**Section 8.** The Borough Auditor, Borough Engineer, Attorney for the Planning Board and the Borough Public Defender shall be paid for services rendered upon submission and approval by the Mayor and Council verified vouchers in accordance with their respective retainer agreements.

**Section 9.** At least once in every month, the Borough Clerk shall present to the Mayor and Council warrants drawn to the order of the Borough of Maywood Trust Agency for account for its approval as follows:

- A. For all employees whose salaries are on an annual basis where such salaries are due and payable;
- B. For all employees whose compensation is on an hourly basis when the compensation has been approved by some responsible designated official and the chairman of the appropriate committee and the Mayor and Council, and has been certified by the Treasurer;

**Section 10.** The above salaries and compensation rates shall be effective as of January 1, 2016.

**Section 11.** All ordinances or parts thereof inconsistent herewith are repealed to the extent of such inconsistency.

**Section 12.** With respect to any compensation of managerial, executive or confidential employees, as defined under the New Jersey Employer-Employee Relations Act (N.J.S.A. 34:13A-3), this ordinance shall become operative twenty (20) days after final passage and publication, except as otherwise provided under N.J.S.A. 40A:9-165. With respect to the compensation of any other employee, this ordinance shall take effect upon final passage and publication as required by law.

**ORDINANCE # 2-16**

**“AN ORDINANCE AMENDING THE BOROUGH OF MAYWOOD MUNICIPAL CODE SO AS TO REVISE CODE SECTION 312-13”**

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 Section 312-13 “STOP INTERSECTIONS”, provides and enumerates intersections that are controlled by a “stop sign” traffic control device.

**WHEREAS**, subsection “B” of Borough of Maywood Code Section 312-13 provides and enumerates intersections that are controlled by and designated as four-way stop intersections.

**WHEREAS**, the Mayor and Council of the Borough of Maywood, upon recommendation of the Borough Engineer and review of the Chief of the Maywood Police Department, is desirith to amend code # 312-13 (B) to add three (3) additional intersections to be controlled by and designated as a four-way stop intersection.

**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:** Borough of Maywood Code Section 312-13 is amended to add three (3) additional four-way stop intersections and be subject to enforcement pursuant to local and state traffic law; and

**Section 2:** The schedule of roadways included and contained in Code Section 312-13 (B) shall be amended by adding the following intersections to the schedule:

**Intersection**

1. East Magnolia Avenue and Concord Drive
2. Elm Street and Grove Avenue
3. Palmer Avenue and Coolidge Avenue

**Section 3: Signage**

All municipal signs shall be added/augmented to reflect these changes.

**Section 4: Effective Date**

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

**ORDINANCE # 3-16**

**AN ORDINANCE AMENDING CHAPTER 209, SECTION 12 OF THE LAND USE CODE OF THE BOROUGH OF MAYWOOD TO CORRECT A SCRIVENER'S ERROR**

**WHEREAS**, the Borough of Maywood, located in the County of Bergen, State of New Jersey (the "Borough") previously created a planning board pursuant to N.J.S.A. 40:55D-1, et seq., as set forth in Chapter 209, Section 7 of the Land Use Code of the Borough of Maywood (the "Code"), the membership of which is appointed and consists of the individuals set forth in N.J.S.A. 40:55D-23 and N.J.S.A. 40:55D-23.1 (the "Board"); and

**WHEREAS**, pursuant to the provisions of the Municipal Land Use Law, codified at N.J.S.A. 40:55D-1, et seq. (the "MLUL"), specifically N.J.S.A. 40:55D-25, the Board was created and empowered to exercise, to the same extent, all the powers of a board of adjustment, subject to the same restrictions; and

**WHEREAS**, Chapter 209, Section 12.C of the Code was adopted in order to memorialize the jurisdiction granted to the Board pursuant to N.J.S.A. 40:55D-25 to exercise the powers of a board of adjustment; and

**WHEREAS**, Chapter 209, Section 12.C of the Code improperly states that the "...Planning Board shall exercise, to the same extent and subject to the same restrictions, all the powers and duties of a Planning Board listed and enumerated in the Municipal Land Use Law..."; and

**WHEREAS**, Chapter 209, Section 12.C of the Code should state that the "...Planning Board shall exercise, to the same extent and subject to the same restrictions, all the powers and duties of a Board of Adjustment listed and enumerated in the Municipal Land Use Law..."; and

**WHEREAS**, the Mayor and Council of the Borough is desirous of implementing this amendment in order to correct this scrivener's error and correctly reference a board of adjustment as opposed to a planning board.

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

1. Chapter 209, Section 12.C of the Code is hereby amended to delete the language

“...Planning Board shall exercise, to the same extent and subject to the same restrictions, all the powers and duties of a Planning Board listed and enumerated in the Municipal Land Use Law...” and replace it with “...Planning Board shall exercise, to the same extent and subject to the same restrictions, all the powers and duties of a Board of Adjustment listed and enumerated in the Municipal Land Use Law...”

2. The aforementioned amendments are hereby found to be substantially consistent with the land use plan element and the housing plan element of the Borough master plan and/or designed to effectuate such plan elements, as required by N.J.S.A. 40:55D-62(a).

3. Upon adoption of this Ordinance after introduction by the Mayor and Council, referral to the Board, review by and recommendation of the Board and second reading by the Mayor and Council, a copy of this Ordinance shall be filed with the Bergen County Planning Board as required by N.J.S.A. 40:55D-16.

4. This Ordinance shall not take effect until completion of the filing required by N.J.S.A. 40:55D-16 and expiration of any and all statutory appeal periods.

This Ordinance was introduced by the Mayor and Council at its public hearing of February 23, 2016 and referred to the Planning Board.

This Ordinance was reviewed and considered by the Planning Board at its public hearing of \_\_\_\_\_, 2016. The Planning Board transmitted a report to the Mayor and Council with regard to the Ordinance on \_\_\_\_\_, 2016, which date is within the thirty-five (35) day time period required by N.J.S.A. 40:55D-26.

#### **ORDINANCE # 4-16**

### **AN ORDINANCE AMENDING CHAPTER 209, SECTION 6.2 OF THE LAND USE CODE OF THE BOROUGH OF MAYWOOD TO DESIGNATE THE INDIVIDUALS THAT MAY DEEM A DEVELOPMENT APPLICATION COMPLETE PURSUANT TO N.J.S.A. 40:55D-10.3**

**WHEREAS**, the Borough of Maywood, located in the County of Bergen, State of New Jersey (the “Borough”) previously created a planning board pursuant to N.J.S.A. 40:55D-1, et seq., as set forth in Chapter 209, Section 7 of the Land Use Code of the Borough of Maywood (the “Code”), the membership of which is appointed and consists of the individuals set forth in N.J.S.A. 40:55D-23 and N.J.S.A. 40:55D-23.1 (the “Board”); and

**WHEREAS**, pursuant to the provisions of the Municipal Land Use Law, codified at N.J.S.A. 40:55D-1, et seq. (the “MLUL”), specifically N.J.S.A. 40:55D-25, the Board was created and empowered to exercise, to the same extent, all the powers of a board of adjustment, subject to the same restrictions; and

**WHEREAS**, the Board has the jurisdiction to, among other things, preside over and render determinations regarding site plan, subdivision, variance and other development applications in accordance with the provisions of the MLUL and the Code; and

**WHEREAS**, Chapter 209, Section 6.2 outlines the manner in which a development application is deemed “complete” in order for it to proceed before the Board and for the time period(s) required by the MLUL to commence; and

**WHEREAS**, pursuant to N.J.S.A. 40:55D-10.3 and Chapter 209, Section 6.2 of the Code, “[N]o application shall be deemed complete unless the Planning Board or its authorized committee or designee has certified that the application has provided all of the information required by the application checklist, set forth in Appendix A of this section.”; and



**WHEREAS**, the terms “authorized committee or designee” are continually utilized throughout Chapter 209, Section 6.2 of the Code; and

**WHEREAS**, the terms “authorized committee or designee” are not defined in either the MLUL or the Code; and

**WHEREAS**, the Board has recommended to the Mayor and Council of the Borough that Chapter 209, Section 6.2 of the Code be amended to replace the terms “authorized committee or designee” with “Borough Zoning Officer, Board Secretary and/or Board Engineer, as appropriate”; and

**WHEREAS**, the Mayor and Council of the Borough is desirous of implementing this amendment in order to clarify the individuals authorized to deem an application complete, when and as necessary, and to resolve any confusion that may arise in connection therewith.

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

1. Chapter 209, Section 6.2A of the Code shall be amended to remove all references to “authorized committee or designee” and replace them with “Borough Zoning Officer, Board Secretary and/or Board Engineer, as appropriate”.
2. The aforementioned amendments are hereby found to be substantially consistent with the land use plan element and the housing plan element of the Borough master plan and/or designed to effectuate such plan elements, as required by N.J.S.A. 40:55D-62(a).
3. Upon adoption of this Ordinance after introduction by the Mayor and Council, referral to the Board, review by and recommendation of the Board and second reading by the Mayor and Council, a copy of this Ordinance shall be filed with the Bergen County Planning Board as required by N.J.S.A. 40:55D-16.
4. This Ordinance shall not take effect until completion of the filing required by N.J.S.A. 40:55D-16 and expiration of any and all statutory appeal periods.

This Ordinance was introduced by the Mayor and Council at its public hearing of February 23, 2016 and referred to the Planning Board.

This Ordinance was reviewed and considered by the Planning Board at its public hearing of \_\_\_\_\_, 2016. The Planning Board transmitted a report to the Mayor and Council with regard to the Ordinance on \_\_\_\_\_, 2016, which date is within the thirty-five (35) day time period required by N.J.S.A. 40:55D-26.

**ORDINANCE # 5-16**  
**AN ORDINANCE AMENDING CERTAIN DEFINITIONS WITHIN CHAPTER 209, SECTION 25B OF THE LAND USE CODE AND OTHER RELATED PROVISIONS OF THE CODE OF THE BOROUGH OF MAYWOOD**

**WHEREAS**, the Borough of Maywood, located in the County of Bergen, State of New Jersey (the “Borough”) previously created a planning board pursuant to N.J.S.A. 40:55D-1, et seq., as set forth in Chapter 209, Section 7 of the Land Use Code of the Borough of Maywood (the “Code”), the membership of which is appointed and consists of the individuals set forth in N.J.S.A. 40:55D-23 and N.J.S.A. 40:55D-23.1 (the “Board”); and

**WHEREAS**, pursuant to the provisions of the Municipal Land Use Law, codified at N.J.S.A. 40:55D-1, et seq. (the “MLUL”), the Borough enacted the “Municipal Land Use Ordinance of the Borough of Maywood” (the “Land Use Ordinance”) at Chapter 209 of the Code; and

**WHEREAS**, the Land Use Ordinance was adopted in order to “enact rules, regulations and procedures governing municipal zoning, planning and land use in the Borough of Maywood which are

in accord with the provisions of the Municipal Land Use Law, P.L. 1975, c.291. N.J.S.A. 40:55D-1 et seq., and to promote and further the purposes and intents set forth in said law.”, as noted in Chapter 209, Section 2 of the Code; and

**WHEREAS**, Chapter 209, Section 25B of the Code memorializes the definitions of certain terms that are utilized within the Land Use Ordinance; and

**WHEREAS**, the Board has recommended to the Mayor and Council of the Borough that certain definitions within Chapter 209, Section 25B of the Code be amended to clarify issues, ameliorate any confusion and minimize the possibility of error that may result from the use of the language of the existing definitions, when reviewed and utilized in connection with the other provisions of the Land Use Ordinance and the Code; and

**WHEREAS**, the Mayor and Council of the Borough is desirous of implementing these amendments in order to address the Board’s concerns and improve the use of the Land Use Ordinance.

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

1. The definition of “ACCESSORY BUILDING” within Chapter 209, Section 25B of the Code is hereby amended to delete the last sentence and replace it with the following: “Semi-permanent, prefabricated buildings not exceeding one hundred square feet (100 sf) in area shall be included in this definition.”
2. In connection with the above amendment to the definition of “ACCESSORY BUILDING” (which amendment was designed to address the construction of sheds), Chapter 209, Attachment 2, Schedule A-2 of the Code entitled “Limiting Schedule for Accessory Buildings in All Districts” is hereby revised to remove the contradictory reference to a setback requirement of five (5) feet and state as follows: “Notwithstanding any provision of Schedule A-2 to the contrary, one storage shed not exceeding one hundred square feet (100 sf) in area, having a height of eight feet (8’) or less and not exceeding a width or length of ten feet (10’) may be located in the rear yard of a premises used for residential purposes within the A-1 or A-2 Residential Districts, not less than two feet (2’) from the side or rear property lines.”
3. In furtherance of the above amendments, Chapter 209, Section 25B of the Code is hereby amended to incorporate a definition of “SHED”, as follows: “A shed shall be defined as a structure measuring no more than one hundred square feet (100 sf) in area, which is utilized to store equipment and other similar items. A shed shall not be permitted to contain any heating or plumbing.”
4. In order to eliminate any confusion with regard to the calculation of height, Chapter 209, Section 25B is hereby amended as follows:
  - (a) The definition of “BUILDING HEIGHT” is hereby deleted in its entirety and shall not be replaced; and
  - (b) The definition of “HEIGHT” is hereby deleted in its entirety and shall be replaced with the following: “The vertical distance of a building measured from the top of the highest point of a structure to the average finished grade taken six (6) feet from the building foundation at the midpoint of each building wall and at a point measured diagonally at forty-five degrees (45°) from each corner. Where new grades are proposed, the grade measurement cannot exceed a height established at more than one foot six inches (1’6”) above the existing grade.”
5. In furtherance of the aforementioned amendments to the definitions of “BUILDING HEIGHT” and “HEIGHT” in Chapter 209, Section 25B, Schedule A-1 of the Code entitled

“Limiting Schedule” shall be amended to note the following with regard to Maximum Height: “The maximum height of flat roofs shall be 28 feet, measured to the highest point along the parapet. The maximum height of the ridge beam for a sloped roof shall be thirty-five feet (35’).”

6. The following definition of “RELIGIOUS INSTITUTION” is hereby incorporated into Chapter 209, Section 25B of the Code:

“A structure or place in which worship, ceremonies, rituals and education pertaining to a particular system of beliefs are held.”

7. The definition of “SIDE YARD” is hereby removed from its current placement between the definitions of “SEXUALLY ORIENTED BUSINESS” and “SIGN” within Chapter 209, Section 25B of the Code, and relocated to the end of the definition section as “(3)”, under the general definition of “YARDS”.

8. The definition of “FRONT YARD” within Chapter 209, Section 25B of the Code is hereby amended to incorporate the following additional sentences at the end thereof: “The front yard of a corner lot, as defined herein, shall be that portion of the property that is adjacent to the street that is listed as the mailing address of the property. A property owner or applicant shall not be permitted to circumvent the application of the Municipal Land Use Law and the jurisdiction of the Borough Planning Board by changing the mailing address of the property in order to avoid the need for approval of a variance or any other relief from the Borough Planning Board.”

9. In order to eliminate any confusion with regard to the classification and treatment of a particular area as either a “CELLAR” or a “BASEMENT”, the Code is hereby amended as follows:

- (a) Chapter 209, Section 25B is hereby amended to incorporate a joint definition of “CELLAR/BASEMENT” as follows: “A cellar/basement shall be defined as set forth in Chapter 201, Section 7e(1)(5) of the Code”;

- (b) Chapter 201, Section 7e(1)(5) of the Code is hereby amended to incorporate the following: “ ‘CELLAR/BASEMENT’: A portion of a building, the floor level of which is below grade at any point on the periphery of the building having one-third (1/3) or more of its exterior wall area measured from floor to ceiling below the final grade. A cellar/basement shall not be considered a “Story”. If a garage is located at the level of a cellar/basement, it shall be considered to be a part thereof.” and

- (c) Chapter 247, Section 4b and Chapter 330, Section 13B of the Code are hereby amended to reference Chapter 201, Section 7e(1)(5) of the Code with regard to “BASEMENT” and “CELLAR” respectively.

10. In order to eliminate any confusion with regard to the classification and treatment of a particular floor as either a “STORY” or a “HALF STORY”, Chapter 209, Section 25B of the Code is hereby amended as follows:

- (a) The definition of “STORY” is hereby deleted and shall be replaced with the following: “That part of a building between the upper surface of one floor and the upper surface of the floor next above or between the top floor and ceiling or flat roof. In the case of a building having a sloping roof, if the line of intersection of the sloped ceiling and the wall face is more than three feet (3’) above the floor level or if the floor area with head room of more than five feet (5’) occupies more than sixty percent (60%) of the total floor area of the story directly beneath it, it shall constitute a story.”; and

(b) The definition of “STORY, HALF” is hereby deleted and shall be replaced with the following: “A space under a sloping roof with stairway access that is intended to remain vacant or to be utilized for residential occupancy, storage or location of equipment or utilities related to the overall usage of the structure, which has the line of intersection of the roof and wall face not more than three feet (3’) above the floor level, and in which space the possible floor area with headroom of five feet (5’) or less occupies not less than forty percent (40%) or more than sixty percent (60%) of the total floor area of the story directly beneath.

11. The aforementioned amendments are hereby found to be substantially consistent with the land use plan element and the housing plan element of the Borough master plan and/or designed to effectuate such plan elements, as required by N.J.S.A. 40:55D-62(a).

12. Upon adoption of this Ordinance after introduction by the Mayor and Council, referral to the Board, review by and recommendation of the Board and second reading by the Mayor and Council, a copy of this Ordinance shall be filed with the Bergen County Planning Board as required by N.J.S.A. 40:55D-16.

13. This Ordinance shall not take effect until completion of the filing required by N.J.S.A. 40:55D-16 and expiration of any and all statutory appeal periods.

This Ordinance was introduced by the Mayor and Council at its public hearing of February 23, 2016 and referred to the Planning Board.

This Ordinance was reviewed and considered by the Planning Board at its public hearing of \_\_\_\_\_, 2016. The Planning Board transmitted a report to the Mayor and Council with regard to the Ordinance on \_\_\_\_\_, 2016, which date is within the thirty-five (35) day time period required by N.J.S.A. 40:55D-26.

#### **ORDINANCE # 6-16**

#### **AN ORDINANCE AMENDING CHAPTER 209, SECTION 35D(1) OF THE LAND USE CODE OF THE BOROUGH OF MAYWOOD TO CLARIFY THE PERMITTED HOURS OF OPERATION FOR RESTAURANTS**

**WHEREAS**, the Borough of Maywood, located in the County of Bergen, State of New Jersey (the “Borough”) previously created a planning board pursuant to N.J.S.A. 40:55D-1, et seq., as set forth in Chapter 209, Section 7 of the Land Use Code of the Borough of Maywood (the “Code”), the membership of which is appointed and consists of the individuals set forth in N.J.S.A. 40:55D-23 and N.J.S.A. 40:55D-23.1 (the “Board”); and

**WHEREAS**, pursuant to the provisions of the Municipal Land Use Law, codified at N.J.S.A. 40:55D-1, et seq. (the “MLUL”), the Borough enacted the “Municipal Land Use Ordinance of the Borough of Maywood” (the “Land Use Ordinance”) at Chapter 209 of the Code; and

**WHEREAS**, the Land Use Ordinance was adopted in order to “enact rules, regulations and procedures governing municipal zoning, planning and land use in the Borough of Maywood which are in accord with the provisions of the Municipal Land Use Law, P.L. 1975, c.291. N.J.S.A. 40:55D-1 et seq., and to promote and further the purposes and intents set forth in said law.”, as noted in Chapter 209, Section 2 of the Code; and

**WHEREAS**, Chapter 209, Section 35D of the Code memorializes the permitted hours of operation for various uses within the Borough’s RC, Restricted Commercial Business District; and

**WHEREAS**, Chapter 209, Section 35D(1) sets forth an exception to these permitted hours of operation for restaurants and states that “Restaurants, between the hours of 2:00 a.m. and 6:00 a.m.” are an exception to the language of Chapter 209, Section 35D that “[I]t shall be unlawful for any person, firm or corporation to open any retail business to the public or in any way operate or conduct a retail business between the hours of 11:00 p.m. and 6:00 a.m...”; and

**WHEREAS**, the language of Chapter 209, Section 35D(1) of the Code was intended to extend the closing time of restaurants within the RC District from 11:00 p.m. to 2:00 a.m., but as currently drafted could be interpreted to permit restaurants to operate “between the hours of 2:00 a.m. and 6:00 a.m.” ; and

**WHEREAS**, the Board has recommended to the Mayor and Council of the Borough that the language of Chapter 209, Section 35D(1) of the Code be amended to clarify the intent, ameliorate any confusion and minimize the possibility of error that may result from the application of said language to restaurants within the RC District; and

**WHEREAS**, the Mayor and Council of the Borough is desirous of implementing this amendment in order to address the Board’s concerns and improve the use of the Land Use Ordinance.

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

1. The language of Chapter 209, Section 35D(1) of the Code is hereby deleted and replaced with the following: “Restaurants are permitted to operate until 2:00 a.m.”.
2. The aforementioned amendment is hereby found to be substantially consistent with the land use plan element and the housing plan element of the Borough master plan and/or designed to effectuate such plan elements, as required by N.J.S.A. 40:55D-62(a).
3. Upon adoption of this Ordinance after introduction by the Mayor and Council, referral to the Board, review by and recommendation of the Board and second reading by the Mayor and Council, a copy of this Ordinance shall be filed with the Bergen County Planning Board as required by N.J.S.A. 40:55D-16.
4. This Ordinance shall not take effect until completion of the filing required by N.J.S.A. 40:55D-16 and expiration of any and all statutory appeal periods.

This Ordinance was introduced by the Mayor and Council at its public hearing of February 23, 2016 and referred to the Planning Board.

This Ordinance was reviewed and considered by the Planning Board at its public hearing of \_\_\_\_\_, 2016. The Planning Board transmitted a report to the Mayor and Council with regard to the Ordinance on \_\_\_\_\_, 2016, which date is within the thirty-five (35) day time period required by N.J.S.A. 40:55D-26.

**ORDINANCE # 7-16**  
**AN ORDINANCE AMENDING CERTAIN PROVISIONS WITHIN CHAPTER 209,**  
**SECTIONS 35 AND 40 OF THE LAND USE CODE OF THE BOROUGH OF MAYWOOD**  
**REGARDING SIGNAGE**

**WHEREAS**, the Borough of Maywood, located in the County of Bergen, State of New Jersey (the “Borough”) previously created a planning board pursuant to N.J.S.A. 40:55D-1, et seq., as set forth in Chapter 209, Section 7 of the Land Use Code of the Borough of Maywood (the “Code”), the membership of which is appointed and consists of the individuals set forth in N.J.S.A. 40:55D-23 and N.J.S.A. 40:55D-23.1 (the “Board”); and

**WHEREAS**, pursuant to the provisions of the Municipal Land Use Law, codified at N.J.S.A. 40:55D-1, et seq. (the “MLUL”), the Borough enacted the “Municipal Land Use Ordinance of the Borough of Maywood” (the “Land Use Ordinance”) at Chapter 209 of the Code; and

**WHEREAS**, the Land Use Ordinance was adopted in order to “enact rules, regulations and procedures governing municipal zoning, planning and land use in the Borough of Maywood which are in accord with the provisions of the Municipal Land Use Law, P.L. 1975, c.291. N.J.S.A. 40:55D-1 et

seq., and to promote and further the purposes and intents set forth in said law.”, as noted in Chapter 209, Section 2 of the Code; and

**WHEREAS**, Chapter 209, Section 40 of the Code outlines the regulations applicable to the use and installation of signage within the Borough; and

**WHEREAS**, the Board has recommended to the Mayor and Council of the Borough that certain provisions within Chapter 209, Section 40 of the Code be amended to clarify issues, ameliorate any confusion and minimize the possibility of error that may result from the use of the language of the existing provisions, when reviewed and utilized in connection with the other provisions of the Land Use Ordinance and the Code; and

**WHEREAS**, the Mayor and Council of the Borough is desirous of implementing these amendments in order to address the Board’s concerns and improve the use of the Land Use Ordinance.

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

1. The definition of “SIGNAGE” within Chapter 209, Section 25B of the Code is hereby deleted and replaced with the following: “See Chapter 209, Section 40.”
2. Chapter 209, Section 40B shall be amended to include a general definition of “SIGN” as follows: “Any object, device, display or structure (or part thereof), situated outdoors or indoors, that is used to advertise, identify, display or direct or attract attention to an object, person, institution, organization, business, product, service, event or location by means of words, letters, figures, design, symbols, fixtures, colors, illumination or projected images, all as and if permitted.”
3. Chapter 209, Section 40B shall be amended to include a general definition of “AWNING” as follows: “An area of cloth or similar material forming a window or door canopy and attached or affixed permanently or temporarily to a building or other structure.”
4. Chapter 209, Section 40B shall be amended to include a general definition of “AWNING SIGN” as follows: “A sign that is mounted, painted or otherwise attached or affixed to an awning, as such term is defined herein. The lettering on such signs shall be limited solely to the name and telephone number of the establishment to which the awning is attached or affixed and shall be located solely on the area of the awning that is parallel and not perpendicular to the ground area immediately beneath the same.”
5. Chapter 209, Section 40E of the Code is hereby amended to delete the last sentence thereof and replace it with the following: “Where signs, including awning signs, project beyond a building façade or wall over a pedestrian walkway, the lowest portion of the sign shall be at least eight feet (8’) above the walkway.”
6. Chapter 209, Section 40B shall be amended to include a general definition of “WINDOW SIGN” as follows: “A sign that is mounted, painted or otherwise attached or affixed to the window of a building or other structure.”
7. Chapter 209, Section 40B shall be amended to include a general definition of “WALL SIGN” as follows: “A sign that is mounted, painted or otherwise attached or affixed to the wall of a building or other structure.”
8. Chapter 209, Section 40B shall be amended to delete the definition of “FREESTANDING SIGN” and replace it with a general definition of “GROUND SIGN” as follows: “Any non-movable sign not attached or affixed to a building or other structure.”
9. Chapter 209, Section 40B shall be amended to delete the definition of “SIGN AREA” and replace it with a the following: “The area of any sign contained within the outside of a

framed or enclosed sign or the area within a parallelogram drawn so as to include all figures, including but not limited to logos, within the background of a flush-mounted sign.”

10. The language of Chapter 209, Section 40P(2)(a)[1] of the Code is hereby deleted and replaced with the following: “one wall sign per established business expressly related to the business conducted on the premises for each street frontage. The square footage of any wall sign shall not exceed a total of ten percent (10%) of the building face, including the window area, associated with the business to which the signage relates – and not ten percent (10%) of the total square footage of the entire face of the building.”
11. The language of Chapter 209, Section 40P(2)(b) of the Code is hereby deleted and replaced with the following: “one ground sign per street frontage of a parcel of property for use by the establishments located thereon, which sign shall not exceed eighteen square feet (18 sf) in size.
12. The second sentence of Chapter 209, Section 40F of the Code is hereby deleted and replaced with the following: “No sign with red, green, yellow or blue illumination in a beam, beacon or flashing form resembling an emergency light, traffic light or other traffic signage shall be erected in any location where it may be confused with a railroad, traffic control or emergency signal.”
13. The language of Chapter 209, Section 40M of the Code is hereby amended to delete the reference to “Part 2” and replace it with “Section 209-40” and include the following sentence at the end of the Section: “Signs erected by public schools shall also be exempt from the provisions of Section 209-40.”
14. The aforementioned amendments are hereby found to be substantially consistent with the land use plan element and the housing plan element of the Borough master plan and/or designed to effectuate such plan elements, as required by N.J.S.A. 40:55D-62(a).
15. Upon adoption of this Ordinance after introduction by the Mayor and Council, referral to the Board, review by and recommendation of the Board and second reading by the Mayor and Council, a copy of this Ordinance shall be filed with the Bergen County Planning Board as required by N.J.S.A. 40:55D-16.
16. This Ordinance shall not take effect until completion of the filing required by N.J.S.A. 40:55D-16 and expiration of any and all statutory appeal periods.

This Ordinance was introduced by the Mayor and Council at its public hearing of February 23, 2016 and referred to the Planning Board.

This Ordinance was reviewed and considered by the Planning Board at its public hearing of \_\_\_\_\_, 2016. The Planning Board transmitted a report to the Mayor and Council with regard to the Ordinance on \_\_\_\_\_, 2016, which date is within the thirty-five (35) day time period required by N.J.S.A. 40:55D-26.

#### **ORDINANCE # 8-16**

#### **AN ORDINANCE TO AMEND CHAPTER 52 ENTITLED “PERSONNEL POLICIES” OF THE BOROUGH OF MAYWOOD CODE IN THE BOROUGH OF MAYWOOD, STATE OF NEW JERSEY**

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 52 entitled “[Personnel Policies](#)” provides for personnel policies of full time permanent employees of the Borough of Maywood who are not covered by collective negotiation agreements; and

**WHEREAS**, the Mayor and Council of the Borough of Maywood desire to revise and update the Personnel Policies of the Borough of Maywood;

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

**Section 1:** Chapter 52 Subchapter 47 Sub Section E is stricken and removed in its entirety. The remaining subsections shall be re-codified numbered within this section and given the appropriate letter designation.

**Section 2:** Chapter 52 Subchapter 47 Sub Section I is amended to read as follows:

- I. Vacation allowances: Vacation allowances are determined by the length of service completed from the hire date of the full-time employee. The Borough Administrator may create an exception to this policy.

**Section 3: Effective Date**

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

**ORDINANCE # 9-16**

**AN ORDINANCE AMENDING CHAPTER 312 AND ADDING SECTION 312-34.1 OF OF THE CODE OF THE BOROUGH OF MAYWOOD RESPECTING THE MAYWOOD MUNICIPAL SWIM POOL PARKING LOTS**

**WHEREAS**, the Mayor and Council wish to establish additional parking areas with evening permit parking regulations respecting said parking lot,

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

Section 1. Section 312-34.1, respecting the Maywood Municipal Swim Pool Parking Lot is hereby added to read as follows:

- A. The property owned by the Borough and commonly referred to as "Municipal Swim Pool" shall have parking areas on the east side of the lot adjacent to Duvier Place, which area shall be designated as municipally operated parking area.
- B. Parking Regulations
  1. During hours when the Swim Pool is open to the public, parking spaces shall be limited to employees and patrons of the Maywood Municipal Swim Pool.
  2. When the Swim Pool is not otherwise open to the public, general parking shall be permitted.
  3. Between the hours of 10:00 p.m. and 8:00 a.m., parking shall be permitted only by vehicle owners who have obtained a permit issued by the Borough for this purpose, the fee for which shall be as set forth in the most recent fee ordinance of the Borough of Maywood.

Section 2. Chapter 312 of the Code of the Borough of Maywood, respecting "Vehicles and Parking," is hereby amended to add thereto Section 312-34.1 to designate the Municipal Swim Pool Parking Lot and to read in full as follows:

Section 3. If any sentence, section, clause, or other portion of this ordinance, or the application thereof to any person or circumstance, shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or repeal the remainder of this ordinance.

Section 4. All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect upon passage and publication as required by law.



**ORDINANCE # 10-16**  
**AN ORDINANCE AMENDING CHAPTER 209, SECTION 37 OF THE LAND USE CODE OF**  
**THE BOROUGH OF MAYWOOD**

**WHEREAS**, the Borough of Maywood, located in the County of Bergen, State of New Jersey (the “Borough”) enacted the “Municipal Land Use Ordinance of the Borough of Maywood” (the “Land Use Ordinance”) pursuant to the provisions of the Municipal Land Use Law, codified at N.J.S.A. 40:55D-1, et seq. (the “MLUL”);

**WHEREAS**, the Land Use Ordinance is codified at Chapter 209 of the Code of the Borough (the “Code”); and

**WHEREAS**, the Land Use Ordinance was adopted in order to enact rules, regulations and procedures governing municipal zoning, planning and land use in the Borough which are in accord with the provisions of the MLUL and to promote and further the purposes and intents set forth therein, as noted in Chapter 209, Section 2 of the Code; and

**WHEREAS**, Chapter 209, Section 37 of the Code outlines the uses that are prohibited and permitted within the Borough’s LL Limited Light Industrial District (the “LL District”), which was intended to be utilized for light manufacturing, processing, warehouses or enclosed storage, as outlined in Chapter 209, Section 37A of the Code; and

**WHEREAS**, significant property development has occurred within the LL District over the past few years which has impacted the traffic volume and flow within the LL District, its surrounding areas and throughout the Borough; and

**WHEREAS**, in order to mitigate future increases in traffic volume, impediments on traffic flow and impacts on the Borough and its residents, it is necessary to review the intent and purpose(s) of the LL District and the prohibited and permitted uses therein; and

**WHEREAS**, certain uses outlined in Chapter 209, Section 37 of the Code will likely generate more traffic volume than the Borough can presently support which will ultimately lead to decreased traffic flow and impact the safety of vehicular and pedestrian traffic within the LL District, its surrounding areas and throughout the Borough; and

**WHEREAS**, such uses include the following: (1) used car establishments (which are permitted as an accessory use to a new car dealer pursuant to Chapter 209, Section 37A); (2) the sale of new automobiles (which is permitted pursuant to Chapter 209, Section 37C); and (3) hotels and nursing homes (which are permitted as conditional uses pursuant to Chapter 209, Section 37D); and

**WHEREAS**, the impact of the aforementioned uses on the traffic volume, flow and safety of vehicular and pedestrian traffic within the LL District, its surrounding areas and throughout the Borough would be significantly diminished if said uses were restricted to locations within the LL District that have direct ingress and egress access onto Route 17; and

**WHEREAS**, the Mayor and Council of the Borough is desirous of amending Chapter 209, Section 37 of the Code to impose such a requirement on the use of properties within the LL District for the sale of new and used automobiles, hotels and nursing homes.

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

1. Chapter 209, Section 37A shall be amended to delete the item “Used car establishment, except as an accessory use to a new car dealer”.
2. Chapter 209, Section 37C (1) shall be deleted and replaced with the following:  
“(1) Within this district, the sale of new automobiles is permissible, provided that the property has direct ingress and egress access onto Route 17.”.

3. Chapter 209, Section 37D(1)(b) shall be deleted and replaced with the following:  
“(b) the property shall have direct ingress and egress access onto Route 17.”.
4. Chapter 209, Section 37D(2)(a) shall be deleted and replaced with the following:  
“(a) Minimum lot size of 2.5 acres with direct ingress and egress access onto Route 17.”.
5. The aforementioned amendments are hereby found to be substantially consistent with the land use plan element and the housing plan element of the Borough master plan and/or designed to effectuate such plan elements, as required by N.J.S.A. 40:55D-62(a).
6. Upon adoption of this Ordinance after introduction by the Mayor and Council, referral to the Borough Planning Board, review by and recommendation of the Planning Board and second reading by the Mayor and Council, all statutory notice, publication and posting requirements shall be completed and a copy of this Ordinance shall be filed with the Bergen County Planning Board as required by N.J.S.A. 40:55D-16.
7. This Ordinance shall take effect in accordance with applicable statute.

This Ordinance was introduced by the Mayor and Council at its public hearing of February 23, 2016 and referred to the Planning Board.

This Ordinance was reviewed and considered by the Planning Board at its public hearing of \_\_\_\_\_, 2016. The Planning Board transmitted a report to the Mayor and Council with regard to the Ordinance on \_\_\_\_\_, 2016, which date is within the thirty-five (35) day time period required by N.J.S.A. 40:55D-26.

This Ordinance was adopted by the Mayor and Council at its public hearing of \_\_\_\_\_, 2016 after review and consideration of the report of the Planning Board.

Council member Morrone moved for the introductions; seconded by Council member Messar, and so carried by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinances #1-16, #2-16, #3-16, #4-16, #5-16, #6-16, #7-16, #8-16, #9-16 and #10-16 pass on first reading and that said Ordinance(s) will be further considered for final passage at a meeting of the Mayor and Council to be held on March 8, 2016 at 7:30 pm at the Borough Hall, 15 Park Avenue, Maywood, New Jersey at which time and place all persons interested therein will be given an opportunity to be heard concerning the same, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

### **NEW BUSINESS**

### **OLD BUSINESS**

### **MISCELLANEOUS BUSINESS**

### **CLOSED SESSION - IF APPLICABLE**

Council member DeHeer made a motion to go into Closed Session; seconded by Council member Gervino – All in Favor.

### **BOROUGH OF MAYWOOD** **Closed Session Resolution # 55-16**

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):

**Litigation, Personnel and Contracts**

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

Date of Passage: 02-23-2016 Time: 8:20 PM

**ADJOURNMENT**

Council member Lindenau moved the meeting be adjourned; seconded by Council member Morrone and so carried at 9:40 pm.

Borough Clerk