

COUNCIL MEETING
JULY 23, 2019

Borough Clerk Barbara Dispoto calls the July 23, 2019 Council Meeting of the Mayor and Council to order at 7:36pm.

INVOCATION BY: Rev. Dr. Bessie Duncan from Unity Church of Christ

SALUTE TO THE FLAG was led by the Girl Scout Troop 5880 & American Legion Post 142

STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

Whereas on January 3, 2019, 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 2019 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.

ROLL CALL

Members of the Governing Body present: Mayor Febre, Council members Bennin, Bolan, Gervino, and Lindenau. Also present were Borough Attorney Brian E. Eyerman, Borough Administrator Roberta Stern and Borough Clerk Barbara Dispoto. Council Member Ullman and Council President Garofalow were absent.

WORK SESSION ITEMS –
NONE

PROCLAMATIONS, PRESENTATIONS, ETC.

- Presentation to the Maywood American Legion Post 142 in recognition of the 100th Anniversary of the American Legion.
- Presentation to the Maywood Girl Scouts for recognition of the installation of a doggy crawl in the Maywood Dog Park.
Administrator Stern acknowledged that this was the first time the Girl Scouts have done a community project. The troop raised \$600 for the Doggy crawl and an additional two signs to remind people to clean up after your dog. The Girl Scouts achieved their Bronze.

Greg Polyniak, Borough Engineer – Monthly Engineer Report

1. MAYWOOD AVENUE STREETScape – PHASE II (NJDOT MUNICIPAL AID GRANT)

Neglia Engineering Associates understands that per the Year 2017 NJDOT Municipal Aid Grant awarded grant project list that the Borough has received a grant in the amount of \$165,627.00 for the Maywood Avenue Streetscape – Phase II. We understand that the NJDOT will forward a grant agreement package to the Borough for review and signature. The required project completion schedule would be listed within the grant agreement package.

Status: On May 29, 2019, a project meeting was held on-site with the project contractor, our office, the Borough Police Department, and a property owner to discuss and review the project construction schedule. Construction proceeded in mid-June 2019. At this time, concrete and paver improvements have been constructed on the western side of Maywood Avenue. Although the concrete delivery tickets and product was delivered by the contractor as French Gray, questions have occurred with respect to the concrete color product. At this time, the contractor and concrete supplier are reviewing material data. It shall be noted that any product deficiency will be addressed by the contractor and its supplier at no additional cost to the Borough.

2. YEAR 2018 ROADWAY IMPROVEMENTS PROGRAM

The Borough proceeded with a Spring 2018 Roadway Improvement Program. The following roadways were included:

1. Palmer Avenue from West Pleasant Avenue to Parkway
2. East Magnolia Avenue from Maywood Avenue to Golf Avenue
3. Golf Avenue from East Magnolia Avenue to Romaine Avenue
4. Grove Avenue from Maywood Avenue to the City of Hackensack border

Status: All roadways including West Hunter Avenue from the intersection of Maywood Avenue to the Peerless Firehouse have been milled and paved. During late October 2018, the project contractor addressed and constructed improvements along the greenbelts. In addition in late April 2019, the contractor provided topsoil and seed within the roadway's greenbelts to address the one outstanding punch list item. At this time, our office has proceeded with municipal project closeout but are awaiting documents from the project contractor.

3. 2018 ROAD IMPROVEMENT PROGRAM (PHASE II)

The Borough proceeded with the 2018 Road Improvement Program (Phase II). The following roadways were included:

1. Oak Avenue (from Lenox Avenue to Taplin Avenue)
2. Oak Avenue (from Parkway to Mendez Avenue)
3. Grant Avenue (intersection with Mendez Avenue)
4. Cedar Avenue (from Rutherford Avenue to Walnut Road)
5. Walnut Road (from Cedar Avenue to Locust Drive)
6. West Grove Avenue (from Palmer Avenue to Oak Avenue)
7. Belle Avenue (from Palmer Avenue to Oak Avenue)

Status: The project pre-construction meeting was held on October 01, 2018. It shall be noted that the Borough has determined that it would mill and pave additional streets due to a favorable bid and due to the close proximity to roadways already included within the road program. They included the following additional roadways / road sections:

1. Conklin Avenue
2. Rutherford Avenue
3. Cedar Avenue (Rutherford Avenue to triangular island at the northwest corner of the roadway loop)

Status: This was inspected during late April 2019 to ensure that the lawn surface has rooted. The punch list is completed, so our office will proceed with municipal project closeout.

4. PALMER AVENUE & WEST PASSAIC STREET ROADWAY CROSSING (BUS STOP) AND PALMER AVENUE (NJDOT MUNICIPAL AID GRANT)

As requested at the March 13, 2018 Mayor and Council meeting, our office issued a conceptual plan and engineer's estimate for the West Passaic Street – Palmer Avenue intersection. Our office also confirmed with Bergen County that a mid-block crossing resolution was not required as the County considers it a T-intersection crossing. The County required detailed engineering plans to illustrate compliance with the ADA ramp and crossing regulations prior to any construction activity occurring.

Status: With the receipt of the aforementioned NJDOT final inspection letter, our office has proceeded with municipal project closeout. Thereafter, we would proceed with NJDOT closeout to permit the Borough to receive the remainder of its grant funding.

5. FLOOD DAMAGE PREVENTION ORDINANCE

The Borough of Maywood received a letter dated April 23, 2019 from the NJDEP as it related to participation within the National Flood Insurance Program and continuing to remain within the Program. To remain within the program, that was required to do the following:

1. Designate a contact person with their address and phone number is to be provided to A. Chris Gould at alan.gould@dep.nj.gov by May 07, 2019. We would recommend that the point of contact be either the Borough Administrator or Borough Clerk.
2. Update / Create the Flood Damage Prevention Ordinance revised in draft format and forward to the NJDEP by May 17, 2019.
3. Update and Adopt Flood Damage Prevention Ordinance. It must be adopted, certified, signed, sealed, and forwarded to the NJDEP by no later than August 28, 2019.

Status: On May 01, 2019, our office issued a memo to the Borough Administrator and Borough Attorney outlining these requirements.

6. YEAR 2019-2020 NJDOT MUNICIPAL AID GRANT – CALL FOR PROJECTS

On May 13, 2019, the Borough received correspondence for a call for Year 2019-2020 NJDOT Municipal Aid Grant Applications. We understand that the Borough will submit a grant request package for the remainder of Palmer Avenue from Palmer Avenue to its northern terminus and a push button crossing sign at the Palmer Avenue bus stop crossing on Passaic Street.

Status: This package will be submitted prior to the July 19, 2019 grant submission deadline.

7. YEAR 2019 ROADWAY IMPROVEMENTS PROGRAM

The Borough intends to proceed with a Year 2019 Roadway Improvement Program. The following roadways are to be included:

1. Park Avenue (from Elm Street to City of Hackensack Border)
2. Romaine Avenue (from Golf Avenue to terminus)
3. Edgewood Place (from South Elm Street to Golf Avenue)
4. Spring Valley Road (from Spring Valley Avenue to Borough of Paramus Border)
5. Spring Valley Avenue – One Lane (from Spring Valley Road to Lincoln Avenue plus 100 feet)

Status: The Bid Notices lists the document availability and bid opening dates as July 19, 2019 and August 08, 2019. We anticipate construction to occur during Summer 2019.

8. GOLF AVENUE FROM ROMAINE AVENUE TO EAST PASSAIC STREET (YEAR 2019 NJDOT MUNICIPAL AID GRANT FUNDED)

The Borough of Maywood received a letter from the NJDOT awarding \$197,000 to the Golf Avenue improvement project. Since the NJDOT Funded Roadway (Golf Avenue) requires a thirty day pre-bid review and approval prior to bid, our office prepared construction documents and forwarded them to the NJDOT on July 09, 2019. We also forwarded copies of the construction documents to the Borough.

Status: The Bid Notices lists the document availability and bid opening dates as August 09, 2019 and September 05, 2019. We anticipate construction to occur during late Summer 2019 / Early Fall 2019.

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.

Sanjay Patlolla, Prospect Avenue, spoke to the Mayor and Council regarding flooding that he is experiencing in his backyard. Mr. Patlolla stated he believes it is being caused by the construction on the adjacent property. He also discussed his interaction with the Construction Official.

Dr. Godfrey Shelton, Prospect Avenue, discussed the increased presence of mosquitos which has hindered their ability to utilize their pool. He expressed his opinion of the cause contributing to the flooding.

Maria Shelton, Prospect Avenue, discussed being told there would be three pumps installed which have not taken place. She stated she was advised by the Construction Official the construction was built to code. Mrs. Shelton also discussed the increased mosquito population in 2018 which was a direct result from the flooding.

Borough Administrator Stern stated the construction on the property has not been completed and the grading may be contributing to the flooding. Mayor Febre requested the presence of the Construction Official at the next meeting to discuss the issue with the Council. Councilman Bolan made a request the Borough Administrator schedule a time in which he and the Construction Official can go to the property together.

Dehila Halpin, Prospect Avenue, discussed witnessing the direction the water flows and how the water is not running through the drains. She further discussed a letter that was sent a couple years prior by the EPA regarding another home on Prospect Avenue in which it specified the placement of the new

construction on the property. Ms. Halpin discussed a large hole located in front of 210 Prospect Avenue. She expressed concerns if it is not addressed.

Lorraine Reardon, Prospect Avenue, discussed the flooding issue and inquired as to what will be done to address the issue.

A concern was also expressed regarding the removal of porta-johns that were being utilized by the construction workers. Mayor Febré advised the residents that if anyone witnesses a worker doing something that should not be done to call the police so an officer can be dispatched.

PUBLIC HEARING ON PENDING ORDINANCES - ADOPTION OF ORDINANCES

ORDINANCE # 12-19

AN ORDINANCE AMENDING CHAPTER 56-6 ENTITLED "APPOINTMENT AND PROMOTION OF PERSONNEL" 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, Chapter 56 of the Borough of Maywood Code governs the composition and management of the Borough of Maywood Police Department; and

WHEREAS, Chapter 52-6 entitled "*Appointment and promotion of personnel*" provides for the appointment and promotions of officers within the Department; and

WHEREAS, upon the recommendation of the Chief of Police, the Mayor and Council of the Borough of Maywood wish to amend chapter 56-6 of the Borough of Maywood Code to add subsection F. This subsection shall allow Police Officers who are candidates for promotion the opportunity to review their own documents utilized in the evaluation process. Such review shall take place after the promotion process has concluded.

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

Section 1. Chapter 56-6 of the Borough of Maywood Code is amended to add subsection F which shall read as:

- F. At the conclusion of a promotional process, the Borough Chief of Police shall provide the individuals considered for the promotion the results of the process. Each candidate shall have the opportunity to review any documents used to evaluate their suitability for promotion. Said documents are available for inspection and only relate to each individual candidate. Candidates are not entitled to review any documents of other candidates.

Section 2. Severability.

If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance which shall continue in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

Section 3. This ordinance shall be effective upon passage.

ORDINANCE # 13-19

AN ORDINANCE TO AMEND CHAPTER 184 GOVERNING FLOOD DAMAGE PREVENTION

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, The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry.

WHEREAS, the Borough of Maywood adopted Chapter 184 to protect its citizenry from the damage and threat caused by flooding; and

WHEREAS, at the recommendation of the Federal Emergency Management Agency and upon review of the Borough Engineer, the Mayor and Council of the Borough of Maywood wish to revise Chapter 184 of the Borough Code and update the ordinance to govern flood damage prevention regulations.

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

Section 1. Chapter 184 of the Borough Code entitled "Flood Damage Prevention" which governs regulation for flood damage prevention within the Borough shall be amended to strike the current subchapters and to add subchapter §184-1 through §184-4. Accordingly Chapter 184 shall read as:

Title: CHAPTER 184 FLOOD DAMAGE PREVENTION

§184-1 DEFINITIONS.

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

AH Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone

AO Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

Appeal - A request for a review of the (local administrator)'s interpretation of any provision of this ordinance or a request for a variance.

Area of Shallow Flooding — A designated AO or AH zone on a community's Digital Flood Insurance Rate Map (DFIRM) with a one percent annual or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of Special Flood Hazard — Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. It is shown on the FIRM as Zone V, VE, V1-30, A, AO, A1-A30, AE, A99, or AH.

Base Flood — A flood having a one percent chance of being equaled or exceeded in any given year.

Base Flood Elevation (BFE) – The flood elevation shown on a published Flood Insurance Study (FIS) including the Flood Insurance Rate Map (FIRM). For zones AE, AH, AO, and A1-30 the elevation represents the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

Basement — Any area of the building having its floor subgrade (below ground level) on all sides.

Breakaway Wall — A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

Development — Any man-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within the area of special flood hazard.

Digital Flood Insurance Rate Map (DFIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Elevated Building — A non-basement building (i) built, in the case of a building in an Area of Special Flood Hazard, to have the top of the elevated floor, elevated above the base flood elevation plus freeboard by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water, and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters.

Erosion — The process of gradual wearing away of land masses.

Existing Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

Flood or Flooding — A general and temporary condition of partial or complete inundation of normally dry land areas from:

- A. The overflow of inland or tidal waters and/or
- B. The unusual and rapid accumulation or runoff of surface waters from any source.

Flood Insurance Rate Map (FIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Flood Insurance Study (FIS) — The official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

Floodplain Management Regulations — Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

Floodproofing — Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Freeboard — A factor of safety usually expressed in feet above a flood level for purposes of flood plain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

Highest Adjacent Grade — The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

Historic Structure — Any structure that is:

- A. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the

- Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- B. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
 - C. Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
 - D. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - i. By an approved State program as determined by the Secretary of the Interior; or
 - ii. Directly by the Secretary of the Interior in States without approved programs.

Lowest Floor — The lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements of 44 CFR Section 60.3.

Manufactured Home — A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

Manufactured Home Park or Manufactured Home Subdivision — A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

New Construction — Structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

New Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

Recreational Vehicle — A vehicle which is

- A. built on a single chassis;
- B. 400 square feet or less when measured at the longest horizontal projections;
- C. designed to be self-propelled or permanently towable by a light duty truck; AND
- D. designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Start of Construction — (For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348)) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of pilings, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main

structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure — A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

Substantial Damage — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its condition before damage would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

Substantial Improvement — Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- A. Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- B. Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

Variance — A grant of relief from the requirements of this ordinance that permits construction in a manner that would otherwise be prohibited by this ordinance.

Violation — The failure of a structure or other development to be fully compliant with this ordinance. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in 44 CFR §60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

§184-2 GENERAL PROVISIONS.

- A. LANDS TO WHICH THIS ORDINANCE APPLIES - This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the Borough of Maywood, Bergen County, New Jersey.
- B. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD - The areas of special flood hazard for the Borough of Maywood Community No. 340050 are identified and defined on the following documents prepared by the Federal Emergency Management Agency:
 1. A scientific and engineering report "Flood Insurance Study, Bergen County, New Jersey " dated August 28, 2019
 2. Flood Insurance Rate Map for Bergen County, New Jersey (All Jurisdictions) as shown on Index and Maps whose panels are 24003C0187H, 34003C0189H, 34003C0191H and 34003C0193H whose effective date is August 28, 2019.

Note: The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at 15 Park Avenue, Maywood, New Jersey.
- C. PENALTIES FOR NONCOMPLIANCE - No structure or land shall hereafter be constructed, relocated to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$1000.00 or imprisoned for not more than 20 days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Borough of Maywood from taking such other lawful action as is necessary to prevent or remedy any violation.
- D. ABROGATION AND GREATER RESTRICTIONS - This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

E. INTERPRETATION- In the interpretation and application of this ordinance, all provisions shall be:

- i. Considered as minimum requirements;
- ii. Liberally construed in favor of the governing body; and,
- iii. Deemed neither to limit nor repeal any other powers granted under State statutes.

WARNING AND DISCLAIMER OF LIABILITY- The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.

This ordinance shall not create liability on the part of the Borough of Maywood any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

§184-3 ADMINISTRATION.

A. ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins, including placement of manufactured homes, within any area of special flood hazard established in section §184-2 (B). Application for a Development Permit shall be made on forms furnished by the Construction Code Official; and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities; and the location of the foregoing. Specifically, the following information is required:

1. Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;
2. Elevation in relation to mean sea level to which any structure has been flood proofed.
3. Certification by a registered professional engineer or architect that the flood proofing methods for any nonresidential structure meet the flood proofing criteria in chapter; and,
4. Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

B. DESIGNATION OF THE LOCAL ADMINISTRATOR

The Building Code Official is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

C. DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the Building Code Official shall include, but not be limited to:

1. PERMIT REVIEW

- a. Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
- b. Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.

2. USE OF OTHER BASE FLOOD DATA

When base flood elevation data has not been provided in accordance with this chapter, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, the Building Code Official shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a Federal, State or other source, in order to administer this Chapter's rules for SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, and SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION.

3. INFORMATION TO BE OBTAINED AND MAINTAINED

- a. Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.
- b. For all new or substantially improved floodproofed structures:
 - i. Verify and record the actual elevation (in relation to mean sea level); and

- ii. Maintain the floodproofing certifications required in section §184-3 (A)(3).
- c. Maintain for public inspection all records pertaining to the provisions of this ordinance.

D. ALTERATION OF WATERCOURSES

1. Notify adjacent communities and the New Jersey Department of Environmental Protection, Bureau of Flood Control and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.
2. Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

E. SUBSTANTIAL DAMAGE REVIEW

1. After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.
2. Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Bureau of Flood Control.
3. Ensure substantial improvements meet the requirements of sections of this chapter governing
 - a. SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION
 - b. SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION
and
 - c. SPECIFIC STANDARDS, MANUFACTURED HOMES.

F. INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in section §184-3 (G).

G. VARIANCE PROCEDURE

1. APPEAL BOARD

- a. The Planning Board as established by Borough shall hear and decide appeals and requests for variances from the requirements of this ordinance.
- b. The Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Building Code Official in the enforcement or administration of this ordinance.
- c. Those aggrieved by the decision of the Board, or any taxpayer, may appeal such decision to the Superior Court of New Jersey, as provided by State Law.
- d. In passing upon such applications, the Board shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - i. the danger that materials may be swept onto other lands to the injury of others;
 - ii. the danger to life and property due to flooding or erosion damage;
 - iii. the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - iv. the importance of the services provided by the proposed facility to the community;
 - v. the necessity to the facility of a waterfront location, where applicable;
 - vi. the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - vii. the compatibility of the proposed use with existing and anticipated development;
 - viii. the relationship of the proposed use to the comprehensive plan and floodplain management program of that area;
 - ix. the safety of access to the property in times of flood for ordinary and emergency vehicles;
 - x. the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,

- xi. the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- e. Upon consideration of the factors of section §184-3 (G) (1) (d) and the purposes of this ordinance, the Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- f. The Building Code Official shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

2. CONDITIONS FOR VARIANCES

- a. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items i.-xi. in section §184-3 (G) (1) (d) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- b. Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- c. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- d. Variances shall only be issued upon
 - i. A showing of good and sufficient cause;
 - ii. A determination that failure to grant the variance would result in exceptional hardship to the applicant; and,
 - iii. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in section §184-3 (G) (1) (d) or conflict with existing local laws or ordinances.
- e. Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

§184-4 PROVISIONS FOR FLOOD HAZARD REDUCTION

A. GENERAL STANDARDS

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, is required:

1. ANCHORING

- a. All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
- b. All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

2. CONSTRUCTION MATERIALS AND METHODS

- a. All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- b. All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

3. UTILITIES

- a. All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

- b. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters;
- c. On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and
- d. For all new construction and substantial improvements the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

4. SUBDIVISION PROPOSALS

- a. All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;
- b. All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- c. All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,
- d. Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least fifty (50) lots or five (5) acres (whichever is less).

5. ENCLOSURE OPENINGS

- a. All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings in at least two (2) exterior walls of each enclosed area having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

B. SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data have been provided as set forth in section §184-2 (B), BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD or in section §184-3 (C) (2), USE OF OTHER BASE FLOOD DATA, the following standards are required:

1. RESIDENTIAL CONSTRUCTION

- a. New construction and substantial improvement of any residential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated at or above the more restrictive base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1,
- b. Require within any AO or AH zone on the municipality's DFIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three (3) feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

2. NONRESIDENTIAL CONSTRUCTION

In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary

facilities as well as all electrical, heating, ventilating, air-conditioning and other service equipment

- a. Elevated at or above the more restrictive base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1
- b. Require within any AO or AH zone on the municipality's DFIRM to elevate above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three (3) feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;;
OR
- c. Be floodproofed so that below the more restrictive, base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 6-1, the structure is watertight with walls substantially impermeable to the passage of water; AND Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; AND Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in section §184-3 (C) (3) (b) (ii).

3. MANUFACTURED HOMES

- a. Manufactured homes shall be anchored in accordance with section §184-4 (A) (1) (b).
- b. All manufactured homes to be placed or substantially improved within an area of special flood hazard shall:
 - i. Be consistent with the need to minimize flood damage,
 - ii. Be constructed to minimize flood damage,
 - iii. Have adequate drainage provided to reduce exposure to flood damage,
 - iv. Be elevated on a permanent foundation such that the top of the lowest floor is at or above the more restrictive base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1
AND
 - v. The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist floatation, collapse, and lateral movement.

Section 2. Severability.

If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance which shall continue in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

Section 3. This ordinance shall be effective upon passage.

ORDINANCE # 14-19

AN ORDINANCE TO AMEND CHAPTER 312 SUBCHAPTER 5 OF THE BOROUGH OF MAYWOOD CODE GOVERNING THE PARKING OF VEHICLES 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, the Mayor and Council of the Borough of Maywood wishes amend Chapter 312-5 to prohibit parking on portions of Oak Avenue.

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

Section 1: Chapter 312-5 entitled "Parking prohibited at all times" shall be amended to add restrictions for parking on Oak Avenue at the following locations:

NAME OF STREET	SIDE	LOCATION
Oak Avenue	East Side	From the corner of Pleasant Avenue and Oak Avenue to the driveway apron of 562 Oak Avenue

Section 2: The curbing of the affected areas shall be painted in yellow to indicate prohibition of parking at all times and the proper signage shall be erected.

Section 3: All ordinances of the Borough of Maywood which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 4: If any section, subsection, sentence, clause or phrase of this ordinance if, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 5: This ordinance shall take effect upon passage and publication according to law

ORDINANCE # 15-19
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, Chapter 312-13 entitled "STOP INTERSECTIONS" OF THE Borough of Maywood Code provides and enumerates intersections that are controlled by a "stop sign" traffic control device.

WHEREAS, subsection "B" of Chapter 312-13 of the Borough of Maywood Code provides for and enumerates intersections that requires traffic in all directions of the intersection to come to a complete stop before proceeding .

WHEREAS, the Mayor and Council of the Borough of Maywood, on advice of the Chief of the Maywood Police Department and the Borough Engineer, wishes to amend Chapter 312-13 (B) of the Borough of Maywood Code to add an additional intersection that requires traffic in all directions of the intersection to come to a complete stop before proceeding.

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

Section 1: Chapter 312-13 subsection B of the Borough of Maywood Code is amended to add an additional intersection that requires traffic in all directions of the intersection to come to a complete stop before proceeding and be subject to enforcement pursuant to local and state traffic law.

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

Intersection

1. Poplar Avenue and Taplin Avenue

Section 3: Signage

Stop signs indicating a "3 way stop" shall be affixed for North and South bound traffic on Poplar Avenue. Further, the stop sign located for the West bound traffic of Taplin shall be modified to reflect the "3 way stop".

Section 4. All ordinances or parts of ordinances which are in conflict with this ordinance or are inconsistent with any of the provisions hereof, are hereby repealed.

Section 5. This ordinance shall take effect immediately when duly published and as regulated by law.

Mayor Febre opened the meeting to the public for any comments or questions relative to the foregoing ordinances.

Council member Bolan moved for the adoption(s), seconded by Council member Bennin. Motion carried by the members present.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance # 12-19, 13-19, 14-19 and 15-19 be and is hereby passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

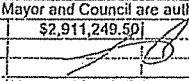
APPROVAL OF MINUTES

Council member Gervino moved for approval of the June 25, 2019 Council Meeting, seconded by Council member Bolan. Motion carried by the members present.

PRESENTATION OF BILLS AND CLAIMS AND REQUEST FOR PUBLIC COMMENT

The Clerk presented the bill resolution.

Council member Lindenau moved for approval, seconded by Council member Bolan. Motion carried by the members present.

FUND #	APPROPRIATION	AMOUNT
01	CURRENT FUND	\$2,818,164.54
04	CAPITAL FUND	\$4,430.89
05	SWIM POOL	\$43,629.62
12	ESCROW	\$6,522.16
13	ANIMAL CONTROL	\$9.60
22	FIRE PREVENTION	\$145.21
23	OTHER TRUSTS	\$12,500.00
27	UCI TRUST	\$313.50
28	DRUG ENFORCEMENT	\$23,740.74
35	RECREATION TRUST	\$1,793.24
TOTAL BILL LIST:		
Be it resolved, Mayor and Council are authorized to issue and sign warrants in payment of vouchers of \$2,911,249.50		
 Mayor Adrian J. Febre		

BOROUGH OF MAYWOOD

JULY 2019 BILL LIST

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
ACTION DATA SERVICES	192025	112383	4344.85	REGULAR PAYROLL AND 2ND Q 2019 FILING	01-2010-20-1452-021	inv #64546,64836,64752
AGL WELDING SUPPLY CO.,	191173	112384	123.40	OXYGEN CANISTER RENTALS	01-2010-26-3152-266	INVOICE #R626305
ALL COVERED, INC.	191735	112385	360.00	APRIL 2019 IT SERVICES	01-2010-25-2402-057	INV#893883
ALL COVERED, INC.	191736	112385	600.00	MAY 2019 IT SERVICES	01-2010-25-2402-057	MAY 2019 IT SERVICES
ALL COVERED, INC.	191779	112385	0.00	APRIL 2019 IT SERVICES	01-2010-20-1002-149	INV#893882
ALL COVERED, INC.	191779	112385	1160.40	APRIL 2019 IT SERVICES	01-2010-20-1002-149	INV#893882
ALNETEK INDUSTRIES	191459	112386	1162.80	MARCH 2019 STORM DRAIN MARKERS	01-2010-26-2902-256	INVOICE #238465
ALMIGHTY TREE EXPERTS,	191957	112387	2700.00	JULY 2019 VARIOUS TREE REMOVALS	01-2010-26-3002-273	INV#0683 & 0772
ALMIGHTY TREE EXPERTS,	191957	112387	0.00	JULY 2019 VARIOUS TREE REMOVALS	01-2010-28-3752-092	INV#0683 & 0772
ALMIGHTY TREE EXPERTS,	191957	112387	3000.00	JULY 2019 VARIOUS TREE REMOVALS	01-2010-28-3752-092	INV#0683 & 0772
AMERICAN WEAR, INC.	191170	112388	451.90	UNIFORM RENTAL	01-2010-26-2902-276	INV #566685,569489,572112,574727
BERGEN COUNTY UTILITIES	191379	112389	363296.00	2019 COUNTY SENIOR CHARGES	01-2010-31-4552-219	INV#0005550
BERGEN MUN. EMP.	191988	112390	6075.00	DENTAL INSURANCE AUGUST 2019	01-2010-23-2202-113	GROUP #1419
BLUE 360 MEDIA, LLC	191853	112391	63.75	MAY 2019 MORTOR VEH & TRAFFIC LAWS	01-2010-25-2402-135	INVOICE #INV-47206
BOLLINGER, INC.	191944	112392	23326.83	AUGUST 2019 RX COVERAGE	01-2010-23-2202-113	INV #047353/GRP #R1124-PD0893
BOROUGH OF PARAMUS	191859	112393	11761.00	MAY 2019 DISPOSAL COSTS	01-2010-26-3051-122	INVOICE #5.31.19
BOROUGH OF PARAMUS	191272	112394	18050.14	2019 MUNICIPAL COURT SHARED SERV. AGREEMENT	01-2010-43-4922-001	3RD Q 2019
BROWN'S JANITORIAL	191168	112395	0.00	PAPER PRODUCTS	01-2010-26-3112-257	INVOICE #007090
BROWN'S JANITORIAL	191168	112395	25.50	PAPER PRODUCTS	01-2010-26-3112-257	INVOICE #007090
BROWN'S JANITORIAL	191825	112395	1008.22	JUNE 2019 CLEANING SUPPLIES	01-2010-26-3112-257	INV#006808
Borough of Maywood	0	7011901	1716.04	JULY 3, 2019 PAYROLL	01-1615-00-0000-001	
Borough of Maywood	0	7011901	9709.07	JULY 3, 2019 PAYROLL	01-2010-20-1001-204	
Borough of Maywood	0	7011901	5991.28	JULY 3, 2019 PAYROLL	01-2010-20-1201-011	
Borough of Maywood	0	7011901	8332.98	JULY 3, 2019 PAYROLL	01-2010-20-1451-204	
Borough of Maywood	0	7011901	606.15	JULY 3, 2019 PAYROLL	01-2010-20-1501-204	
Borough of Maywood	0	7011901	9538.93	JULY 3, 2019 PAYROLL	01-2010-22-1951-204	
Borough of Maywood	0	7011901	1271.61	JULY 3, 2019 PAYROLL	01-2010-25-2401-091	
Borough of Maywood	0	7011901	630.00	JULY 3, 2019 PAYROLL	01-2010-25-2401-092	
Borough of Maywood	0	7011901	9998.07	JULY 3, 2019 PAYROLL	01-2010-25-2401-093	
Borough of Maywood	0	7011901	7966.25	JULY 3, 2019 PAYROLL	01-2010-25-2401-095	
Borough of Maywood	0	7011901	2536.04	JULY 3, 2019 PAYROLL	01-2010-25-2401-098	
Borough of Maywood	0	7011901	20003.30	JULY 3, 2019 PAYROLL	01-2010-25-2401-170	
Borough of Maywood	0	7011901	120643.17	JULY 3, 2019 PAYROLL	01-2010-25-2401-204	

Vendor	PO #	Chk #	Amount	Description	Account	Invoice
Borough of Maywood	0	7011901	68.84	JULY 3, 2019 PAYROLL	01-2010-25-2651-204	
Borough of Maywood	0	7011901	38850.91	JULY 3, 2019 PAYROLL	01-2010-26-2901-204	
Borough of Maywood	0	7011901	4029.56	JULY 3, 2019 PAYROLL	01-2010-27-3303-204	
Borough of Maywood	0	7011901	3389.78	JULY 3, 2019 PAYROLL	01-2010-28-3701-204	
Borough of Maywood	0	7011901	1024.46	JULY 3, 2019 PAYROLL	01-2010-29-3902-061	
Borough of Maywood	0	7011901	13675.73	JULY 3, 2019 PAYROLL	01-2010-29-3902-061	
Borough of Maywood	0	7011901	9386.64	JULY 3, 2019 PAYROLL	01-2010-36-4722-247	
Borough of Maywood	0	7151901	1202.04	JULY 17, 2019 PAYROLL	01-1615-00-0000-001	
Borough of Maywood	0	7151901	7733.22	JULY 17, 2019 PAYROLL	01-2010-20-1001-204	
Borough of Maywood	0	7151901	4475.38	JULY 17, 2019 PAYROLL	01-2010-20-1201-011	
Borough of Maywood	0	7151901	5176.14	JULY 17, 2019 PAYROLL	01-2010-20-1451-204	
Borough of Maywood	0	7151901	784.63	JULY 17, 2019 PAYROLL	01-2010-20-1501-204	
Borough of Maywood	0	7151901	7491.13	JULY 17, 2019 PAYROLL	01-2010-22-1951-204	
Borough of Maywood	0	7151901	7840.25	JULY 17, 2019 PAYROLL	01-2010-25-2401-091	
Borough of Maywood	0	7151901	858.75	JULY 17, 2019 PAYROLL	01-2010-25-2401-092	
Borough of Maywood	0	7151901	9467.96	JULY 17, 2019 PAYROLL	01-2010-25-2401-093	
Borough of Maywood	0	7151901	135.00	JULY 17, 2019 PAYROLL	01-2010-25-2401-095	
Borough of Maywood	0	7151901	1688.87	JULY 17, 2019 PAYROLL	01-2010-25-2401-098	
Borough of Maywood	0	7151901	13587.91	JULY 17, 2019 PAYROLL	01-2010-25-2401-170	
Borough of Maywood	0	7151901	121679.75	JULY 17, 2019 PAYROLL	01-2010-25-2401-204	
Borough of Maywood	0	7151901	68.84	JULY 17, 2019 PAYROLL	01-2010-25-2651-204	
Borough of Maywood	0	7151901	35924.54	JULY 17, 2019 PAYROLL	01-2010-26-2901-204	
Borough of Maywood	0	7151901	3206.71	JULY 17, 2019 PAYROLL	01-2010-27-3303-204	
Borough of Maywood	0	7151901	17576.92	JULY 17, 2019 PAYROLL	01-2010-28-3701-204	
Borough of Maywood	0	7151901	1009.53	JULY 17, 2019 PAYROLL	01-2010-29-3902-061	
Borough of Maywood	0	7151901	13480.68	JULY 17, 2019 PAYROLL	01-2010-29-3902-061	
Borough of Maywood	0	7151901	8571.40	JULY 17, 2019 PAYROLL	01-2010-36-4722-247	
C. WINTERS SUPPLY	191167	112396	408.00	SOIL & MULCH	01-2010-28-3752-255	INVOICE #54240
CAROL DASS	191180	112397	406.50	2019 MEDICARE REIMBURSEMENT	01-2010-23-2202-142	APRIL-JUNE MEDICARE REIMBURSEMENT
CHIEF FIRE EQUIPMENT &	191252	112398	97.75	FIRE EXTINGUISHER REFILLS	01-2010-25-2402-022	INV#129507792 7/22/19
CHRIS & BUD LAWNMOWER,	191166	112399	12.95	PARTS FOR MOWERS	01-2010-28-3752-089	INV #17674
CHRIS & BUD LAWNMOWER,	191166	112399	73.86	PARTS FOR MOWERS	01-2010-28-3752-089	INV #17727
CHRIS & BUD LAWNMOWER,	191166	112399	196.34	PARTS FOR MOWERS	01-2010-28-3752-089	INV #18336,18337
CHRIS & BUD LAWNMOWER,	191166	112399	288.68	PARTS FOR MOWERS	01-2010-28-3752-089	INV #18232,18285
CHRIS & BUD LAWNMOWER,	191908	112399	0.00	JUNE 2019 EQUIPMENT REPAIR	01-2010-26-3112-132	RESOLUTION#144-19
CHRIS & BUD LAWNMOWER,	191908	112399	26900.00	JUNE 2019 EQUIPMENT REPAIR	01-2010-26-3112-132	RESOLUTION#144-19
CHRIS BRIGNOLA	191906	112376	400.00	JULY 2019 FIREWORKS PERFORMANCE	01-2010-30-4203-118	JULY 2019 FIREWORKS PERFORMANCE
CHRISTOPHER NICHOLS	191640	112400	0.00	PET INSURANCE REIMBURSEMENT	01-2010-25-2402-139	JUNE
CHRISTOPHER NICHOLS	191640	112400	97.35	PET INSURANCE REIMBURSEMENT	01-2010-25-2402-139	JUNE
CHRISTOPHER NICHOLS	191640	112400	97.35	PET INSURANCE REIMBURSEMENT	01-2010-25-2402-139	JULY
CLARKE CATON HINTZ,	191864	112401	5032.27	MAY 2019 PROFESSIONAL SERVICES	01-2010-20-1552-167	INV#75393

CORRESPONDENCE AND REPORT OF THE BOROUGH CLERK

Borough Clerk Disposto discussed free spraying for mosquitos by Bergen County Mosquito Control. Residents were directed to call her office to obtain the phone number for the County office. She further reported progress.

REPORT OF ADMINISTRATOR

Administrator Stern spoke regarding the 4th of July celebration and reported over three thousand people attended. She acknowledged HUMC Fitness and Wellness, Hackensack Meridian Hospital, TD Bank, Bergen Town Center, Essex Gardens, Neglia Engineering, SWS Realty and the owners of the Sears property for contributing to the event. She announced the grant was approved for the charging station which may be located behind The Twin Door Tavern instead of on West Pleasant Avenue.

COMMITTEE REPORTS

Council Member Bennin

1. The Building Department is very busy with fines and permits.
2. The TREX boxes are in the library and by the elevator on the first floor of Borough Hall.

Council Member Bolan

1. He reported the following from the Police Department; adding a copy of the report will be available at borough hall:
 - There were 301 "911" calls.
 - They responded to 500 calls.
 - There were 280 motor vehicle stop resulting in 130 issued summonses.
 - There were 4 DWI arrests.
2. Letters will be mailed seeking contributions for the Time Capsule.

Council Member Ullman was absent.

Council Member Gervino stated progress.

Council Member Lindenau

1. Nov 13th, 2019 Flu Shots will be given out at the Senior Center for people over the age of 18 sponsored by the Board of Health.
2. Thanked Roberta Stern and the other organizations who made the 4th of July Celebration a great event.

Council President Garofalow was absent.

REPORT OF THE MAYOR

Mayor Febre thanked the volunteers who contributed to the fireworks and parade including everyone who works behind the scenes. He thanked Roberta Stern for the work she's done organizing the events and stated it has been an honor to work with her.

RESIGNATIONS - ACCEPTANCE OF THE FOLLOWING

1. Lieutenant Timothy Moran a Police Officer for the Borough of Maywood submitted a Retirement Letter of Intent effective October 1, 2019.

Council member Bolan moved the Retirement Letter of Intent be accepted; seconded by Council member Lindenau. Motion carried by the members present.

APPOINTMENTS - APPROVAL OF THE FOLLOWING

NONE

COUNCIL APPROVAL OF THE FOLLOWING

1. The Maywood Fire Department submitted a request to attend the Saddle Brook Fire Department Engine 2 Wetdown on July 27, 2019 at 299 Market Street Saddle Brook.

2. The Maywood Memorial School submitted a request to have a street closing of West Fairmount Avenue for the following event: Trunk O' Treat on October 25, 2019 and the use of Memorial Park for next year's Field Day on May 15, 2020.

Council member Lindenau moved for the approval(s), seconded by Council member Gervino. Motion carried by the members present.

RESOLUTIONS BY TITLE - CONSIDERATION OF THE FOLLOWING

RESOLUTION 133-19
RESOLUTION TO APPOINT POOL/CAMP LIFEGUARD EMPLOYEES

WHEREAS, due to the increasing attendance, the Borough of Maywood is in need of appointing additional employees for the Municipal Swimming Pool for 2019; and

WHEREAS, there is also the need to adjust the hourly wage for one employee that was previously appointed; and

WHEREAS, the following names have been submitted for consideration for said appointments and adjustments to hourly wage for said programs;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey hereby approve the following:

<u>Name</u>	<u>Position</u>	<u>Compensation</u>
<u>Appointments:</u>		
Charlie Westlake	PT Camp Guards	\$8.25 hourly
Tyler O'Neil	PT Camp Guards	\$8.50 hourly
John Stallone	Lifeguard – Substitute	\$8.25 hourly
Sophia Rose Gervino	Lifeguard – Substitute	\$8.25 hourly
Laura Iobst	Lifeguard – Substitute	\$8.75 hourly
<u>Salary Adjustment</u>		
Kyle Balasny	PT Camp Guards	\$9.00 hourly

RESOLUTION 134-19
FINAL PAYMENT ON THE 2018 ROAD PROGRAM PHASE II

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey that the contract for the Year 2018 Road Program Phase II that was constructed by Frank Macchione Construction & Paving of 168 Midwood Road, Paramus, NJ 07652 in accordance with the Plans and Specifications, as directed by the Borough Engineer. The said construction is hereby accepted and final payment in the amount of Seventy Four Thousand Six Hundred Fifty Six Dollars and Seven Cents (**\$74,656.07**) is hereby approved.

This Resolution to take effect immediately.

RESOLUTION 135-19
CHANGE ORDER FOR THE 2018 ROADWAY IMPROVEMENT PROJECT PHASE II

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, 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: 2018 ROAD IMPROVEMENTS PROGRAM PHASE II

CONTRACTOR: Frank A. Macchione Const. Inc., 168 Midwood Road, Paramus, NJ 07652

NJDOT CHANGE ORDER: 1

AMOUNT OF CHANGE THIS RESOLUTION: -\$208,071.97 (-33.72% Decrease)

AMOUNT OF CHANGE TO DATE: -\$208,071.97 (-33.72% Decrease)

RESOLUTION 136-19
RESOLUTION TO ADVERTISE FOR BIDS

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey upon the recommendation of the Borough Engineer, Gregory J. Polyniak, Neglia Engineering Associates that the plans & specifications for:

NJDOT MA - 2019 - GOLF AVENUE ROADWAY IMPROVEMENTS - 00062
BOROUGH OF MAYWOOD
BERGEN COUNTY, NEW JERSEY

Are hereby approved and the Borough Clerk is hereby authorized to advertise for bids. This Resolution to take effect immediately.

RESOLUTION 137-19
A RESOLUTION RATIFYING AND CONFIRMING THE MANAGED SERVICES OF THE
POLICE DEPARTMENT RADIO DISPATCH DESK FOR THE MAYWOOD POLICE
DEPARTMENT WITH FUNDS FROM THE D.E.A. ACCOUNT

WHEREAS, a need exists within the Borough to supply, install, annual support and updates to the radio and dispatch desk 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 # 26-19, 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 for the installment payments to supply, install, annual support and updates to the radio and dispatch desk, State Contract # 1269, for use of the Maywood Police Department in the sum of \$16,735.74 for the June 1, 2019 payment and \$16,735.74 for the December 1, 2019 payment, payable on those dates, for a total amount of payments equaling \$33,471.48 payable to Goosetown Communications, 58 North Harrison Avenue, Congers, NY 10920, pursuant to the price quotations received from Goosetown Communications whose response was most advantageous to the Borough, price and other factors considered.

RESOLUTION 138-19
AGREEMENT BERGEN COUNTY FLU VACCINE 2019-2020

WHEREAS, as a result of the new Health Insurance Portability and Accountability Act of 1996 (HIPPA) requirements, it is now necessary to have a signed agreement to cover these services; and

WHEREAS, the Borough of Maywood hereinafter referred to as the "SERVICE RECIPIENT" and the County of Bergen Department of Health Services hereinafter referred to as the "SERVICE PROVIDER"; and

WHEREAS, the Service Recipient may use and disclose protected health information it receives from Service Provider or that it creates or receives on behalf of Service Provider (collectively, the "Protected Health Information") only to perform its obligations under the Contract and, in such cases, only to the extent that Service Provider may use and disclose such information, or as otherwise permitted or required under the agreement; and

WHEREAS, Service Provider purchases vaccine and will bill Service Recipient accordingly, Service Provider submits for insurance reimbursement, and Service Provider administers vaccine at costs as set forth in the agreement; and

Type of Vaccine	Municipality cost per 10 dose vial	Municipality cost for denied insurance claims	Municipality CREDIT for Insurance Reimbursement	Municipality CREDIT for Administering Vaccination
Flu vaccine	\$17.70	\$21.00	\$9.00	\$4.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, New Jersey that pursuant to the provisions of Section 40-5 of the Code of the Borough of Maywood, the Mayor is hereby authorized to execute, and the Borough Clerk to attest, an agreement between the County of Bergen and the Borough of Maywood for professional services of vaccine administration for the year 2019 - 2020 flu season, a copy of which is on file in the Office of the Borough Clerk and is available for public inspection during regular business hours.

RESOLUTION 139-19
CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2019 was adopted on the 11TH day of June, 2019; and,

WHEREAS, it is desired to amend said adopted capital budget section,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Maywood, County of Bergen, that the following amendment(s) to the adopted capital budget section of the 2019 Budget be made:

RECORDED VOTE	((((
(Insert Last Names)	AYES (NAYS (ABSTAIN (
	(((

FROM
CAPITAL BUDGET (CURRENT YEAR ACTION)
2019

1 Project	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2019 Budget Appropriation	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and other funds	5e Debt Authorized	6 To Be Funded in Future Years
Total All Projects		3,100,627			91,558		192,069	1,817,000	1,000,000

3 YEAR CAPITAL PROGRAM 2019-2021
Anticipated Project Schedule
and Funding Requirement

1 Project	2 Project Number	3 Estimated Total Cost	4 Estimated Completion Time	5 Funding Amounts Per Year					
				Budget Year 2019	Budget Year 2020	1 2021	2 2022	3 2023	4 2024
Total All Projects		3,100,627		2,100,627	500,000	500,000			

3 YEAR CAPITAL PROGRAM 2019-2021
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 Project	2 Estimated Total Cost	Current Year 2019	Future Years	4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid and Other Funds	BONDS AND NOTES				
							General	Liquidating	Assessment	School	
Total All Projects	3,100,627			141,558		192,069	2,767,000				

TO
CAPITAL BUDGET (CURRENT YEAR ACTION)

1 Project	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2019 Budget Appropriation	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and other funds	5e Debt Authorized	6 To Be Funded in Future Years
IT Equipment	2019-5	75,000			3,600			71,400	
Total All Projects		3,175,627			95,158		192,069	1,888,400	1,000,000

3 YEAR CAPITAL PROGRAM 2019-2021
Anticipated Project Schedule
and Funding Requirement

1 Project	2 Project Number	3 Estimated Total Cost	4 Estimated Completion Time	5 Funding Amounts Per Year						
				Budget Year 2019	Budget Year 2020	Budget Year 2021	Budget Year 2022	Budget Year 2023	Budget Year 2024	
IT Equipment	2019-5	75,000	2019	75,000						
Total All Projects		3,175,627		2,175,627	500,000	500,000				

3 YEAR CAPITAL PROGRAM 2019-2021
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 Project	2 Estimated Total Cost	Current Year 2019	Future Years	4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid and Other Funds	BONDS AND NOTES				
							General	Liquidating	Assessment	School	
2019-5	75,000			3,600			71,400				
Total All Projects	3,175,627			145,158		192,069	2,838,400				

Be It Further Resolved that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the governing body on the 17th day of July, 2019.

Certified by me

July 17, 2019

MAYOR

MUNICIPAL CLERK

7/23/19

TRENTON, NEW JERSEY

APPROVED _____, 2019

DIRECTOR OF LOCAL GOVERNMENT SERVICES

RESOLUTION 140-19
MUNICIPAL ALLIANCE GRANT ACCEPTANCE

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Mayor and Council of the Borough of Maywood recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Mayor and Council of the Borough of Maywood further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Mayor and Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen,

NOW, THEREFORE, BE IT RESOLVED that the Borough of Maywood, County of Bergen, and State of New Jersey does hereby recognize the following:

1. The Mayor and Council of the Borough of Maywood does hereby authorize submission of a strategic plan for the Maywood Municipal Alliance grant for fiscal year 2020 in the amount of:

A) DEDR	\$9,876
B) Cash Match	\$2,469
C) In-Kind	\$7,407

Total Alliance Budget (add A+B+C) **\$19,752**

2. The Mayor and Council of the Borough of Maywood acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION # 141-19
A RESOLUTION OF THE BOROUGH OF MAYWOOD APPROVING OF A 2% SALARY INCREASE FOR ALL EMPLOYEES NOT GOVERNED BY A COLLECTIVE BARGAINING AGREEMENT

WHEREAS, the Mayor and Council of the Borough of Maywood has determined that a salary adjustment to non-union full time salaried personnel is appropriate; and

WHEREAS, the Mayor and Council has identified a 2% salary increase for all non-union full time salaried employees as being appropriate; and

WHEREAS, the Mayor and Council wish to make such salary adjustment retroactive to January 1, 2019;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Maywood that the Chief Financial Officer, the Borough Administrator and/or any other official necessary to facilitate same is directed to, and the Borough Clerk shall attest to any documents necessary to execute a 2% salary increase for all full time salaried non-union employees of the Borough of Maywood; and

BE IT FURTHER RESOLVED that this increase shall be made retroactive to January 1, 2019.

RESOLUTION # 142-19
RESOLUTION APPOINTING ROBERT KALJAJ AS A NON-CONTRACT PER DIEM POLICE DISPATCHER IN THE BOROUGH OF MAYWOOD

WHEREAS, there exists a need to have an additional police dispatcher to serve within the Borough of Maywood Police Department; and

WHEREAS, upon the advice and recommendation of the Chief of Police Joseph A. Natale, the Mayor and Council of the Borough of Maywood wish to appoint Robert Kaljaj as a non-contract per diem police dispatcher;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the Mayor be and he is hereby authorized and directed to execute, and the Borough Clerk to attest, to any and all documents necessary to appoint Robert Kaljaj as a non-contract per diem police dispatcher with the Borough of Maywood Police Department; and

BE IT FURTHER RESOLVED, that said appointment is effective July 16, 2019 and compensation shall be set at \$15.00 per hour or \$22.50 per hour for the midnight shift; and

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

RESOLUTION # 143-19

RESOLUTION APPOINTING ALEXIS BORACE AS A PART TIME EMPLOYEE WITH THE FINANCE DEPARTMENT IN THE BOROUGH OF MAYWOOD

WHEREAS, there exists a need to have an additional part-time employee to assist within the Borough's Finance Department; and

WHEREAS, upon the advice and recommendation of the Borough Administrator, the Mayor and Council of the Borough of Maywood wish to appoint Alexis Borace as a part-time employee with the Borough of Maywood Finance Department;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the Mayor be and he is hereby authorized and directed to execute, and the Borough Clerk to attest, to any and all documents necessary to appoint Alexis Borace as a part-time employee with the Borough of Maywood Finance Department; and

BE IT FURTHER RESOLVED, that compensation shall be set at \$26.20 with an effective date of July 9, 2019; and

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

RESOLUTION # 144-19

A RESOLUTION AUTHORIZING THE PURCHASE OF VARIOUS EQUIPMENT NEEDED BY THE BOROUGH OF MAYWOOD DEPARTMENT OF PUBLIC WORKS

WHEREAS, a need exists to purchase various turf and field maintenance equipment, to wit one (1) turf mower, one (1) stander mower and one (1) blower for use with the Department of Public Works; and

WHEREAS, Chris and Bud Lawnmower, Inc. of Fair Lawn, New Jersey has been identified as being the most cost effective provider of such equipment to the Borough for the amount of \$26,900.00; and

WHEREAS, the Borough has appointed a Qualified Purchasing Agent in accordance with N.J.A.C. 5:34-5 et seq. and pursuant to N.J.S.A. 40A: 11-1 et. seq. the Borough may by resolution and without advertising for bids, purchase any goods or services if said contract amount is below the bidding threshold; and

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 purchase orders for the purchase of various equipment identified herein for the sum of \$26,900.00, payable to Chris and Bud Lawnmower, Inc. of Fair Lawn, New Jersey.

RESOLUTION 145-19
RESOLUTION AUTHORIZING AN INTER-LOCAL AGREEMENT BETWEEN THE
COUNTY OF BERGEN AND THE BOROUGH OF MAYWOOD FOR THE CO-LOCATION
OF MUNICIPAL LAW ENFORCEMENT COMPUTER SERVERS FOR OFF-SITE DISASTER
RECOVERY

WHEREAS, the County of Bergen, through its Department of Public Safety-Division of Communications, currently operates a state-of-the-art Public Safety Operations Center (“POSC”) at 285 Campgaw Road, Mahwah, New Jersey 07430, providing 9-1-1 communications and dispatch services to municipalities throughout Bergen County; and

WHEREAS, the PSOC incorporates a fully functional state of the art data center with sufficient additional rack space to permit municipal agencies to collocate municipal law enforcement electronic data storage equipment, including servers and related storage hardware (hereinafter “Equipment”); and

WHEREAS, The Borough of Maywood has a need to procure an off-site location at which to place its equipment for purposes of disaster recovery; and

WHEREAS, the County of Bergen has sufficient rack space, power, and data bandwidth to accommodate the co-location of Maywood’s equipment; and

WHEREAS, The Borough of Maywood and the County of Bergen wish to enter into shared services agreement (“Agreement”) whereby the Borough of Maywood will be permitted to co-locate its disaster recovery Equipment at the PSOC; and

WHEREAS, pursuant to N.J.S.A. 40A:65-1, et seq., any municipality of the State of New Jersey may contract with any other State agency, County, municipality or municipalities for the shared provision of any service that any party to the agreement is empowered to provide within its own jurisdiction;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Maywood that the Mayor is authorized and the Borough Clerk shall attest to an Inter-Local Agreement between the County of Bergen and the Borough of Maywood for the co-location of the Borough of Maywood’s law enforcement computer servers for off-site disaster recovery; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the County of Bergen and a copy of the contract for such services shall be on file for public review with the Borough Clerk.

RESOLUTION # 146-19
A RESOLUTION RATIFYING AND CONFIRMING THE PURCHASE OF A SHED WITH
INSTALLATION FOR THE MAYWOOD POLICE DEPARTMENT WITH FUNDS FROM
THE D.E.A. ACCOUNT

WHEREAS, a need exists within the Borough to purchase a storage shed for use by the Maywood Police Department as required by the police accreditation guidelines; and

WHEREAS, the purchase will be made fully with funds from the D.E.A. account; and

WHEREAS, the Borough has appointed a Qualified Purchasing Agent in accordance with N.J.A.C. 5:34-5 et seq. and the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) permits the awarding of contracts that fall below the bidding threshold without competitive bids; and

WHEREAS, pursuant to Resolution # 27-18, 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 Chief of Police or his designee to purchase one (1) storage shed for use by the Maywood Police Department in the sum of \$2,098.00, payable to Home Depot of Lodi, New Jersey pursuant to their price quotation #H0932-88172 of July 9, 2019 which was most advantageous to the Borough, price and other factors considered. Such quote includes the delivery and installation of said shed.

RESOLUTION # 147-19

A RESOLUTION RATIFYING AND CONFIRMING THE PURCHASE OF A 12 MONTH SUBSCRIPTION TO THE RODGERS GROUP FOR ONLINE IN SERVICE TRAINING FOR THE MAYWOOD POLICE DEPARTMENT WITH FUNDS FROM THE D.E.A. ACCOUNT

WHEREAS, a need exists within the Borough to purchase a 12 month subscription to the Rodgers Group for Online In Service Training for the Maywood Police Department as required by the police accreditation guidelines; and

WHEREAS, the purchase will be made fully with funds from the D.E.A. account; and

WHEREAS, the Borough has appointed a Qualified Purchasing Agent in accordance with N.J.A.C. 5:34-5 et seq. and the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) permits the awarding of contracts that fall below the bidding threshold without competitive bids; and

WHEREAS, pursuant to Resolution #27-18, 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 Chief of Police or his designee to purchase a 12 month subscription to the Rodgers Group, LLC for online in service training as required by the New Jersey Attorney General's Office for the Maywood Police Department in the sum of \$4,608.00, payable to the Rodgers Group, LLC of Island Heights, New Jersey pursuant to their invoice #5347 of July 9, 2019 which was most advantageous to the Borough, price and other factors considered.

RESOLUTION # 148-19

RESOLUTION APPOINTING ZACHARY STELTER FOR DPW SEASONAL HELP IN THE BOROUGH OF MAYWOOD

WHEREAS, there exists a need to have an additional part time employee in the Maywood Department of Public Works for seasonal assistance to the Department; and

WHEREAS the Mayor and Council of the Borough of Maywood wishes to appoint Zachary Stelter as a part time employee in the Borough of Maywood Department of Public Works; and

WHEREAS, said appoint shall be at a rate of \$8.50 per hour;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the Mayor be and he is hereby authorized and directed to execute, and the Borough Clerk to attest, to any and all documents necessary to appoint, according to the Borough policy Zachary Stelter as a part-time/non-contract employee of the Borough of Maywood; and

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

RESOLUTION # 149-19

RESOLUTION APPOINTING MATTHEW DELLA BELLA, CHRISTOPHER MELBER AND MICHAEL MCMAHON AS FULL POLICE OFFICERS IN THE BOROUGH OF MAYWOOD

WHEREAS, the Borough of Maywood having previously recognized the need to hire three (3) Police Officers with the Borough of Maywood Police Department did hire Matthew Della Bella, Christopher Melber and Michael McMahon as a Police Officers on probationary status; and

WHEREAS, Matthew Della Bella, Christopher Melber and Michael McMahon having successfully completed their probationary period and upon the advice and recommendation of Chief of Police Joseph A. Natale, the Mayor and Council of the Borough of Maywood wish to appoint Matthew Della Bella, Christopher Melber and Michael McMahon as full Police Officers in the Borough of Maywood;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the Mayor be and he is hereby authorized and directed to execute, and the Borough Clerk to attest, to any and all documents necessary to appoint Matthew Della Bella, Christopher Melber and Michael McMahon as full Borough of Maywood Police Officers according to laws/policies of the Borough of Maywood, the applicable collective bargaining agreement, the laws of the County of Bergen and the laws of the State of New Jersey; and

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

RESOLUTION # 150-19
RESOLUTION APPOINTING JASON REINER AS A JUNIOR FIREFIGHTER IN THE
BOROUGH OF MAYWOOD

WHEREAS, upon the advice and recommendation of Chief of the Maywood Fire Department, John McManus, the Mayor and Council of the Borough of Maywood wish to appoint Jason Reiner as a Junior Firefighter with the Borough of Maywood Volunteer Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the Mayor be and he is hereby authorized and directed to execute, and the Borough Clerk to attest, to any and all documents necessary to appoint Jason Reiner as a Junior Firefighter with the Borough of Maywood Volunteer Fire Department; and

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

Council member Lindenau moved for the adoption(s), seconded by Council member Bolan.
Motion carried by the members present.

INTRODUCTION OF ORDINANCES

ORDINANCE 16-19
BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF NEW INFORMATION
TECHNOLOGY EQUIPMENT IN, BY AND FOR THE BOROUGH OF MAYWOOD, IN THE
COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF
\$75,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE
THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE
OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Maywood, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Maywood, in the County of Bergen, State of New Jersey (the "Borough"), is hereby authorized to acquire new information technology equipment consisting of information technology system upgrade equipment for the use of various Borough departments, offices and agencies in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$75,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated

by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$75,000, and (4) \$3,600 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$71,400, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$28,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$3,600, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Borough, are now available to finance said purpose. The sum of \$3,600 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$71,400 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$71,400 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at

a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of five years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$71,400 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue bonds or notes to finance the cost of the improvement described in Section 1 of this ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue bonds or notes to finance the cost of the improvement described in Section 1 of this ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Council member Gervino moved for the introduction(s); seconded by Council member Lindenau. Motion carried by the members present.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinances #16-19, pass on first reading and that said Ordinances will be further considered for final passage at a meeting of the Mayor and Council to be held on August 13, 2019 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

The August 27, 2019 Council Meeting is being cancelled.

OLD BUSINESS

NONE

CLOSED SESSION - IF APPLICABLE

WHEREAS, the Open Public Meetings Act P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Potential Litigation

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public;

NOW THEREFORE BE IT RESOLVED, that the public be excluded from this meeting; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Maywood do not envision that they will return to open session after the closed session but reserves the right to do so.

Council member Lindenau made a motion to go into Closed Session; seconded by Council member Bolan. Motion carries by the members present.

ADJOURNMENT

Council member Bolan moved the meeting return to the public portion and be adjourned; seconded by Council member Bennin. Motion carried by the members present. Meeting was adjourned at 9:02pm.

Respectfully Submitted;

Barbara L. Dispoto, RMC
Borough Clerk