

“On January 5, 2016, and as revised on July 12, 2016, adequate notice of this meeting pursuant to the Open Public Meetings Act has been furnished by inclusion thereof in the Annual Schedule of Meetings for 2016, which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, and The Community News newspapers and distributed to all persons, if any, requesting copies of same pursuant to said Act.”

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

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

SALUTE TO THE FLAG

ROLL CALL

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

PROCLAMATIONS, PRESENTATIONS, ETC.

Mayor Febre presented a Certificate of Recognition to the 2016 Maywood Dolphins Swim Team.

Mayor Febre invited members of the 2016 Maywood Dolphins Swim Team to come up to be recognized for their accomplishments and congratulated them on another undefeated season.

Mayor Febre read a Proclamation proclaiming September 2016 as “Childhood Cancer Awareness Month”.

WHEREAS, September is Childhood Cancer Awareness Month, a time to honor and remember children and families affected by these rare diseases, and help rally support to give kids with cancer better outcomes; and

WHEREAS, 15,780 children under the age of 21 are diagnosed with cancer every year; approximately 1/4 of them will not survive the disease; and

WHEREAS, a diagnosis turns the lives of the entire family upside down. The objective of Childhood Cancer Awareness Month is to put a spotlight on the types of cancer that largely affect children and survivorship issues; and

WHEREAS, during the month of September 25,000 families around the world will get the horrible news that their child or teen has cancer and 6,667 families will experience the loss of a child; more children are being diagnosed with cancer today than ever before; and

WHEREAS, 1 out of 5 children diagnosed with cancer will not survive the disease; and,

WHEREAS, childhood cancer is not just one disease but is made up of a dozen types and countless subtypes of cancer that spares not socioeconomic, ethnic, racial or geographic class; and,

WHEREAS, the causes of most pediatric cancers are largely unknown and not strongly linked to lifestyle, unlike adult cancers; and,

WHEREAS, two-thirds of childhood cancer patients will develop long-lasting chronic conditions as a result from treatment that prevent them from fully participating in school, social activities and work; and,

WHEREAS, cancer kills more children than AIDS, asthma, cystic fibrosis, diabetes, and muscular dystrophy combined; and

WHEREAS, despite the facts, childhood cancer research is vastly and consistently underfunded; and,

WHEREAS, despite the major advances in treatment, it is still critically important to conduct research and increase awareness regarding pediatric cancer.

NOW, THEREFORE, I, Adrian J. Febre, Mayor of the Borough of Maywood, do hereby proclaim September 2016 CHILDHOOD CANCER AWARENESS MONTH in the Borough of Maywood in order to help raise awareness of pediatric cancer and its victims.

Mayor Febre read a Proclamation proclaiming September 2016 "Sickle Cell Awareness Month".

WHEREAS, Sickle Cell Disease is the most common genetic disorder in the United States; and,

WHEREAS, an estimated 100,000 people live with Sickle Cell Disease in the United States. Up to 80% are African-American but many different races are affected. Millions are affected globally; and,

WHEREAS, Sickle Cell Disease occurs among about 1 out of every 400 African-American births and the Sickle Cell Trait occurs among 1 in 10 African-Americans; and

WHEREAS, Sickle Cell Disease is a group of inherited red blood cell disorders that is present at birth. To have the disease, both sets of parents must pass down sickle cell genes. There is a 25% chance if both parents carry the Sickle Cell Trait. People who have SCT inherit one sickle cell gene from one parent and one normal gene from the other parent. People with SCT usually do not have any signs of the disease and live a normal life, but they can pass the trait on to their children; and,

WHEREAS, Sickle Cell Disease is diagnosed with a simple blood test. It most often is found at birth during routine newborn screening tests at the hospital. Because children with SCD are at an increased risk of infection and other health problems, early diagnosis and treatment are important; and,

WHEREAS, Sickle Cell Disease is chronic but treatable although there is no single best treatment for all people with SCD. Treatment options are different for each person depending on the symptoms which can range from mild to severe; and,

NOW, THEREFORE, I, Adrian J. Febre, Mayor of the Borough of Maywood, do hereby proclaim September 2016 SICKLE CELL AWARENESS MONTH in the Borough of Maywood in order to help raise awareness of Sickle Cell Disease and its victims.

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

1. 2009 NJDEP ECONOMIC RECOVERY PROGRAM

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

Status: On September 06, 2016, our office received a response from the NJDEP pertaining to the submission. Additional information and documentation was requested. Our office provided the requested materials which included additional plan and specification sets to the NJDEP on September 07, 2016.

2. MAYWOOD AVENUE STREETSCAPE (NJDOT FUNDED)

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

Status: It should be noted that there is current an NJDOT Transportation Trust Fund shutdown. The construction cannot proceed until the shutdown is lifted. Our office is unaware as to when the shutdown will be addressed by the State.

3. JERSEY AVENUE AND PARKWAY (NJDOT MUNICIPAL AID GRANT) & YEAR 2015 ROADWAY IMPROVEMENT PROGRAM

On May 22, 2015, the Borough of Maywood was provided a letter from the NJDOT stating that it is to receive an NJDOT Municipal Aid Grant in the amount of \$149,000.00 for Parkway and Jersey Avenue.

Status: It should be noted that there is current an NJDOT Transportation Trust Fund shutdown. The NJDOT final inspection will not occur until the shutdown is lifted. This shutdown is delaying the project closeout schedule.

4. VARIOUS ADA RAMP IMPROVEMENTS (BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT)

Neglia Engineering Associates understands that the Borough has received a Bergen County Community Development Block Grant in the amount of \$60,873.00 to address these ramp locations.

Status: On September 02, 2016, a pre-construction meeting was held at Borough Hall. Per the contractor, the anticipated project start date is September 19, 2016. The project duration is to be approximately three weeks.

5. WEST PLEASANT AVENUE TRAFFIC CIRCLES

As requested by the Governing Body, Neglia Engineering Associates informed the contractor, Straight Edge Striping that the traffic circles within West Pleasant Avenue are chipping and fading. Per correspondence with the contractor on August 02, 2016, the epoxy paint has been ordered and is expected to be received within a week. We also understand that the contractor intends to address the circles by September 13, 2016 pending weather conditions.

6. PSE&G SIDEWALK REPLACEMENT PROGRAM

On August 29, 2016, Neglia Engineering Associates attended a site inspection meeting with PSE&G and Roberta Stern, Borough Administrator to mark out sidewalk slab locations to be replaced by PSE&G as selected by the Borough. We understand that these slab locations are to be addressed during September 2016.

Mayor Febre questioned when the NJDOT Transportation Trust Fund shutdown will be lifted.

Mr. Polyniak responded most likely not until after the November election.

Mayor Febre asked what PSE&G's paving policy is after a street opening.

Mr. Polyniak responded PSE&G will pave any roadway curb to curb that has been paved within the past five years.

Mayor Febre asked if PSE&G would address any punch list items.

Mr. Polyniak responded yes.

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

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.

Tom Bornemann – 848 Grant Avenue – spoke regarding his neighbor's tree and other trees on his street that needed to be trimmed and advised the Mayor and Council what has been done by the DPW staff and PSE&G.

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

Council member DeHeer made a motion to go out of the regular order of business for the purpose of closed session; seconded by Council member Messar - All in Favor.

BOROUGH OF MAYWOOD
Closed Session Resolution # 135-16

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

Contract Negotiations

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

- () Sub-section 1 dealing with material rendered confidential by express provision of Federal or State law

- () Sub-section 2 covering a matter in which release of information would impair a right to receive federal funds
- () Sub-section 3 involving disclosure of material that would constitute an unwarranted invasion of privacy, including material related to an individual's personal and family circumstances, without the express written consent of the individual involved
- () Sub-section 4 pertaining to collective bargaining agreements and the terms, conditions and negotiations thereof
- () Sub-section 5 dealing with the acquisition of real property, the setting of bank rates, or the investment of public funds where discussion thereof would adversely affect the public interest
- () Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law
- (X) Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege
- () Sub-section 8 concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof
- () Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license

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

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Maywood

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

Date of Passage: 09-13-2016 Time: 7:55 pm

Council member Lindenau made a motion to return to the regular order of business; seconded by Council member Morrone - All in Favor.

PUBLIC HEARING ON PENDING ORDINANCES – ADOPTION OF ORDINANCES

ORDINANCE# 17-16
AN ORDINANCE TO AMEND ORDINANCE # 15-16 TO CORRECT THE “EMPLOYEE DATING POLICY” AS CHAPTER 52 SUBSECTION 79.7 OF THE CODE OF THE BOROUGH OF MAYWOOD

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, on July 12, 2016 the Mayor and Council of the Borough of Maywood adopted ordinance #15-16 which added a personnel policy entitled “Employee Dating Policy” and designating same as Chapter 52 subsection 79.6 (§52.79.6); and

WHEREAS such numerical designated was out of progression of the Borough Code and has been rectified in printing with an Editor’s Note. To assure full compliance, it is best to adopt an ordinance codifying the Editor’s note.

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

Section 1: That the Borough of Maywood ordinance #15-16 is amended to designate the policy entitled “Employee Dating Policy” as Chapter 52 subsection 79.7 (§52.79.7).

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 # 18-16

AN ORDINANCE TO AMEND CHAPTER 312 SUBCHAPTERS 29 (B)(3) AND 34.1 (B)(3) OF THE CODE OF THE BOROUGH OF MAYWOOD GOVERNING THE PARKING OF VEHICLES IN THE BOROUGH OF MAYWOOD

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 to amend Chapter 312 to modify the times allowed for permitted parking.

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

Section 1: Chapter 312-29 entitled “Maywood Public Library Parking” subsection (B)(3) shall be amended to revise the times enumerated therein and shall now read as:

- 3) Between the hours of 8:00 p.m. and 10:00 a.m., parking shall be permitted only by vehicle owners who have obtained a permit issued by the Borough for this purpose, the fee for which shall be as set forth in the most recent fee ordinance of the Borough of Maywood.

Section 2: Chapter 312-34.1 entitled “Maywood Municipal Swim Pool Parking Lot” subsection (B)(3) shall be amended to revise the times enumerated therein and shall now read as:

- 3) Between the hours of 8:00 p.m. and 10:00 a.m., parking shall be permitted only by vehicle owners who have obtained a permit issued by the Borough for this purpose, the fee for which shall be as set forth in the most recent fee ordinance of the Borough of Maywood.

Section 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, be 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 # 19-16

“AN ORDINANCE TO AMEND ORDINANCE #1-16 SO AS TO AMEND SECTION 1 (ONE) TO ADD THE POSITION/COMPENSATION OF “PART-TIME POLICE DISPATCHER(S)” WITHIN THE DEPARTMENT OF PUBLIC SAFETY AND AMEND SECTION 4 (FOUR) REGARDING THE PREVAILING COMPENSATION OF THE SCHOOL CROSSING GUARDS

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

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

WHEREAS, Ordinance #1-16 was adopted by the Borough of Maywood Mayor and Council to establish the salaries and compensation of the officers and employees of the Borough of Maywood; and

WHEREAS, the Mayor and Council of the Borough of Maywood desire to amend Section 1 (one) to establish the position/compensation of Part-Time Dispatcher(s) within the Department of Public Safety and amend Section 4 (four) regarding the prevailing compensation of the School Crossing Guards.

WHEREAS, all other sections of the Salary Ordinance shall remain in full force and effect.

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

Section 1. That Section 1 (one) of Ordinance #1-16 subsection entitled the “Department of Public Safety” is hereby amended to add the position “Part-Time Dispatcher(s)” with a salary as enumerated below:

Position	SALARY	
	<i>Minimum</i>	<i>Maximum</i>
Part-Time Police Dispatcher(s)	\$15.00 per hour	\$23.00 per hour
(A)	The hourly rate for a particular Part-Time Police Dispatcher shall be based upon the individual’s years of service in the following manner:	
	Starting salary:	\$15.00 per hour
	Start of second year:	\$17.00 per hour
	Start of fourth year:	\$18.50 per hour
	Start of eighth year:	\$20.00 per hour
	Start of twentieth year:	\$23.00 per hour
(B)	Part-Time Police Dispatchers shall receive a differential pay for holidays and predetermined overnight shifts at a rate of one and one half an individual’s hourly rate.	

Section 2. That section 4 (four) of Ordinance #1-16 applying to the compensation of School Crossing Guards is repealed in its entirety and replaced with the following:

School Crossing Guards

(A) School Crossing Guards shall be paid an hourly rate of \$15.00- \$23.00 per hour

(B) The hourly rate for a particular School Crossing Guard shall be based upon the individual’s years of service in the following manner:

Starting salary:	\$15.00 per hour
Start of second year:	\$17.00 per hour
Start of fourth year:	\$18.50 per hour
Start of eighth year:	\$20.00 per hour
Start of twentieth year:	\$23.00 per hour

(C) In addition to the compensation set forth above, School Crossing Guards shall be entitled to the following - fringe benefits:

1. A maximum of five (5) paid sick days per year. No more than ten (10) sick days may be accumulated. Employee may choose to be paid one-half (½) of their unused sick time at the end of the school year;
2. A maximum of three (3) paid bereavement days per year for the death of an immediate family member. For the purposes of this section, immediate family is defined as a spouse, child, mother, father, brother, sister, mother-in-law, father-in-law or grandparent;
3. \$150 uniform maintenance allowance.
4. Two (2) personal days providing post is covered by a duly appointed Crossing Guard.

Section 3. 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 4. This ordinance shall take effect immediately upon passage and publication as required by law.

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

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

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

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinances #17-16, #18-16 and #19-16 be and they are passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

ORDINANCE #20-16

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF SELF-CONTAINED BREATHING APPARATUS EQUIPMENT FOR THE USE OF THE FIRE DEPARTMENT IN, BY AND FOR THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$205,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO APPROPRIATE A FEDERAL GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR 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, New Jersey, as follows:

Section 1. The Borough of Maywood, in the County of Bergen, New Jersey (the "Borough") is hereby authorized to acquire self-contained breathing apparatus equipment for the use of the Fire Department in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$205,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the down payment and the United States Department of Homeland Security Assistance to Firefighters Grant (the "Federal Grant") 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) the making of such improvement is not a current expense of said

Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said 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 \$205,000, and (4) \$189,248 of said sum is to be provided by the Federal Grant hereinafter appropriated to finance said purpose, and (5) \$752 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (6) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$15,000, and (7) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$5,000 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. The sum of \$189,248 received or to be received as the Federal Grant is hereby appropriated to the payment of the cost of such purpose.

Section 5. It is hereby determined and stated that moneys exceeding \$752, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$752 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 6. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$15,000 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 7. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$15,000 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 8. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and 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 limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue 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 9. 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 10. 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 said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$15,000 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 11. 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 (other than the Federal Grant hereinbefore appropriated which shall be applied to the cost of such purpose, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), 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 12. 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 13. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the 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 bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the 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 15. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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

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

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

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance #20-16 be passed upon second and final reading, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law, and that the twenty day period of limitation within which a suit, action, or proceeding questioning the validity of such Ordinance can be commenced as provided in the Local Bond Law has begun to run from the date of first publication of this statement. A copy of this Ordinance has been posted on the Bulletin Board upon which public notices are customarily posted in the Borough Hall of the Borough, and a copy is available up to and including the time of such meeting to the members of the general public of the Borough who shall request such copies, at the Office of the Borough Clerk in said Borough in Maywood, New Jersey.

CORRESPONDENCE AND REPORT OF BOROUGH CLERK

Borough Clerk Pelligra reported on the following:

1. She stated a request from the American Legion to sponsor a journal ad was distributed to council mailboxes.

Council was in agreement to sponsor a gold page ad in the journal.

2. She stated a request from Maywood Rotary to host a "Howl-a-ween" parade is on the agenda for approval, adding a complete copy of their request was distributed to council mailboxes for review prior to tonight's meeting.

REPORT OF ADMINISTRATOR

Administrator Stern reported on the following:

1. She stated the Fall Festival will be held on Sunday, October 2, 2016; adding preparations are being made and many of the activities will be returning along with a video gaming trailer.
2. She spoke regarding the trimming and removal of trees by PSE&G due to their proximity to the wires.

REPORT OF ATTORNEY

Attorney Dario stated he has a report for Closed Session.

COMMITTEE REPORTS

Council member Padovano reported on the following:

1. She reported flu shots will be given at the Senior Recreation Center on Wednesday, October 26, 2016 from 3:00 to 4:00 pm for Maywood residents 18 years and older; adding you will need to present your medical insurance card.
2. She commended the police department for doing a great job at the opening of the school year during drop-off and pick-up times.

Council member Gervino stated he has no report this evening.

Council member DeHeer reported on the following:

1. He thanked everyone who attended the 9/11 ceremonies on Sunday.
2. He reported the Building Department has collected \$13,327.00 in permit fees during the period of August 9, 2016 to September 13, 2016.

Council member Messar reported on the following:

1. He reported Opening Day for soccer was last weekend; adding basketball, cheerleading and bowling sign-ups will begin in October.
2. He stated the pavilion looks great and we have received many compliments from organizations.
3. He reported some of our organizations have been discussing updating our concession stand.
4. He stated the 9/11 Memorial services were very moving and thanked Mayor Febre for sharing his personal story of tragedy.

Council member Morrone reported on the following:

1. He congratulated the Maywood Dolphins swim team on a great season.

Council President Lindenau reported on the following:

1. He reported the following from the DPW:
 - Kudos to Gary Neumann and his staff that kept Pleasant Avenue clean during and after the Street Fair.
 - They will be emptying the municipal swim pool tomorrow and preparing it for winterization.
 - They are pruning trees throughout the borough and prioritizing those that may pose a danger.
 - The equipment for the winter season will be addressed next week.
2. He stated the Green Team held a clean-up day at the Community Garden and thanked Council member Gervino for attending.

REPORT OF MAYOR

Mayor Febre reported on the following:

1. He stated Sunday was the 15th Anniversary of the 9/11 attacks on the World Trade Center and even though it was a horrible tragedy, the sense of community and fellowship you feel from the memorial services is very comforting.
2. He thanked the Bergen County Police and Fire Academy for allowing Truck 17 members to train on their roof fire simulator.

ACTION LIST ITEMS

NONE

RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING

1. Richard Busa as Administrative Assistant for the Tax/Finance Department effective September 6, 2016.

Council member Lindenau moved the resignation be accepted, seconded by Council member Padovano; and so carried by unanimous roll call vote.

APPOINTMENTS – APPROVAL OF THE FOLLOWING

1. Robert Miloche, Gabriel Martinez, Mark Guinness and Andy Cabrera as members of the Maywood Fire Police effective September 13, 2016.
2. Christopher Balasa as a regular firefighter assigned to Undine Engine Company #1, effective September 13, 2016.
3. Gary Neumann as an Alternate IV member of the Maywood Planning Board filling the unexpired term through December 31, 2016.
4. James Smith and Ronald Natale as part-time school crossing guards at an hourly rate of \$12.50 per hour effective September 7, 2016.
5. Brenda Waleck as a member of the Access For All Committee effective September 13, 2016.

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

COUNCIL APPROVAL OF THE FOLLOWING

1. From Maywood Rotary Club Foundation – requesting approval of Special Event application to hold a Halloween Dog Costume Party in the northwest corner of Memorial Park to include use of the dog run area, basketball courts and pavilion on Saturday, October 22, 2016 from Noon to 3:00 pm with a rain date of Sunday, October 23, 2016 from 3:00 – 5:00 pm.
2. From Maywood Rotary Club Foundation – requesting permission to hold an On-Premise 50/50 raffle at Memorial Park, Grant Avenue, Maywood, on Saturday, October 22, 2016 from Noon to 3:00 pm with a rain date of Sunday, October 23, 2016 from 3:00 – 5:00 pm.
3. From Sarah Rylick request to post signs on Borough owned property advertising a Suicide Prevention Walk on behalf of the American Foundation for Suicide Prevention that will take place in Saddle Brook on October 23, 2016. The placement of the signs will be at Maywood Avenue and Essex Street, Maywood Avenue and Passaic Street and area on and around the Padovano Christmas Tree Island on West Pleasant Avenue.

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

RESOLUTIONS BY TITLE – CONSIDERATION OF THE FOLLOWING

RESOLUTION # 130-16
SUPPORTING THE MAYORS WELLNESS CAMPAIGN

WHEREAS, Across New Jersey, communities are facing a rise in health care costs; and

WHEREAS, Physical activity levels have been decreasing and obesity rates increasing; and

WHEREAS, Local leaders are looking for ways to promote active living, healthy eating, and overall wellness in their communities; and

WHEREAS, The Mayors Wellness Campaign works with mayors and key leaders to shape healthier lifestyles for the men, women and children in their communities; and

WHEREAS, Communities can work towards the goal of healthier citizens and lower health care costs by championing practices and programs that promote active living; and

WHEREAS, The Mayors Wellness Campaign will work to implement a comprehensive program of outreach, education and technical assistance activities to improve community health in the Borough of Maywood.

THEREFORE, BE IT RESOLVED, by the Council of the Borough of Maywood, New Jersey, ask that all residents of this community join us in supporting the Mayors Wellness Campaign.

BE IT FURTHER RESOLVED, That we encourage the residents of the Borough of Maywood to participate in the Mayors Wellness Campaign activities to promote exercise, eating properly and living healthier and better lives.

RESOLUTION # 131-16
BERGEN COUNTY OPEN SPACE TRUST FUND – AWARD ACCEPTANCE

BE IT RESOLVED, that the Mayor and Council of the Borough of Maywood wish to enter into a Bergen County Trust Fund Project Contract (“Contract”) with the County of Bergen for the purpose of using a \$29,556 matching grant award from the 2015 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the municipal park project entitled Memorial Park Improvement Project Phase II – ballfield dugouts and dog park improvement located in Memorial Park on the tax maps of the Borough of Maywood;

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

BE IT FURTHER RESOLVED, that the Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about May 18, 2018; and,

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proofs of payment, and other such documents as may be required by the County in accordance with the Trust Fund’s requirements; and,

BE IT FURTHER RESOLVED that the Mayor and Council acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible costs incurred (not to exceed \$ 29,556.00) applied towards only the approved park improvements identified in the aforesaid Contract in accordance with the Trust Fund’s requirements.

RESOLUTION #132-16
APPROVING THE REVISED BY-LAWS REGULATIONS
OF THE MAYWOOD FIRE POLICE

WHEREAS, according to the provisions of the Code of the Borough of Maywood, the Maywood Fire Police are to be governed by the Bylaws, rules and regulations, which shall provide for the administration and operation of the Fire Police, and which shall not be effective until they are presented to and approved by the Mayor and Council; and

WHEREAS, the Maywood Fire Police are requesting the amendment to Article IV, Section 1 to increase the maximum membership number from 25 members to 30 members; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that:

1. The Fire Police Bylaws, are approved by the Mayor and Council of the Borough of Maywood, as amended, to increase the maximum membership from 25 members to 30 members.
2. A copy of this Resolution be provided to the Fire Police Captain; and
3. A copy of this Resolution shall be on file in the Borough Clerk’s office, and shall be available for public inspection during regular business hours.

RESOLUTION # 133-16
RESOLUTION AUTHORIZING EXECUTION OF THE DEA FUNDED STATE AND LOCAL
TASK FORCE AGREEMENT

WHEREAS, the Chief of Police has recommended continued participation in said program through September 30, 2017; and

WHEREAS, the Borough of Maywood may participate in said program by designating a police officer to participate with the U.S. Drug Enforcement Agency in drug enforcement activities; and

WHEREAS, in addition to receiving training in drug enforcement activities, the Borough of Maywood will be eligible to receive a share of forfeited assets.

NOW THEREFORE BE IT RESOLVED, that the Chief of Police is hereby authorized to execute and file an Equitable Sharing Agreement, of a form on file in the office of the Borough Clerk and to perform such other activities as may be required to implement said agreement

RESOLUTION #134-16
RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE
BOROUGH OF MAYWOOD AND THE CITY OF HACKENSACK FOR THE SHARED USE
OF THE MAYWOOD FIREARMS RANGE AND THE CITY OF HACKENSACK'S FIRE
ARMS TRAINING SIMULATOR ("FATS SIMULATOR") EQUIPMENT

WHEREAS, *N.J.S.A. 40A:65-1 et seq.*, the "Uniformed Shared Services and Consolidation Act," authorizes contracts between municipalities for the sharing of services/facilities/equipment within their respective jurisdictions; and

WHEREAS, the Borough is the owner of a firearms range facility located at 205 E. Hunter Ave, Maywood, New Jersey, which is used for the purpose of training and qualifying law enforcement personnel in the use of firearms, and which is utilized by the members of the Borough of Maywood Police Department for that purpose; and

WHEREAS, the City is the owner of a Fire Arms Training Simulator ("FATS Simulator"), located at 89 Anderson Street, Hackensack, New Jersey, and which is used for the purpose of training law enforcement personnel in marksmanship, judgmental training, concealed carry, and general weapons familiarization skills and is utilized by the City of Hackensack Police Department for that purpose; and

WHEREAS, the municipalities desire to enter into a shared services agreement, whereby the Borough shall permit the City of Hackensack Police Department members to utilize the firearms range facilities for training purposes for the City's law enforcement personnel, in exchange for the Borough Police Department's use of the City's FATS Simulator for training purposes for the Borough's law enforcement personnel.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MAYWOOD, Bergen County, New Jersey, pursuant to the provisions of *N.J.S.A. 40A:65-1 et seq.*, that the Mayor is hereby authorized to execute, and the Borough Clerk shall attest, to a Shared Services Agreement between the Borough of Maywood and the City of Hackensack for the shared use of the Borough of Maywood firearms range and the City of Hackensack's Fire Arms Training Simulator ("FATS Simulator") equipment pursuant to the terms of the contract executed between the parties which shall be on file in the office of the Borough Clerk, and available for public inspection.

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

INTRODUCTION OF ORDINANCES

NONE

NEW BUSINESS

OLD BUSINESS

MISCELLANEOUS BUSINESS

CLOSED SESSION – IF APPLICABLE

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

BOROUGH OF MAYWOOD
Closed Session Resolution # 136-16

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

Contract Negotiations

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

- () Sub-section 1 dealing with material rendered confidential by express provision of Federal or State law
- () Sub-section 2 covering a matter in which release of information would impair a right to receive federal funds
- () Sub-section 3 involving disclosure of material that would constitute an unwarranted invasion of privacy, including material related to an individual's personal and family circumstances, without the express written consent of the individual involved
- () Sub-section 4 pertaining to collective bargaining agreements and the terms, conditions and negotiations thereof
- () Sub-section 5 dealing with the acquisition of real property, the setting of bank rates, or the investment of public funds where discussion thereof would adversely affect the public interest
- () Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law
- (X) Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege
- () Sub-section 8 concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof
- () Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license

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

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Maywood

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

Date of Passage: 09-13-2016 Time: 8:35 PM

ADJOURNMENT

Council member Lindenau moved the meeting be adjourned; seconded by Council member Messar and so carried at 8:55 p.m.

Borough Clerk