

“On January 5, 2016, and as revised on July 12, 2016 and September 27, 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.

**PUBLIC HEARING ON THE SUBMISSION OF A
YEAR 2016 BERGEN COUNTY OPEN SPACE TRUST
FUND GRANT APPLICATION**

Memorial Park Renovations Phase III – Amphitheater

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

Hearing none, Mayor Febre closed this portion of the meeting.

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. An additional request for materials was requested in late September 2016. Our office supplied the additional materials on September 29, 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.

Mr. Polyniak stated their office received an email from the State advising a hearing with the Legislature is scheduled for tomorrow and the funding issue will be addressed.

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. The Various Handicapped Accessible Curb Ramps are to consider and potentially include the following intersection locations:

Status: On September 02, 2016, a pre-construction meeting was held at Borough Hall. Per the contractor, mobilization is to occur the week of September 26, 2016 with construction activities proceeding shortly thereafter pending weather conditions. The project duration is to be approximately three weeks as discussed at the pre-construction meeting.

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. The traffic circles were re-painted by the contractor on September 15, 2016.

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. Construction began on the slab repair during the week of September 26, 2016.

There being no questions from the Council, 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.

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

PUBLIC HEARING ON PENDING ORDINANCES – ADOPTION OF ORDINANCES

NONE

CORRESPONDENCE AND REPORT OF BOROUGH CLERK

Borough Clerk Pelligra reported on the following:

1. She reported Tuesday, October 18, 2016 is the last day to register to vote prior to the November 8th, 2016 election; adding the Borough Clerk's office will be open from 8:30 am to 9:00 pm. She stated the County is also open on certain Saturdays from 9:00 am to 1:00 pm.

REPORT OF ADMINISTRATOR

Administrator Stern reported on the following:

1. She stated we had a nice turn-out for the Fall Festival on Sunday, October 2, 2016 and reported 500 – 700 were in attendance.

2. She reported the dug-outs for the Grant and Fairmount Avenue fields are being delivered Thursday and we hope to have them installed as quickly as possible.

REPORT OF ATTORNEY

Attorney Dario stated he has a report for closed session.

COMMITTEE REPORTS

Council member Padovano reported on the following:

1. She reminded everyone about the annual flu clinic which is scheduled for October 26, 2016 from 3:00 to 4:00 pm for residents 18 years of age and older at the Senior Recreation Center; adding please bring your medical insurance card.
2. She spoke regarding the police being outside of her home due to an occurrence on the south side of town and wanted to mention how great the police department is and thanked them for checking resident's vehicles.

Council member Gervino reported on the following:

1. He reminded everyone about Mischief Night scheduled for Sunday, October 30, 2016 for Maywood students in grades six through eight; adding toilet paper and silly string will be provided. He stated there will be a 10:00 pm town-wide curfew.
2. He echoed Administrator Stern's comments about this past weekend's events and thanked everyone who organized the Hawks 5K Run and Fall Festival.

Mayor Febre confirmed with Council member Gervino that the toilet paper and silly string will be contained to the swim pool parking lot.

Council member Gervino responded yes.

Council member DeHeer reported on the following:

1. He reported Wednesday, October 19, 2016 is Fire Prevention Day; adding Fire Prevention and Fire Department members will be visiting the schools and library to talk about fire safety.
2. He reported the Building Department has collected \$7,153.00 in permit fees during the period of September 13, 2016 to October 4, 2016.
3. He thanked everyone, especially Administrator Stern for their work on the Fall Festival.
4. He wished our Jewish residents a Happy Rosh Hashanah and God's Mercy on Yom Kippur which is next week.
5. He stated the police department did a tremendous job apprehending a burglar in his back yard and thanked Chief Pegg for a job well done.

Council member Messar reported on the following:

1. He stated the bicycle rodeo at Maywood Avenue School was rescheduled due to the weather from last Friday to this Friday, October 7, 2016 at 3:00 pm.
2. He stated October is Preparedness Month and information is available on the New Jersey Office of Emergency Management website. He encouraged everyone to 1) make a kit that includes all essential items, 2) have a plan in place if you need to relocate, and most important 3) stay informed.

Mayor Febre encouraged residents to visit the borough website, www.maywoodnj.com, and sign up for Nixle alerts.

Administrator Stern reminded residents to call PSE&G to report individual outages.

Council member Morrone reported on the following:

1. He reported the town-wide garage sale will be held Saturday, October 15th and Sunday, October 16th, 2016; adding please register by 12:00 pm on Wednesday, October 12, 2016.
2. He said a few words about Mary Carton who he served with on the First Aid Squad and Board of Education; adding she was a very sweet woman who will be sorely missed.

Council President Lindenau reported on the following:

1. He reported the Community Garden clean-up was postponed from this past Saturday to this coming Saturday, October 8, 2016 due to weather. He stated individuals or organizations who have not cleaned out their garden beds are asked to do so by Saturday.
2. He gave kudos to Gary Neumann and his DPW crew for keeping everything clean at the Fall Festival.
3. He congratulated Mayor Febre and fellow Council Members Padovano, Gervino and Messar for participating in the Maywood Hawks 5K; adding Jean Carlos Mercedes does an excellent job organizing the race.

REPORT OF MAYOR

Mayor Febre reported on the following:

1. Mayor Febre spoke regarding the complaint about the non-visible crosswalk and stated it should be repainted.

Administrator Stern explained the painting schedule of the crosswalks.

Administrator Stern reported the sewer line on Golf Avenue was viewed by video camera for a second time and found to be clear; adding any roadway problems are not being caused by the sewer pipes collapsing.

2. He read the "Mayors Message" he prepared for the Our Town into the record regarding the Fall Festival.
3. He spoke about upcoming events.
4. He spoke regarding Mary Carton and her career as an employee and volunteer and asked for a moment of silence.

ACTION LIST ITEMS

1. **History Room:** Administrator Stern stated we have received two quotes from architects; however, we will do most of the work ourselves.
2. **Speed Limit:** Officer Wuhrl is waiting to hear back from the State about reducing the speed limit on West Pleasant Avenue.

RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING

NONE

APPOINTMENTS – APPROVAL OF THE FOLLOWING

NONE

COUNCIL APPROVAL OF THE FOLLOWING

1. Request from Maywood Fire Police to use the Fairmount Avenue Parking lot Saturday, November 5, 2016 from 8:00 am to 6:30 pm for trip participant parking.

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

RESOLUTIONS BY TITLE – CONSIDERATION OF THE FOLLOWING

RESOLUTION # 143-16
AUTHORIZING BERGEN COUNTY OPEN SPACE TRUST FUND
APPLICATION FOR MEMORIAL PARK IMPROVEMENT
PROJECT – PHASE III

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Borough of Maywood desires to further the public interest by obtaining a matching grant of \$107,000 with \$50,000 from the County Trust Fund to fund the following project: Memorial Park Renovation Phase III - Amphitheater; and,

WHEREAS, the Mayor and Council of the Borough of Maywood has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council of the Borough of Maywood held the required Public Hearing to receive public comments on the proposed park improvements in the application on October 4, 2016 and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Maywood:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of **October 13, 2016**, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Borough of Maywood has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That the Borough of Maywood is committed to providing a dollar for dollar cash match for the project; and,
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Borough of Maywood agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
6. That this resolution shall take effect immediately.

RESOLUTION # 144-16

RESOLUTION TO CONFIRM ENDORSEMENT OF 2017 BERGEN COUNTY COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Bergen County Community Development grant of \$ 21,814 has been proposed by the Borough of Maywood for eight (8) ADA compliant benches and four (4) ADA compliant water fountains in Memorial Park in the municipality of Maywood, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Maywood, and

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

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Borough of Maywood hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

RESOLUTION # 145-16
RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT
BETWEEN THE BOROUGH OF MAYWOOD AND COUNTY OF BERGEN
FOR COUNTY ROAD RESURFACING

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

WHEREAS, the governing bodies of the County of Bergen and the Borough of Maywood deem it to be in the best interests of the people in their respective communities to enter into such a shared service agreement for the resurfacing of certain county roads as described in the shared service agreement prepared by the County of Bergen.

NOW, THEREFORE, BE IT RESOLVED BY 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 to attest, a Shared Services Agreement between the Borough of Maywood and the County of Bergen, for the sharing of services for the resurfacing of certain county roads as described in the shared service agreement prepared by the County of Bergen, a copy of which is on file in the office of the Borough Clerk, and is available for public inspection.

Council member Morrone moved for the adoptions, seconded by Council member Messar; 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 Morrone – All in Favor.

BOROUGH OF MAYWOOD
Closed Session Resolution # 146-16

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):

PBA 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

Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege

Sub-section 8 concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof

Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license

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

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

Will return to open session after this meeting.

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

Date of Passage: 10/04/2016 Time: 8:00 PM

ADJOURNMENT

Council member Lindenau moved the meeting be adjourned; seconded by Council member Morrone and so carried at 8:35 p.m.

Borough Clerk