

“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 and Borough Clerk Jean M. Pelligra.

**ABSENT:** Borough Administrator Roberta Stern

**Greg 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:** As requested by the Governing Body, Neglia Engineering Associates prepared and issued a draft construction management proposal to the NJDEP for review and comment on December 02, 2016. Once the text has been approved, Neglia Engineering Associates will issue a formal proposal to the Governing Body for review and consideration. After authorized by the Borough, a copy of the authorized proposal must be forwarded to the NJDEP for review and concurrence. The project can be bid thereafter.

### **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:** Project construction proceeded on Wednesday, April 06, 2016. Due to the NJDOT Transportation Trust Fund shutdown during Summer 2016, the project construction completion was delayed. Once the shutdown was lifted in mid-October 2016, the streetlights, streetscape hardware, and street signage were installed.

At this time, open construction items include energizing the streetscape lighting by PSE&G and addressing the hardscape in the vicinity of the southeast corner of Central Avenue and Maywood Avenue. We anticipate that these two items will be addressed by the contractor during December 2016 pending weather conditions. After completed, we will issue a NJDOT construction completion letter for final inspection with municipal and NJDOT closeout to follow.

### **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:** Neglia Engineering Associates was informed by the NJDOT that final inspection requests are backlogged. Per a conversation with the NJDOT (Rich Loveless) on Thursday, December 01, 2016, the NJDOT has not been able to address final construction inspections throughout the State. He does anticipate that an inspection and letter would be issued during December 2016. Thereafter, municipal and NJDOT closeout would follow.

**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:** During and after construction activities, our office raised questions with respect to construction document compliance concerning the ramp installation at the intersection of Woodland Avenue and Jersey Avenue and Belgian Block curbing installation at the intersection of Elm Street and Woodland Avenue.

A meeting was held at Borough Hall on November 14, 2016 with the Borough, its professionals, and the contractor. At the meeting, it was resolved that the contractor would reconstruct the ramp at the aforementioned location and install the Belgian Block curb per the construction documents with no additional financial expenditure by the Borough. As of December 07, 2016, the Belgian Block curb installation was completed and the ramp reconstruction was ongoing.

**5. WEST MAGNOLIA AVENUE – BERGEN COUNTY BRIDGE INSPECTION**

Bergen County with the State of New Jersey has created an inspection program to inspect small culverts and bridges throughout all municipalities within the State. Bergen County and the State hired Pickering, Corts & Summerson of Newtown, Pennsylvania to perform inspections which included the West Magnolia Avenue Bridge / Culvert over the Westerly Branch of the Saddle River. This bridge serves as access to two residences located at the terminus of the said roadway. On November 11, 2016, Neglia Engineering Associates and the Borough of Maywood received a report from the County's engineering consultant concerning this structure.

**Status:** Within the report, the County's engineering consultant deemed the bridge as a Priority One repair which requires action within 30 days. After reviewing the matter with the Borough Administrator and the County's engineer consultant, the repair of the bridge does not have to occur within the 30 days but should occur during Summer 2017.

In the interim, the Borough must install "Three Ton Limit" signage for those travelling west on West Magnolia Avenue in the vicinity of the bridge immediately. In addition, the Borough must notify the Borough Fire Department, Borough Department of Public Works, Borough trash hauler, and other municipal departments of this weight limitation. The limitation could affect emergency services, snow plowing, and trash removal as larger vehicles would not be permitted to cross this bridge until it's repaired.

**6. MAYWOOD AVENUE TRAIN STATION (NJDOT FORCED ACCOUNT)**

Neglia Engineering Associates was informed by the NJDOT (Rich Loveless) that the Borough of Maywood had acquired NJDOT Forced Account funding in the amount of \$60,000.00 for previous construction activities performed at the Maywood Avenue Train Station. Documentation had not been forwarded from the Borough to secure any forced account reimbursement. The Borough provided our office with all available purchase orders and payment vouchers to attempt to outstanding account reimbursement. Our office submitted a reimbursement package to the NJDOT with these documents on November 30, 2016.

Mr. Polyniak stated we are proceeding with the Maywood Avenue Streetscapes II NJDOT Grant; adding an endorsing resolution will be forwarded for the next meeting of the Governing Body.

Mayor Febre questioned the scope of the Streetscapes II project.

Mr. Polyniak responded it will include the sidewalks and pavers from the railroad tracks south to East Hunter Avenue.

Council member Morrone questioned the corner of Jersey and Washington Avenues.

Mr. Polyniak responded he believes the homeowner put the tape there; adding he will check it tomorrow.

Council member Messar asked if there was an update on the PSE&G 69KV project.

Mr. Polyniak responded PSE&G will be forwarding final plans and documents to the municipality shortly.

Council member Messar asked if this project will rectify the power outages that have occurred.

Mr. Polyniak responded the 69KV project will improve the power grid for Maywood.

Council member DeHeer questioned if necessary precautions are being taken regarding the concrete repair work on the ADA ramps due to the change in weather.

Mr. Polyniak responded the areas are being tarped to protect the concrete from the cold; adding a two year maintenance bond will be in place should repairs be necessary.

Mayor Febre spoke regarding the installation of underground wiring in the center islands on West Pleasant Avenue and asked Mr. Polyniak for a ballpark cost.

Mr. Polyniak responded it would be a six figure number.

Mayor Febre spoke regarding the bridge at the end of West Magnolia Avenue.

Mr. Polyniak discussed a cost effective option to create a roadway off Brook Avenue and install guard rails on the bridge to prevent people from driving over it.

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

### **PROCLAMATIONS, PRESENTATIONS, ETC.**

Betty Fetzer presented the Mayor and Council with a check in the amount of \$132,723.00 from Lydecker Manor as payment in lieu of taxes.

Ms. Fetzer thanked the employees and volunteers for responding to calls for assistance from their residents.

Ms. Fetzer, Borough Historian, stated the Maywood Historical Advisory Committee is happy to announce the second Hall of Fame will be held on Sunday, January 15, 2017 at 2:00 pm at the Senior Recreation Center; adding we currently have seven inductees.

Ms. Fetzer stated there will be a holiday lights bus tour on Thursday, December 29, 2016 at 4:30 pm and 6:00 pm leaving from the Senior Recreation Center; adding please contact Carol Dass to make a reservation.

### **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.

Betty Fetzer – 652 Grant Avenue – questioned the location of the bridge on West Magnolia Avenue.

Mr. Polyniak stated it is at the end of West Magnolia Avenue over the brook.

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

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

NONE

### **APPROVAL OF MINUTES**

Council member Morrone moved for approval of the November 19, 2016 Special Meeting minutes and the November 22, 2016 Council Meeting minutes and (2) Closed Session minutes; seconded by Council member Messar; and so carried by unanimous roll call vote.

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

Borough Clerk Pelligra reported on the following:

1. She stated correspondence was distributed to council mail boxes from the Borough Engineer regarding construction management fees for the pump station project and asked if the resolution could be placed on the next meeting agenda. Council was in agreement.

2. She stated the renewal for the annual defibrillator agreement was received for the first aid squad and asked if the resolution could be place on the next meeting agenda. Council was in agreement.
3. She stated the 2017 recycling calendar has been sent to the printer and is scheduled to be mailed out to residents prior to the first of the year.
4. She wished everyone a happy and healthy holiday season.

**REPORT OF ADMINISTRATOR**

Administrator Stern was absent.

**REPORT OF ATTORNEY**

Attorney Dario stated he has a report for closed session.

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

**BOROUGH OF MAYWOOD**  
**Closed Session Resolution #178-16**

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 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
- 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: 12/13/2016 Time: 8:20 am

Fire Chief Scozzafava and former Fire Chief Fajvan were present to give a presentation on the proposed purchase of a new fire truck, a Pierce straight stick ladder truck.

Fire Chief Scozzafava gave an overview of the replacement requirements for the SCBA equipment.

Council member Messar asked for an overview of who the NFPA is and how they have jurisdiction over the fire department.

Mr. Fajvan responded the National Fire Protection Association sets the guidelines and standards for fire departments across the country.

Council member DeHeer stated everyone on the committee worked very hard for over a year; adding working with the manufacturer, they were able to reduce the overall cost by ten percent.

Mayor Febre thanked Council member DeHeer on behalf of the council for all of his efforts.

Mayor Febre thanked Chief Scozzafava for his service as Fire Chief for the past two years, adding we are looking forward to working with incoming Chief Christopher Tuttle.

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

## **COMMITTEE REPORTS**

Council member Padovano reported on the following:

1. She stated the Rabies Clinic will be held on Wednesday, January 18, 2017 at the Senior Recreation Center from 7:00 to 9:00 pm; adding you can also obtain your annual pet license and dog park tag.
2. She wished everyone a Merry Christmas and Happy Hanukkah.

Council member Gervino reported on the following:

1. He reported the Maywood EMT's have sent out a mailer to residents looking for volunteers to join the ambulance squad.
2. He reported the following from Municipal Alliance:
  - Mr. Timmins is purchasing additional equipment with grant money
  - He spoke regarding upcoming events
  - He spoke regarding the new Stigma-Free signs that have been placed around town
3. He wished everyone a Merry Christmas and Happy New Year.

Council member DeHeer reported on the following:

1. He reported on the voting results for the new fire department officers from the Fire Board meeting; Fire Chief Christopher Tuttle, Assistant Chief John McManus and Deputy Chief Matthew Reiner. He thanked Chief Scozzafava for the great work he has done during the past two years as Chief.
2. He wished everyone a Merry Christmas and Happy Hanukkah.

Council member Messar reported on the following:

1. He spoke regarding the Stigma-Free program.
2. He reminded residents to contact PSE&G if there is a power outage.
3. He reminded residents not to park in the street when they are snow covered.
4. He spoke regarding the delivery and theft of packages that are left on porches and asked everyone to be aware; adding if you see something, say something.
5. He encouraged everyone to donate new, unwrapped toys to the PBA toy drive.
6. He wished everyone Merry Christmas, Happy Hanukkah and Happy Holidays.

Council member Morrone reported on the following:

1. He thanked Council woman Padovano for the homemade jam.
2. He wished everyone a happy and healthy holiday and pleasant new year.

Council President Lindenau reported on the following:

1. He reported the DPW is prepared for the snow and the equipment is ready to go.
2. He stated 14,000 leaf bags were handed out this year.
3. He stated most of the tree work has been completed.
4. He reported the Borough has received the Sustainable New Jersey Bronze Certification and thanked the Green Team for their support.
5. He wished everyone a Merry Christmas, Happy New Year and Happy Hanukkah.

### **REPORT OF MAYOR**

Mayor Febre reported on the following:

1. He thanked Tara Grunstra, Administrator Roberta Stern, Grant Writer Ellen Stein, Borough Clerk Jean Pelligra and the Green Team for their work on Sustainable New Jersey; adding this will afford us more grant opportunities.
2. He asked everyone not to cross over the center islands on West Pleasant Avenue explaining it is affecting the shrubs as well as the decorated tree lights.
3. He thanked Billy Jerlinski for the many hours of his own time spent on the beautiful lights on Pleasant Avenue.
4. He wished everyone a Merry Christmas, Happy Hanukkah and a safe and happy holiday.

### **ACTION LIST ITEMS**

### **RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING**

NONE

### **APPOINTMENTS – APPROVAL OF THE FOLLOWING**

1. Ryan Hollywood as a Junior Firefighter of the Maywood Fire Department effective December 13, 2016.

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

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

1. From Our Lady Queen of Peace Church – requesting permission for their annual Bingo License and Instant Raffle License effective January 5, 2017 to December 21, 2017.
2. From Womans Club of Maywood NJ – requesting permission to hold a Tricky Tray and On-Premise 50/50 raffle at American Legion Post No. 142, 135 E. Passaic St., Maywood, on Friday, February 10, 2017 from 6:00 to 11:00 pm with a snow date of Saturday, February 11, 2017 or Friday, February 17, 2017 from 6:00 – 11:00 pm.
3. Approval for the 2017 towing license from All Points Towing, Belfi's Towing, Rochelle Park Auto Body and Rochelle Park Towing.
4. From MYAA – Requesting approval for fundraiser to paint house numbers on the curbs in front of residences.

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

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

**RESOLUTION #171-16**  
**RESOLUTION AUTHORIZING CHANGE ORDER #2 FOR MAYWOOD AVENUE**  
**STREETSCAPE PROJECT (NJDOT FUNDED)**

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

TITLE OF JOB: Maywood Avenue Streetscape (NJDOT) Train Tracks to Central Avenue Project

CONTRACTOR: Bello Grande Contracting, 354 State St., Suite #7, Hackensack, NJ 07601

NJDOT CHANGE ORDER NO: 2

AMOUNT OF CHANGE THIS RESOLUTION: -\$4,015.30 (- 3.01 % Decrease)

AMOUNT OF CHANGE TO DATE: +\$8,956.00 (+6.71 % Increase)

**RESOLUTION #172-16**  
**AUTHORIZING MEMBERSHIP AND PARTICIPATION IN THE CRANFORD POLICE**  
**COOPERATIVE PRICING SYSTEM**

**WHEREAS**, *N.J.S.A. 40A:11-11* and *N.J.A.C. 5: 24-6 et. seq.* authorizes the creation of and participation in cooperative pricing systems or joint purchasing systems between permitted bodies to facilitate efficient and cost effective purchasing so as to maximize savings; and

**WHEREAS**, upon the recommendation of the Chief of Police, the Borough of Maywood desires to become a member of the Cranford Police Cooperative Pricing System, effective upon passage and each renewal thereafter of the system, unless the Borough of Maywood elects to formally withdraw from the system.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF MAYWOOD**, Bergen County, New Jersey, pursuant to the provisions of *N.J.S.A. 40A:11-11* and *N.J.A.C. 5: 24-6 et. seq* that the Mayor is hereby authorized to execute, and the Borough Clerk to attest, an agreement between the Borough of Maywood and the Cranford Police Cooperative Pricing System for membership in the cooperative. A copy of such contract shall be on file in the office of the Borough Clerk, and shall be available for public inspection.

**RESOLUTION # 173-16**  
**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**, the Borough installed and requires 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 # 29-16, purchases in excess of \$1,000 require Mayor and Council approval;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, that the Borough Administrator is hereby authorized to sign and issue a purchase order for the Police Chief for the second installment payment for year 2016 to supply, installation, annual support and updates to the radio and dispatch desk, State Contract # 83892, for use of the Maywood Police Department in the sum of \$16,735.74, 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 # 174-16**  
**CAPITAL BUDGET AMENDMENT**

RESOLUTION # 174-16  
**CAPITAL BUDGET AMENDMENT**

WHEREAS, the local capital budget for the year 2016 was amended on the 25th day of October, 2016; and,

WHEREAS, it is desired to amend said amended 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 amended capital budget section of the 2016 Budget be made:

RECORDED VOTE (Insert Last Names)	AYES	(PADOVANO (GERVINO (DE HEER (MESSAR (MORRONE (LINDENAU	(	NAYS	(	ABSTAIN	(
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FROM  
CAPITAL BUDGET (CURRENT YEAR ACTION)  
2016

1 Project	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2016 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		1,409,000			412,502		373,248	794,500	200,000

3 YEAR CAPITAL PROGRAM 2016-2018  
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 2016	Budget Year 2017	1 2018	2 2019	3 2020	4 2021
Total All Projects		1,409,000		1,209,000	100,000	100,000			

3 YEAR CAPITAL PROGRAM 2016-2018  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 Project	2 Estimated Total Cost	Current Year 2016	4 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		1,409,000		51,252		373,248	984,500			

TO  
CAPITAL BUDGET (CURRENT YEAR ACTION)

1 Project	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2016 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
Acq of Aerial Ladder Truck	2016-5	1,065,000		1,065,000	51,000			1,014,000	
Total All Projects		2,474,000			92,255		373,248	1,808,500	200,000

3 YEAR CAPITAL PROGRAM 2016-2018  
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 2016	Budget Year 2017	Budget Year 2018	Budget Year 2019	Budget Year 2020	Budget Year 2021
Acq of Aerial Ladder Truck	2016-5	1,065,000	2016	1,065,000					
Total All Projects		2,474,000		2,274,000	100,000	100,000			



3 YEAR CAPITAL PROGRAM 2015-2017  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 Project	2			4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid and Other Funds	BONDS AND NOTES				
	Estimated Total Cost	Current Year 2016	Future Years				General	Liquidating	Assessment	School	
2016-5	1,065,000			51,000			1,014,000				
<hr/>											
Total All Projects	2,474,000			102,252		373,248	1,998,500				

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 13th day of December, 2016.

Certified by me

Jean M. Pelligra, RMC  
December 13, 2016

Jean M. Pelligra, RMC  
MUNICIPAL CLERK

TRENTON, NEW JERSEY

APPROVED \_\_\_\_\_, 2016

\_\_\_\_\_  
DIRECTOR OF LOCAL GOVERNMENT SERVICES

**RESOLUTION # 175-16**  
**A RESOLUTION DESIGNATING BUS STOPS IN THE BOROUGH OF MAYWOOD,**  
**BERGEN COUNTY NEW JERSEY**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, County of Bergen and State of New Jersey.

That pursuant to N.J.S.A. 39-4-8(e) the following described locations are **designated as bus stops:**

**MAYWOOD COUNTY ROADS**

1. **Along Central Avenue (CR 44), eastbound, on the southerly side thereof at:**
  - a. Golf Avenue – (near side)(prolongation)  
Beginning at the prolongation of the westerly curbline of Golf Avenue and extending 105 feet westerly therefrom (12602).
2. **Along Central Avenue (CR 44), westbound, on the northerly side thereof at:**
  - a. Golf Avenue – (near side)  
Beginning at the easterly curbline of Golf Avenue and extending 105 feet easterly therefrom (12603).
3. **Along Essex Street (CR 56), westbound, on the northerly side thereof at:**
  - a. Maybrook Drive – (far side)  
Beginning at the westerly curbline of Maybrook Drive and extending 100 feet westerly therefrom (12604).
  - b. Maywood Avenue – (near side)  
Beginning at the easterly curbline of Maywood Avenue and extending 105 feet easterly therefrom (12605).
4. **Along Maywood Avenue (CR 59), northbound, on the easterly side thereof at:**

- a. East Magnolia Avenue – (near side)  
Beginning at the southerly curblineline of East Magnolia Avenue and extending 105 feet southerly therefrom (12607).
- b. Taplin Avenue – (near side)(prolongation)  
Beginning at the prolongation of the southerly curblineline of Taplin Avenue and extending 105 feet southerly therefrom (12609).
- c. East Pleasant Avenue – (far side)  
Beginning at the northerly curblineline of East Pleasant Avenue and extending 100 feet northerly therefrom (12610).
- d. Grove Avenue – (near side)  
Beginning at the southerly curblineline of Grove Avenue and extending 105 feet southerly therefrom (12611).
- e. Parkway – (near side)  
Beginning at the southerly curblineline of Parkway and extending 105 feet southerly therefrom (12612).
- f. East Forest Avenue – (near side)  
Beginning at the southerly curblineline of East Forest Avenue and extending 105 feet southerly therefrom (12613).
- g. East Fairmount Avenue – (near side)  
Beginning at the southerly curblineline of East Fairmount Avenue and extending 105 feet southerly therefrom (12614).
- h. Coolidge Avenue – (far side)(prolongation)  
Beginning at the prolongation of the northerly curblineline of Coolidge Avenue and extending 100 feet northerly therefrom (12615).

**5. Along Maywood Avenue (CR 59), southbound, on the westerly side thereof at:**

- a. Coolidge Avenue – (near side)  
Beginning at the northerly curblineline of Coolidge Avenue and extending 105 feet northerly therefrom (12616).
- b. West Fairmount Avenue – (far side)  
Beginning at the southerly curblineline of West Fairmount Avenue and extending 100 feet southerly therefrom (12617).
- c. Mendez Avenue – (near side)  
Beginning at the northerly curblineline of Mendez Avenue and extending 105 feet northerly therefrom (12618).
- d. Parkway – (near side)  
Beginning at the northerly curblineline of Parkway and extending 105 feet northerly therefrom (12619).
- e. Grove Avenue – (far side)(prolongation)  
Beginning at the prolongation of the southerly curblineline of Grove Avenue and extending 100 feet southerly therefrom (12620).
- f. West Pleasant Avenue – (near side)  
Beginning at the northerly curblineline of West Pleasant Avenue and extending 105 feet northerly therefrom (12621).
- g. Taplin Avenue – (near side)  
Beginning at the northerly curblineline of Taplin Avenue and extending 105 feet northerly therefrom (12622).
- h. Thoma Avenue – (near side)  
Beginning at the northerly curblineline of Thoma Avenue and extending 105 feet northerly therefrom (12623).

- i. West Magnolia Avenue – (near side)  
Beginning at the northerly curbline of West Magnolia Avenue and extending 105 feet northerly therefrom (12624).

**6. Along Passaic Street (CR 62), eastbound, on the southerly side thereof at:**

- a. Lawrence Street – (near side)  
Beginning at the westerly curbline of Lawrence Street and extending 105 feet westerly therefrom (12625).
- b. Latham Street – (near side)  
Beginning at the westerly curbline of Latham Street and extending 105 feet westerly therefrom (12626).
- c. Palmer Avenue – (near side)  
Beginning at the westerly curbline of Palmer Avenue and extending 105 feet westerly therefrom (12627).
- d. Oak Avenue – (far side)  
Beginning at the easterly curbline of Oak Avenue and extending 100 feet easterly therefrom (12628).
- e. Elizabeth Court – (far side)  
Beginning at the easterly curbline of Elizabeth Court and extending 100 feet easterly therefrom (32222).
- f. Between Golf Avenue and The Esplanade – (mid-block)  
Beginning 150 feet east of the easterly curbline of Golf Avenue and extending 135 feet easterly therefrom (12630).

**7. Along Passaic Street (CR 62), westbound, on the northerly side thereof at:**

- a. The Esplanade – (far side)  
Beginning at the prolongation of the westerly curbline of The Esplanade and extending 100 feet westerly therefrom (12631).
- b. Elm Street – (near side)  
Beginning at the easterly curbline of Elm Street and extending 105 feet easterly therefrom (12632).
- c. Oak Avenue – (near side)(prolongation)  
Beginning at the prolongation of the easterly curbline of Oak Avenue and extending 105 feet easterly therefrom (12633).
- d. Palmer Avenue – (near side)  
Beginning at the easterly curbline of Palmer Avenue and extending 105 feet easterly therefrom (12634).
- e. Spencer Joseph Way – (far side)  
Beginning at the westerly curbline of Spencer Joseph Way and extending 100 feet westerly therefrom (12635).
- f. Spring Valley Road – (near side)  
Beginning at the easterly curbline of Spring Valley Road and extending 105 feet easterly therefrom (12636).

That the Mayor and Council of the Borough of Maywood will enforce the needed traffic regulations governing the aforementioned bus stop locations and provide the necessary police security to ensure the safety of the traveling public.

**RESOLUTION # 176-16**  
**A RESOLUTION DESIGNATING BUS STOPS IN THE BOROUGH OF MAYWOOD,**  
**BERGEN COUNTY NEW JERSEY**

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen and State of New Jersey.

That pursuant to N.J.S.A. 39-4-8(e) the following described location are **designated as bus stops:**

**MAYWOOD MUNICIPAL ROADS**

**1. Along Spring Valley Avenue, eastbound, on the southerly side thereof at:**

- a. Wyoming Avenue – (near side)  
Beginning at the westerly curblineline of Wyoming Avenue and extending 105 feet westerly therefrom (location 12637).
- b. Wyoming Avenue – (near side)  
Beginning at the westerly curblineline of Grant Avenue and extending 105 feet westerly therefrom (location 12638).
- c. Oak Avenue – (far side)  
Beginning at the easterly curblineline of Oak Avenue and extending 100 feet easterly therefrom (location 12639).
- d. Hackensack City Line – (near side)  
Beginning at the westerly curblineline of Hackensack City Line and extending 105 feet westerly therefrom (location 12640).

**2. Along Spring Valley Avenue, westbound, on the northerly side thereof at:**

- a. Hackensack City Line – (far side)  
Beginning at the westerly curblineline of Hackensack City Line and extending 100 feet westerly therefrom (location 12641).
- b. Between Maywood Avenue and Paterson Avenue – (mid-block)  
Beginning 300 feet east of the easterly curblineline of Maywood Avenue and extending 135 feet easterly therefrom (location 12642).
- c. North Edel Avenue – (far side) (prolongation)  
Beginning at the prolongation of the westerly curblineline of North Edel Avenue and extending 100 feet westerly therefrom (location 12643).

**3. Along The Esplanade, southbound, on the westerly side thereof at:**

- a. Passaic Street – (far side)  
Beginning at the southerly curblineline of Passaic Street and extending 100 feet southerly therefrom (location 12645).
- b. Romaine Avenue – (near side)  
Beginning at the northerly curblineline of Romaine Avenue and extending 105 feet northerly therefrom (location 12646).
- c. East Magnolia Avenue – (far side)  
Beginning at the southerly curblineline of East Magnolia Avenue and extending 100 feet southerly therefrom (location 12647).

That the Mayor and Council of the Borough of Maywood will enforce the needed traffic regulations governing the aforementioned bus stop locations and provide the necessary police security to ensure the safety of the traveling public.

**RESOLUTION # 177-16**  
**A RESOLUTION RATIFYING AND CONFIRMING THE PURCHASE OF A**  
**TEK STAR LED SIGN FOR THE MAYWOOD POLICE DEPARTMENT WITH FUNDS**  
**FROM THE D.E.A. ACCOUNT**

**WHEREAS**, a need exists within the Borough to purchase a 4 foot by 8 foot single sided Tek Star sign with full color LED display for the Borough of Maywood in conjunction with the Maywood Police Department; and

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, that the Borough Administrator is hereby authorized to sign and issue a purchase order for the Police Chief to purchase the 4 foot by 8 foot single sided Tek Star sign with 32 by 112 full color LED display for use by the Borough of Maywood in conjunction with the Maywood Police Department in the sum of \$13,285.00, payable to Ebsco Sign Group, LLC, dba Stewart Signs, 2201 Cantu Court, Suite 215., Sarasota, FL 34232-6255, pursuant to the price quotation received from Ebsco Sign Group, LLC, dba Stewart Signs whose response was most advantageous to the Borough, price and other factors considered.

Council member Morrone moved for the adoptions with the amendment of Resolution Title #177-16, seconded by Council member Messar; and so carried by unanimous roll call vote.

## **INTRODUCTION OF ORDINANCES**

### **ORDINANCE #23-16**

#### **AN ORDINANCE AMENDING CHAPTER 154 SUBCHAPTER 6, CHAPTER 193 SUBCHAPTER 3 AND CHAPTER 256 SUBCHAPTER 10, TO REQUIRE RESIDENTS TO BAG LEAVES IN COMPOSTABLE PAPER BAGS OR IN REUSABLE CONTAINERS WITHOUT LID FOR COLLECTION BY THE DEPARTMENT OF PUBLIC WORKS**

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 wish to amend Chapters 154-6, 193-3 and 256-10, to require residents and their licensees to bag leaves in compostable paper bags or reusable containers without lids prior to setting at the curbside for collection.

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

**Section 1:** Chapter 154-6 shall be amended in title and body and shall now read as:

#### **154-6 Disposal of leaves; storage of leaves, grass clippings and garden debris.**

- A. Pursuant to § 193-4 of the Borough Code, at their own expense, commercial landscape companies, tree experts, tree surgeons, arborists or tree contractors, gardeners, landscapers and horticulturists shall be required to remove all trimmings, branches, brush, trees, stumps and other waste materials resulting from the services performed by them from the premises which they service; but they shall not be required to remove leaves and grass clippings unless contracted to do so by the owner or occupier of the premises upon which the services are performed.
- B. Licensees are required to bag leaves in compostable paper bags or in a reusable container without lid and set at curbside for collection by the Department of Public Works in accordance with all provisions of the Borough Code at such times as may be authorized by ordinance. Bagged or contained leaves shall be free of trash, branches, garden debris and grass clippings.
- C. Licensees are required to bag grass clippings and garden debris in compostable paper bags or in a reusable container without lid and set at curbside for collection by the Department of Public Works in accordance with all provisions of the Borough Code at such times as may

be authorized by ordinance. Bagged or contained leaves shall be free of trash, branches and leaves.

- D. Licensees may only place properly bagged/contained leaves, grass clippings and garden debris on that portion of the curbside immediately adjacent to the premises from which such leaves and grass clippings/garden debris were collected.
- E. Licensees not wishing to properly dispose of leaves, grass clippings or garden debris pursuant to the code of the Borough of Maywood shall remove same from the Borough of Maywood for proper disposal elsewhere.
- F. No licensee shall place any leaves, grass clippings or garden debris at the curb earlier than 6:00 p.m. on the day immediately preceding the day of collection by the Borough in accordance with a schedule to be promulgated by the Borough. All leaves, grass clippings and garden debris collected prior thereto shall be stored on the property from which they were collected until they may be placed at the curb as set forth above or otherwise removed from the Borough of Maywood.
- G. No licensee shall store or place at the curb for collection any leaves, grass clippings or garden debris which originated from outside the Borough of Maywood.
- H. Licensees shall collect grass clippings in an appropriate collecting device mounted to the lawn mower so as to minimize grass clippings being dispersed onto the public streets or neighboring properties. Licensees shall not blow or otherwise disperse leaves or grass clippings upon the public streets or neighboring properties. Licensees shall be responsible to remove any grass clippings or leaves dispersed onto the public streets or neighboring properties and dispose of same in accordance with the ordinances of the Borough of Maywood.

**Section 2:** Chapter 193-3 shall be amended in title and body and shall now read as:

**§ 193-3 Regulations for ash, rubbish and leaf collection.**

Residential premises receiving municipal solid waste collection services shall comply with the following regulations:

- A. Ashes and rubbish shall be collected only from the curbside immediately adjacent to the residential premises from which the garbage is being collected.
- B. No person shall put or place any ashes or rubbish at the curbside prior to 6:00 p.m. on the day next preceding the scheduled collection day. Ash and rubbish receptacles shall be removed from the curb no later than 7:00 p.m. on the day of collection.
- C. Ashes and rubbish shall be either placed in authorized private receptacles or securely tied or bundled in bundles not weighing more than 60 pounds nor with a volume in excess of two cubic yards or a length in excess of four feet.
- D. The total weight of ashes and rubbish to be collected from any premises shall not exceed 500 pounds per unit served during any regular collection.
- E. Owners or occupants of premises within the Borough of Maywood or their representatives who are not regularly engaged in the landscaping business are required to bag leaves in compostable paper bags or in a reusable container without lid and set at curbside for collection by the Department of Public Works in accordance with § 256-10 of the Borough Code.
- F. No persons shall sweep or deposit leaves into any gutter or public street.

**Section 3:** Chapter 256-10 shall be amended and shall now read as:

**§ 256-10 Rules and regulations.**

- A. Persons occupying or having control over residential premises within the municipality shall source-separate leaves from other solid waste generated at such residential premises and shall refrain from causing such leaves to be mixed with or commingled with any other solid waste.
- B. Leaves accumulating upon residential properties during the autumn exfoliation shall be bagged free of trash, branches, grass clippings or garbage in either compostable paper bags or in a reusable container without lid for collection by the Department of Public Works in accordance with a schedule to be established annually by said Department.
- C. Leaves shall not be set at curbside in such a manner so as not to be confused with routine trash or garbage placed at curbside for collection.
- D. Leaves collected by the Department of Public Works shall be delivered and disposed of in accordance with law and rules and regulations set forth by the utility authority having control over the disposal of leaves, and in compliance with the District Recycling Plan.
- E. The provisions of § 256-9, Violations and penalties, of the Code of the Borough of Maywood shall apply to these rules and regulations.

**Section 4:** 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 5:** If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Council member Morrone moved for the introduction, 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 # 23-16, pass on first reading and that said Ordinance will be further considered for final passage at a meeting of the Mayor and Council to be held on December 27, 2016 at 7:30 pm at the Borough Hall, 15 Park Avenue, Maywood, New Jersey at which time and place all persons interested therein will be given an opportunity to be heard concerning the same, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

**ORDINANCE # 24-16**

**BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW AERIAL LADDER FIRE TRUCK, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,065,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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**

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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 a new aerial ladder fire truck, including original apparatus and equipment, in, by and for the Borough. Said improvement shall

include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$1,065,000 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 \$1,065,000, and (4) \$51,000 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 \$1,014,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$20,000, 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 \$51,000, 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 \$51,000 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 \$1,014,000 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 6. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$1,014,000 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 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 ten 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 \$1,014,000 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 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.

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

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance # 24-16, pass on first reading and that said Ordinance will be further considered for final passage at a meeting of the Mayor and Council to be held on December 27, 2016 at 7:30 pm at the Borough Hall, 15 Park Avenue, Maywood, New Jersey at which time and place all persons interested therein will be given an opportunity to be heard concerning the same, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

**NEW BUSINESS**

**OLD BUSINESS**

**MISCELLANEOUS BUSINESS**

**CLOSED SESSION – IF APPLICABLE**

**ADJOURNMENT**

Council member Lindenau moved the meeting be adjourned; seconded by Council member Morrone and so carried at 9:25 p.m.