

“On January 2, 2014, 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 2014, which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, The Community News and The County Seat 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

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

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).

Advertise Date:

Bid Date: 7/20/2011

Awarded: 8/4/2011

Start of Work: 10/17/2011

Projected Completion Date: 12/13/2012 (Phase #1)

Status: This project was awarded to Montana Construction in the amount of \$602,201.72 which was NJDEP - approved. In mid-April 2012, our office submitted a project revision plan package to the NJDEP that was approved in July 2012. This project was closed out by the Borough in March 2013.

The Spring Valley Avenue Pump Station project requires two separate legal tasks to be performed prior to project bidding. The first, the interlocal sanitary connection agreement is being addressed by legal counsel for both the Borough of Maywood and Paramus. The second is the easement purchases from the Spring Valley Avenue, Maywood office building property and the Hanjin, Paramus property

The Borough’s conflict attorney forwarded a final draft agreement to the Borough of Paramus’ conflict attorney in mid-July 2013. In early November 2013, Neglia Engineering Associates

received a revised draft agreement as revised by the Borough of Paramus for our review and comment. That same date, our office issued our comments concerning the revised draft agreement to the Borough’s conflict attorney with the Borough copied. Per E-mail correspondence this week, we understand that the Borough’s Attorney is awaiting a response from the Borough of Paramus’ Attorney at this time. After review and approval by both municipalities, the agreement would be finalized.

Subsequent to completing and formalizing this agreement, the Borough would pursue the easement purchases for the Spring Valley Avenue, Maywood office building property and the Hanjin, Paramus property. After both of these items are completed by the Borough’s conflict attorney, the project would be bid. It shall be noted that this project cannot proceed until these legal tasks are completed.

2. YEAR 2013 ROAD PROGRAM – EAST HUNTER AVENUE (NJDOT FUNDED), SPRING VALLEY ROAD, AND WEST FAIRMOUNT AVENUE PARKING LOT

Scope: The project consists of roadway improvements along East Hunter Avenue and Spring Valley Road along with parking improvements at the West Fairmount Avenue Parking Lot. The Borough acquired an NJDOT Municipal Aid Grant in the amount of \$150,000.00 for the East Hunter Avenue improvements.

Advertise Date:	9/16/2013
Bid Date:	10/03/2013
Award Date:	10/08/2013
Start of Work:	11/18/13
Anticipated Projected Completion Date:	Spring 2014

Status: Per the direction of the Governing Body at the August 27, 2013 Mayor and Council meeting, the Borough authorized the bid of construction documents for roadway improvements including but not limited to milling, paving, roadway reconstruction, curbing, ADA accessible ramps, and striping as follows:

1. Base Bid - East Hunter Avenue from Maywood Avenue to Van Cleve Street
2. Alternate Bid A – Spring Valley Road from approximately two hundred feet south of Cumming Avenue to eighty feet south of Sanzari Place (middle section to complete roadway)
3. Alternate Bid B – West Fairmount Avenue Parking Lot

The bid opening for this project occurred on October 03, 2013 at 11AM at Borough Hall. On October 08, 2013, the Borough awarded the project to the lowest responsible, AJM Contractors, Inc, 300 Kuller Road, Clifton, New Jersey 07011 for the Base Bid, Alternate Bid A, and Alternate Bid B in the amount of \$445,384.40.

Subsequent to the project award, a pre-construction meeting was held at Borough Hall on October 29, 2013 at Borough Hall. After the meeting, our office issued a Notice to Proceed. In mid-November 2013, the project contractor began construction activities on Spring Valley Road. At this time, Spring Valley Road is substantially completed. Due to current weather conditions and snow cover, the contractor will proceed with the West Fairmount Avenue parking lot and the East Hunter Avenue improvements in Spring 2014.

3. GRANT AVENUE – TRAFFIC ENGINEERING SERVICES (TRAFFIC FLOW)

Scope: Per the request of the Borough, our office understands that the Borough would like to review and study a one-way designation of a portion of Grant Avenue to improve vehicular circulation in the vicinity of Memorial Park and Memorial School.

Status: Per the request of the Borough, Neglia Engineering Associates prepared and issued a traffic engineering services proposal on November 22, 2013 for review and consideration by the Governing Body. Our office understands that the Borough would like to review and study a one-way designation of a portion of Grant Avenue to improve vehicular circulation in the vicinity of Memorial Park and Memorial School. If authorized, our office would proceed with the study pending weather conditions.

4. FUSRAP, MAYWOOD – YEAR 2014 SEWER BILL CALCULATION

Scope: Per the request of the Borough, a Year 2014 Sewer Bill Calculation will be prepared and issued for the FUSRAP, Maywood project.

Status: Neglia Engineering Associates will prepare and issue a Year 2014 Sewer Bill Calculation for the FUSRAP, Maywood project for review and use by the Borough once we have received the rate schedule calculation from the BCUA. We understand per discussions with the BCUA that the rate schedule will be available within the next two weeks.

5. BCUA WASTEWATER MANAGEMENT PLAN

Scope: The BCUA is requesting that the Borough provide correspondence as it relates to the Borough preparing its own Wastewater Management Plan or being included within the BCUA Wastewater Management Plan. In addition, the BCUA and NJDEP are requiring Stormwater Management, Steep Slope, and Riparian Buffer Ordinances to be adopted.

Status: Neglia Engineering Associates understands that all municipalities have received correspondence from the Bergen County Utilities Authority (BCUA) in late December 2013 and January 2014. Within the letters, the BCUA is requesting that the Borough provide correspondence / a resolution as it relates the Borough preparing its own Wastewater Management Plan or being included within the BCUA Wastewater Management Plan. Per E-mail correspondence from Eric Andersen, BCUA, “there will be no revisions which would materially impact our rate paying municipalities.” For this reason, the Borough may wish to issue correspondence / a resolution as directed within the letter to state that it will not be preparing its own Municipal Wastewater Management Plan.

In addition to the written correspondence and per our February 04, 2014 E-mail to the Borough, the Borough of Maywood must review, consider and adopt a compliant riparian buffer, steep slope, and stormwater management ordinance. It is our understanding that the Borough adopted a compliant stormwater management ordinance through the NJDEP Municipal Stormwater Management Plan process in Year 2005. Copies of the draft ordinances were forwarded to the Borough on February 04, 2014 for review and consideration.

Mayor Padovano requested Mr. Polyniak to explain the two ordinances listed in Item #5.

Mr. Polyniak explained they are both tied to the Stormwater Management Plan, adding one stipulates buffers when constructing any improvement adjacent to a water course and the other relates to steep slopes and states any slope in excess of twenty percent is not to be disturbed through the implementation of development. He further advised every municipality in the State of New Jersey is required by the DEP to adopt these ordinances in order to be included in any wastewater management plan.

Administrator Stern advised only new construction and development projects would be subject to these two ordinances.

6. YEAR 2013 RECYCLING TONNAGE REPORT

Scope: Per the request of the Borough Recycling Coordinator, Neglia Engineering Associates has been asked to prepare a letter report for capital improvement project recycled materials.

Status: As requested, Neglia Engineering Associates issued a letter for capital improvement project recycled materials to the Borough on January 23, 2014.

7. PSE&G YEAR 2013 AND YEAR 2014 ROADWAY PROJECT LETTER

Scope: Per the request of PSE&G, a letter listing Year 2013 and Year 2014 Roadway projects within the Borough of Maywood, Bergen County, New Jersey is required.

Status: On January 28, 2014, Neglia Engineering Associates issued a letter to PSE&G to address an information request for Year 2013 and Year 2014 Roadway projects within the Borough of Maywood, Bergen County, New Jersey. The roadways listed included Oak Avenue, Spring Valley Road, East Hunter Avenue, West Pleasant Avenue, Parkway, and Maywood Avenue.

8. LENOX AVENUE SEWER EMERGENCY

Scope: On December 25, 2013 through December 28, 2013, Neglia Engineering Associates along with the Borough DPW and outside contractors as approved by the Borough assisted with the emergency relief of a sanitary sewer backup on Lenox Avenue.

Status: On December 25, 2013 through December 28, 2013, Neglia Engineering Associates along with the Borough DPW and outside contractors as approved by the Borough assisted with the emergency relief of a sanitary sewer backup on Lenox Avenue. At approximately 10AM on December 25, 2013, the Borough DPW received a complaint of a sewer backup at 81 Lenox Avenue. This was confirmed due to sewerage within the complainant's basement and sewer surcharge within the Borough's sewer system manholes. During that day, the sanitary sewer was jet vacuumed and televised, but an obstruction was encountered which could not be dislodged. Due to the concern that a collapse existed, we were authorized to proceed with the installation of a bypass across the obstructed sewer main section to minimize the threat to the public's health and safety.

In the interim, we met with the owner of Ikegma and acquired permission to excavate within their parking lot to address the blockage. On December 26, 2013 at approximately 1PM, the obstruction was finally detected. It consisted of a piece of pipe that was lodged within the sanitary sewer

which was the same material as the existing sewer in question. This led our office to believe that a collapse had occurred. The piece of pipe was removed, but additional obstructions were being detected, all within the parking lot of Ikegma.

Due to the difficulties in accessing a manhole in the vicinity of the suspected collapse, we recommended that a manhole be installed in order to continue the investigation. Upon Borough approval, the new manhole was installed. During the installation of the manhole, the suspected collapse was located and was repaired through the installation of this manhole. At approximately 11:30 P.M on December 26, 2013, the manhole was completed. Also, the sewer was cleaned and televised throughout the area in question. However, the siphon that crosses the brook required cleaning.

On December 27, 2013, the sewer system was monitored for any backups. Due to the predicted rainfall on December 29, 2013, we advised the Borough that the siphon cleaning should be performed. As authorized by the Borough, on December 28, 2013, the siphon was cleaned and a buried manhole was located on the westerly side of the creek and was exposed. Upon completion of the siphon cleaning, the entire system from the upstream to the downstream manhole was cleaned and televised (excluding the siphon). The sewer system was functioning. All work was completed by approximately 3PM on December 28, 2013.

In regards to future improvements in order to avoid similar circumstances, consideration should be given to increasing the size of the sewer in question and an overall replacement in the area should occur. However, in the interim, the sewer in question should be cleaned on a quarterly basis to prevent grease and debris buildup. Neglia Engineering Associates would solicit quotes for such upon a request and authorization by the Borough or would incorporate this section of sewer within a global sanitary sewer improvement project if requested and authorized.

9. WEST MAGNOLIA AVENUE SEWER EMERGENCY

Scope: On January 14, 2014, Neglia Engineering Associates along with the Borough DPW and outside contractors as approved by the Borough assisted with the emergency relief of a sanitary sewer backup on West Magnolia Avenue.

Status: On January 14, 2014 at approximately 230PM, Neglia Engineering Associates received a call from the Department of Public Works (DPW) in regards to a sanitary sewer issue at 113 West Magnolia Avenue. Our office was advised that the property owner was suffering from sewer backups. The property owner retained a plumber to televise their lateral which revealed a defect in the Borough's eight inch sewer main.

In response, the Borough of Saddle Brook assisted by providing their televising truck. An attempt was made to televise the sewer main in question, but the camera became lodged in the sewer and could not be removed. Per authorization from the Borough, a contractor began excavation at approximately 630PM and removed the camera from the sewer. However, three significant collapses were discovered and led to the replacement of approximately fourteen linear feet of sewer.

All work was completed on January 15, 2014. In addition to the repair, we also had the remainder of the sewer televised and discovered an additional twenty five linear feet of sewer adjacent 117 and 119 West Magnolia Avenue that will require replacement. We recommend that the Borough proceed with these sewer improvements as soon as possible. Our office would solicit quotes upon request and authorization by the Borough or would incorporate this sewer within a global sanitary sewer improvement project if requested and authorized.

There being no questions from the council for the Borough Engineer, Mayor Padovano closed this portion of the meeting.

Mayor Padovano invited Chief Neumann and Deputy Chief Tuttle to speak regarding the fire department's concerns about an ordinance that would require the removal of snow around fire hydrants.

Deputy Chief Tuttle thanked Council member Febre and members of the council for advising the public to clear fire hydrants after a snow storm.

Deputy Chief Tuttle stated the fire department is interested in a hydrant ordinance that would address public awareness and life safety concerns, adding there are twelve towns in Bergen County that already have such an ordinance. He explained residents generally clear their hydrants; however, there is a problem with snow being plowed over hydrants on commercial properties and apartment complexes, adding in the event of a fire it is critical that time is not wasted locating and accessing a fire hydrant.

Mayor Padovano suggested a letter be sent to commercial property owners on fire department letterhead regarding the importance of keeping their fire hydrants clear during and after a snow storm, and added we should continue educating residents as well.

PROCLAMATIONS, PRESENTATIONS, ETC. (If any)

MEETING OPEN TO THE PUBLIC (FIVE MINUTE TIME FRAME)

Ron Koppinger – 660 Wyoming Avenue – stated the DPW is plowing the snow three feet from the curb line and when he confronted a DPW worker regarding this, he was very arrogant and later advised the police department that he had been threatened by me with a shovel when I did not have a shovel. He stated the DPW is not doing their job and needs to be so advised.

Mayor Padovano responded he will look into this.

Thomas Richards – 347 Golf Avenue – stated in the DPW's defense, when the snow falls at one to two inches per hour like the last storm, it is impossible to keep up with snow removal.

Mr. Richards thanked the council for introducing the ordinance regarding a four-way stop at Golf and Romaine Avenues.

Mr. Richards spoke regarding tree truck training and explained DPW workers need to be trained and certified, adding the truck also needs to be tested.

Mr. Richards questioned what the plans for the roads are this year and spoke regarding the many potholes in need of repair. He stated using cold patch does not work well and suggested using another town's hot box to ensure the roads remain safe until they can be paved.

There being no further comments, Mayor Padovano closed the meeting to the public.

PUBLIC HEARING ON PENDING ORDINANCES – ADOPTION OF ORDINANCES

NONE

CORRESPONDENCE AND REPORT OF BOROUGH CLERK

Borough Clerk Pelligra stated she has no report this evening.

REPORT OF ADMINISTRATOR

Administrator Stern reported on the following:

1. She thanked DPW personnel for the work they have done during the snow storms.

REPORT OF ATTORNEY

Attorney Dario stated he has a report for closed session.

COMMITTEE REPORTS

Council member Lindenau reported on the following:

1. He gave the annual DPW report for 2013 and stated we will continue to save money for the borough through shared services.
2. He commended the DPW for their work during the recent snow storms, adding they are working with older equipment and a low salt supply.
3. He stated the DPW has asked that residents keep their cars off the street during snow storms and do not throw snow into the streets.

Council member Morrone reported on the following:

1. He reported the annual rabies clinic held on January 29, 2014 was very successful.
2. He stated Valley Hospital is hosting its third annual Concussion Awareness Seminar on Wednesday, February 26, 2014 from 7:00 – 9:00 pm.

Council member Eisenberg reported on the following:

1. He spoke regarding the Fitness Center on Route 17 and explained they are responsible for taxes effective the day of occupancy; however, we will not receive our first payment until October 1, 2014.
2. He stated he agrees with the resident who spoke regarding snow plowing and the need for the DPW to plow closer to the curb.

Council member Messar reported on the following:

1. He congratulated Maywood students, teachers and staff for their efforts in fighting hunger by collecting food during the “Souper Bowl of Caring” held prior to the Super Bowl.
2. He reviewed the school dates that will be traded off due to the need for multiple snow days this winter.

Council member Febre reported on the following:

1. He spoke regarding the construction at the Library and stated they hope to have it completed in thirty to forty-five days.
2. He thanked members of Truck 17 who responded mutual aid to the City of Paterson.
3. He stated the brakes on Truck 17 have been repaired and the truck is back in service.

Council President Ballerini reported on the following:

1. He requested Resolution #46-14 be removed from tonight’s agenda.

REPORT OF MAYOR

Mayor Padovano reported on the following:

1. He thanked the DPW for their efforts during the snow storms and asked everyone to use caution in light of the large storm we are expecting Thursday.
2. He stated he met with members of OEM today regarding the upcoming storm and reiterated that the borough, as well as surrounding municipalities and counties, is low on salt.
3. He asked residents to please help keep fire hydrants clear.
4. He thanked our surrounding towns for use of their trucks.
5. He encouraged residents to monitor “nixle” for storm alerts, adding you can sign up for “nixle” on the borough or police department websites.

6. He reported the Historical Advisory Committee met earlier this week and discussed various events to be held in celebration of the 120th Anniversary of the Borough.
7. He stated the Fourth of July Committee is scheduled to meet Thursday, February 13, 2014, pending the snow storm, and added anyone who is interested, please contact Borough Clerk Pelligra for further information.
8. He congratulated members of the Board of Health on the successful rabies clinic held at the Senior Recreation Center this year.
9. He stated he is looking forward to completing the paving projects referenced by the Borough Engineer, adding we will also have a large amount of pothole repairs that will need to be addressed.

ACTION LIST ITEMS

Mayor Padovano reviewed the Action List with the Council:

1. **Board of Health – Temporary Food License:** Mayor Padovano stated the County Inspector and the Board of Health has requested the council enact an ordinance governing the licensing of temporary food vendors who participate in events such as the street fair and fall festival. He requested council members review the proposed ordinance distributed by Borough Clerk Pelligra for discussion at a future meeting.
2. **Riparian/Steep Slope Ordinance:** Mayor Padovano stated the Borough Engineer discussed these ordinances during his report and asked the council to review them for discussion at a future meeting.
3. **Amend 263-2 Hours of Operations for THO, TH, OR, PC and GA zones:** Mayor Padovano proposed expanding our existing ordinance governing hours of operation for retail businesses to include other zones in the borough such as establishments along Spring Valley Avenue so that we remain consistent throughout the borough.
4. **Amending Chapter 52 – Personnel Policies – Insurance Fund Requirements:** Administrator Stern explained each year the borough receives updates from the JIF that we are required to incorporate into our existing ordinance pertaining to personnel policies.

Borough Clerk Pelligra advised there is a time frame involved; therefore, it has to be completed in a timely manner.

5. **Memorial Park Improvements:** Mayor Padovano stated Council members Morrone, Lindenau and he met with representatives of the MYAA and girls' softball league for their input regarding improvements to Memorial Park fields. He stated we were advised we received grant approval for the retaining wall on Field #3. He advised girls' softball is asking for a scoreboard and dugout roofs, adding perhaps Administrator Stern could look into obtaining a corporate sponsor for these improvements in lieu of utilizing money from the bonds. He stated the following was also discussed:
 - Replacement of water fountains throughout the park area
 - Repair of war monuments and improvements to the landscaping in the area connecting the monuments

- Adding a link to the bicycle path to avoid Spring Valley Avenue parking lot
- Repairs to big diamond
- New benches throughout the park, perhaps through a sponsorship program
- New picnic tables and benches
- Replacement of park lighting using the Street Scape design
- Lightning warning system

Mayor Padovano suggested speaking with the American Legion and VFW regarding the monument repairs.

Council member Messar questioned if any consideration is being given to the DPW garage in the park.

Mayor Padovano responded Council member Lindenau could address that with the new DPW Superintendent.

6. **Grant Avenue Traffic Study:** Mayor Padovano explained the study submitted by the Borough Engineer and asked the council if they wished to move forward with the proposal.

Council President Ballerini suggested obtaining a professional evaluation to assist us as lay persons to determine what traffic pattern would be most effective, adding the cost of under \$2,000.00 is very reasonable.

Administrator Stern asked if the Board of Education would be interested in sharing the cost of the study since it affects the school as well.

Council President Ballerini responded that was not discussed.

Mayor Padovano asked the Borough Engineer to explain what the traffic study would entail.

Mr. Polyniak gave an overview of the study in more detail.

Council member Eisenberg brought up discussion on the four-way stop signs and explained his concerns about speeding issues and various road rises and blind spots in those areas.

Mayor Padovano responded these issues have come up in previous discussions with the police department.

After a discussion ensued amongst the council, all were in agreement to place a resolution authorizing the traffic study on the next meeting agenda.

7. **Municipal Alliance:** Mayor Padovano stated we will again be participating in this program that provides funding through the County to sponsor drug awareness programs geared towards our pre-teen and teenage population, adding we will be required to do a resolution authorizing our participation in the program.

8. **Fire Hydrant Snow Removal:** Mayor Padovano stated we will introduce an ordinance at our next meeting.
9. **2014 Street Fairs:** Mayor Padovano stated JC Promotions is seeking approval through the Chamber of Commerce to hold street fairs on April 6, 2014 and August 17, 2014; adding if the council is in agreement, we would need to authorize the closing of West Pleasant Avenue.

Council President Ballerini asked if we have been approached by other promotion companies.

Administrator Stern responded no because this has been run through the Chamber of Commerce, adding the street fair has been very beneficial to our business owners on Pleasant Avenue.

Council member Febre questioned the amount of reimbursement to the town.

Administrator Stern responded JC Promotions increased the amount this year to \$2,000.00 to the Chamber of Commerce and \$1,000.00 to the borough.

RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING

NONE

APPOINTMENTS – APPROVAL OF THE FOLLOWING

NONE

COUNCIL APPROVAL OF THE FOLLOWING

1. From Rosary Society Our Lady Queen of Peace Church – permission to hold an on-premise 50/50 raffle at Our Lady Queen of Peace Church, 400 Maywood Avenue, Maywood on March 29, 2014 from 6:00 pm to 9:00 pm.
2. From American Legion Post #142 – permission to hold an off-premise 50/50 raffle at 135 E. Passaic Street, Maywood on June 28, 2014 from 7:00 pm to midnight.

Council member Eisenberg moved for approval, seconded by Council member Morrone.

Council member Eisenberg questioned if the approval of gaming licenses can be streamlined by giving an organization blanket approval for the year.

Borough Clerk Pelligra responded applications must be submitted for each game and the organizations have to follow the rules of the New Jersey State Legalized Games of Chance Control Commission.

Roll call vote was taken and so carried by unanimous roll call vote.

RESOLUTIONS BY TITLE – CONSIDERATION OF THE FOLLOWING**RESOLUTION # 45-14****A RESOLUTION RATIFYING AND CONFIRMING THE PURCHASE OF TACTICAL HOLSTERS AND ACCESSORIES FOR THE MAYWOOD POLICE DEPARTMENT WITH FUNDS FROM THE D.E.A. ACCOUNT**

WHEREAS, a need exists within the Borough to purchase twenty-four tactical holsters and accessories for the Maywood Police Department; and

WHEREAS, the cost of such tactical holsters, accessories and freight is estimated to be below the bid threshold of \$36,000, but in excess of \$5,400, being 15% of the bid threshold; 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 # 31-14, 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 twenty-four tactical holsters and accessories for use of the Maywood Police Department in the sum of \$3,559.85, including freight payable to Lawman Supply Company of NJ, 7115 Airport Highway, Pennsauken, NJ 08109, pursuant to the price quotations received from Lawman Supply Company, whose response was most advantageous to the Borough, price and other factors considered.

Council member Lindenau moved for adoption, seconded by Council member Ballerini.

Council President Ballerini explained his request to remove Resolution #46-14 from the agenda was due to funding issues that have to be addressed.

Roll call vote was taken and so carried by unanimous roll call vote.

RESOLUTION # 46-14**RESOLUTION AUTHORIZING THE PURCHASE OF 2014 DODGE RAM 1500 4x4 PICK-UP TRUCK POLICE VEHICLE PURSUANT TO STATE CONTRACT AND USING DEA FUNDS**

Mayor Padovano stated Resolution #46-14 is being pulled from tonight's agenda.

INTRODUCTION OF ORDINANCES

ORDINANCE # 1-14

AN ORDINANCE TO AMEND CHAPTER 52-69 ENTITLED “USE OF PERSONAL VEHICLES ON BOROUGH BUSINESS” OF THE BOROUGH OF MAYWOOD CODE IN THE BOROUGH OF MAYWOOD, STATE OF NEW JERSEY

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

WHEREAS, Borough of Maywood Code Chapter 52 entitled “Personnel Policies” provides for personnel polices of all employees of the Borough of Maywood. Subchapter 69 of Chapter 52 provides for reimbursement to Borough employees for the use of personal vehicles on Borough Business; and

WHEREAS, The Internal Revenue Service annually issues optional standard mileage rates used to calculate the deductible costs of operating an automobile for business, charitable, medical or moving purposes; and

WHEREAS, the Mayor and Council of the Borough of Maywood are deserith to revise and update section “A” of § 52-69, so as to adhere same to the Internal Revenue Service’s annual optional standard mileage rate for reimbursement of personal vehicle use for all officers and employees of the Borough of Maywood;

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

Section 1. Chapter 52 Sub Chapter 69 Section A is amended and shall read as:

- A. When an employee has been authorized by a department head or the Borough Administrator to use his/her vehicle on Borough business, said employee shall be reimbursed for vehicle mileage at the rate set by the Internal Revenue Service annually known as the “optional standard mileage rates”. Any charges for tolls and parking shall be in addition to the mileage.

Section 2: Effective Date

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

ORDINANCE # 2-14

“AN ORDINANCE AMENDING THE BOROUGH OF MAYWOOD MUNICIPAL CODE SO AS TO REVISE CODE SECTION 312-13 TO INCLUDE “4 WAY” STOP INTERSECTIONS”

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

WHEREAS, Borough of Maywood Code Section # 312-13 “STOP INTERSECTIONS” provides and enumerates street intersections that are controlled by a “stop sign” traffic control device .

WHEREAS, the Mayor and Council of the Borough of Maywood, on advice of the Chief of The Maywood Police Department, is deserith to amend code # 312-13 to add a sub section “B” which will regulate and mandate “four way stop” intersections. Said intersection will require all traffic on both roads of the intersection to come to a complete stop before proceeding. The proper signage shall be affixed in the proper location on all corners of the intersection.

WHEREAS, the Mayor and Council of the Borough of Maywood, on advice of the Chief of The Maywood Police Department is deserith to require three (3) intersections to be controlled by “four way stop sign” traffic control devices. Said locations are at the intersections of Golf Avenue and Romaine Avenue; Grant Avenue and Mendez Avenue and Palmer Avenue and Parkway.

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

Section 1: Borough of Maywood Code Section # 312-13 is amended to add subsection “B” and shall read as follow:

“B. The following described intersections are hereby designated as four way stop intersections. Traffic in all directions of the intersection shall come to a complete stop before proceeding. Stop signs shall be placed on all roads of the intersection of:

Intersection

1. Golf Avenue and Romaine Avenue
2. Grant Avenue and Mendez Avenue
3. Palmer Avenue and Parkway

Section 2: Signage

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

Section 3: Effective Date

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

ORDINANCE # 3-14
AN ORDINANCE AMENDING CHAPTER 312 SECTION 16 OF THE CODE
OF THE BOROUGH OF MAYWOOD TO ADD A NO LEFT HAND TURN AT THE
INTERSECTION OF WEST FAIRMOUNT AVENUE AND GRANT AVENUE

WHEREAS, the Mayor and Council, on the advice of the Chief of Police find it necessary to restrict left hand turns at the intersection of West Fairmount Avenue and Grant Avenue during the hours of 7 a.m. to 9 a.m. and 1:30 p.m. to 3:30 p.m. Monday through Friday; and

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

Section 1: Chapter 312 Section 16 is amended to add the following restriction:

South bound left hand turns from West Fairmount Avenue onto Grant Avenue during the hours of 7 a.m. to 9 a.m. and 1:30 p.m. to 3:30 p.m. Monday through Friday are prohibited

Section 2. The proper signage shall be erected at the intersection of West Fairmount Avenue and Grant Avenue indicating same.

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

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

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

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

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinances # 1-14, #2-14 and #3-14 pass on first reading and that said Ordinances will be further considered for final passage at a meeting of the Mayor and Council to be held on February 25, 2014 at 7:30 p.m. at the Borough Hall, 15 Park Avenue, Maywood, New Jersey at which time and place all persons interested therein will be given an opportunity to be heard concerning the same, and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

NEW BUSINESS

OLD BUSINESS

MISCELLANEOUS BUSINESS

CLOSED SESSION – IF APPLICABLE

Council member Ballerini made a motion to go into closed session; seconded by Council member Febre – All in favor.

BOROUGH OF MAYWOOD
Closed Session Resolution #47-14

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

Litigation

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

(X) 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: 2-11-2014 Time: 9:15 pm

ADJOURNMENT

Council member Morrone moved the meeting be adjourned; seconded by Council member Ballerini and so carried at 10:25 p.m.

Borough Clerk