

“On March 13, 2017, adequate notice of this meeting pursuant to the Open Public Meetings Act was 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, DeHeer, Lindenau, Morrone, and Messar. Also present were Borough Attorney Ronald A. Dario and Borough Clerk Jean M. Pelligra.

ABSENT: Council member Gervino and Borough Administrator Roberta Stern

PROCLAMATIONS, PRESENTATIONS, ETC.

NONE

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.

Council member Messar made a motion to go out of the regular order of business for the purpose of a presentation by the DPW Superintendent and Supervisor; seconded by Council member Morrone - All in Favor.

DPW Superintendent Gary Neumann and Supervisor Roy DeYoung were present to speak about the purchase of a sewer jet vehicle to maintain our aging sewer system and to establish a preventative maintenance program.

Mayor Febre commended Roy DeYoung on performing lifesaving CPR on a sixty-nine year old male from Maywood who went into cardiac arrest at Shoprite this past Monday; adding this is commendation worthy and you are my hero for saving a man's life.

Council member Morrone made a motion to go back into the regular order of business, seconded by Council member Messar - All in favor.

PUBLIC HEARING ON PENDING ORDINANCES – ADOPTION OF ORDINANCES

NONE

CORRESPONDENCE AND REPORT OF BOROUGH CLERK

Borough Clerk Pelligra reported on the following:

1. She reminded everyone there will be a Special Meeting on April 4, 2017 at 6:00 pm for the Elected Officials Training.

2. She stated the Borough Engineer was unable to attend tonight's rescheduled meeting and asked the Mayor and Council regarding his attendance at the March 28, 2017 meeting and/or the April 4, 2017 meeting. Council was in agreement to have the Engineer attend the April 4, 2017 meeting.
3. She stated she prepared and distributed a copy of the fee ordinance to the Mayor and Council for review indicating in red changes requested by department heads.

REPORT OF ADMINISTRATOR

Administrator Stern was absent.

REPORT OF ATTORNEY

Attorney Dario stated he has no report this evening.

COMMITTEE REPORTS

Council member Padovano reported on the following:

1. She stated she has firsthand knowledge that wipes do clog the pipes; adding I found the Mayor's newsletter very informative.
2. She reported the Chair Yoga program is cancelled as of March 20, 2017 and we will advise when classes resume.
3. She stated on Wednesday, April 5, 2017, from 12:00 to 12:30 pm we will be hosting a program on Fall Prevention for seniors, adding light refreshments will be served.
4. She stated the Recreation Center will be offering a new Teen Activity Club this summer for grades seven through ten.

Council member DeHeer reported on the following:

1. He reported the building department collected \$8,109.00 in permit fees from February 23, 2017 through March 15, 2017.
2. He reported from the Planning Board, Ordinance #2-17 is on tonight's agenda for introduction.
3. He stated per Fire Chief Tuttle, there were thirteen offenders in town who did not clean the snow from around the fire hydrant in front of their homes as per borough ordinance and spoke regarding the importance of doing so.

Council member Lindenau reported on the following:

1. He stated during the snowstorm he saw the best and worst of people, adding we need to stop residents from throwing snow back into the streets.

Mayor Febre stated we used every outlet we have available to advise the residents in town not to put snow in the street.

2. He reported there was only one minor breakdown of a plow truck during the snowstorm.

Council member Morrone reported on the following:

1. He reported the Memorial School PTO will be hosting a Beefsteak/Tricky Tray on April 20, 2017 at the Brownstone; adding the price is \$65.00 per person and the last day to sign up is March 20, 2017.
2. He wished everyone a Happy St. Patrick's Day.

Council President Messar reported on the following:

1. He reported the Maywood Police Department will be holding a Bicycle Rodeo on April 28, 2017 from 3:30 pm to 5:30 pm at Maywood Avenue School.

REPORT OF MAYOR

Mayor Febre reported on the following:

1. He stated an art show was held at One Bergen County Plaza today and artwork from Memorial and Maywood Avenue School students was on display, adding teachers were given commendations from the Bergen County Executive and Freeholders.

ACTION LIST ITEMS

RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING

NONE

APPOINTMENTS – APPROVAL OF THE FOLLOWING

1. Ryan Ullman as a member of the Green Team effective March 16, 2017.

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 MH5K Committee - request to hold Annual Maywood Hawks 5K Race on Sunday, October 1, 2017 with a start time of 9:00 a.m.
2. Request from MYAA and MRPGS to hold “Opening Day Parade” on Saturday, April 1, 2017 along West Pleasant Avenue; North on Wyoming Ave. to Memorial Park beginning at 9:30 am.
3. From the Hackensack Regional Chamber of Commerce – requesting permission to hold the Annual Street Fair along West Pleasant Avenue on Sunday, April 30, 2017.
4. From the Maywood Rotary Club request to hold their Annual 5K Race on May 20, 2017 starting at 9 a.m. from Memorial Park and posting of signs advertising same to be displayed at approved locations.

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

Council President Messar spoke regarding the MYAA and MRPGS request to hold the “Opening Day Parade” on April 1, 2017 and recommended a rain date of April 8, 2017.

Roll call was taken and so carried by unanimous roll call vote with an amendment to Approval #2 to include a rain date of April 8, 2017.

RESOLUTIONS BY TITLE – CONSIDERATION OF THE FOLLOWING

RESOLUTION # 59 -17 **TRANSFER OF APPROPRIATION RESERVES**

BE IT RESOLVED, by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, pursuant to N.J.S.A. 40A:4-58, not less than 2/3 thereof affirmatively concurring, that the Chief Financial Officer be authorized to make the following transfers in the 2017 Appropriation Reserves:

TRANSFERS - 3/16/17
CURRENT ACCOUNT – APPROPRIATION RESERVES

ACCOUNT #	ACCOUNT NAME	DEBIT (DECREASE)	CREDIT (INCREASE)
01-2030-20-1002-149	ADMINISTRATIVE & EXECUTIVE O/E	\$ 15,000.00	
01-2030-23-2202-113	INSURANCE/HOSP. SERVICE PLAN	\$ 30,000.00	
01-2030-25-2401-204	POLICE S/W	\$ 15,000.00	
01-2030-26-2902-146	STREETS & ROADS O/E	\$ 12,000.00	
01-2030-26-3112-132	PUBLIC BUILDINGS & GROUNDS O/E	\$ 5,000.00	
01-2030-20-1352-014	ANNUAL AUDIT O/E		\$ 25,000.00
01-2030-20-1452-258	COLLECTOR OF TAXES O/E		\$ 5,000.00
01-2030-20-1552-028	LEGAL SERVICES & COSTS O/E		\$ 25,000.00
01-2030-20-1652-162	ENGINEERING SERV. & COSTS O/E		\$ 5,000.00
01-2030-26-3051-146	RECYCLING COMMITTEE O/E		\$ 12,000.00
01-2030-26-3052-152	GARBAGE & TRASH REMOVAL		\$ 5,000.00
TOTAL		\$ 77,000.00	\$ 77,000.00

RESOLUTION # 60-17
RESOLUTION REJECTING BIDS FOR THE PURCHASE AND INSTALLATION
OF BACK-UP GENERATORS FOR THE DPW BUILDING AND THE
BOROUGH OF MAYWOOD SENIOR CITIZEN BUILDING
IN THE BOROUGH OF MAYWOOD, BERGEN COUNTY, NEW JERSEY

WHEREAS, a Notice to Bidders was published for bids regarding the purchase and installation of back-up generators for the DPW Building and the Borough of Maywood Senior Citizen Building for the Borough of Maywood, County of Bergen, State of New Jersey; and

WHEREAS, on March 2, 2017 bids were received, duly opened and read aloud, being referred to the Borough Attorney for tabulation, evaluation, report and recommendation; and

WHEREAS, the following bids were received:

Envirocon 490 Schooley's Mountain Road Hackettstown, NJ 07840	\$ 128,000.00
Vanore Electric Inc. 145 Lexington Avenue Hackensack, NJ 07601	\$ 96,820.00
Innovative Electrical Contracting, Inc. 230 Route 206, Suite 2C Flanders, NJ 07836	\$ 118,750.00
ACI Electrical Contractor, Inc. 548 Old Woods Road Wyckoff, NJ 07481	\$ 119,700.00
Manor II Electric, Inc. 3 Ardsley Court Holmdel, NJ 07733	\$ 135,000.00

WHEREAS, it has become necessary to reject all bids because the lowest bid substantially exceeds the Borough's appropriation, utilizing grant funds, for the project; and

WHEREAS, the Borough Attorney has recommended the bids be rejected pursuant to 40 A:11-13.2 (A) and (B);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, that the bids submitted for the “PURCHASE AND INSTALLATION OF EMERGENCY GENERATORS TO BE INSTALLED AT THE BOROUGH MUNICIPAL DPW BUILDING EAST HUNTER AVE AND THE BOROUGH OF MAYWOOD SENIOR CITIZEN BUILDING AT 147 WEST MAGNOLIA AVE; ONE (1) GENERATOR PER LOCATION” are hereby rejected; and be it further

RESOLVED, that the Borough Clerk is hereby authorized to return the bid deposits of the bidders.

RESOLUTION # 61-17
RESOLUTION AUTHORIZING NEGLIA ENGINEERING TO PROVIDE
PROFESSIONAL SERVICES FOR THE OAK AVENUE ROADWAY
IMPROVEMENT PROJECT

WHEREAS, the Mayor and Council of the Borough of Maywood deem it necessary to continue with the Roadway Improvement Program which includes the roadway improvements to Oak Avenue from its intersection with West Pleasant Avenue to Parkway; and

WHEREAS, to facilitate same the Borough needs to retain the services of an Engineer for the Borough for professional surveying, engineering services and construction management; and

WHEREAS, the Borough Engineer, Neglia Engineering having submitted a proposal for such services dated March 3, 2017 in the amount of a lump sum of \$ 21,995.00, representing professional surveying, engineering services and construction management; and

WHEREAS, the Borough Engineer, Neglia Engineering has the expertise for such duties and having significant familiarity with the Borough is the best candidate for the appointment; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the Mayor be and he is hereby authorized and directed to execute, and the Borough Clerk to attest, to any and all documents necessary to execute the agreement between the Borough of Maywood and Neglia Engineering for the professional surveying, engineering services and construction management for the Oak Avenue Roadway Improvement Project for the Borough of Maywood.

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

INTRODUCTION OF ORDINANCES

ORDINANCE # 2-17
“AN ORDINANCE AMENDING CHAPTER 209 SCHEDULE C”

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

WHEREAS, upon the recommendation of the Planning Board, the Mayor and Council of the Borough of Maywood wishes to amend Chapter 209’s schedule C to require applicants to submit twenty (20) copies of the appropriate application form(s), required plot plan, site plan or subdivision plan, and survey. Said twenty (20) copies shall be an increase from the eighteen (18) currently required.

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

Section 1: Chapter 209 schedule C Subsection (B) (1) shall be amended and shall read as follows:

1. For the Planning/Zoning Board, 20 copies of the appropriate application form(s), completely filled in. If any items do not apply, the applicant shall make the statement on the form(s).

Section 2: Chapter 209 schedule C Subsection (B) (4) shall be amended and shall read as follows:

4. For the Planning/Zoning Board, 20 copies of any required plot plan, site plan or subdivision plan according to Chapter 209 of the Code of the Borough of Maywood.

Section 3: Chapter 209 schedule C Subsection (B) (10) shall be amended and shall read as follows:

10. For the Planning/Zoning Board, 20 copies of a survey, dated within five years of application. The survey is to be of the lot and block number, Borough of Maywood, New Jersey that is listed on application.

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 if, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 6: This ordinance shall take effect upon passage and publication according to law.

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

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance # 2-17, 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 April 4, 2017 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

Mayor Febre stated we have received a request from Park Avenue Motors to rent ten parking spaces for employee parking in the swim pool parking lot at the rate of \$50.00 per space for a total of \$500.00 per month.

A discussion ensued amongst the council regarding agreement provisions and the rate per space.

Council member Morrone made a motion for the rate of \$100.00 per parking space per month until the swim pool opens; seconded by Lindenau - All in Favor.

OLD BUSINESS

MISCELLANEOUS BUSINESS

CLOSED SESSION – IF APPLICABLE

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

BOROUGH OF MAYWOOD **Closed Session Resolution # 62-17**

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):

Personnel & 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 disclosure thereof would adversely affect the public interest

() Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law

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

(X) 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: 3/16/2017 Time: 8:25 PM

ADJOURNMENT

Council member Messar moved the meeting be adjourned; seconded by Council member Morrone and so carried at 8:50 p.m.

Borough Clerk