

WORK SESSION

MARCH 12, 2013

“On January 7, 2013, 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 2013, 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.

Members of the governing Body present: Mayor Padovano, Council members Morrone, Eisenberg, Ballerini, Fleischmann, and Febre. Also present were Borough Attorney Ronald A. Dario, Borough Clerk Jean M. Pelligra, and Borough Administrator Roberta Stern.
Absent: Council member Meglio

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. The revisions included the Magnolia Avenue sewer replacement (approximately 550 linear feet), the Brook Avenue manhole / siphon configuration, and the Lawrence Avenue siphon obstruction. At the July 24, 2012 Mayor and Council Meeting, the formal change order for these revisions was authorized with a budget reduction of \$27,822.07.

Construction related to the revised project scope began in mid-August 2012. The construction activities were substantially completed on December 13, 2012. On January 23, 2013, Neglia Engineering Associates attended a final NJDEP project inspection meeting with the NJDEP. Subsequently in early February 2013, the NJDEP informed our office that the project could be closed out. A project closeout package was forwarded to the Borough for review and consideration in mid-February 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

and prepared by the Borough Attorney and the Borough of Paramus Attorney. Subsequent to completing this agreement, Borough would pursue the easement purchases for the Spring Valley Avenue, Maywood office building property and the Hanjin, Paramus property. Once the inter-local connection agreement is finalized with the Borough of Paramus and the easement acquisitions are completed, the project would be bid.

2. SPRING VALLEY ROAD – WEST PASSAIC STREET TO MUNICIPAL BOUNDARY

Scope: The project consists of roadway improvements along Spring Valley Road from West Passaic Street to the municipal boundary with Paramus. The Borough acquired an NJDOT Municipal Aid Grant in the amount of \$146,500.00 for these improvements.

Advertise Date:	06/18/2012
Bid Date:	7/25/2012
Tentative Award Date:	8/14/2012
Tentative Start of Work:	10/01/12
Projected Completion Date:	11/19/12

Status: The project was designed with the following Base Bid and Alternate Bids per the direction of the Borough:

1. Base Bid – Spring Valley Road from West Pleasant Avenue to approximately two hundred feet south of Cumming Avenue
2. Alternate Bid A – Felter Avenue
3. Alternate Bid B – Spring Valley Road from approximately eighty feet south of Sanzari Place to Coolidge Avenue (Memorial Park frontage)
4. Alternate Bid C – Spring Valley Road from approximately two hundred feet south of Cumming Avenue to eighty feet south of Sanzari Place (middle section to complete roadway)

The bid opening for this project occurred on Wednesday, July 25, 2012 at Borough Hall. On August 14, 2012, 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 \$177,367.80. The project improvements included milling, paving, roadway reconstruction, curbing, ADA accessible ramps, and striping.

On Monday, October 22, 2012, the project contractor distributed project resident notices to those residents potentially affected by the project construction activities. Project construction began on October 26, 2012 with a schedule delay due to Hurricane Sandy. Paving operations were completed on Friday, November 16, 2012. The contractor completed all punch list items for this project other than limited grading, topsoil, and seeding at the Parkway intersection in late 2012. These activities would be completed in the Spring 2013 to ensure lawn surface survival.

On January 08, 2013, Neglia Engineering Associates issued a NJDOT project inspection request letter. An NJDOT Final Inspection letter was received January 28, 2013 stating that no contractor corrective work is required. In addition, Neglia Engineering Associates received the asphalt testing results from Keytech Laboratories stating that no additional remedial action is required. Therefore,

the only remaining open item to be completed prior to closeout is the lawn area at the Parkway intersection.

Mr. Polyniak stated the completion of the green space should take place within the next month once the weather improves to ensure the grass takes suit.

3. BOROUGH HALL – MONITORING POINTS

Scope: The project consists of monitoring a complaint of the possible settlement in and outside of Borough Hall.

Status: Neglia Engineering Associates set monitoring points at Borough Hall per the Borough's direction. The locations included the police desk, first floor restroom, the front stairs, and the firehouse bays. Settling signs were exhibited on June 06, 2012 (police entrance) and September 10, 2012 (firehouse bay). No signs were exhibited on December 04, 2012.

On March 06, 2013, Neglia Engineering Associates conducted a monitoring session. No settlement signs were exhibited. Therefore, we intend to conclude the monitoring sessions unless directed otherwise by the Borough.

4. HERGESELL AVENUE – CATCH BASIN AND ROADWAY REPAIR

Scope: Per the request of the Borough, a quote solicitation was prepared to address an inlet replacement and roadway repair on Hergesell Avenue.

Status: In late November 2012, Neglia Engineering Associates prepared a quote solicitation for an inlet replacement and roadway repair on Hergesell Avenue. Subsequently, Neglia Engineering Associates issued a recommendation letter to the Borough to authorize Montana Construction Corp. in the amount of \$7,475.00 pending the availability of funds.

Per the Borough's authorization at the February 12, 2013 meeting, Neglia Engineering Associates directed the contractor to proceed. The contractor has informed our office that they anticipate completing the scope of work by Friday, March 15, 2013 pending weather conditions.

Mr. Polyniak stated the work on the Hergesell Avenue catch basin and roadway repair was completed yesterday.

5. OAK STREET – SIDEWALK AND ROADWAY REPAIR

Scope: Per the request of the Borough, a quote solicitation was prepared to address sidewalk and roadway repair on Oak Street in the vicinity of 691 Oak Street.

Status: On February 22, 2013, Neglia Engineering Associates prepared and issued a revised, quote solicitation for sidewalk and roadway repair. It also included but was not limited to curbing and driveway aprons. On March 04, 2013, our office issued a recommendation letter to the Borough to authorize D&L Paving Contractors, Inc. (the lowest of four received quotes) to perform the sidewalk and roadway improvements as listed within our solicitation in the amount of \$33,620.47 pending the availability of funds and review by the Borough Auditor.

6. NEW JERSEY HAZARD MITIGATION GRANT PROGRAM

Scope: Per the request of the Borough, Neglia Engineering Associates prepared a New Jersey Hazard Mitigation Grant Program estimate and Letter of Intent for Hurricane Sandy mitigation projects.

Status: Per the direction of the Borough, Neglia Engineering Associates prepared a preliminary engineer's estimate for building generator projects to be submitted as part of the New Jersey Hazard Mitigation Grant Program – Letter of Intent (LOI). These items were submitted to the Borough for review, signature, and completion on February 01, 2013. After the receipt of the signed LOI from the Borough, our office forwarded the submission to the Bergen County Office of Emergency Management on February 15, 2013.

Administrator Stern stated the work was completed on Hergesell Avenue today along with the cleaning of the line Mr. Berliner of Neglia Engineering was concerned about.

Administrator Stern stated we should be going ahead with the repairs on Oak Avenue and added, with regards to the New Jersey Hazard Mitigation, she has been in touch with representatives from FEMA who will be in touch with John Gargagliano, Director of OEM

Council member Fleischmann questioned the NJEIT project and the time frame as it relates to going out to bid for the pump station.

Mr. Polyniak responded Attorney Dario has to meet with the Borough Attorney for Paramus to finalize this agreement.

Mayor Padovano responded he met with the Mayor of Paramus and advised him it is our goal to complete the project by the end of this year, adding we can then move forward with what we can do with the property.

Council member Fleischmann questioned the Oak Avenue project.

Administrator Stern explained the cost was too high per the initial bids, therefore we are only doing the repairs on the western side of the street, but have added Oak Avenue to a list of borough streets that are in need of paving.

Mr. Polyniak stated the bids received to do the entire width of the roadway far exceeded the threshold for our Qualified Purchasing Agent.

Council member Fleischmann stated he would like to reinstitute our roadway paving program and have the entire length of Oak between Parkway and Mendez completed together with the remainder of Spring Valley Road.

Mayor Padovano responded he has had discussions with the CFO and we are putting together a larger paving package for a bond this year, adding the DPW and engineer are determining which streets are in

most need of paving. He explained we are waiting to hear back regarding the grant for the paving of Hunter Avenue to determine what we would need to add to the funding to complete the project.

A discussion ensued regarding the repairs to Oak Avenue.

There being no further questions for the engineer, Mayor Padovano closed this portion of the meeting.

PROCLAMATIONS, PRESENTATIONS, ETC.

Mayor Padovano stated he will be presenting Certificates of Recognition at the schools recognizing Ms. Eileen Baker – Memorial School and Ms. Denise Biggins – Maywood Avenue School for receiving the **2012-2013 New Jersey Governor’s Teacher of the Year Award** and Ms. Beth Brislin – Memorial School and Ms. Patricia Barber – Maywood Avenue School for receiving the **2012-2013 Maywood Board of Education Teacher of the Year Award**.

PUBLIC HEARING ON PENDING ORDINANCES – ADOPTION OF ORDINANCES

NONE

CORRESPONDENCE AND REPORT OF BOROUGH CLERK

Borough Clerk Pelligra reported on the following:

1. She stated a close-out resolution was received for the Spring Valley Road paving project and asked if the council would like to place it on the next meeting agenda.
2. She stated the Bond Anticipation Note (BAN) resolution is being prepared by Bond Counsel for the next meeting agenda, adding upon receipt, she will distribute a copy to the Mayor and Council.

REPORT OF ADMINISTRATOR

Administrator Stern reported on the following:

1. She discussed the estimate prepared by Gerber for repairs to Ambulance 26, adding it would cost anywhere from \$15,000.00 to \$23,000.00. She stated based on the information received from the volunteer squad, she suggests this vehicle be included in our next auction, and asked the council to notify her if they knew of any other equipment so a resolution can be prepared for an online auction.

Mayor Padovano asked if anyone had comments regarding Ambulance 26.

Council President Febre responded the squad no longer feels the vehicle is safe to drive and has taken it out of service.

Administrator Stern stated the only repair authorized was to repair the gas leak to avoid any problems when the vehicle is parked.

REPORT OF ATTORNEY

Attorney Dario stated he has no report this evening.

COMMITTEE REPORTS

Council member Morrone reported on the following:

1. He spoke regarding background checks for coaches and stated softball coaches who are Rochelle Park residents have already had background checks performed and asked if this information is acceptable for Maywood.

Attorney Dario responded as long as the background checks were done through the Morphotrak system every three years as required, adding he will speak to Chief Pegg.

Administrator Stern responded both police chiefs can consult with each other.

Council member Eisenberg reported on the following:

1. He stated he met with the building inspector and followed up on the house located at Taplin and Oak Avenues and reported a summons had been issued and the landlord was going to work to rectify the problem.
2. He stated he attended the SID meeting and stated the bushes in the center median on West Pleasant Avenue were discussed together with concerns about the electrical cords going from tree to tree for the lights.

Administrator Stern advised everyone moved out of 40 Taplin Avenue prior to the fine being assessed.

Council member Morrone questioned the house on Central Avenue.

Mayor Padovano responded the building inspector is contacting the owners via the same process regarding multiple tenancies.

Council member Ballerini reported on the following:

1. He reported the following from the Board of Education:

- A Special Meeting was held last week to introduce their 2013 budget with a 1.7% increase with a net effect on the tax of two points; therefore, there will be no vote on the budget this year.
- The teachers at Memorial School are asking that the parking lot be added to our paving list.

Administrator Stern explained the lot is already on the list; however, we are looking to share the cost.

Council member Fleischmann reported on the following:

1. He reported the following regarding the DPW:

- Two 1997 mason dump trucks will also be available to auction.
- DPW personnel have perfected the use of the brining system and are able to make 1000 gallons in two hours which will cover the entire town, including the hills and trouble spots.
- We are working on plans to clean up the DPW garage building and have it painted.
- DPW personnel are moving forward to prepare for the spring preparation of the parks, playgrounds, fields and the pool.

Council President Febre reported on the following:

1. He stated the fire department has radios and pagers that can be placed on the auction list.

Administrator Stern stated the departments must submit a complete list of equipment containing the item's description and serial number in order for Borough Clerk Pelligra to prepare the resolution.

2. He stated a contributor's case number is required when completing the background check application online.

Attorney Dario responded the State police assign that number to us and we should receive it within ten days.

REPORT OF MAYOR

Mayor Padovano reported on the following:

1. He stated April 2, 2013 is Autism Awareness Day and we will be showing our support by displaying blue ribbons and shading the lights on the borough building in blue.
2. He stated the Green Team has ten gardening beds available for spring planting for any Maywood organization who is interested in taking ownership of the bed for the season. He said the borough will assist with watering and providing soil, adding a fence will be installed soon

with grant money that is available. He asked anyone who is interested to contact either the Borough Administrator or Borough Clerk and they will pass on the information to the Green Team.

3. He stated a shredding event is planned for Saturday, April 20, 2013 at Maywood Avenue School from 9:00 am to 1:00 pm.
4. He stated the Fourth of July parade will be held on Thursday, July 4, 2013 and the fireworks are planned for Saturday, July 6, 2013; adding this year's theme is "Celebrating Our American Heritage".
5. He stated the Fourth of July committee is asking for the submission of names for this year's Grand Marshall by April 15, 2013 which will be voted on at their May meeting.
6. He stated our newest restaurant, Pot Belly, located at the Bergen Town Center, is having its grand opening on Saturday, March 23, 2013.
7. He stated we are looking forward to our new pancake house opening in the near future.
8. He stated we received matching grant money in the amount of \$187,000.00 to preserve the house on the corner of Maywood and Central Avenues, adding there is a growing number of citizens coming forward who are interested in serving on the committee to help secure the remaining funds. He asked anyone who is interested to contact the Borough Clerk or Borough Administrator.

Council member Fleischmann asked when the next Green Team meeting was scheduled because members of the Shade Tree Commission wanted to attend.

Mayor Padovano responded the next meeting is scheduled for Tuesday, March 19, 2013.

MEETING OPEN TO THE PUBLIC (FIVE MINUTE TIME FRAME)

Mayor Padovano opened the meeting to the public for any comments on or off the agenda.

David Moran – 121 West Magnolia Avenue – spoke regarding the rehabilitation center located at the western end of West Magnolia and safety concerns created by a considerable amount of dangerous traffic including ambulances and NJ Transit vehicles making u-turns in resident driveways. He suggested installing two hour residential parking signs on the block due to the overflow of parking from the center. He stated in 2000, several residents attended a council meeting and were advised only fire and other emergency vehicles would have access from West Magnolia Avenue.

Mayor Padovano asked if the people parking on West Magnolia are visitors or employees.

Mr. Moran responded employees and it is causing a dangerous situation for both residents and employees.

Mr. Moran stated his second issue is regarding a house where three autistic children reside and explained over the past seven months he has had to call the police five times because one of the residents has come onto his property and up on to the deck, adding it has also happened to other neighbors. He stated safety measures have to be put in place and explained his children feel threatened and are afraid to go outside.

Mayor Padovano responded he asked Administrator Stern to contact the owner of the house.

Administrator Stern stated she has spoken to Children's Aid and Family Services who are in charge of the residents and explained they were faxed the police reports and are examining the situation.

Mayor Padovano stated supervision is required at these facilities for everyone's benefit to ensure the children are being supervised properly, adding we all have to keep on top of this.

Council member Morrone stated the address for the Rehabilitation Center is 100 West Magnolia and is located out of sequence which causes private ambulances to stop in the middle of the block searching for the address.

Administrator Stern responded the parking issues on Eccleston and in front of the Senior Center have been addressed and she has spoken with the director of the rehabilitation center who has assured her he will advise the private ambulance services not to enter the parking lot via West Magnolia Avenue.

Mayor Padovano suggested changing the address of the rehabilitation center to Brook Avenue.

A discussion continued amongst the council.

Mayor Padovano stated he will contact the rehabilitation center and speak with them.

Thomas Richards -347 Golf Avenue – spoke regarding 100 West Magnolia Avenue.

Mr. Richards spoke regarding Ambulance #26 and stated it cannot be replaced and if you are going to auction it, put a number on it so the borough will make money on it.

Mr. Richards stated he spoke with Administrator Stern regarding the music contracts for the Fourth of July parade and discussed the group from Garfield that uses the flatbed, adding, the organizer is a Maywood resident.

Mr. Richards questioned if the borough has to pay ten percent to the grant writer upon receipt of the grant money for the historical house.

Mayor Padovano and Administrator Stern responded we have not met the threshold yet.

Mr. Richards stated he would like to see the borough establish a road program like we have had in the past and added there should already be a paving priority list in the files at the DPW.

Mr. Richards suggested contacting Andy Liso regarding the home where the autistic residents reside.

Andrezej Burghardt - 298 Eccleston Place – he stated the increased foot traffic and light contamination in the area of this facility contributes to a lower quality of life and suggested the installation of garbage cans.

Mr. Burghardt stated he has lived on the corner of Eccleston Place and West Magnolia Avenue for over twenty-five years and during that time has lost five trees and asked if the Shade Tree Commission could add trees to that area of Eccleston Place.

Mr. Burghardt questioned once the parking signs are posted per the ordinance, will residents still be able to park in front of their homes.

Administrator Stern responded she will review the ordinance and follow up with him.

John Kopec – 764 Maywood Avenue – stated the sign for East Forest Avenue on the corner of Maywood Avenue fell during a storm and was replaced with a sign reading Forest Avenue and is causing confusion for motorists.

Administrator Stern responded it will be corrected.

Mr. Kopec spoke regarding the enforcement of landscaping permits.

Administrator Stern responded we will continue to follow up, adding the permit fee has been reduced.

RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING

1. Robert Cavotto from the Maywood First Aid & Emergency Squad effective March 12, 2013.
2. Michael VanRensalier from the Maywood Fire Department, Undine Hose Co. No. 1, effective March 12, 2013.

Council member Ballerini moved the resignations be accepted, seconded by Council member Fleischmann; and so carried by unanimous roll call vote.

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 off-premise 50/50 raffle at Our Lady Queen of Peace Church, 400 Maywood Avenue, Maywood on September 22, 2013 at 3:00 pm.
2. From MYAA – request to hold their Annual Opening Day Parade on Saturday, April 13, 2013, starting at 9:30 am from West Pleasant Avenue, north on Wyoming to Memorial Park.
3. From Maywood Fire Police – request to use Memorial School Parking lot on Saturday, April 20, 2013 to accommodate parking from 8 am through 7 pm.

Council member Fleischmann moved for approval, seconded by Council member Morrone; and so carried with the exception of Council member Febre abstaining to Approval No. 3.

RESOLUTIONS BY TITLE – CONSIDERATION OF THE FOLLOWING

RESOLUTION #54-13

**A RESOLUTION SUPPORTING THE BERGEN COUNTY MUTUAL AID PLAN AND
RAPID DEPLOYMENT FORCE IN THE BOROUGH OF MAYWOOD, COUNTY OF
BERGEN, STATE OF NEW JERSEY**

WHEREAS, the Police Departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order, and

WHEREAS, law enforcement officials also have a responsibility to provide for preparedness against natural emergencies such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riots, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, terrorist incidents and bombings, state and national emergencies; and

WHEREAS, this plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. APP. A: 9-40.6, and

WHEREAS, this plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property, and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Maywood to participate in mutual aid plan and rapid deployment force in accordance with the plan as submitted by the Bergen County Chief's Association.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Maywood that the Police Department of the Borough of Maywood under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an interlocal services agreement with all municipalities in the County of Bergen in order to put into place the mutual aid plan and rapid deployment force, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the County Executive, the Board of Chosen Freeholders, and the County Prosecutor.

RESOLUTION # 55-13
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 2013 Appropriation Reserves:

TRANSFERS - 3/12/13			
CURRENT ACCOUNT - APPROPRIATION RESERVES			
ACCOUNT #	ACCOUNT NAME	DEBIT (DECREASE)	CREDIT (INCREASE)
01-2030-20-1552-167	LEGAL SERVICES & COSTS O/E		4,000.00
01-2030-23-2102-124	INSURANCE OTHER PREMIUM		13,000.00
01-2030-26-3054-204	INTERLOCAL GARBAGE & TRASH REMOVAL		12,000.00
01-2030-26-3112-196	PUBLIC BUILDINGS & GROUNDS O/E		11,000.00
01-2030-31-4352-071	STREET LIGHTING		13,000.00
01-2030-20-1452-258	COLLECTOR OF TAXES O/E	5,000.00	
01-2030-20-1652-162	ENGINEERING SERV. & COSTS O/E	6,000.00	
01-2030-23-2110-124	INSURANCE - SURETY BOND	13,000.00	
01-2030-25-2402-146	POLICE O/E	3,000.00	
01-2030-26-2902-146	STREETS & ROADS O/E	3,000.00	
01-2030-26-3051-146	RECYCLING COMMITTEE O/E	2,000.00	
01-2030-26-3052-080	GARBAGE & TRASH REMOVAL	2,000.00	
01-2030-26-3152-250	MAINTENANCE OF VEHICLES O/E	12,000.00	
01-2030-27-3302-146	BD. OF HEALTH AMBULANCE O/E	2,000.00	
01-2030-28-3752-146	PARKS & PLAYGROUNDS O/E	2,000.00	
01-2030-30-4203-118	CELEBRATION OF PUBLIC EVENTS	3,000.00	
TOTAL		53,000.00	53,000.00

Council member Ballerini moved for adoption, seconded by Council member Febre; and so carried by unanimous roll call vote.

INTRODUCTION OF ORDINANCES

ORDINANCE # 1-13

**AN ORDINANCE AMENDING SECTION 3 OF CHAPTER 65 OF THE BOROUGH OF
MAYWOOD MUNICIPAL CODE ENTITLED "SUPERVISION; PUBLIC WORKS
MANAGER" IN THE BOROUGH OF MAYWOOD**

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

WHEREAS, Mayor and Council of the Borough of Maywood, are desirith to amend chapter 65 section 3 of the Borough of Maywood Municipal Code entitled "Supervision; Public works manager" **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: chapter 65 section 3 of the Borough of Maywood Municipal Code entitled "Supervision; Public works manager" is stricken in its entirety and replaced with the following language:

§ 65-3. Supervision; Superintendent of Public Works.

- A. The Department of Public Works shall function under the general supervision of the Borough Administrator and the Mayor and Council as a whole.
- B. The Mayor and Council shall have the power to hire and designate a Superintendent of Public Works, who shall faithfully and promptly obey and cause all of the workers under him or her to obey all of the rules, regulations and orders from time to time prescribed by the Borough Administrator and/or Mayor and Council and shall diligently pursue the various labors and duties incumbent on the position. The position of Superintendent shall not be subject to tenure, nor shall anyone holding the position be entitled to tenure.
- C. The Superintendent of Public Works shall, unless otherwise directed by the rules and regulations or resolutions adopted by the Mayor and Council, report to and be subject to the direction of the Borough Administrator and the Mayor and Council as a whole.
- D. The Superintendent of Public Works shall direct the subordinate employees of the Department for the purpose of carrying on and performing the work of the Department. He shall report regularly about the current status and activities of the department to the Borough Administrator and/or to the Mayor and Council as a whole.

Section 2: Effective Date

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

Council member Fleischmann moved for introduction, seconded by Council member Ballerini; and so carried by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance # 1-13, 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 March 26, 2013 at 8:15 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

Mayor Padovano reviewed the Action List with the Council:

Oak Avenue Sidewalk and Roadway Improvements – Mayor Padovano stated this was addressed earlier in the meeting.

Administrator Stern stated if any council member has questions regarding repairs to Oak Avenue, please contact her and she will visit the site with them and explain the work to be done.

Sign Ordinance Revisions – Mayor Padovano reviewed the sign ordinance he had distributed from South Hackensack as it relates to political signs.

Council member Ballerini suggested the maximum sign size be nine square feet instead of sixteen square feet.

Council member Fleischmann suggested adding contractor signs to the ordinance.

Mayor Padovano responded they currently are not permitted in a residential zone.

Mayor Padovano suggested Attorney Dario draft an ordinance for Mayor and Council to review.

Council President Febre stated he agrees with Council member Ballerini that we need to establish guidelines.

Ordinance re: Criminal Background Checks – Mayor Padovano stated the state statute is very specific regarding criminal background checks. He stated he agrees with Council member Morrone’s suggestion to add a clause if a person has been checked by another municipality, a procedure is in place to verify the proper background check was performed.

Attorney Dario explained background checks performed for other requirements, i.e. firearms permit, are not valid for coaching; adding this check must be performed for this specific purpose. He noted this does not apply to coaches of outside teams who apply to use our fields.

ADJOURNMENT

Council member Fleischmann moved the meeting be adjourned; seconded by Council member Eisenberg and so carried at 9:15 p.m.

Borough Clerk