

Borough Clerk Barbara Dispoto called the April 9, 2019 Work Session of the Mayor and Council to order at 7:37pm.

**SALUTE TO THE FLAG**

**STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT**

“On January 3, 2019, 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 2019, 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 rebroadcasted.

**ROLL CALL**

**Members of the Governing Body present:** Mayor Febre, Council members Bennin, Bolan, Ullman, Gervino, Lindenau, Garofalow. Also present were Borough Attorney Brian E. Eyerman, Borough Administrator Roberta Stern and Borough Clerk Barbara Dispoto.

**2019 MUNICIPAL BUDGET**

2019 Municipal Budget Presentation by Borough CFO Charles Cuccia and Borough Auditor Steven Wielkotz.

CFO Cuccio stated the 2019 Budget has a zero tax increase from the prior year and we meet all appropriation requirements including the cap legislation and levy cap bank of 3.5%. The following has enabled the Borough to introduce a zero tax increased budget for 2019. Total salaries are \$58,000.00 less than last year, BCUA is reduced by \$200,000.00 and there is a reduction in the down payment money by \$95,000.00 which leaves 2019 the same as 2018.

**ORDINANCE # 11-19**

**CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Borough Council of the Borough of Maywood in the County of Bergen finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the Borough Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$129,088.51 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years;

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Maywood, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the Borough of Maywood shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$451,809.79, and that the CY 2019 municipal budget for the Borough of Maywood be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Council President Garofalow moved for the introduction, seconded by Council member Lindenau; and so motion carries on first reading by unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinance #11-19, 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 May 28, 2019 at 7:30pm 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.

**RESOLUTION # 95-19**  
**2019 MUNICIPAL BUDGET NOTICE**

SECTION 1.

Municipal Budget of the Borough of Maywood, County of Bergen for the Fiscal Year 2019

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2019;

Be It Further Resolved, that said Budget be published in the Our Town

in the issue of May 23rd, 2019

The Governing Body of the Borough of Maywood does hereby approve the following as the Budget for the year 2019:

RECORDED VOTE  
(insert last name)

|        |        |             |
|--------|--------|-------------|
| (      | (      | (           |
| (      | (      | Abstained ( |
| Ayes ( | Nays ( | (           |
| (      | (      | Absent (    |
| (      | (      | (           |

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of Maywood, County of Bergen, on May 14th, 2019.

A Hearing on the Budget and Tax Resolution will be held at Borough Hall, on June 11th, 2019 at 7:30 o'clock <sup>(A</sup> <sub>(P.M.)</sub> <sup>(cross out one)</sup>

at which time and place objections to said Budget and Tax Resolution for the year 2019 may be presented by taxpayers or other interested persons.

Council member Bolan moved for the approval, seconded by Council member Bennin; motion carries by unanimous roll call vote.

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of Maywood, County of Bergen, on May 14, 2019.

A Hearing on the Budget and Tax Resolution will be held at the Maywood Municipal Complex, 2<sup>nd</sup> floor Council Chambers on June 11, 2019 at 7:30pm at which time and place objections to said Budget and Tax Resolution for the year 2019 may be presented by taxpayers or other interested persons.

**RESOLUTION # 96-19**  
**RESOLUTION FOR SELF EXAMINATION OF 2019 MUNICIPAL BUDGET**

**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

**WHEREAS**, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Maywood has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2019 budget year, so now therefore;

**BE IT RESOLVED**, by the Borough Council of the Borough of Maywood that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate, and correctly stated,
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

Council President Garofalow moved for the approval, seconded by Council member Bolan; motion carries by unanimous roll call vote.

Mayor Febre asked to move the scheduled Closed Session to the end of the meeting. There were no objections.

**Greg Polyniak, Borough Engineer – Monthly Engineer Report**

**1. MAYWOOD AVENUE STREETScape –PHASE II (NJDOT MUNICIPAL GRANT)**

Neglia Engineering Associates understands that per the 2017 NJDOT Municipal Aid Grant, awarded grant project list that the Borough has received a grant award in the amount of \$165,627.00 for the Maywood Avenue Streetscape – Phase II. We understand that the NJDOT will forward a grant agreement package to the Borough for review and signature. The required project completion schedule would be listed within the grant agreement package.

Status: The project pre-construction meeting was held on April 24, 2019. The contractor is prepared to proceed, but the Borough must authorize the PSE&G Lighting Service contract and provide payment to proceed with the street lighting improvements. Once this has been completed, there will be a twelve week lead time for the lighting materials.

**2. YEAR 2018 ROADWAY IMPROVEMENT PROJECT**

The Borough proceeded with a Spring 2018 roadway improvement program. The following roadways were included:

1. Palmer Avenue from West Pleasant Avenue to Parkway
2. East Magnolia Avenue from Maywood Avenue to Golf Avenue
3. Golf Avenue from East Magnolia Avenue to Romaine Avenue
4. Grove Avenue from Maywood Avenue to the City of Hackensack border

Status: We will monitor and inspect the greenbelts in late April 2019 to ensure that the grass is taking root. Once the greenbelts are deemed acceptable, our office will proceed with municipal project closeout.

**3. PALMER AVENUE & WEST PASSAIC STREET ROADWAY CROSSING (BUS STOP) AND PALMER AVENUE (NJDOT MUNICIPAL AID GRANT)**

As requested at the March 13, 2018 Mayor and Council meeting, our office issued a conceptual plan and engineer's estimate for the West Passaic Street – Palmer Avenue intersection. Our office also confirmed with Bergen County that a mid-block crossing resolution was not required as the County considers it a T-intersection crossing. The County required detailed engineering plans to illustrate compliance with the ADA ramp and crossing regulations prior to any construction activity occurring.

Status: At this time, punch list remains which includes the roadway greenbelt restoration. On May 1, 2019, our office submitted an NJDOT final Construction Inspection request. Once the NJDOT inspection is completed and the final inspection letter is received, our office will proceed with municipal project closeout. Thereafter, we would proceed with the NJDOT closeout to permit the Borough to receive the remainder of its grant funding.

**4. 2018 ROADWAY IMPROVEMENT PROGRAM (PHASE II)**

The Borough proceeded with the 2018 Road Improvement Program (Phase II). The following roadways were included:

1. Oak Avenue (from Lenox Avenue to Taplin Avenue)
2. Oak Avenue (from Parkway to Mendez Avenue)
3. Grant Avenue (intersection with Mendez Avenue)
4. Cedar Avenue (from Rutherford Avenue to Walnut Road)
5. Walnut Road (from Cedar Avenue to Locust Drive)
6. West Grove Avenue (from Palmer Avenue to Oak Avenue)
7. Belle Avenue (from Palmer Avenue to Oak Avenue)

Status: The project pre-construction meeting was held on October 01, 2018. It shall be noted that the Borough has determined that it would mill and pave additional streets due to a favorable bid and due to the close proximity to roadways already included within the road program. They included the following additional roadways / road sections:

1. Conklin Avenue
2. Rutherford Avenue
3. Cedar Avenue (Rutherford Avenue to triangular island at the northwest corner of the roadway loop)

Status: This was inspected during late April 2019 to ensure that the lawn surface has rooted. The punch list is completed, so our office will proceed with municipal project closeout.

**5. YEAR 2018 ANNUAL STORMWATER REPORT AND SUPPLEMENTAL QUESTIONNAIRE – NJDEP MUNICIPAL STORMWATER MANAGEMENT PROGRAM**

Per the NJDEP Municipal Storm water Management Program requirements, the Borough must file the Year 2018 Annual Report and Supplemental Questionnaire to the NJDEP Bureau of Nonpoint Source Pollution by May 01, 2019. We understand that the Borough authorized our office to prepare the Report and Questionnaire at the February 26, 2019 Mayor and Council meeting.

Status: At this time, our office has prepared a draft report and questionnaire. With the aid from the Borough, our office submitted the Annual Report and Supplemental Questionnaire on April 10, 2019 which was prior to the May 1, 2019 submission deadline.

**6. YEAR 2018 – 2019 SANITARY SEWER BILLS**

On April 2, 2019, Neglia Engineering Associates received the Suez 2018 Water Consumption Tables for the Borough of Maywood and Lodi. Our office will utilize this information to prepare the sewer bill list for Commercial and Industrial Users with water use in excess of 100,000 gallons a year. The bill list will be prepared and issued for those parties in the Boroughs of Maywood and Lodi which contribute flow into the Borough of Maywood sanitary sewer system.

Status: On April 12, 2019, the bill list was prepared and issued for those properties in the boroughs of Maywood and Lodi which contribute flow into the Borough of Maywood sanitary sewer program.

**7. FLOOD DAMAGE PREVENTION ORDINANCE**

The Borough of Maywood received a letter dated April 23, 2019 from the NJDEP as it related to participation within the National Flood Insurance Program and continuing to remain within the Program. To remain within the program, you're required to do the following: Designate a contact person with their address and phone number is to be provided to A. Chris Gould at alan.gould@dep.nj.gov by May 07, 2019. We would recommend that the point of contact be either the Borough Administrator or Borough Clerk. Update / Create the Flood Damage Prevention Ordinance revised in draft format and forward to the NJDEP by May 17, 2019. Update and Adopt Flood Damage Prevention Ordinance. It must be adopted, certified, signed, sealed, and forwarded to the NJDEP by no later than August 28, 2019.

Status: On May 01, 2019, our office issued a memo to the Borough Administrator and Borough Attorney outlining these requirements.

Council member Ullman discussed that a portion of the Phase I Streetscape Project has different colored pavers mixed in with the others. Administrator Stern will speak to PSE&G because it is believed that while performing work at that location incorrect pavers were used when bringing the location back to its prior appearance. Therefore it is their responsibility to replace the pavers with the correct type.

Council member Gervino discussed about the railroad crossing being in need of extra signage and lighting, and asked that the Borough reach out to the County since it is a county road. Mayor Febre said perhaps we could get a LED Red flashing lighted stop sign.

Council President Garofalow spoke about needing street stripping by the new stop sign at Oak and Parkway and at Taplin and Poplar in the middle of the road. He also discussed curb painting at Taplin.

**PROCLAMATIONS, PRESENTATIONS, ETC.**

2019 National Click It or Ticket Mobilization

From May 20<sup>th</sup> through June 2, 2019 is the Click it or Ticket Mobilization

**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.

Joe Diaz congratulated Mayor Adrian Febre on being the Grand Marshall for 2019. He also stated the 5k Run is this Saturday, May 18, 2019, and asked residents to come out to participate in the run or show their support.

Frank Cilento asked about the cost of the Shepard. Borough Clerk Disposito replied that the dog was \$7,000.00 half of the original cost and paid for with DEA funds. He inquired what the Senior Citizen Construction Bond is going to be used for. Administrator Stern stated they're going to extend the building for a storage room.

Roy Velmis suggested signage for the mall entrance be clearer. He suggested a green arrow to enter the mall to cut down on the traffic congestion. Discussion ensued as to a stop sign and the early morning garbage pickup at the mall.

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

**ORDINANCE #6-19**

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$435,000 TO PAY THE COST THEREOF, TO APPROPRIATE A COUNTY GRANT, 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.**

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 make various public improvements in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of

the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the down payment and County grant appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the County grant hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of various improvements to the Department of Public Works ("DPW") Building. It is hereby

determined and stated that the public building being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

|                                  |           |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$200,000 |
| Down Payment Appropriated        | \$ 9,525  |
| Bonds and Notes Authorized       | \$190,475 |
| Period of Usefulness             | 15 years  |

B. Renovation of the Memorial Park Garage. It is hereby determined and stated that the public building being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

|                                  |           |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$175,000 |
| Down Payment Appropriated        | \$ 8,350  |
| Bonds and Notes Authorized       | \$166,650 |
| Period of Usefulness             | 15 years  |

C. Undertaking of various improvements to Memorial Park (Phase III).

|                                  |           |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 60,000 |
| County Grant Appropriated        | \$ 26,442 |
| Down Payment Appropriated        | \$ 1,683  |
| Bonds and Notes Authorized       | \$ 31,875 |
| Period of Usefulness             | 15 years  |

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|--|-----------|
| Aggregate Appropriation and Estimated Cost | \$435,000 |
| County Grant Appropriated                  | \$ 26,442 |
| Down Payment Appropriated                  | \$ 19,558 |
| Bonds and Notes Authorized                 | \$389,000 |

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$48,000 which is estimated to be necessary to finance the cost of such purposes, 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 6. The sum of \$26,442 received or to be received as a grant from the County of Bergen Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund is hereby appropriated to the payment of the cost of the improvements to Memorial Park described in Section 4.C hereof.

Section 7. It is hereby determined and stated that moneys exceeding \$19,558, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$19,558 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 8. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$389,000 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 9. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$389,000 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 10. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and 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 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 said 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 11. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 15 years computed from the date of said bonds.

Section 12. 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 said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$389,000 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 13. 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 purposes (other than the County grant hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the 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 bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the 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 16. 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 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

#### ORDINANCE #7-19

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, 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 \$450,000 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.**

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 make various public improvements and to acquire new additional or replacement equipment and machinery, new information technology equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance.

Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new automotive vehicles, including original apparatus and equipment, consisting of (i) SUVs for the use of the Fire Department and (ii) a senior citizens bus.

|                                  |           |
|----------------------------------|-----------|
| Appropriation and Estimated Cost |           |
| Down Payment Appropriated        | \$165,000 |
| Bonds and Notes Authorized       | \$ 8,000  |
| Period of Usefulness             | \$157,000 |
|                                  | 5 years   |

B. Undertaking of the following public improvements: (i) installation of fencing at various parks and recreation facilities; and (ii) the Sidewalk Improvement and Tree Replacement Program at various locations.

|                                  |           |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 83,000 |
| Down Payment Appropriated        | \$ 3,960  |
| Bonds and Notes Authorized       | \$ 79,040 |
| Period of Usefulness             | 10 years  |

C. Acquisition of new additional or replacement equipment and machinery for the use of the Department of Public Works consisting of (i) a hot tar box trailer and (ii) various landscaping equipment.

|                                  |           |          |
|----------------------------------|-----------|----------|
| Appropriation and Estimated Cost | \$ 90,000 |          |
| Down Payment Appropriated        |           | \$       |
|                                  | 4,290     |          |
| Bonds and Notes Authorized       |           | \$       |
|                                  | 85,710    |          |
| Period of Usefulness             |           | 15 years |

D. Acquisition of new information technology equipment consisting of information technology network upgrade equipment for the use of the Police Department.

|                                  |           |         |
|----------------------------------|-----------|---------|
| Appropriation and Estimated Cost | \$ 35,000 |         |
| Down Payment Appropriated        |           | \$      |
|                                  | 2,080     |         |
| Bonds and Notes Authorized       |           | \$      |
|                                  | 32,920    |         |
| Period of Usefulness             |           | 5 years |

E. Construction of an addition to the Senior Citizen/Recreation Center, including acquisition of furnishings and equipment therefor.

|                                  |           |          |
|----------------------------------|-----------|----------|
| Appropriation and Estimated Cost | \$ 77,000 |          |
| Down Payment Appropriated        | \$ 3,670  |          |
| Bonds and Notes Authorized       | \$ 73,330 |          |
| Period of Usefulness             |           | 10 years |

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|  |           |  |
|--|-----------|--|
| Aggregate Appropriation and Estimated Cost     | \$450,000 |  |
| Aggregate Down Payment Appropriated            | \$ 22,000 |  |
| Aggregate Amount of Bonds and Notes Authorized | \$428,000 |  |

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$45,000 which is estimated to be necessary to finance the cost of such purposes, 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 (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that moneys exceeding \$22,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$22,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$428,000 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 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$428,000 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 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and 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 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 said 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 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts

of bonds or notes authorized for said purposes, is a period of 8.78 years computed from the date of said bonds.

Section 11. 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 said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$428,000 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 12. 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 purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the 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 bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the 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 15. 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 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

**ORDINANCE #8-19**

**BOND ORDINANCE TO AUTHORIZE THE 2019 ROAD IMPROVEMENT PROGRAM (PHASE I) IN, BY AND FOR THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,050,000 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.**

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 undertake the 2019 Road Improvement Program (Phase I), including curb and sidewalk replacement and drainage improvements, where necessary, at various locations in the Borough, as set forth on a list on file with the Borough Clerk and hereby approved and incorporated herein by this reference thereto. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"). Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$1,050,000 is hereby appropriated to the payment of the cost of making the improvements 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 improvements shall be made as general improvements 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, and (3) the estimated cost of said purpose is \$1,050,000, and (4) \$50,000 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 \$1,000,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$55,000, 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 \$50,000, 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 \$50,000 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 \$1,000,000 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 \$1,000,000 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 \$1,000,000 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 improvements 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.

**ORDINANCE # 9-19**

**AN ORDINANCE TO AMEND CHAPTER §56-3 OF THE MAYWOOD CODE ENTITLED "COMPOSITION AND ORGANIZATION OF THE UNIFORMED FORCE" WHICH GOVERNS THE POLICE COMPOSITION OF THE BOROUGH 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**, the Mayor and Council of the Borough of Maywood wishes to forever prohibit the appointment and/or hiring of Constables within the Borough and as such, wishes to amend Chapter §56-3 of the Borough Code entitled "Composition and organization of the uniformed force" so as to permanently eliminate the appointment of anyone to the position of and/or to the title of Constable.

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

**Section 1.** Chapter §56-3 of the Borough Code entitled "Composition and organization of the uniformed force" which governs the Police Department of the Borough of Maywood shall be amended to add subchapter E to eliminate the appointment of anyone to the position of and/or to the title of Constable and shall read as:

E. It is prohibited to appoint persons to be Constables pursuant to N.J.S.A. 40A:9-120 et seq., or its successor

**Section 2. Severability.**

If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance which shall continue in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

**Section 3.** This ordinance shall be effective upon passage.

**ORDINANCE # 10-19**

**AN ORDINANCE TO AMEND CHAPTER 193-2 ENTITLED "REGULATIONS FOR GARBAGE COLLECTION" 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**, the Mayor and Council of the Borough of Maywood wishes to amend Chapter §193-2 of the Borough Code entitled "Garbage, Rubbish and Refuse" so as to add a subsection to govern the times and manners for municipal and private commercial waste removal.

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

**Section 1.** Chapter §193-2 of the Borough Code entitled "Garbage, Rubbish and Refuse" is remunerated and amended to add a subchapter to govern commercial waste removal and shall read as:

**§ 193-2 Regulations for garbage collection.**

**A. Residential.**

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

1. Garbage collection shall be provided only from private receptacles, each of which shall weigh not more than 60 pounds, and shall have a volume not in excess of 1 1/2 cubic yards.
2. Garbage shall be collected only from the curbside immediately adjacent to the residential premises from which the garbage is being collected.
3. No person shall put or place any garbage at the curbside prior to 6:00 p.m. on the day next preceding the scheduled collection day. Garbage receptacles shall be removed from the curb no later than 7:00 p.m. on the day of collection.
4. Collection of garbage shall not be required in excess of a total weight of 120 pounds per residential unit served.

**B. Commercial**

1. Commercial premises receiving municipal solid waste collection services shall comply with the following regulations:

**a. Curb Side Garbage**

- i. Collection shall be provided only from private receptacles, each of which shall weigh not more than 60 pounds, and shall have a volume not in excess of 1 1/2 cubic yards and shall be collected only from the curbside immediately adjacent to the residential premises from which the garbage is being collected.
- ii. No person shall put or place any garbage at the curbside prior to 6:00 p.m. on the day next preceding the scheduled collection day. Garbage receptacles shall be removed from the curb no later than 7:00 p.m. on the day of collection.

**b. Dumpster Collection**

- i. Collection shall be provided only from receptacles provided by the municipality or its vendor or private receptacles shall be of a design and size as approved by the municipality.
- ii. The municipality shall approve of the location of the dumpster.
- iii. The property owner shall maintain the dumpster in a neat, healthy and odor free manner.

2. Commercial premises receiving solid waste collection services from a private vendor shall comply with the following regulations:

- a. Private collection shall not occur during the hours of 8 p.m. and 6:30 a.m.
- b. The location of private garbage receptacles must be approved by the Borough
- c. Any truck used for the collection and transportation of solid waste shall have a watertight body and be so protected on the top that no solid waste or other refuse shall be blown or dropped from the truck. The solid waste and other refuse carried in the truck shall be confined within its permanent body construction. Such trucks shall be kept covered at all times except during the period of filling or emptying.
- d. Any solid waste or other refuse which spills or is dropped or blown from a truck either during collection or transportation shall be swept or cleaned up

- e. immediately so as not to leave any such matter upon the streets or premises within the Borough.
- f. All containers or receptacles emptied during the course of the collection of solid waste or other refuse matter shall be returned to the locations from which they were removed during the course of collection.
- g. In addition to compliance with the foregoing requirements, any person engaged in the collection or disposal of solid waste and other refuse matter within the Borough shall comply with all state statutes, codes and regulations and all municipal ordinances and regulations concerning the collection and disposal of such materials.

**Section 2. Severability.**

If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance which shall continue in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

**Section 3.** This ordinance shall be effective upon passage.

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

Council member Lindenau moved for the adoption(s), seconded by Council member Bolan; motion carries unanimously.

**BE IT RESOLVED** by the Mayor and Council of the Borough of Maywood that Ordinance(s) #6-19, 7-19, 8-19, 9-19 & 10-19 be and they hereby are passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

**CORRESPONDENCE AND REPORT OF BOROUGH CLERK**

Borough Clerk Dispoto received an email discussing the County Charity Slam for Memorial Weekend. Maywood is running the event with other municipalities. Mayor Febre is supportive as long as there are no issues and the fields are available. Mayor and Council approved the event and with discretion given to the Borough Administrator.

Borough Clerk Dispoto received a response regarding our Resolution concerning Robocalls. The State Board of Utilities shares the concerns with this issue as well but does not have the authority unless they have the legislation that allows them to take action. State Legislation would need to be passed giving them the authority.

**REPORT OF ADMINISTRATOR**

Administrator Stern spoke regarding getting ready for the 4<sup>th</sup> of July. We will have seven bands, all from last year which are returning again this year.

Mayor Febre asked Roberta to please speak to Captain Kenny concerning the road blocks for the 4<sup>th</sup> of July. Need to do a better job barricading the roads without inconveniencing the residents while making it safe for the participants. He stated that the Borough Administration needs a list from the parade committee of this year's participants.

**COMMITTEE REPORTS**

Council Member Bennin reported on the following:

1. The recent rain has caused issues with the fields and pool.
2. The Pool will be ready for Memorial Day Weekend as scheduled.
3. The park on Cleveland has been updated.
4. The building department collected \$670.00 in permit fees.
5. The recent planting downtown has started.
6. The 5K Run is this weekend. Please come out to participate or come and show your support. Some Council members will be participating.

Council Member Bolan reported on the following:

1. He reported the following from the Police Department; adding a copy of the report will be available at borough hall:
2. There were 211 "911" calls.
3. There were 193 motor vehicle stops resulting in 160 moving violations issued, 8 were arrested on criminal charges, 2 on active warrants and 6 were arrested for DWI.
4. The police are performing Selective Enforcement Details.
5. The Portable Radar Sign is in use around Maywood.
6. Councilman Bolan reported that \$750.00 of clothing bin money has been collected and deposited in the MADCAP fund.

Council Member Ullman reported on the following:

1. Community Garden planting day was a huge success.
2. Saturday, May 18, 2019 is the Earth Fest in Overpeck Park from 1:00pm to 5:00pm.
3. Sports Equipment and Dresses are still being collected, contact Lisa Schieli.
4. The Board of Education passed their 2019-2020 Budget.
5. During last week's Board meeting, Mayor Febre came and answered questions regarding concerns with Resolution 94-19 regarding COAH.

Council Member Gervino reported on the following:

1. Would like to thank our CFO, Auditor, Department Heads and Roberta on the no increase in the Municipal portion of the 2019 Budget.
2. The Municipal Alliance has named May Mental Health Month.
3. 50 Acts of Kindness posters have been distributed.
4. Looking to acquire a portable Basketball Hoop for the Pool.

Council Member Lindenau had nothing to report at this time.

Council President Garofalow reported on the following:

1. The Fire Department has received 1 vehicle quotes all roughly around \$40,000.00.
2. It's the time of year when the Fire Department make their annual Fund Raising.
3. TAANAC new flight plan has been delayed due to the government shutdown. The Environmental Assessment will not be done until April of next year; an additional eight months.

### **REPORT OF MAYOR**

He expressed his concerns with individuals going door to door. Brian Eyerman stated that Local Ordinance 24-8 requires all solicitors to display, show and present it when asked. Non soliciting decals are provided to residents through the police department along with permits to certain group to solicit door to door. Mayor Febre discussed inviting Maywood teachers who have been presented Teacher Appreciation awards to be acknowledged by the governing body at an upcoming meeting. A date needs to be made for the Fire fighters to get picture taken for their tags.

### **ACTION LIST ITEMS**

NONE

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

NONE

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

NONE

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

1. The Maywood Baseball (MYAA) request the approval of Summer Slam Baseball and Softball Tournament for June 14, 15, 16, 21, 22 and 23.
2. A Block Party Request along with Street Closure has been requested by Courtney Delaney on June 8, 2019 from the hours of 1:00 to 5:00pm on 580 Oak Avenue. The street closure would include Oak Avenue from Belle Avenue to West Grove Avenue. A Certificate of Insurance is on file.
3. Maywood Inn DBA as Twin Door Tavern has submitted an Outdoor Dining Permit from May 19, 2019 through October 31, 2019. Discussion from Council member Bolan about the Hold



Harmless Agreement. Borough Clerk Dispoto responded their license does not apply to the outside. If they do serve alcohol outside they could lose their liquor license.

4. Request approval for revision of the Insurance Accident Coverage for the MYAA. The proposed policy includes both the MYAA as well as the Summer Camp and has a reduction in cost.

Council member Bolan moved for the approval(s), seconded by Council member Lindenau; motion carries.

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

### **RESOLUTION #97-19**

#### **RESOLUTION TO APPOINT PETER O’CONNOR AS A PART TIME FIRE INSPECTOR FOR THE BOROUGH OF MAYWOOD**

**WHEREAS**, the State has established the requirement for Fire Inspectors to have the certification in the field of Fire Inspection; and

**WHEREAS**, it is the recommendation of Fire Official Thomas Tuttle to appoint Peter O’Connor as a part time Fire Inspector for the Borough of Maywood; and

**WHEREAS**, all required background checks have been performed by the Maywood Police Department;

**THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the appointment is hereby approved; and

**BE IT FURTHER RESOLVED**, that compensation shall be set at \$25.00 per hour and the appointment will run until December 31, 2019.

### **RESOLUTION #98-19**

#### **RESOLUTION TO APPOINT SUMMER CLUB/THEATER EMPLOYEES**

**WHEREAS**, the Borough of Maywood wishes to appoint employees for the Summer Club /Theater Program for 2019; and

**WHEREAS**, the following names have been submitted for consideration for appointment to said programs;

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Maywood hereby approve the appointment of the individuals as listed below.

| <u>Name</u>          | <u>Club</u>        | <u>Position</u>          | <u>Compensation</u> |
|----------------------|--------------------|--------------------------|---------------------|
| Yvette Ortega-Ulubay | Summer Club        | Director                 | \$22.00 hourly      |
| Taylor Strothmann    | Summer Club/AC     | Asst. Dir./AC Supervisor | \$18.00 hourly      |
| Gabrielle Ulubay     | Summer Club        | Floater                  | \$ 9.15 hourly      |
| Kristen Nagy         | Summer Club        | Sr. Counselor            | \$ 9.75 hourly      |
| Caroline Duncan      | Summer Club        | Sr. Counselor            | \$ 9.50 hourly      |
| Gabrielle Demaio     | Summer Club/Theat. | Counselor/Theater        | \$ 9.50 hourly      |
| Susan Sturm          | Summer Club        | Counselor                | \$ 9.15 hourly      |
| Michael Contento     | Summer Club        | Counselor                | \$ 9.15 hourly      |
| Ethan Lindsey        | Summer Club        | Counselor                | \$ 9.15 hourly      |
| Gracey Westlake      | Theater            | Theater                  | \$ 9.75 hourly      |
| Kyle Sandberg        | Summer Club        | Counselor                | \$ 9.00 hourly      |
| Krishalei Locquiao   | Summer Club        | Floater                  | \$ 9.00 hourly      |
| Leah Gomez           | Summer Club        | Counselor                | \$ 9.00 hourly      |

|                   |                    |             |                |
|-------------------|--------------------|-------------|----------------|
| Luis Gomez        | Summer Club        | Counselor   | \$ 9.00 hourly |
| Taylor Hopkins    | Summer Club        | Counselor   | \$ 9.15 hourly |
| Natasha Oshepkova | Summer Club/Theat. | Counselor   | \$ 9.00 hourly |
| Rebecca O'Neil    | Theater            | P/T Theater | \$ 8.50 hourly |
| John Vilinsky     | Theater            | Theater     | \$ 9.15 hourly |

**RESOLUTION #99-19**

**RESOLUTION TO APPOINT MUNICIPAL SWIMMING POOL EMPLOYEES**

WHEREAS, the Borough of Maywood wishes to appoint employees for the Municipal Swimming Pool for 2019; and

WHEREAS, the following names have been submitted for consideration for appointment;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Maywood hereby approve the appointment of the individuals as listed below.

| <u>Name</u>        | <u>Position</u>        | <u>Compensation</u>        |
|--------------------|------------------------|----------------------------|
| David Wells        | Manager                | \$13,000.00 Salary         |
| Austin Wey         | Asst. Manager          | \$ 8,875.30 Salary         |
| Michael Walker     | Asst. Manager          | \$ 8,875.30 Salary         |
| Christina Cusmano  | FT LG/Head Coach       | \$9.00 hourly plus \$1,500 |
| Michael Pacheco    | PT LG/Asst. Coach      | \$9.00 hourly plus \$800   |
| Andrew Esposito    | FT LG/Asst. Coach      | \$9.00 hourly plus \$800   |
| Lauren Krutzer     | FT LG/Swim Instructor  | \$11.00 hourly             |
| Alison Wickersheim | FT LG/Swim Instructor  | \$11.00 hourly             |
| Guiermo Martinez   | FT Lifeguard           | \$9.00 hourly              |
| Alison Torrebka    | FT Lifeguard           | \$9.00 hourly              |
| Ashley Sloan       | FT Lifeguard           | \$8.75 hourly              |
| Camryn Eisenberg   | FT Lifeguard           | \$8.75 hourly              |
| Mackenzie Carroll  | FT Lifeguard           | \$8.50 hourly              |
| Valeria Oshepkova  | PT Lifeguard           | \$9.00 hourly              |
| Von Degusman       | PT Lifeguard           | \$8.75 hourly              |
| Nadine McManus     | PT Lifeguard           | \$8.75 hourly              |
| Alec Balasny       | PT Lifeguard           | \$8.75 hourly              |
| Matthew Tieleman   | PT Lifeguard           | \$8.75 hourly              |
| Gianna Gervino     | PT Lifeguard           | \$8.75 hourly              |
| Mackenzie Schieli  | PT Lifeguard           | \$8.50 hourly              |
| Daniel Esposito    | PT Lifeguard           | \$8.50 hourly              |
| Gianna D'Amato     | PT Lifeguard           | \$8.50 hourly              |
| Emily Jackson      | PT Lifeguard           | \$8.50 hourly              |
| Kelly McDermott    | PT Lifeguard           | \$8.50 hourly              |
| Sean Grunstra      | PT Lifeguard           | \$8.50 hourly              |
| Kyle Balasny       | PT Camp Guards         | \$8.75 hourly              |
| Grace Grinco       | PT Camp Guards         | \$8.50 hourly              |
| Ashley Becan       | PT Camp Guards         | \$8.50 hourly              |
| Josh Sloan         | PT Camp Guards         | \$8.50 hourly              |
| Lily Morgan        | PT Camp Guards         | \$8.25 hourly              |
| April O'Hara       | Lifeguard – Substitute | \$9.50 hourly              |
| Timothy Waanders   | Lifeguard – Substitute | \$9.50 hourly              |
| Mark Tieleman      | Lifeguard – Substitute | \$9.50 hourly              |
| Ava Gervino        | Lifeguard – Substitute | \$8.50 hourly              |
| Michaela Carroll   | Lifeguard – Substitute | \$8.25 hourly              |
| Liam Cannon        | Lifeguard – Substitute | \$8.25 hourly              |
| Joshua Meharg      | Lifeguard – Substitute | \$8.25 hourly              |

|                   |                  |                |
|-------------------|------------------|----------------|
| Kyle Rupinski     | FT Manager       | \$17.00 hourly |
| Meagan Harrington | FT Asst. Manager | \$9.00 hourly  |
| Kaitlyn Boylan    | FT Counter       | \$8.50 hourly  |
| Joseph Busa       | PT Counter       | \$8.25 hourly  |
| Dorothy Duncan    | PT Counter       | \$8.50 hourly  |
| Brennan Duarte    | PT Counter       | \$8.50 hourly  |
| Jon Febre         | PT Counter       | \$8.50 hourly  |
| Dan Harrington    | FT Counter       | \$8.50 hourly  |
| Kerri Neumann     | FT Counter       | \$8.50 hourly  |
| Alivia Capone     | PT Counter       | \$8.25 hourly  |

**RESOLUTION #100-19**

**RESOLUTION TO APPOINT SEASONAL EMPLOYEES FOR THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Borough of Maywood wishes to appoint Seasonal employees for the Department of Public Works; and

**WHEREAS**, the following names have been submitted for consideration for appointment;

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Maywood hereby approve the appointment of the following as Seasonal Employees for the Department of Public Works effective May 14, 2019; and

**BE IT FURTHER RESOLVED**, that compensation shall be set at an hourly rate of \$13.00.

**Peter Neumann  
Evan Cranston  
John Mullins**

**RESOLUTION #101-19**

**RESOLUTION AUTHORIZING THE ACQUISITION OF A GERMAN SHEPARD TO SERVE WITH THE MAYWOOD POLICE DEPARTMENT**

**WHEREAS**, the Borough of Maywood adopted resolution 50-19 to accept the gift of a police K-9 known as Vader from the Hudson County Sheriff's Department. Upon review, "Vader" was not suited for service with the Borough of Maywood Police Department; and

**WHEREAS**, the Borough of Maywood would like to acquire a German-Shepard that is capable of scent detection and patrol duties; and

**WHEREAS**, with this K-9, the canine would be part of the "MAYWOOD K-9 UNIT";

**WHEREAS**, the Officer-Handler assigned to the "MAYWOOD K-9 UNIT" shall care for this dog in addition to his duties/responsibilities with the "MAYWOOD K-9 UNIT" and see to both dog's daily maintenance and care; and

**WHEREAS**, the Maywood Police Department "MAYWOOD K-9 UNIT" receives donations, grants, and discounts related to veterinary care and food supply from the Maywood Veterinary Clinic, Royal Canine dog food and Vested Interest in K9's; and

**WHEREAS**, the Officer-Handler assigned to the "MAYWOOD K-9 UNIT" shall not be permitted to travel to his home to retrieve or switch dogs during duty hours unless he receives expressed permission from the Chief of Police which only shall be granted in emergent situations; and

WHEREAS, the Officer-Handler assigned to the "MAYWOOD K-9 UNIT" shall only operate this K-9 within the confines of the Borough of Maywood unless he receives expressed permission from the Chief of Police to support a neighboring municipality's investigation;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, County of Bergen, and State of New Jersey that the Borough of Maywood Police Department would like to acquire this German Shepard pursuant to the terms of this resolution at a cost of \$7,000 which will be paid for through funding available from the DEA Justice Account

and the Maywood Police Department Policies and Procedures manual rules governing the "MAYWOOD K-9 UNIT"; and

BE IT FURTHER RESOLVED, that the Mayor and Council will be and here is authorized and directed to execute, and the Borough Clerk to attest, any documents necessary pursuant to the terms herein; and

#### RESOLUTION #102-19

#### A RESOLUTION TO REPLACE AND INSTALL ALPR EQUIPMENT TO POLICE VEHICLE #5 AND NEW ALPR EQUIPMENT TO POLICE VEHICLE #2

WHEREAS, a need exists within the Borough to replace and install the ALPR system to Vehicle #5 and Vehicle #2 for the Maywood Police Department; and

WHEREAS, the Police Chief has indicated the purchase of this equipment is mandatory for the day to day operations of the Maywood Police Department; and

WHEREAS, pursuant to Resolution # 27-18, 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, replace, repair and warranty the ALPR system for two police vehicles for use of the Maywood Police Department in the sum of \$7,682.00, payable to Gold Type Business Machines, Inc., 351 Paterson Avenue, East Rutherford, NJ 07073, pursuant to the price quotations received from Gold Type Business Machines whose response was most advantageous to the Borough, price and other factors considered.

#### RESOLUTION #103-19

#### RESOLUTION CREATING THE MAYWOOD MUNICIPAL ALLIANCE COMMITTEE AND ADOPTING BY LAWS FOR SAME

WHEREAS, the Mayor and Council of the Borough of Maywood wish to create the Maywood Municipal Alliance Committee for the purpose of:

1. Organization and coordinate efforts involving school, law enforcement, business and community groups for purpose of reducing alcoholism, drug abuse and crime.
2. Develop comprehensive alcoholism and drug abuse education, outreach and support efforts for parents.
3. Develop comprehensive alcoholism and drug abuse community awareness program.
4. Develop a community watch program

WHEREAS, this group shall serve as the Alliance of the Borough in accordance with P.L. 1989, C.51; and

WHEREAS, the Committee shall be composed of the Mayor or his designee, The Chief of Police or his designee chosen from Officers of the Borough of Maywood Police Department and the Borough Administrator; and

WHEREAS, the Mayor and Council have reviewed the by-laws for the Alliance and has approved same; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Maywood that the Maywood Municipal Alliance is created in accordance with P.L. 1989, C.51 and shall be constituted of the members above indicated and governed by the by-laws approved of and, if necessary, amended by the Mayor and Council which shall be available for public inspection.

**RESOLUTION 104-19**

**RESOLUTION TO APPOINT ADELAIDA FUENTES TO THE POSITION OF PART TIME TELECOMMUNICATOR**

**WHEREAS**, it is the recommendation of Captain Kenney to appoint Adelaida Fuentes as a Part Time Telecommunicator for the Borough of Maywood Police Department; and

**WHEREAS**, all required background checks have been performed by the Maywood Police Department;

**THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey that the appointment is hereby approved with an effective date of May 7, 2019; and

**BE IT FURTHER RESOLVED**, that compensation shall be set at \$15.00 per hour.

**RESOLUTION #105-19**

**RESOLUTION AUTHORIZING RENTAL/USE AGREEMENT BETWEEN THE BOROUGH OF MAYWOOD AND SKYY SWIM CLUB/SCARLET SWIM TEAM**

**WHEREAS**, Skyy Swim Club/Scarlet Swim Team operates a swimming competition and training program open to the youth within the Borough of Maywood; and

**WHEREAS**, Skyy Swim Club/Scarlet Swim Team wishes to utilize the Maywood Swim Pool within the Borough of Maywood for such programs, and;

**WHEREAS**, Skyy Swim Club/Scarlet Swim Team will utilize the Maywood Swim Pool Monday through Friday from June 10, 2019 through August 3, 2019 between the hours as agreed upon by Pool Management and in a manner that will not interfere with the public use and enjoyment of the facility, and;

**WHEREAS**, Skyy Swim Club/Scarlet Swim Team agrees to the mutual promises and covenants contained in the "Use Agreement" to be executed by the parties, and agrees to pay the total cost of \$5,700.00 upon execution of the contract.

**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, an agreement between the Borough of Maywood and Skyy Swim Club/Scarlett Swim Team for terms pursuant and embodied in the "Use Agreement" contract for use of the Maywood Pool Facilities for the 2019 season and

**BE IT FURTHER RESOLVED**, that a copy of the within resolution together with a copy of the Agreement be on file in the Office of the Borough Clerk and be available for public inspection during regular business hours and pursuant to the laws of the State of New Jersey, County of Bergen and Borough of Maywood; and

**RESOLUTION #106-19**

**RESOLUTION TO APPOINT MUNICIPAL POOL REGISTRATION EMPLOYEE**

**WHEREAS**, the Borough Administrator Roberta Stern wishes to appoint staffing to perform duties associated with Swimming Pool registrations; and

WHEREAS, the following name has been submitted for appointment effective May 6, 2019;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Maywood, County of Bergen, State of New Jersey do hereby approve the appointment of Barbara Farrell; and

BE IT FURTHER RESOLVED, that compensation be set at \$25.00 per hour.

#### RESOLUTION #107-19

#### RESOLUTION AUTHORIZING 2016 BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT

BE IT RESOLVED, the Mayor and Council of the Borough of Maywood wish to enter into a Grant Agreement with the County of Bergen for the purpose of using \$ 42,916.00 in 2016 Community Development Block Grant Funds for Handicapped Accessible Curb Cuts in the Borough of Maywood, NJ; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Roberta Stern, Borough Administrator to be a signatory to the aforesaid grant agreement contract; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Roberta Stern, to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council recognize that the Borough of Maywood is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

Council President Garofalow discussed his thoughts and concerns regarding the number of committee members within the proposed Municipal Alliance by-laws. Discussion ensued as to Alliances in other municipalities and expanding it to include those who are active and giving those participants the right to vote on business. Mayor Febre discussed adopting the by-laws as presented and the Governing Body revisiting the by-laws in the future. After some discussion, the Mayor and Council asked for Municipal Alliance Coordinator Lisa Schieli to attend a future meeting to discuss Maywood's Municipal Alliance.

Council President Garofalow moved for the adoption(s), seconded by Council member Lindenau; motion carries with Gervino abstaining from #99-19 and Garofalow abstaining from #103-19.

#### INTRODUCTION OF ORDINANCES

No Additional Ordinances for Introduction.

#### NEW BUSINESS

For Consideration to be placed on May 28, 2019 Meeting Agenda for action:

1. ORDINANCE TO AMEND CHAPTER 201 OF THE MAYWOOD CODE ENTITLED WHICH GOVERNS THE SPECIAL IMPROVEMENT DISTRICT OF THE BOROUGH SO AS TO PROVIDE FOR REGULATIONS FOR EMPTY STORE FRONTS.
2. Agreement for Professional Services – Neglia Engineering Associates – 2019 Roadway Improvement Program
3. Resolution supporting The Never Forget the Heroes: Permanent Authorization of the September 11<sup>th</sup> Victims Compensation Act

Council member Bolan discussed the store front ordinance and stated it is a good place to start. Mayor Febre stated he has no objection to anything listed within the draft ordinance and asked the Council members if anyone any objections to the ordinance. There were no objections regarding any of the items listed and all will be placed on the May 28, 2019 Council Meeting agenda for action. Council Member Bennin discussed the TREX program which she has been researching. Mayor Febre and Borough Administrator stated this program could possibly could be done through a local organization

like the Boy or Girl Scouts. The topic will be held over for further discussion following some additional research.

**OLD BUSINESS**

Discussion ensued as to the empty storefronts. We need to reach out to the planner and review the uses and possible overlay; looking to attract more business to the area. Further discussion ensued as to the landlords and their cost of rent being unrealistic and possible ordinance options which may push landlords to rent out space. Further discussion will be held over for a future meeting.

**CLOSED SESSION – IF APPLICABLE**

Mayor Febre stated the closed session is no longer needed and asked if there were any objections in removing the closed session from tonight's agenda. There were no objections.

**ADJOURNMENT**

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

Respectfully submitted;

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Barbara L. Dispoto, RMC  
Borough Clerk