

AGENDA
BOROUGH OF NORWOOD
MAYOR AND COUNCIL
REGULAR MEETING
March 3, 2009
8:00 PM

MAYOR BARSA

COUNCILMAN BRIZZOLARA
COUNCILWOMAN ORECCHIO
COUNCILMAN SCOTT

COUNCIL PRESIDENT GUERCIO
COUNCILMAN RAPAPORT
COUNCILMAN CONDOLEO

Call to order

Flag Salute

Statement of Compliance: Adequate notice of this meeting has been provided in accordance with the Open Public Meeting Law, P.L. 1975, Ch. 231, setting forth the time, date, place and purpose of this Public Meeting through a legal notice published in the Record and Press Journal.

Roll Call of the Council:

Mayor Barsa _____	
Councilman Brizzolara _____	Council President Guercio _____
Councilwoman Orecchio _____	Councilman Rapaport _____
Councilman Scott _____	Councilman Condoleo _____

Mayor Barsa points out the Fire Exits and requests all cell phones be turned off:

Public Comment:

Members of the public are welcome to speak on items of interest on the agenda by coming to the microphone and stating name and address for the record.

Proclamation:

“Women’s History Month”

Correspondence:

1. A letter from Mr. Vic Tribuzio, Demarest regarding the speeding problem on Summit Street
2. A letter from Bergen County League of Municipalities regarding an upcoming seminar dealing on User Friendly Budgets and Cap Law
3. A Resolution from the Borough of Elmwood Park regarding amending binding arbitration laws in the State of New Jersey
4. A note from Mr. Fred Eichler with attachments requesting that the Borough of Norwood adopt a resolution supporting the position that Joseph McGowan should not be granted another parole hearing for a minimum of thirty-five years
5. Borough Engineer’s Monthly Report

Consent Agenda:

Matters listed below are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

Approval of the minutes of the February 3, 2009 Regular Public Meeting, February 17, 2009 Special Public Meeting and January 28, February 11 and February 25, 2009 Work/Executive Meetings

- 09:54 Approving the Mayor to sign an agreement with the Borough and Swiftreach Networks to provide 911 emergency notification system for a 12 month period at a cost of \$330.00 per month
- 09:55 Approving an amendment to Raffle License 09:01, Holy Family Interparochial School to change the date of the raffle to March 14, 2009
- 09:56 Endorsing the submission of the recycling tonnage application to the New Jersey Department of Environmental Protection and designating John Oddo to file the application
- 09:57 Encouraging the Legislature and Governor to amend the current binding interest arbitration laws to provide municipalities with a fairer and more appropriate process
- 09:58 Requesting a minimum of 35 years until Joseph McGowan's next parole hearing
- 09:59 Approving the issuance of Raffle License 09:05 to Closter PTO for a Casino Night to be held on March 20, 2009 at the Colonial Inn
- 09:60 Approval of redemption of Tax Sale Certificate 08-07, Block 122, Lot 3
- 09:61 Authorizing a refund for the overpayment of taxes in the amount of \$2,544.00 to Livingston 535 Inc as part of a Tax Court Settlement

Public Hearing on Ordinance 09:01 entitled:

An Ordinance Amending Chapter 115 of the Code of the Borough of Norwood Regarding "Fees" to Establish Fees for Clothing Donation Bin Applications

Committee Reports:

Presentations:

Mayor to present a plaque to Joan Mullane, Board of Health Secretary and Registrar for her 14 years of dedicated service to the Borough

Mayor to present plaque to Melba Bocchino, former president, Board of Health

Mayor Barsa and Mayor Hoelscher, Harrington Park to present Certificates of Achievement to the Norwood Raiders Junior and Senior Football Teams

Adjournment:

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:54

OFFERED BY _____ SECONDED BY _____

BE IT RESOLVED by the governing body of the Borough of Norwood that the Mayor is hereby authorized to sign an agreement between the Borough and Swiftreach Networks, 31 Industrial Avenue, Mahwah, New Jersey to provide swift 911 emergency notification service for a twelve month period at a cost of \$330.00 per month.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on _____ 20 _____

SEAL

Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:55

OFFERED BY SECONDED BY

WHEREAS, Holy Family Interparochial School was granted license No. 09:01 to conduct an on-premise draw raffle on February 21, 2009; and

WHEREAS, an application to amend this license was submitted changing the date to March 14, 2009.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Norwood does hereby approve this amendment.

BE IT FURTHER RESOLVED that the application along with a certified copy of this Resolution will be forwarded to the Legalized Games of Chance Control Commission.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on 20

SEAL

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Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:56

OFFERED BY SECONDED BY

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for the calendar year 2008 will memorialize the commitment of this municipality to recycling and to indicate the assent of the governing body of the Borough of Norwood to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Norwood hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates John Oddo to ensure that the application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be used solely for the purposes of recycling.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on 20.....

SEAL

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Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:57

OFFERED BY _____ SECONDED BY _____

Resolution Amending Binding Arbitration Laws in the State of New Jersey

WHEREAS, personnel and personnel related costs make up approximately 70% + of Municipal budgets; and

WHEREAS, binding interest arbitration has been a principal reason for the increase in public safety salaries and therefore correlates to increased salaries for all public employees; and

WHEREAS, there is a strong connection between current binding arbitration awards and the overwhelming property tax burden on the residents of New Jersey; and

WHEREAS, an amendment of binding interest arbitration laws to mandate greater emphasis on the Municipalities ability to pay and the impact on the paying public would help to level the playing field and lessen the impact upon residents; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Norwood, County of Bergen, State of New Jersey hereby encourages the Legislature and the Governor to amend the current binding interest arbitration laws to provide municipalities with a fairer and more appropriate process;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to Governor Jon Corzine, the legislators to the 38th District, Municipalities of Bergen and Passaic Counties and the New Jersey League of Municipalities.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on _____ 20 _____

SEAL

Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:58

OFFERED BY _____ SECONDED BY _____

**RESOLUTION TO REQUEST A MINIMUM OF 35 YEARS UNTIL
JOSEPH MCGOWAN'S NEXT PAROLE DATE**

WHEREAS, on April 19, 1973, Joan Angela D'Alessandro, a resident of Hillsdale, Bergen County, then 7 years old, was brutally assaulted and murdered by her neighbor, Joseph McGowan while delivering Girl Scout cookies; and

WHEREAS, Joseph McGowan, a former high school chemistry teacher, is currently incarcerated for the killing of Joan Angela D'Alessandro; and

WHEREAS, Joan Angela D'Alessandro's mother, Rosemarie D'Alessandro has worked effortlessly for 15 years to persuade the New Jersey Parole Board to keep Joseph McGowan behind bars; and

WHEREAS, Joseph McGowan has gone before the Parole Board of East Jersey State Prison many times already. His release was denied in 1993, 1998, 2002 and 2008 the parole hearing found that Joseph McGowan was unwilling to take responsibility for murdering his neighbor; and

WHEREAS, Joseph McGowan has never shown any remorse for his crime and has made no substantial progress in addressing the issues that led him to murder Joan Angela D'Alessandro and has demonstrated a substantial risk for recidivism. Joseph McGowan has even been characterized as having the personality of a mass murderer; and

WHEREAS, Joan's family should not be made to relive this horrible crime every few years when there is a parole hearing. They continue to suffer unnecessarily on Joseph McGowan's account; and

WHEREAS, in addition of the efforts of Rosemarie D'Alessandro, the Mayor and Council of the Borough of Norwood hereby supports the position that Joseph McGowan should not be granted another parole hearing for minimum of thirty five years. The rape and murder of an innocent child is a serious crime that demands justice; and the family of Joan D'Alessandro should be given the peace of mind of knowing that their child's murderer will remain behind bars for another thirty five years before he can be eligible for parole.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on _____ 20 _____

SEAL

Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:58

OFFERED BY _____ SECONDED BY _____

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Norwood hereby abides by the conclusion that the next eligible parole date of Joseph McGowan should not be for a minimum 35 years from now otherwise this creates a grave injustice to the family of Joan D'Alessandro as well as to society; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the New Jersey State Assembly, Bergen County Board of Chosen Freeholders, All Bergen County municipalities, the Bergen County Police Chiefs Association, the New Jersey PBA, the New Jersey State Senate, the Office of the Bergen County Prosecutor, and to Chairman Peter J. Barnes of the New Jersey State Parole Board.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on _____ 20 _____

SEAL

Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:59

OFFERED BY SECONDED BY

WHEREAS, the following organization has a legalized Games of Chance Control Commission Registration pursuant to N.J.S.A. 5:8-6; and

WHEREAS, application has been filed by this organization to conduct raffles; and

WHEREAS, a routine police investigation failed to reveal any reason for not granting the license; and

WHEREAS, it is the recommendation of the Municipal Clerk that the license be issued.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Norwood that the following license be issued:

<u>APPLICANT</u>	<u>TYPE LICENSE</u>	<u>DATE(S) OF LICENSE</u>	<u>RAFFLE NO.</u>
Closter PTO 340 Homans Avenue Closter, NJ 07624	Casino Night	3-20-2009	09:05

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of Norwood at the meeting held on 20

SEAL

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Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:60

OFFERED BY _____ SECONDED BY _____

Approve the Redemption of Tax Sale Certificate #08-01, Block 122, Lot 3

BE IT RESOLVED by the Mayor and Council of the Borough of Norwood that the Tax Collector shall conduct the Redemption of Tax Sale Certificate 08-01 by Patentas, Alekos, the property owners, from Robert Rothman, the lien holder according to N.J.S.A. 54:5-54. The breakdown is as follows:

Block 122, Lot 3 – 438 Tappan Road. – Patentas, Alekos

Certificate #08-01 – face amount and subsequent taxes \$31,194.91

The Chief Financial Officer shall issue a check in the amount of \$31,194.91 to:

Robert E Rothman
411 Grand Avenue
Englewood, NJ 07631

BE IT FURTHER RESOLVED a Redemption of the Tax Sale Certificate also means a refund check from the Trust fund in the amount of \$31,194.91 to Robert E Rothman.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on _____ 20_____

SEAL

Borough Clerk

BOROUGH OF NORWOOD

BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 09:61

OFFERED BY _____ SECONDED BY _____

WHEREAS, in the case of Livingston 535 Inc vs. Borough of Norwood the docket Numbers 006553-06, 003801-07 & 005249-08 the judgment has been rendered, by the Tax Court of New Jersey

WHEREAS, the proposed settlement is as follows:

Block 101 and Lot 13, 521 Livingston St.

Year 2006

	Original Value	Judgment	Refund
Land	1,634,000.00	1,634,000.00	
Improvement	1,751,500.00	1,751,500.00	
Total	3,385,500.00	3,385,500.00	No change

Year 2007

	Original Value	Judgment	Refund
Land	1,634,000.00	1,634,000.00	
Improvement	1,751,500.00	1,751,500.00	
Total	3,385,500.00	3,385,500.00	No change

Year 2008

	Original Value	Judgment	Refund
Land	3,432,000.00	3,432,000.00	
Improvement	3,028,700.00	2,868,700.00	
Total	6,460,700.00	6,300,700.00	\$2,544.00

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Norwood do hereby authorize Chief Financial Officer to refund the over payment on taxes in the amount of \$2,544.00.

I hereby certify that the above is a true copy of a resolution passed by the Council of the

Borough of Norwood at the meeting held on _____ 20 _____

SEAL

Borough Clerk