

AGENDA
BOROUGH OF NORWOOD
MAYOR AND COUNCIL
WORK/EXECUTIVE MEETING
September 30, 2015
7:00 PM

MAYOR BARSÀ

COUNCILMAN BRIZZOLARA
COUNCILMAN MARINO
COUNCILWOMAN ORECCHIO

COUNCIL PRESIDENT ASCOLESE
COUNCILMAN RAPAPORT
COUNCILMAN SCOTT

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 Star Ledger.

Roll Call of the Council:

Mayor Barsa _____	
Councilman Brizzolara _____	Council President Ascolese _____
Councilman Marino _____	Councilman Rapaport _____
Councilwoman Orecchio _____	Councilman Scott _____

Mayor Barsa points out the Fire Exits

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.

Approval of Resolutions:

- 15:167 Authorizing the award of a Non-Fair and Open Contract for installation of a Heating system at DPW Garage
- 15:168 Change Order No. 2 Kennedy Ballfield Netting
- 15:169 Approval of Change Order No. 4 and Project Acceptance Livingston Street Phase II Project
- 15:170 Approving Peddler's and Solicitor's License to Sean P. McSweeney
- 15:171 Approving Peddler's and Solicitor's License to Gregg H. Allen
- 15:172 Authorizing the voiding of certain checks from the Current Account
- 15:173 Authorizing the Mayor and Council to enter into Community Development Block Grant Agreement for Senior Citizen Activities
- 15:174 Governing Body Certification of the Annual Audit
- 15:175 Renewing Plenary Retail Consumption License 0241-33-005-007 for 2015-2016 a Pocket License

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Agenda, September 30, 2015

Review of 2014 Municipal Audit and Corrective Action Plan and approval of Resolution 15:176 Approving the Corrective Action Plan for the Calendar Year December 31, 2014

Items for Discussion:

- Mandate Direct Deposit for Municipal Employees – proposed ordinance
- Request from resident at 108 Briarwood Avenue to remove existing sidewalk in front of their home
- Neglia Engineering proposal for Design Services for Oak Street Drainage and Roadway
- Borough Engineer's Report
- Borough Attorney's Report
- Borough Administrator's Report

General Public Comment:

Approval of Resolution 15:177 authorizing the Council to proceed in Closed Session to discuss Tax Appeal Settlement and Court Order in regards to COAH

Adjournment:

Borough of Norwood
Work Session
September 30, 2015

The Work/Executive Meeting of the Mayor and Council of the Borough of Norwood was held on the above date.

Mayor Barsa called the meeting to order at 7:10 PM.

Mayor Barsa stated:

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 Star Ledger.

Present at Roll Call:

Mayor	James P. Barsa
Councilman	Tom Brizzolara
Councilman	Frank Marino
Councilwoman	Marianne Orecchio
Council President	Joseph Ascolese
Councilman - -	Allen Rapaport
Councilman	Barry Scott

Also Present:

Borough Attorney	Andrew Fede
Borough Engineer	Daniel Kaufman
Chief Financial Officer	Judith Curran

Consent Agenda:

Mayor Barsa reviewed the items on the Consent Agenda and asked if any Council Member wished to remove any item. No Council Member wishing to be heard, Mayor Barsa asked for a motion to approve the Consent Agenda consisting of the following Resolutions:

- 15:167 Authorizing the award of a Non-Fair and Open Contract for installation of a Heating system at DPW Garage
- 15:168 Change Order No. 2 Kennedy Ballfield Netting
- 15:169 Approval of Change Order No. 4 and Project Acceptance Livingston Street Phase II Project
- 15:170 Approving Peddler's and Solicitor's License to Sean P. McSweeney
- 15:171 Approving Peddler's and Solicitor's License to Gregg H. Allen
- 15:172 Authorizing the voiding of certain checks from the Current Account
- 15:173 Authorizing the Mayor and Council to enter into Community Development Block Grant Agreement for Senior Citizen Activities
- 15:174 Governing Body Certification of the Annual Audit
- 15:175 Renewing Plenary Retail Consumption License 0241-33-005-007 for 2015-2016 a Pocket License

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Mayor and Council Work Session Minutes - September 30, 2015

Motion was made by Mr. Brizzolara, seconded by Mr. Scott and declared carried upon the affirmative vote of all Council Members present.

Review of 2014 Municipal Audit and Corrective Action Plan and approval of Resolution 15:176 Approving the Corrective Action Plan for the Calendar Year December 31, 2014 – Motion of approval was made by Mr. Brizzolara, seconded by Mrs. Orecchio and declared carried upon the affirmative vote of all Council Members present.

Items for Discussion:

Mandate Direct Deposit for Municipal Employees – proposed ordinance – Ms. Curran explained the advantages to mandating direct deposit for all full-time employees. Mr. Fede advised that this does not pertain to employees who work less than ten hours a week and an individual can request an exemption. Following a brief discussion, motion authorizing Mr. Fede to prepare an ordinance for introduction at the October 14, 2015 Public Meeting was made by Mr. Scott. The motion was seconded by Mr. Brizzolara with all Council Members present voting in the affirmative.

Request from resident at 108 Briarwood Avenue to remove existing sidewalks – Mr. Fede recommended that this matter be discussed in Closed Session as it could involve potential litigation and requested the Borough Engineer to be present.

Neglia Engineering proposal for Design Services for Oak Street Drainage and Roadway – Ms. McMackin explained that this matter has legal issues that should be discussed in Closed Session.

Borough Engineer's Report – Mr. Kaufman reported as follows:

Livingston Street Phase II – this project has been accepted per the resolution previously approved this evening.

Jay Street – this project is still open since some of the landscaping had to be replaced as well as milling items that have to be resolved.

Baseball Netting – the job is complete and the closeout paperwork will be submitted to the attorney.

Paving of Broadway – this job cannot be accomplished until the handicap ramps that have been designed and approved by the County are installed. However, the County ran out of money to fund them and another ADA ramp program will be bid with all the Borough's ramps included.

DPW Garage – final inspections are underway and should be completed by next week. A Certificate of Occupancy can then be issued and the building can be used.

Borough Engineer Report cont'd:

2015 Road Program – the project has been completed and vouchers are waiting to be signed.

Livingston Street Phase III – the results of the bidding process should be discussed in closed Session.

At this time, Mr. Rapaport voiced his opinion that the option of micro-paving some roads was a very good decision. He noted that although there is a grain to the surface, it should wear in. Mr. Scott questioned why the double yellow line was not replaced on Summit Street. Brian Bourke, Fire Chief, and an Alpine Police Officer explained that individuals tend to drive at a higher rate of speed when the road has a double yellow line. Mr. Rapaport suggested that where there are stop signs present, “STOP” should also be painted on the roadway. Mayor Barsa advised that this should be addressed with the Chief of Police.

Borough Attorney’s Report – Mr. Fede advised that he had a tax appeal settlement and a Court Order pertaining to COAH to discuss in Closed Session.

Borough Administrator’s Report – Ms. McMackin reported as follows:

Norwood Day 2015 – she thanked the Mayor and Council for their help during Norwood Day; noted it was a huge success with the weather cooperating and that she looked forward to next year. The governing body thanked her for a job well done.

Best Practices Work Sheet – she along with the CFO completed the questionnaire and the Borough scored 97% and did not lose any state aid.

State Mandate for Police Vehicles – Ms. McMackin informed that Deptford Township brought suit against the State of New Jersey for their Mandate that every police vehicle purchased after March 1, 2015 be equipped with a camera. Their contention was that if this was State mandated it should be paid for by the State of New Jersey. The court ordered an injunction from the mandate. This is important for the Borough of Norwood because had the mandate remained in effect the new police vehicle purchased by Chief Kräpels would have had to remain out of service until the Borough could fund the new camera. This would not have been possible until the 2016 Capital Budget was adopted.

General Public Comment:

Motion to open the meeting to the public was made by Mr. Scott, seconded by Mr. Brizzolara and declared carried upon the affirmative vote of all Council Members present.

John Russo, identified himself as the owner of the West Norwood Shopping Center on Broad Street. He explained that the Borough purchased and placed trash cans by the stores that were emptied by the DPW. This practice existed for many years until April of this year with the arrival of a new business across the street and with his customers throwing trash into these containers causing them to constantly overflow. Very recently the three containers were removed by the DPW whereby he and his tenants do not have any garbage receptacles.

Mayor Barsa advised that the containers had to be placed along the building and not on the street. He explained that since there are no sidewalks on the street, it was unsafe for the garbage to be picked up from an unpaved area. Therefore, when the containers were moved to the street from the building, he told the DPW to remove them from the premises.

Ms. McMackin continued that she informed Mr. Russo that the containers would be brought back provided they remained by the storefronts and his tenants removed the trash and dumped it into the dumpster behind the stores. When this directive was not followed and they were moved to the street, the DPW was told to remove them entirely. Ms. McMackin advised that if individuals, other than their customers are throwing trash into these containers, it is Mr. Russo's responsibility as the landlord to monitor the premises. She advised that she would instruct the DPW Superintendent tomorrow to put the three cans back by the stores. However, if they are moved to the street, they will once again be removed.

Mr. Russo insisted that there is a macadam walkway in front of his stores that in his opinion is comparable to a sidewalk. Mayor Barsa directed the Borough Engineer to inspect the area and report back to the Council.

Sandy Bischoff, 871 Westward Avenue, Rivervale, NJ, identified herself as the daughter of Mr. and Mrs. Russo and reported that it is their intention to install cameras in front of the strip mall stores. Mayor Barsa reiterated that the cans have to be kept by the buildings until a report is received from the Borough Engineer.

Dominick Congiusti, President of Norwood Fire Co. No. 1, reported that 1480 hot dogs were served at Norwood Day. Sabrett donated the hot dogs and the Fire Department supplied the rolls.

Mayor Barsa advised that a new vendor was used for the rides, and in addition to the staff being exceptionally neat, clean and polite, the cost was \$3,000 less than the previous vendor. He continued that over \$23,000 was raised in donations this year and \$1800 was collected for the rides.

No one else wishing to be heard, a motion to close the meeting to the public was made by Mr. Brizzolara and seconded by Mrs. Orecchio. All Council Members present voted in favor of the motion.

Closed Session:

At 8:00 PM, Mayor Bara asked for a motion approving Resolution 15:177 authorizing the Council to proceed in Closed Session to discuss a Tax Appeal Settlement, potential litigation, and a Court Order regarding COAH. The motion was made by Mr. Brizzolara, seconded by Mr. Orecchio and declared carried upon the affirmative vote of all Council Members present.

Mayor Barsa reconvened the meeting at 8:50 PM and the following resolutions were presented for approval:

- 15:178 – rejecting all bids received for Livingston Street Phase III and authorizing the Clerk to advertise for re-bid

Motion of approval was made by Mr. Rapaport, seconded by Mrs. Orecchio with all Council Members present voting in favor of the motion.

- 15:179 - authorizing settlement of tax appeal for 3 Garnett Place, Block 126, Lot 33

Motion of approval was made by Mr. Scott, seconded by Mrs. Orecchio with all Council Members present voting in favor of the motion.

- 15:180 - Authorizing Borough to enter into an amendment to a shared service defense agreement for affordable housing litigation

Motion of approval was made by Mr. Brizzolara and seconded by Mrs. Orecchio.

On the question, Mr. Scott questioned whether E. Consults Solutions, Inc. has the same clout as Dr. Burchell. Mr. Fede advised that both the Borough's Planner, Mr. Kauker and the Northern Valley Mayors' Association endorse this organization.

The motion was carried upon the affirmative vote of all Council Members present.

Adjournment:

No other business to discuss, motion to adjourn was made by Mr. Brizzolara and seconded by Mrs. Orecchio. All Council Members present voted in favor of the motion and the meeting adjourned to 8:54 PM.

Respectfully submitted,



Lorraine L. McMackin, RMC, CMC
Administrator/Clerk