

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

Mayor Barsa called the meeting to order at 7:04 P.M.

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	Frank Marino
Councilwoman	Marianne Orecchio
Council President	Tom Brizzolara
Councilman	Joseph Ascolese
Councilman	Allen Rapaport
Councilman	Barry Scott

Also Present:

Borough Attorney	Andrew Fede
Borough Engineer	Dan Kaufmann
Chief Financial Officer	Judith Curran
Chief of Police	Jeffrey Krapels

Mayor Barsa pointed out the fire exits.

Items for Discussion:

Approval of Resolution 16:170 appointing Carol Donovan Deputy Borough Clerk. Mayor Barsa asked for a motion approving the appointment of Carol Donovan as Deputy Borough Clerk. The motion was made by Mr. Brizzolara, seconded by Mr. Ascolese and declared carried upon the affirmative vote of all Council Members present.

Review Resolution condemning all efforts to delegitimize the State of Israel and the global movement to boycott, divest from and sanction the People of Israel – Mayor Barsa welcomed Englewood Councilman Michael Cohen who was in the audience. He solicited comments from the Council regarding this proposed Resolution. Mr. Marino voiced approval of this resolution not only for the people of Israel but for all humanity and referred to President Roosevelt's four freedoms—freedom of expression; freedom to worship God in one's own way; freedom from want and freedom from fear. Mrs. Orecchio described the State of Israel and one of our Nation's strongest allies and advised she would approve this resolution.

Messrs. Brizzolara and Ascolese both voiced their support for the people of the State of Israel and adoption of this resolution. Mr. Rapaport described the State of Israel as the only democracy in the Middle East and America's only friend in that part of the world. Mr. Scott voiced his opinion that Iraq is behind this plan continuing that Israel is a strong friend of the United States and Iraq is its enemy. Motion to place this resolution on November 9, 2016 Public Meeting Agenda was made by Mr. Marino, seconded by Mrs. Orecchio and declared carried upon the affirmative vote of all Council Members present. The audience offered a round of applause.

Tree Rules and Regulation Ordinance as proposed by the Shade Tree Committee – Mayor Barsa invited Council Members to address their concerns which included the following: Borough taking on the responsibility of entering onto private property; objection to bushes being included in an ordinance that should be only for trees with the suggestion that it should cover trees of a certain diameter; the problem of enforcement since the code enforcement officer is a part-time position with coverage not being on a 24/7 basis; reluctance of the Chief of Police to have his department write summonses on tree cutting. In conclusion it was the consensus of the Council to follow the Borough Attorney's recommendation that he review tree ordinances from other towns and their means of enforcement to be further discussed at the November 30, 2016 Work Session.

At this time, Mayor Barsa invited Christine Hageman to attend the November 9, 2019 Regular Meeting to be acknowledged by the governing body and public for her dedication to the Borough during her tenure as Chair of the Environmental Commission.

Shared Services Agreements with Bergen County for Road Resurfacing and Vehicle Maintenance – Mrs. McMackin explained that entering into both agreements would be in the best interest of the Borough and asked for Council approval to place these two resolutions on the November 9, 2016 Regular Meeting Agenda. No objections were voiced.

At this time, Mrs. McMackin advised that Chief Krapels is in need of the governing body adopting a resolution this evening authorizing a shared services agreement with the County. Chief Krapels explained that this agreement is to exchange and share Geographic Information System Data to facilitate the development of a geographic information system for the mutual aid and public safety of all. Motion to approve Resolution 16:172 authorizing this agreement subject to approval and review by the Borough Attorney was made by Mr. Brizzolara, seconded by Mrs. Orecchio and declared carried upon the affirmative vote of all Council Members present.

Personnel Handbook – Resolution 16:65 – Mrs. McMackin explained that she is waiting for a report from Labor Counsel and asked that discussion be postponed until the next Work Session (November 30, 2016).

Issues with Subdivision and Soil Moving Ordinances to be addressed by Borough – Mr. Kaufman explained that there are inconsistencies in the zoning ordinance and suggested it be amended as follows:

For site plans and subdivisions submitted electronically (CAD format and in the NJ State Plane Coordinate System), a \$600 fee will be charged to update the tax map. For those applicants who cannot file electronically, a minimum fee of \$600.00 will be charged with the addition of fees and costs incurred by the Borough Engineer in reviewing the subdivision plat and preparing the tax map revisions to be filed.

Maximum egress opening to be 27 sq. ft. and not considered part of lot coverage.

Eliminate 2 ft. overhang for eaves with 6 inch gutter overhang remaining.

Walkways of 3 ft. permitted to run to right-of-way.

Prepare a separate check list for variances that do not require a site plan or subdivision.

Motion authorizing the Borough Attorney to prepare these amendments to the Zoning ordinance was made by Mr. Brizzolara and seconded by Mr. Rapaport. All Council Members present voted in favor of the motion. The amended ordinance will be introduced at the November 9, 2016 Regular Meeting.

Messrs. Fede and Kaufman referred to the soil moving ordinance and asked that it (Chapter 223-123.8) be amended as follows:

Minor soil moving application fee, 15 cubic yards to 500 cubic yards, \$50.00

Major soil moving application fee, over 500 cubic yards, \$100.00

Motion authorizing the Borough Attorney to amend this ordinance was made by Mr. Brizzolara and seconded by Mr. Rapaport. All Council Members voted in favor of the motion. The amended ordinance will be introduced at the November 9, 2016 Regular Meeting.

At this time, Mr. Brizzolara advised that the Fire Department has requested that a red line be painted down the center of Broadway in front of the firehouse in recognition of the members of the department, similarly as has been done with the Police Department. Mayor Bارسa recognized Fire Chief Bourke who asked that a green line be painted in front of the ambulance corps building in recognition of these volunteers and that it meet the Police Department's blue line.

Motion was made by Mr. Rapaport authorizing the DPW to paint a red line on Broadway recognizing members of the Fire Department from Broadway to High Street, and to paint a green line on Broadway recognizing EMS members from Walnut Street to the beginning of the Police Department blue line. The motion was seconded by Mr. Scott with all Council Members voting in the affirmative.

Borough Engineer Report

Mr. Kaufman referred to his report (Attachment "A") with no questions posed by the governing body.

Borough Attorney's Report

Mr. Fede referred to his letter dated October 7, 2016 wherein he explained that the attorney for the Capital Seniors Housing development requested that the governing body release two lots in the D'Ercole property subdivision from that Developer's Agreement, Starting Anew, LLC, to the CSH Developer's Agreement. He advised that these two lots are known as Block 126, Lots 3.01 and 3.02 and that he accordingly prepared a Resolution (16:173) to this effect. Motion approving this resolution was made by Mr. Brizzolara and seconded by Mr. Rapaport. All Council Members voted in favor of the motion with the exception of Mr. Scott who was not present at roll call.

Administrator's Report

Mrs. McMackin asked for authorization to add the positions of Conflict Attorney and Conflict Engineer to the advertisement for RFQ's for the year 2017 and no objections were voiced.

Mrs. McMackin referred to a letter received from Assignment Judge, Bonnie Mizdol, Superior Court of New Jersey, advising that the Norwood Municipal Court's security plan lacks a protector/guard to control courtroom lights. Judge Mizdol asked that a protector guard with a key lock be installed to prevent the courtroom being placed in a state of darkness. Mrs. McMackin advised that it will be installed adhering to Judge Mizdol's direction and that the keys will be kept in a draw on the dais.

Mrs. McMackin referred to the Borough of Elmwood Park's resolution petitioning the Port Authority of New York-New Jersey to install anti-suicide fencing along the walkways of the George Washington Bridge and asked whether the Council wished to adopt one as well. It was the consensus of the Council that such resolution be placed on the November 9, 2016 Regular Meeting Agenda.

Mrs. McMackin reminded that November 8th is the General Election and that polls will be open from 6:00 AM to 8:00 PM.

Mrs. McMackin explained that the EMS now has the specifications for the new ambulance and that it can be purchased through the HGAC Cooperative. She asked for authorization to have a resolution authorizing this purchase on the November 9, 2016 Regular Meeting Agenda and no objections were voiced.

Mrs. McMackin advised receiving a telephone call from Lee Wallin of Norwood EMS concerning flooding in their parking lot due to the collapse of a storm drain thought to be owned by the County. She asked for permission to have the Borough Engineer work with them to investigate this situation and possible measures that can be taken to rectify the problem. No objections were voiced.

General Public Comment:

At this time, Mayor Barsa asked for a motion to open the meeting to the public. The motion was made by Mr. Brizzolara, seconded by Mr. Rapaport and declared carried upon the affirmative vote of all Council Members present.

Dominick Congiusti, 195 Livingston Street, President of Norwood Fire Co. No. 1, advised that he had two issues to discuss regarding the firehouse lease agreement and asked that it be discussed at the November 30, 2016 Work Session at which time Scott Roberts would be in attendance. Upon Mr. Fede's recommendation, decision was made that Mayor Barsa, Mr. Brizzolara, Mr. Ascolese and members of the Fire Department meet at 6:00 PM before the scheduled Work Session and report their findings at the Work Session.

Jim Elling, 263 Summit Street, voiced his opinion that there is a parking issue pertaining to Sterling Antiques at 537 Broadway. He was advised by the Chief of Police that parking is illegal 50 ft. north of this intersection and that he would look into this matter.

Mr. Elling continued that the Borough has been without a Borough Historian for quite some time and proposed that Judith Lamp be considered to fill this vacancy. It was the consensus of the Council that the Borough Clerk send a letter to Ms. Lamp to determine her interest before a formal appointment is made.

No one else wishing to be heard, a motion to close the meeting to the public was made by Mr. Brizzolara. The motion was seconded by Mr. Scott with all Council Members voting aye.

Closed Session:

At 9:10 PM, Mayor Barsa asked for a motion approving Resolution 16:171 authorizing the governing body to convene into closed session to discuss a legal issue. Formal action may be taken upon reconvening into open session. Motion of approval was made by Mr. Marino, seconded by Mr. Scott and declared carried upon the affirmative vote of all Council Members present.


Mayor Barsa reconvened the meeting at 9:26 PM.

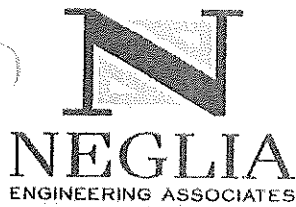
Motion was made by Mr. Rapaport authorizing the Borough Attorney to inform Peter and Linda Daniel that the governing body accepted their offer to pay the \$3,190.00 affordable housing fee originally calculated by the Assessor in July 2015 with the stipulation that it be paid within 30 days. The motion was seconded Mr. Brizzolara with all Council Members present voting in the affirmative.

Adjournment:

Motion to adjourn was made by Mr. Brizzolara, seconded by Mr. Scott and declared carried upon the affirmative vote of all Council Members present. The meeting adjourned at 9:30 PM.

Respectfully submitted,


Lorraine L. McMackin, RMC, CMC
Administrator/Clerk



Joseph E. Neglia, PE, PP, PLS
CEO, Chairman of the Board

Michael J. Neglia, PE, PP, PLS
President

Gregory Polyniak, PE, PP

Michael F. Bertiner

Thomas R. Solfaro, PE, CME

Daniel Kaufman, PE, PP

Brian Intindola, PE

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Municipal Engineering

Landscape Architecture

Traffic Engineering

Planning

Land Surveying

Construction Management

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BOROUGH OF NORWOOD ENGINEERS REPORT October 26, 2016

1. Livingston Street Streetscape Phase III

The project was shut down due to the state shutdown of Transportation Trust Fund Projects but recently the shutdown was lifted. The contractor had completed the concrete and striping work and installed the streetlights to eliminate a potential safety concern of having tripping hazards along the new sidewalk. We are working with the contractor to generate a punch list including connecting the last streetlight and tightening up all previously installed streetlights. We continue to monitor the project and report to the borough as necessary.

2. Backup Generator Installation at Borough Hall and DPW

The contractor has installed all the site related and utility work that can be done prior to the generator being delivered. This includes the recent installation of the Automatic Transfer Switch at each location. It is our understanding the the only remaining work is to install the generators, remove the old generator and restore any disturbance. Based on the manufacturer, both generators are expected to be shipped on October 28. Once received by the contractor, he will schedule installation and final work. The Borough and contractor will need to coordinate with Rockland Electric before making final connection to ensure they meet Rockland Electric Standards.

3. Oak Street Reconstruction

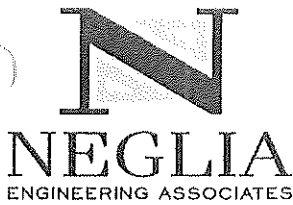
Preliminary plans and specifications are complete. We are awaiting funding to finalize the plans. In the meantime, a meeting was held on June 9 with the borough to discuss the project and the easement needed. A Stakeholders Meeting was also held on August 29, 2016. The Borough Attorney will coordinate a formal meeting with the property owner for easement discussions. Due to the high water table our recommendation it to bid the project in the Winter of 2016/2017 with an anticipated construction start date in summer 2017.

4. ADA Ramps along Broadway & Livingston Street

The ADA ramps have been approved. We are awaiting county funding authorization to proceed with contracting with the county's contractor. The county has moved the project for approval in June however, since the county uses TTF funding, the state TTF project shutdown affects this project also. We continue to contact the county for a status update on the project progress.

5. Riverside Cooperative Paving Program

The project has been completed with the exception of a few punch list items. We have finalized installed quantities and submitted a payment request and change order for processing. Nottingham Court, Anne Court, Rio Vista Drive, Wood Turtle Run, Meadow Lane, Second Street, The Municipal Triplex, and Seventeenth Street were part of the original contract for \$406,236.78. We originally reported that we were able to realize a cost saving in the original contract due to pavement reconstruction work not needed and was able to add Fifth Street, Sherwood Road and Lamar Place for approximately an additional \$50,000 as opposed to \$90,000 originally estimated for those roads. However, the Final Change Order is for \$67,245.37, which is \$17,245.37 more than anticipated.



The main reason is the Asphalt Price Adjustment and Fuel Price Adjustment. Since prices have been stable for some time one would expect not much of a price adjustment and possibly even a credit. However, this project was bid early in the year when the Asphalt Index was very low. Immediately after the project, the index rose drastically and then leveled off for the duration of the project. As a result, instead of taking up to a \$2,821.28 credit, the borough was required to issue a \$12,726.51 extra which is a \$15,547.79 swing. These calculations were verified through the Riverside Cooperative to ensure consistency throughout all the members of the Cooperative.

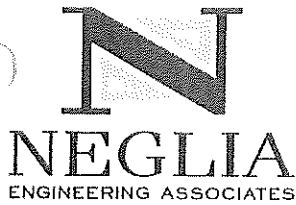
The remaining overage was due to the additional inlet reconstruction work needed at Sherwood Road. We anticipated \$6,023.00 of inlet work however, as per inspections with DPW the final cost of inlet work was \$10,416 which is \$4,393.00 more than anticipated. Based on the inspection at time of construction, we agree with the DPW's assessment to prevent inlet work in the near future that will ruin the new paving work. In addition, there were a couple other additional inlets added after the Mayor & Council authorized the extra road which we also agree with the DPW's assessment that the inlet reconstructions were necessary.

6. Starting Anew (D'Ercole Farms) Development

This project was approved as a subdivision creating twenty individual lots, each to be developed with a single family home in accordance with the resolution of approval. Since this approval, Block 126, Lots 3.01 & 3.02 were sold and became part of the Capital Senior Housing Development to be used primarily as open space buffer for the development leaving eighteen lots, all part of Block 122, to be developed as single family homes (nine fronting on Helen Court, eight fronting on Lamb Court and one fronting on Summit Street). The following is the status of those eighteen lots:

- Two lots have completed construction and received a Final Certificate of Occupancy
 - 517 Summit Street (Lot 20.01) – Alliotts Construction
 - 4 Lamb Court (Lot 17) – Chet Simunovich
- Seven lots were issued permits for construction
 - 10 Lamb Court (Lot 17.01) – Jeya Bharathi
 - 7 Helen Court (Lot 16.07) – Chet Simunovich
 - 8 Helen Court (Lot 16.01) – Alliotts Construction
 - 19 Helen Court (Lot 16.05) – Northfork Development, L.L.C.
 - 1 Helen Court (Lot 16.08) – Chet Simunovich
 - 15 Helen Court (Lot 16.06) – Raquel Pierro
 - 2 Helen Court (Lot 16) – Praveen Chinthalacheruvu
- One lot has submitted plans that were reviewed but need revisions before construction permits are issued
 - 26 Helen Court (Lot 16.04) – Alliotts Construction
- Eight lots still haven't submitted plans for development yet. (two on Helen Court & six on Lamb Court)

Currently, the borough has \$545,748.00 in project security which includes a performance bond in the amount of \$353,064.00 to cover the overall utility work for the site and the creation of the Cul-De-Sacs and a separate bond in the amount of \$192,684.00 to cover the remaining site work such as walls, seepage pits and individual lot utilities. The later bond (\$192,684.00) is the result of a bond



reduction in accordance with our recommendation in a letter dated July 13, 2016. Also in that letter, we recommended to reduce the \$353,064.00 bond down to \$16,950.00. The contractor hasn't acted on this recommendation yet as he is working with our office to eliminate the need for that bond by addressing punchlist items with grading, drainage and sanitary.

7. Site Plan Reviews

The following applications have been reviewed by our office in support of building permit applications:

- 88 Sherwood Road - Wu – Driveway & Patio modifications – Construction permits issued
- 701 Broadway – Presbyterian Church – Sign Installation – Incomplete and still under review.
- 104 Kensington Avenue – Silberberg – Addition – Construction permits issued
- 227 Railroad Avenue – Allotts Construction – Duplex Construction – Under Review
- 50 Kensington – Harper – Addition – Incomplete and still under review.

Respectfully submitted,
Neglia Engineering Associates

Daniel C. Kaufman, P.E., P.P., C.M.E.
For the Borough Engineer
Borough of Norwood