

**BOROUGH OF HO-HO-KUS
COMBINED PUBLIC MEETING
OF THE MAYOR AND COUNCIL
FEBRUARY 23, 2016- 8:00 P.M**

MINUTES

Mayor Randall called the combined meeting to order at 8:02 PM. The open meeting statement was read.

The combined meeting of the Mayor and Council of the Borough of Ho-Ho-Kus is now in session. In accord with the provisions of Section 5 of the "Open Public Meetings Act", I wish to advise that notice of this meeting has been posted in the front lobby entrance to the Council Chambers of the Borough Hall and that a copy of the schedule of this meeting has also been filed with the Borough Clerk, and further that the required 48 hour notices have been sent to The Record and the Ridgewood News - newspapers with general circulation throughout the Borough of Ho-Ho-Kus Roll Call. Members present were: Mayor Randall, Councilmembers Troast, Shea, Rorty, Shell, Iannelli and Fiato. Also present were borough attorney David Bole, borough administrator William Jones AND Planning Zoning Board Secretary JoAnn Carroll

Absent: Borough Clerk Laura Borchers

Mayor Randall administered the Oath of Office to HHKVAC members.

Mayor Randall presented awards to new EMT graduates.

APPROVAL OF MINUTES

1. January 26, 2016

All Present.

Motioned: Councilmember Troast

Second: Councilmember Iannelli

All ayes

COMMITTEE REPORTS- January 2016

On File

PUBLIC DISCUSSION

None

CORRESPONDENCE

None

INTRODUCTION OF ORDINANCES

None

FINAL PASSAGE OF ORDINANCES

Ord# 2016-01 Amend and Supplement Chpt 77 "Uniform Construction Code Department"
BE IT ORDAINED, by the Mayor and Council of the Borough of Ho-Ho-Kus in the County of
Bergen, State of New Jersey as follows:

I. Article III, Fee Schedule, is hereby amended by including a new Section 77-10.2,
Mechanical Subcode Fees.

77-10.2 Mechanical Subcode Fees shall be:

(a) \$100 for the installation and replacement of heating and cooling
equipment, or other mechanical equipment in existing buildings of R-3, R-4 and R-5 use
groups.

Other equipment shall include: refrigeration, air conditioning, gas piping,
ventilation apparatus, heating systems or standby power generators.

The \$100 fee shall be for each item.

(b) Fee for a chimney liner is \$50.

(c) Fee for a hot water heater or water storage tank is \$50.

(d) Notwithstanding anything to the contrary, the minimum fee for any
mechanical subcode permit shall be \$50.

Section 77-10.3. Severability

If any portion of this ordinance is adjudged unconstitutional or invalid by the Court of
competent jurisdiction, such judgment shall not affect or invalidate the remainder of this
ordinance, but shall be confined in its effect to the provision directly involved in the controversy
in which such judgment shall have been rendered.

Section 77-10.4. Repealer

All other ordinances or parts of ordinances of the Borough which are inconsistent with this
ordinance are hereby repealed but only to the extent of such inconsistencies.

Section 77-10.5. Effective Date

This ordinance shall take effect upon passage and publication as required by law.

Moved: Councilmember Troast

Second: Councilmember Shell

All ayes.

RESOLUTIONS

None CONSENT RESOLUTION

- 16-38 Appt: Financial Consultant

WHEREAS, the Borough of Ho-Ho-Kus requires the services of a Real Estate and Financial Services Advisor
regarding certain projects which it may become involved; and

WHEREAS, Robert S. Powell, Ph.D., of Nassau Capital Advisors, LLC, is duly qualified and available to
perform such services; and

WHEREAS, a certification of availability of funds has been received from the Chief Financial Officer or
that such funds will be encumbered by purchase order on an as needed basis pursuant to the provisions of
N.J.A.C. 5.30-5.4 et seq., in order to pay for the Contract; and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body that it does hereby appoint Robert S.
Powell, Ph.D., of Nassau Capital Advisors, LLC, Princeton, New Jersey, as Real Estate and Financial Advisor; and

BE IT FURTHER RESOLVED, that the Mayor and/or Borough Administrator is hereby authorized and directed to execute a Contract with said professional and to take all other steps necessary to carry this Resolution into effect;

BE IT FURTHER RESOLVED, that the services contemplated herein are not subject to competitive bidding being professional services as authorized by law; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be filed with the Municipal Clerk and be made available for inspection and that a brief notice of the passage thereof be published in the Record or Ridgewood News within ten (10) days of passage as required by law.

- 16-42 Award- Installation Calcium Hydrochloride

WHEREAS, sealed bids were received for the Installation of Calcium Hypochloride Systems at Wells 1 & 4.

WHEREAS, the Chief Financial Officer has attached a Certification that adequate funds have been duly appropriated to pay for this purchase;

NOW, THEREFORE, **BE IT RESOLVED** by the Governing Body that the Installation of Calcium Hypochloride Systems at Wells 1 & 4 is hereby awarded to Fred Devens Construction, 403 Stonetown Road, Ringwood, NJ 07456 in the amount of \$107,500;

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are authorized to execute a contract with this vendor for said purchase;

BE IT FURTHER RESOLVED that the next low bid document for the Installation of Calcium Hypochloride System be held pending execution of contract with Devens Construction.

- 16-43. Community Development Program

WHEREAS, certain Federal funds are potentially available to the County of Bergen under Title 1 of the Housing and Community Development Act of 1974, as amended, and the HOME Investment Partnership Act of 1990, as amended; and

WHEREAS, the current Interlocal Services Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, each municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

WHEREAS, it is in the best interest of the Borough of Ho-Ho-Kus and its residents to participate in said programs; and

NOW, THEREFORE BE IT RESOLVED that the Mayor & Council of the Borough of Ho-Ho-Kus hereby notifies the Bergen County Division of Community Development of its decision to be included as a participant municipality in the Urban County entitlement programs being the Community Development Block Grant Program and the HOME Investment Partnership Act Program for the Program Years 2015, 2016, 2017 (July 1, 2015- June 30, 2018).

- 16-44. Appt. COAH Planner and Appraisal Consultant

WHEREAS, the Borough of Ho-Ho-Kus requires the services of a COAH Planner, as well as a Tax Appeal Appraisal Consultant for the year 2015; and

WHEREAS, it is contemplated that the temporary and permanent budgets will contain the necessary appropriations estimated to be reasonably required for each such professional services; and

WHEREAS, the professionals named herein will be required to execute a contract for the services to be

rendered which shall set forth the compensation for such services therein; and

WHEREAS, a Certification of availability of funds has been received from the Chief Financial Officer that such funds will be encumbered by purchase order on an as needed basis pursuant to the provisions of N.J.A.C. 5:30-5.4 et seq; and

WHEREAS, Mary Beth Lonergan (Clarke Caton & Hintz, COAH Planner) and Appraisal Systems, Inc., (Tax Appeal Consultant) are available and duly qualified to perform such services; and

WHEREAS, the above named professionals have completed, submitted and filed the Business Entities Certification Disclosure, Stockholder Disclosure and other relevant Pay to Play forms which certify that the above named persons and/or entities have not made any reportable contributions to any political or candidate committee listed therein within the previous one (1) year and that the contract will prohibit the above named professionals/business entities from making any reportable contributions through the term of the contract;

WHEREAS, that these contracts are being awarded as non-fair and open contracts pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ho-Ho-Kus that Mary Beth Lonergan of Clarke Caton & Hintz (COAH Planner) and Appraisal Systems, Inc. (Tax Appeal Appraisal Consultant) are hereby appointed to service such positions for the calendar year 2016; and **BE IT FURTHER RESOLVED**, that the Mayor and Borough Clerk are authorized and directed to execute contracts with each of said professionals and to take all other steps necessary to carry this resolution into effect.

- 16-45 Forgiveness of Solid Waste Bill

Whereas, 14 Saddle Ridge Road in Ho-Ho-Kus is an empty lot because the residential structures have been eliminated, and

Whereas, all resident structures will be credited for 3 months and then to be reviewed for the balance

Therefore, be it resolved, that the bill in question be cancelled

- 16-46 Municipal Alliance Grant

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth, and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Ho-Ho-Kus, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council of the Borough of Ho-Ho-Kus further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen

NOW THEREFORE BE IT RESOLVED by the Borough of Ho-Ho-Kus, County of Bergen, State of New Jersey hereby recognizes the following:

- The Borough Council does hereby authorize submission of a strategic plan for the Ho-Ho-Kus Municipal Alliance grant for fiscal year 2017 in the amount of:

| | |
|------------|-------|
| DEDR | 9,520 |
| Cash Match | 2,380 |
| In-Kind | 7,140 |

- The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirement

- 16-47 Lou’s Coffee Shop

WHEREAS, the Borough of Ho-Ho-Kus and Lou’s Coffee Shop, LLC, entered into a Train Station Concession Agreement dated February 28, 2012; and

WHEREAS, the term of said Agreement was for a three (3) year period from March 1, 2012 until December 31, 2014; and

WHEREAS, the Borough had the option to renew the Agreement for two (2) additional one (1) year periods; and

WHEREAS, the Borough desires to exercise its second option;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body that it does hereby exercise its option to renew the Agreement for an additional one (1) year period commencing January 1, 2016 until December 31, 2016 for the annual rent of Five Hundred and Twenty Nine Dollars (\$529.00). One half rent to be paid upon execution of the option renewal and the balance on July 1, 2016. The terms and conditions of the option shall be the same as the original Agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute a renewal Agreement for the one (1) year term herein.

- 16-48 Payment of Vouchers

WHEREAS, claims have been submitted to the Borough of Ho-Ho-Kus in the amount of \$1,678,158.93.

WHEREAS, such claims have been listed according to Department and account number with corresponding vouchers to be reviewed and approved by the Mayor and Council; and,

WHEREAS, the CFO has determined that the funds have been properly appropriated for such purposes and are available, in the Borough of Ho-Ho-Kus and that the claims specified on the schedule attached hereto, following examination and approval by the Mayor and Council, be paid and checks issued accordingly; and,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ho-Ho-

| | Motion | Second | Aye | Nay | Abstain | Absent |
|------------------------|--------|--------|-----|-----|---------|--------|
| Mayor Randall | | | | | | |
| Councilmember Troast | X | | X | | | |
| Councilmember Shea | | | X | | | |
| Councilmember Rorty | | X | X | | | |
| Councilmember Shell | | | X | | | |
| Councilmember Iannelli | | | X | | | |
| Councilmember Fiato | | | X | | | |

Approved Consent Agenda

This is to certify that the above Consent Resolution was adopted by the Mayor and Council on February 23, 2016

OLD BUSINESS

A. Liaison Reports:

1. Recreation

Baseball registration well on the way. Blankets will be removed from the field based on weather.

2. Board of Education

BOE thanked DPW for the snow removal. Miscommunication with the street signs, asked who would be installing them. The Strategic planning has come to a close, the results will be on April 19th. Asked for representation from the Council at the meeting. They asked if the council needed the board of ED needed to present their budget before the whole governing body or can it be done in private with council representation. Mayor Randall commented that it has always been a courtesy for them to present their budget. Cn. Shea stated that if it's a conflict with the council meeting, the governing body can move their meeting once notice is published. Mayor Randall added that a presentation is always beneficial, if we can make an accommodation where it can work we can try to accommodate. Helpful to Council to have an understanding where the money is going .

3. Other

B. Shade Tree

Catching up on pruning and trimming of trees. This year's focus will be on planting.

C. Chamber of Commerce

Cn. Shell reported the Chamber has a new line of officers, had a well-attended meeting. Trying to draw some new members Wednesday June 8th is Taste of Ho-Ho-Kus, always a sold out event.

NEW BUSINESS

None

MAYOR'S REMARKS

Compliments and thank you to DPW for recent storms. Reading Weds 2nd at HHK School

Jeff Pattman 4reported that Well # 4 was rehabbed, everything back up and working, rebuilt one of the sewer stations.

Chief Minchin reported that Officer Pat Leonard on Jan 17, 2016 was operating radar and pulled over a car. On the stop he noticed a grocery bag, he questioned the driver, who stated that it wasn't his car, couldn't show any proof of purchase for the groceries, Officer Leonard asked him to put all the groceries on display so it could be videotaped. The next day officer McBain contacted the surrounding ACME only to find out that the driver had shop lifted in Mahwah. A traffic stop led to an arrest for shop lifting. On Feb 8, 2016 a call came in from Ridgewood PD for a 16 year old suicidal male, left high school went to the HHK bridge. Chief Minchin went on Sycamore made a left, Officer Morrissey made a right of Sheridan and the pathway to Warren Ave bridge intercepted the 16 year male. Save a boy from jumping. Officer Morrissey became a member of the Bergen County Bag and Pipes Drum. Mayor Randall thanked Chief Minchin and his officers.

ADJOURNMENT

With no further discussions to come before the Council, Mayor Randall adjourned the meeting at 9:40 PM.

Motioned: Councilmember Rorty

Second: Councilmember Shea.

All ayes

Respectfully submitted,

Laura Borchers RMC/CMR

Borough Clerk