

**BOROUGH OF HO-HO-KUS**

**MAYOR AND COUNCIL PUBLIC MEETING**

**SEPTEMBER 23, 2014- 8:00 P.M.**

**I OPEN MEETING STATEMENT - ROLL CALL**

Mayor Randall opened the meeting at 8:00PM and asked Mayor for the day, Helena Gonzalez to read the opening statement

Roll Call:

Mayor Randall	Present
Councilmember Troast	Present
Councilmember Lennon	Present
Councilmember Shea	Absent
Councilmember Rorty	Present
Councilmember Weiss	Absent
Councilmember Shell	Present

**II. PLEDGE OF ALLEGIANCE**

Mayor Randall led all in the opening statement.

**III. INTRODUCTION- MAYOR FOR THE DAY**

Mayor Randall introduced Helena Gonzalez, who interned for the borough during the summer.

**IV. PROCLAMATION- COMMUNITY CHURCH**

**V. APPROVAL OF MINUTES**

1. August 26, 2014 Combined Meeting

Councilmember Lennon approved the minutes, seconded by Councilmember Troast

All Ayes.

Absent: Councilmember Rorty

2. August 26, 2014 Closed Session

Councilmember Lennon approved the minutes, seconded by Councilmember Troast

All Ayes.

Absent: Councilmember Rorty

3. September 16, 2014 Work Session

Councilmember Lennon approved the minutes, seconded by Councilmember Troast

All Ayes.

Absent: Cn. Members Rorty and Shea

4. September 16, 2014 Closed Session

Councilmember Lennon approved the minutes, seconded by Councilmember Troast

All Ayes.

Absent: Cn. Members Rorty and Shea

**VI. COMMITTEE REPORTS**

**A. FINANCE**

Finance Officer's Report – Aug 2014

**B. PUBLIC SAFETY**

1. Police Report – Aug 2014
2. Court Report – Aug 2014

**C. PUBLIC WORKS & PROPERTIES**

1. Supt. of Public Works – Aug 2014
2. Construction Office Report – Aug 2014

**D. WATER**

1. Water Supt. Report – Aug 2014
2. Water Registrar's Report- Aug 2014

**E. FIRE**

1. Fire Dept. Report – Aug 2014
2. Fire Prevention Bureau – Aug 2014

**F. COMMUNITY RELATIONS**

1. Library – Aug 2014
2. Ambulance Report – Aug 2014

**VII. ADMINISTRATOR'S REPORT**

1. Borough administrator Donald Cirulli reported the Best Practices Survey that is mandated by the State is completed and filed. The borough scored 47% of 50%, the result of which no money will be held from the State Aid.
2. Seeking a matching grant from the County for a new park on North Franklin Turnpike.

**VIII. PUBLIC DISCUSSION**

None

**IX. A. CORRESPONDENCE**

1. Community Church of Ho-Ho-Kus-Invitation to Celebrate 100 years as a family in h
2. ECLC-Permission to hang 8x2" banner on the School Building and a sandwich board g

on the sidewalk

Councilmember Troast approved the request, seconded by Councilmember Rorty  
All Ayes.

3. Mrs. O'Keefe re. Closing of Sherwood, Edgewood, Warren and Lloyd Roads, Friday  
October 31 from 3:15-5:30 PM for Halloween Trick-or-Treaters.

Police Chief John Wanamaker commented that the closing of all the streets is not possible, he will contact Mrs. O'Keefe and let her know the streets that can be closed.

4. Thank You from Allendale/Waldwick PBA Local # 217-P.O. Christopher Goodell.
5. Community Church of Ho-Ho-Kus- Permission to hold Raffle and hang two banners  
Councilmember Lennon approved the request, seconded by Councilmember Rorty  
All Ayes.

6. YAC- Permission for Annual Halloween window painting Friday, October 3<sup>rd</sup>, from 3-5 PM  
Councilmember Rorty approved the request, seconded by Councilmember Troast  
All Ayes.

7. Ranee Blood- Permission to have block party Saturday October 25<sup>th</sup>, 2014  
Councilmember Lennon approved the request, seconded by Councilmember Rorty  
All Ayes.

8. Karen McWilliams- Permission to use East Park for Webelos II Cub Scout for Outdoorsman  
Activity Badge.

Councilmember Lennon approved the request, seconded by Councilmember Troast  
All Ayes.

**B. Ordinances and Resolutions Other Towns.**

None

**C. Bergen County.**

1. County Executive's Volunteer of the year Recognition Ceremony

**D. League of Municipalities.**

1. Weekly Policy Update.
2. Support A-366/S-1713
3. Red tape Review Commission Public Hearing
4. Invitation to D.A.R.E. New Jersey Future of New Jersey Gala

**E. State of New Jersey.**

None

**X. INTRODUCTION OF ORDINANCES**

None

**XI. FINAL PASSAGE OF ORDINANCES**

1. Ordinance # 1031- Amend Chapter 77- Uniform Construction Code

**BE IT ORDAINED** by the Mayor and Council of the Borough of Ho-Ho-Kus, County of Bergen and State of New Jersey as follows:

**SECTION I**

Article III, Fee Schedule, Section 77-7 to 77-10.1 is hereby repealed.

**SECTION II**

Chapter 77 of the Code is hereby reestablished by inclusion of a new Article III, Fee Schedule, as follows:

**SECTION 77.7**

**Fees for a Construction Permit**

The fees and charges required under the Code of the Borough of Ho-Ho-Kus entitled  
Construction Codes, Uniform, shall be as follows:

**A.** The fee for a construction permit shall be the sum of the subcode fees listed in  
paragraphs A. 1. through 10. hereof, and shall be paid before the permit is issued.

**1. New construction and additions are based on the volume of structure.**

(a) Volume of building in cu. Ft. X \$.05.

**2. Reconstruction, alterations, renovations, repairs are based on the cost of the work.**

(a) Based on cost of work: \$22.00 per \$1,000.00.

**3. Demolition or removal permit.**

- (a) For all principal buildings: the fee is \$150.00
- (b) For all residential accessory structures: the fee is \$50.00
- (c) For all nonresidential accessory structures: the fee is \$80.00
- (d) For all fuel tank removals: the fee is \$75.00
- (e) For removal of sheds over 100sq. ft. the fee is \$40.00
- (f) For removal of sheds 100 sq. ft. or less: the fee is \$40.00

**4. Fence Permits.**

- (a) Fences 6 ft. or less: the fee is \$25.00
- (b) Fences for pool barriers and over 6 ft. in height: the fee is \$50.00

**5. Signs.** the fee is \$1.00 per sq. ft.

(Note: fee to be based on one side of double sided signs)

- 6. **Certificate of occupancy fees.**
  - (a) Fee for certificate of occupancy is \$60.00
  - (b) Fee for certificate of occupancy based on change of use is \$150.00 for nonresidential.
- 7. **Pools.**
  - (a) Above ground pools are a flat fee of \$50.00
  - (b) In ground pools are a flat fee of \$150.00
- 8. **Asbestos removal permit is \$50.00**
- 9. **Minimum fee for building permit. is \$50.00**
- 10. **Miscellaneous permit fees.**
  - (a) Commercial roof: the fee is \$150.00
  - (b) Residential roof or siding: the fee is \$50.00
  - (c) Detached (residential) building- roof or siding: the fee is \$25.00
  - (d) Fireplaces and stoves: the fee is \$50.00
  - (e) HVAC duct work: the fee is \$50.00
  - (f) Fuel storage tank installation: the fee is \$100.00
  - (g) Plan review credit ..... 20%

**77-8 Plumbing Subcode Fees**

- A. The plumbing Subcode Fees shall be:
  - (1) For new construction, additions, renovations and alterations.
    - (a) Each fixture and device .....\$20.00
    - (b) Floor Drain .....\$20.00
    - (c) Dishwasher residential ..... \$20.00
    - (d) Dishwasher commercial ..... \$20.00
    - (e) Disposal unit. .... \$20.00
    - (f) Drinking fountain ..... \$20.00
    - (g) Washing machine. .... \$20.00
    - (h) Hose bib ..... \$20.00
    - (i) Gas piping.....\$20.00
    - (j) Fuel oil piping..... \$20.00
    - (k) Water heater ..... \$50.00
    - (l) Steam or hot water boiler ..... \$50.00
    - (m) Interceptor/separator ..... \$50.00
    - (n) Back flow preventor .....\$20.00
    - (o) Grease trap ..... \$50.00
    - (p) Air conditioning units and Refrigeration ..... \$50.00
    - (q) Sewer connections ..... \$50.00
    - (r) Water service connection ..... \$50.00
    - (s) Gas service connection ..... \$50.00
    - (t) Water softener ..... \$50.00
    - (u) Lawn sprinkler..... \$50.00
    - (v) Fire sprinkler .....\$50.00
    - (w) Sewer ejector.....\$50.00
    - (x) Vent stack .....\$20.00
  - (2) Notwithstanding anything to the contrary, the minimum fee for any plumbing subcode permit shall be ..... \$50.00
    - (a) Plan review credit..... 20%

**77-9 Electrical Subcode Fees.**

The Electrical Subcode Fees shall be as follows:

- (a) Fixtures and devices to be counted for these items include outlets, wall switches, fluorescent fixtures, convenience receptacles or similar fixtures and motors and devices of one (1)

horsepower or (1) kilowatt or less:

- (1) Fee for first 25 . . . . . \$75.00
- (2) Fee for increments of 5 . . . . . \$10.00
- (3) Fee for pool with U/lights . . . . . \$125.00
- (4) Fee for storage pool/spa . . . . . \$75.00
- (5) Fee for above-ground pool . . . . . \$75.00

(b) For the purpose of calculating the following electrical fees, all motors except those in plug-in appliances shall be counted, including control equipment, generators, transformers and all heating, cooking or other devices consuming or generating electric current:

- (1) Motors/electrical devices to 1-5 horsepower . . . \$20.00
- (2) Motors/electrical devices to 6-9 horsepower . . . \$30.00
- (3) Motors/electrical devices to 10-15 horsepower . . \$50.00
- (4) Motors/electrical devices above 26 horsepower . \$100.00
- (5) Transformer/generator to 10 kilowatt . . . . . \$50.00
- (6) Transformer/generator to 45 kilowatt . . . . . \$100.00
- (7) Transformer/generator to 112.5 kilowatt . . . . \$150.00
- (8) Transformer/generator above 112.5 kilowatt . . . \$200.00
- (9) Service/panels/subpanels to 100 ampere . . . . . \$50.00
- (10) Service/panels/subpanels to 200 ampere . . . . . \$90.00
- (11) Service/panels/subpanels to 300 ampere . . . . . \$150.00
- (12) Service/panels/subpanels to 400 ampere . . . . . \$200.00
- (13) Service/panels/subpanels to 800 ampere . . . . . \$250.00
- (14) Service/panels/subpanels to 1000 ampere . . . . \$400.00
- (15) HVAC and Central AC- per unit . . . . . \$50.00

- (c) Minimum fee . . . . . \$50.00
- (d) Plan review credit . . . . . 20%

**77-10 Fire Subcode Fees.**

The Fire Subcode Fees shall be as follows:

- (a) Fireplace . . . . . \$60.00
- (b) Woodburning stove . . . . . \$60.00
- (c) Residential mechanical equipment . . . . . \$50.00
- (d) Residential smoke or heat detectors  
Five (\$5.00) dollars each, minimum . . . . . \$50.00
- (e) Restaurant extinguishing systems . . . . . \$75.00
- (f) Automatic fire sprinkler  
(a) Three (\$3.00) dollars per head,  
Minimum . . . . . \$50.00
- (g) Industrial/commercial fire alarm system . . . . . \$50.00
- (h). Flammable/combustible liquid tank installation,  
except commercial shall be \$100.00 per  
1,000 gallons . . . . . \$100.00
- (i) Flammable/combustible liquid tank removal/  
abandonment. Includes above or underground  
storage tanks . . . . . \$75.00
- (j) Chimney liner . . . . . \$50.00
- (k) Egress emergency and exit lighting systems . . . . \$50.00
- (l) Industrial/commercial mechanical systems . . . . . \$50.00
- (m) L.P.G. or L.N.G. tanks . . . . . \$50.00
- (n) Standpipes . . . . . \$50.00
- (o) Pool heaters (excluding above ground pools) . . . . \$60.00
- (p) Plan review credit . . . . . 20%

**77-10.1 Elevator Devices.**

The fees for Elevator Devices shall be as follows:

- (1) New and altered elevator devices not of group R-2, 3, 4, & 5, shall be as follows.
  - (a) Traction and winding drum elevators:
    - (i) One (1) to ten (10) floors: \$306.00
    - (ii) Over ten (10) floors: \$510.00
  - (b) Hydraulic elevators: \$272.00
  - (c) Roped hydraulic elevators: \$306.00
  - (d) Escalators, moving walks: \$272.00
  - (e) Dumbwaiters: \$68.00
  - (f) Stairway chairlifts, inclined and vertical wheelchair lifts and man lifts: \$68.00

Additional charges for devices equipped with the following features shall be as follows:

- (g) Oil buffers (charge per oil buffer) \$54.00
- (h) Counterweight governor and safeties \$136.00
- (i) Auxiliary power generator \$102.00
- (2) New and altered elevator devices of group R-3, R-4 or R-5, or otherwise exempt devices in structures of group R-2, shall be as follows: \$204.00

- (3) The fee for routine and periodic tests and inspections for elevator devices in structures not of group R-3, R-4 or R-5, or otherwise exempt devices in structures of group R-2, shall be as follows:

- (a) The fee for the six month routine inspections:
  - (1) Traction and winding drum elevators:
    - (i) One (1) to ten (10) floors: \$190.00
    - (ii) Over ten (10) floors: \$244.00
  - (2) Hydraulic elevators: \$136.00
  - (3) Roped hydraulic elevators: \$190.00
  - (4) Escalators, moving walks: \$190.00
- (b) The fee for the one-year periodic inspection and witnessing of tests of elevator devices:
  - (1) Traction and winding drum elevators:
    - (i) one (1) to ten (10) floors: \$272.00
    - (ii) Over ten (10) floors: \$326.00
  - (2) Hydraulic elevators: \$175.00
  - (3) Roped hydraulic elevators: \$240.00
  - (4) Escalators, moving walks: \$375.00
  - (5) Dumbwaiters: \$102.00
  - (6) Stairway chairlifts, inclined and vertical wheelchair lifts and man lifts: \$150.00

Additional yearly periodic inspection charges for elevator devices equipped with the following features shall be as follows:

- (7) Oil buffers (charge per oil buffer) \$54.00
  - (8) Counterweight governor and safeties: \$108.00
  - (9) Auxiliary power generator: \$68.00
  - (4) Plan review credit .....20%
- Surcharge fees as per State Uniform Construction Code.

**SECTION III**

Section 77-11, 77-12 and 77-12.1: No Change.

**SECTION IV, 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 V. REPEALER**

All other ordinances of the Borough, or parts thereof, which are in conflict with this ordinance are hereby repealed to the extent of such conflict.

**SECTION VI. EFFECTIVE DATE**

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

2. Ordinance # 1032- Amend Chapter 42- Personnel Rules and Regulations.

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Ho-Ho-Kus, County of Bergen and State of New Jersey as follows:

**Section 42-13- Medical Insurance** is hereby amended as follows:

- (a) No Change.
- (b) No Change.
- (c) Subject to and consistent with N.J.S.A. 40A:10-23, when an employee retires on a regular retirement or disability retirement under the New Jersey Public Employees Retirement System, such eligible employee shall be entitled to a maximum of \$1,500 per annum from the Borough of Ho-Ho-Kus to pay for their own medical insurance program. In the event that the employee who is retired is employed by another employer where medical insurance is supplied, then during such employment the retiree is not eligible to receive this benefit. The retiree shall provide the Borough of Ho-Ho-Kus annually with a Certification indicating such lack of coverage and also a Certification of Purchase of the aforementioned medical insurance on their own. This benefit shall terminate ten (10) years after the member's retirement. This benefit will commence upon retirement and end ten (10) years after retirement, whether used or not. This Subsection is only applicable to employees of the Borough hired before the effective date hereof. It is not applicable to employees hired after the effective date of this subsection.

**Section 42-14. 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 42-15. Repealer**

All other ordinances of the Borough, or parts thereof, which are in conflict with this ordinance are hereby repealed to the extent of such conflict.

**Section 42-16. Effective Date**

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

**XII. RESOLUTIONS**

None

**XIII. CONSENT RESOLUTION**

1. # 14-113 Appointment- Board of Health

Nazish Amir-Siddiqi

**BE IT RESOLVED** by the Mayor and Council of the Borough of Ho-Ho-Kus that the following Board Appointment made by Mayor Randall be confirmed:

Board of Health member:

Nazish Amir-Siddiqi  
24 Chestnut Place  
Ho-Ho-Kus, NJ 07423

for the unexpired term ending December 31, 2014

2. # 14-114 Bid Authorization- Water System Valve Replacement

**BE IT RESOLVED** that the Ho-Ho-Kus Municipal Clerk is hereby authorized and directed to publicly advertise for sealed bids for Water System Valve Replacement, Line Stopping and Valve Insertion Services, in a legal newspaper of the Borough in accordance with law.

3. # 14-115 Forgiveness of Water Bill- Board of Education

**Whereas**, the Ho-Ho-Kus Board of Education was recently sent a water bill covering usage at the North Field in the amount of

\$8,103.53; and

**Whereas**, the Board of Education respectfully requested of the Borough of Ho-Ho-Kus that a portion of this bill be forgiven.

**Therefore, Be It Resolved** by the Mayor and Council of the Borough of Ho-Ho-Kus that \$2000 of the \$8,103.53 is hereby forgiven, and that the Board of Education now owes \$6,103.53 for this North Field water bill.

4. # 14-116 Raffle-Community Church.

**BE IT RESOLVED** by the Mayor and Council of the Borough of Ho-Ho-Kus, Bergen County, New Jersey, that the following Raffle, On Premise Application, submitted by The Community Church of Ho-Ho-Kus, be and the same is hereby approved subject to the State of New Jersey granting a State Identification Number.

APPLICATION: RA 418  
DATES: Nov 1, 2014  
IDENTIFICATION NO: 215-1-36255

5. # 14-117 Collective Bargaining Agreement

**A resolution approving the Collective Bargaining Agreement between the Borough of Ho-Ho-Kus and the Ho-Ho-Kus Policemen’s Benevolent Association Inc. from January 1, 2014 through December 31, 2017.**

**Whereas**, The Collective Bargaining Agreement (“CBA”) between the Borough of Ho-Ho-Kus (“Ho-Ho-Kus”) and the Ho-Ho-Kus Policemen’s Benevolent Association Inc. (“PBA”) expired on December 31, 2013; and

**Whereas**, Ho-Ho-Kus and the PBA engaged in ongoing negotiations to discuss and agree upon the terms and conditions of a successor CBA; and

**Whereas**, Ho-Ho-Kus and the PBA wish to memorialize their approval of the terms and conditions of the agreed upon CBA.

**Now, Therefore be it Resolved** by the Mayor and Council of the Borough of Ho-Ho-Kus that the Collective Bargaining Agreement as between the Borough of Ho-Ho-Kus and the Ho-Ho-Kus Policemen’s Benevolent Association for the term January 1, 2014 through December 31, 2017, be and hereby is **approved**; and

**Be it Further Resolved** that the Mayor, the Borough Administrator, the Chief Financial Officer, the Borough Attorney, and the Borough Labor Attorney are authorized to take all appropriate actions so as to implement this Resolution.

6. # 14-118 Payment of Vouchers

**WHEREAS**, claims have been submitted to the Borough of Ho-Ho-Kus in the amount of \$1,933,801.98.

**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-Kus that the claims totaling **\$1,933,801.98** be approved and ratified respectively

	Moved	Second	Ayes	Nays	Absent	Abstain
Mayor Randall						
Councilmember Troast	X		X			
Councilmember Lennon		X	X			
Councilmember Shea					X	
Councilmember Rorty			X			
Councilmember Weiss					X	
Councilmember Shell			X			

7. # 14-119 Sandra Witkowski Agreement

**WHEREAS**, the Worth-Pinkham Memorial Public Library ("Library") and Sandra Witkowski ("Witkowski") have entered into a certain Agreement and General Release dated September 19, 2014 (the "Agreement") by which all potential claims on the part of Witkowski against the Library and the Borough of Ho-Ho-Kus ("Ho-Ho-Kus") were resolved and settled; and

**WHEREAS**, the approval of the Mayor and Council of the Agreement is required so as to authorize such settlement and the issuance of the payments required thereunder

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Ho-Ho-Kus that the terms of the Agreement be and hereby are **AUTHORIZED** and **APPROVED**; and

**BE IT FURTHER RESOLVED** that the Mayor, the Borough Administrator, the Clerk, and the Chief Financial Officer are authorized to take all appropriate actions so as to implement this Resolution.

Councilmember Troast approved the Consent resolution, seconded by Councilmember Lennon.

All ayea

Absent: Councilmembers Shea and Weiss

**XIV. OLD BUSINESS**

**A. Liaison Reports.**

1. Recreation

2. Board of Education

The Board of Education will meet to discuss and approve plans for the track and field. If approved it will go to a referendum at a special election on December 9<sup>th</sup> 2014

3. Other

**B. Shade Tree**

**C. Chamber of Commerce**

Councilmember Shell reported at the meeting there was a lot of discussion about "Turn the Town Teal" for Ovarian Cancer Awareness where Teal ribbons would be tied around the trees, approval was given by the Shade Tree Commission, preparation for holiday tree lighting and decorating. Suggestion was made for a small committee to be created of the Mayor, Police Chief and DPW to discuss the parking issues and recommendations.

**XV. NEW BUSINESS**

Police Chief John Wanamaker commented that Cabbage night curfew will be enforced this year.

**XVI. MAYOR'S REMARKS**

None

**XVII. CLOSED SESSION**

COAH Matters, Attorney Client Privilege, Contract Negotiations, Personnel

**XVIII. ADJOURNMENT**

With no more discussions to come before the Council and on a motion made by Council member Rorty, seconded by Councilmember Lennon and carried, Mayor for the Day Helena Gonzales adjourned the meeting at 8:53 PM.

Respectfully submitted,

Laura Borchers, RMC/CMR

Borough Clerk.