

**BOROUGH OF OLD TAPPAN
MAYOR AND COUNCIL REGULAR MEETING
MONDAY MAY 16, 2016**

In compliance with the Open Public Meeting Law, notification of this meeting has been sent to our official newspapers and other publications circulated in the Borough of Old Tappan, and notice posted on the bulletin board at Borough Hall.

Please note fire exits located at the main entrance to the Council Chambers and in the rear of the Council Chambers.

MEETING CALLED TO ORDER: 7:30 p.m.

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|-------------------|--------------------------------|---------|
| ROLL CALL: | Mayor John Kramer | Present |
| | Councilman Ronald Binaghi, Jr. | Present |
| | Councilman Guy Carnazza | Present |
| | Councilman Victor Cioce | Present |
| | Councilman Thomas Gallagher | Present |
| | Councilwoman Anna Haverilla | Present |
| | Councilman Matthew Nalbandian | Present |

Also Present: Borough Clerk Jean M. Donch
 Borough Attorney Allen Bell

SALUTE TO THE FLAG

PRAYER – Councilwoman Anna Haverilla

PUBLIC’S OPPORTUNITY TO SPEAK

Motion to open the meeting to the public – Councilman Carnazza

Second – Councilman Binaghi

Discussion – none

On voice vote, all in favor, none opposed, the motion carried.

Richard Sunden, owner of 1033 Washington Avenue South, stated his complaint about a berm placed between his property and the property next door to him owned by Alfonso Ferrara. Apparently the berm encroaches on Mr. Sunden’s property line by 8 inches causing drainage problems. Planted on the berm are 13 fast growing Norway spruce trees. Plans that were submitted by Mr. Ferrara had no indication of placement of a berm. Mr. Sunden hired an attorney who sent a letter on November 2, 2015 to Mr. Ferrara which he read for the record. Mr. Sunden

added that the large trees cause a safety and visibility hazard. Mr. Sunden is seeking a remedy, suggesting that the berm be moved back onto Mr. Ferrara’s property or an 18 inch to 24 inch retaining wall be installed. Allen Bell stated that the Borough can enforce the soil moving permit and that encroachment is not part of the soil moving permit. He suggested a letter be sent to Mr. Ferrara advising that the berm be completely moved onto his own property, the property line be restored as it was and that the results do not create a drainage issue. Allen Bell will compose the letter.

Robike Noll, Westwood resident and Borough of Old Tappan employee, on behalf of animal rights, stated that 49 towns have adopted an ordinance banning puppy stores because 97% of the puppies come from “puppy mills”. Breeding takes place in states where puppy mills are allowed and the puppies are brought into local town pet stores. She is seeking Mayor and Council support of the ordinance. Discussion ensued. It was decided that the ordinance would not be considered.

Tania Balanian, 31 Central Avenue, pertaining to pet stores and puppy mills asked for consideration of a best practice point of view as opposed to what we are allowed to do to better the community. She asked for Mayor and Council to consider to support the ordinance Robike Noll spoke about.

Motion to close the meeting to the public – Councilman Cioce

Second – Councilman Nalbandian

On voice vote, all in favor, none opposed, the motion carried.

BOARD APPOINTMENT

Robert Boyer – Historical Committee – 1 Year Appointment

Motion to accept the Mayor’s recommendation – Councilman Gallagher

Second – Councilman Binaghi

Discussion – none

| | | |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi | Yes |
| | Councilman Carnazza | Yes |
| | Councilman Cioce | Yes |
| | Councilman Gallagher | Yes |
| | Councilwoman Haverilla | Yes |
| | Councilman Nalbandian | Yes |

CONSENT RESOLUTION

Councilman Nalbandian read the Consent Resolution

Second – Councilwoman Haverilla

Discussion – Members of the Council asked that Prepayment Option – Fire Engine Ladder Pumper Truck and Change Orders #1, #3 and #4 – Fire Engine Ladder Pumper Truck be pulled for further explanation.

| | | |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi | Yes |
| | Councilman Carnazza | Yes |
| | Councilman Cioce | Yes |
| | Councilman Gallagher | Yes |
| | Councilwoman Haverilla | Yes |
| | Councilman Nalbandian | Yes |

Resolution Adopted (see page 8)

Prepayment Option – Fire Engine Ladder Pumper Truck

Councilman Binaghi reported this was done in the past and results in cost savings. Borough Administrator O’Brien commented that pre-paying a couple of months creates less interest and a financial advantage.

Councilman Nalbandian read the Resolution

Second – Councilwoman Haverilla

| | | |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi | Yes |
| | Councilman Carnazza | Yes |
| | Councilman Cioce | Yes |
| | Councilman Gallagher | Yes |
| | Councilwoman Haverilla | Yes |
| | Councilman Nalbandian | Yes |

Resolution Adopted (see page 20)

Change Orders #1, #3 and #4 – Fire Engine Ladder Pumper Truck

Councilman Binaghi reported that \$6,000 in change orders results in a net plus for practical items.

Councilman Nalbandian read the Resolution

Second – Councilwoman Haverilla

| | | |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi | Yes |
| | Councilman Carnazza | Yes |
| | Councilman Cioce | Yes |
| | Councilman Gallagher | Yes |
| | Councilwoman Haverilla | Yes |
| | Councilman Nalbandian | Yes |

Resolution Adopted (see page 21)

ENGINEER'S REPORT

Borough Engineer Thomas Skrable reported as follows:

Sidewalk Project – D & L Paving will begin the project at the end of June.

The Borough was awarded \$155,000 in DOT money for Russell Avenue improvements. Mayor and Council approval is needed to go out to bid.

RESOLUTION

Advertise for Bids - Russell Avenue & Irving Street Improvements

Councilman Binaghi read the resolution

Second – Councilwoman Haverilla

Discussion – none

| | | |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi | Yes |
| | Councilman Carnazza | Yes |
| | Councilman Cioce | Yes |
| | Councilman Gallagher | Yes |
| | Councilwoman Haverilla | Yes |
| | Councilman Nalbandian | Yes |

Resolution Adopted (see page 22)

ACTION ON MINUTES

Councilman Nalbandian made a motion to approve the following minutes:

- Closed Meeting, April 18, 2016

- Regular Meeting, April 18, 2016
- Closed Meeting, May 2, 2016
- Special & Executive Meetings, May 2, 2016

Second – Councilwoman Haverilla

Discussion – Councilman Cioce abstained on both May 2, 2016 meetings.

| | | |
|------------|------------------------|-----|
| Roll Call: | Councilman Binaghi | Yes |
| | Councilman Carnazza | Yes |
| | Councilman Cioce | Yes |
| | Councilman Gallagher | Yes |
| | Councilwoman Haverilla | Yes |
| | Councilman Nalbandian | Yes |

OLD BUSINESS

Verizon Wireless

Richard Komissar of Tilson Wireless Site Acquisition was present. Allen Bell commented that exhibits were sent in for review. Mr. Komissar reported that the network nodes are placed in high populated areas and provides reliable service. Verizon has agreements with utility pole companies. Valid questions remain.

The Mayor and Council would like input from the Telecommunications and Technology Committees prior to making any decisions.

NEW BUSINESS

Stone Point Park Light Installation

Councilman Carnazza explained that the Recreation Commission asked for this proposal to be brought to the Mayor and Council. He reported that he explained to the Commission that this proposal was discussed 12 years ago to allow games to be played at night. At that time there were neighbors who spoke against permitting the lights. Comments were made about on-going costs after installation and what had transpired 12 years ago. The Council was not in agreement with the proposal.

COUNCIL COMMITTEE REPORTS

COUNCILMAN CIOCE – ENVIRONMENTAL / LIBRARY

Environmental Commission – Member John Dunleavy has moved and resigned from the Environmental Commission; a new member is needed to take his place and an additional member is

needed. The Commission meets tomorrow evening. A presentation was provided by a representative of Maser Consulting pertaining to a government program which allows municipalities to go out for bulk electric supply to households. Borough Administrator O'Brien commented on the opt out option. Walk to School Week begins May 23rd. Three designs will be provided for the proposed Community Garden at the east side of the Senior Center. The library has set rules that no games are played on the computers between 3:00 and 5:00 p.m. No food is permitted in the library. Cinco de Mayo held on May 1st was well attended.

COUNCILMAN CARNAZZA – RECREATION / GOLF/ HEALTH

The Golf Commission is \$11,262 ahead of last year's revenue. Board of Health meets Wednesday.

COUNCILWOMAN HAVERILLA – POLICE / SAFETY / SENIORS

Officer Weaver participated in a Police Unity Tour. Seniors will hold a Lunch and Learn on June 9th sponsored by the Municipal Alliance. Bicycle Rodeo will be held on Saturday June 4th, rain date June 5th.

COUNCILMAN BINAGHI – FIRE / DPW / FIRST AID

The Fire Company is renovating. The Fire Department will post Memorial Day Parade schedule and events. The new ladder truck is on its way. DPW – interviews are being conducted for a mechanic for the Golf Course.

COUNCILMAN GALLAGHER – PLANNING / ARTS & ENTERTAINMENT / TECHNOLOGY

The Historical Committee will meet late June. They are planning to have a table at Town Day. The Planning Board met last week; they are aware of the Verizon proposal. One variance was approved for a three car garage. The Senior Accessory Dwelling sub-committee reviewed and briefed the Planning Board on senior dwellings.

COUNCILMAN NALBANDIAN – FINANCE / EDUCATION / ADMINISTRATION

No Report

MAYOR'S COMMENTS

Mayor Kramer attended the TBD School Assembly. He also visited with a 3rd grade class today. A Bergen County League of Municipalities meeting was held; Mayor Kramer attended. A new member is needed on the Golf Commission.

PUBLIC'S OPPORTUNITY TO SPEAK

Motion to open the meeting to the public – Councilman Binaghi

Second – Councilwoman Haverilla

Discussion – none

On voice vote, all in favor, none opposed, the motion carried.

Suzann and Michael Azarian, 1 Sunden Court, reported that in inclement weather a commuter is parking their car in front of their home for the entire day. Apparently the person is taking the bus to New York. Mrs. Azarian advised that she brought it to the attention of the Police Department. Mr. and Mrs. Azarian are trying to avoid the possibility that others will start parking there too. They are asking for a way to prevent this.

Paul Minoyan, 2 Sudden Court lives across from Mr. and Mrs. Azarian. He stated that cars parked on the road in front of their house impacts egress and ingress use of his driveway.

Motion to close the meeting to the public – Councilman Binaghi

Second – Councilman Nalbandian

On voice vote, all in favor, none opposed, the motion carried.

Motion to adjourn by Councilman Carnazza

Second – Councilman Gallagher

On voice vote, all in favor, none opposed, the motion carried.

Respectfully submitted,

Sylvia Kokowski, Recording Secretary

cc: Mayor and Council
Allen Bell, Esq.

Reviewed and approved:

Jean M. Donch
Borough Clerk

Date Approved: June 20, 2016