

Borough of Tenafly

MAYOR AND COUNCIL

MINUTES

TUESDAY, APRIL 26, 2022

PRESENT: Mayor Zinna and Councilmembers, Jeffrey Grossman, Venugopal Menon, Adam Michaels, Julie O' Connor and Daniel Park

ABSENT: Councilmember Lauren Dayton

ALSO PRESENT: Borough Administrator Jimmy Homsi
Borough Clerk Omar Stovall
Borough Attorney Wendy Rubinstein

At 9:27 p.m. Mayor Zinna read the Open Public Meetings Act Statement: "IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT, P.L. 1975, chapter 231, THE NOTICE REQUIREMENTS HAVE BEEN SATISFIED. THE MEETING DATES FOR THE YEAR ARE CONFIRMED AT THE ANNUAL MEETING, ARE POSTED ON THE PUBLIC BULLETIN BOARD IN THE LOBBY OF THE MUNICIPAL CENTER, AND PUBLISHED IN THE RECORD WITHIN THE FIRST 10 DAYS OF THE NEW YEAR."

The Salute to the Flag was led by Mayor Zinna

Motion by C. Park, second by C. Dayton and all other members voting in favor, C. Michaels abstained for the March 29, 2022 Budget Hearing Meeting as he was not in attendance that evening,

BE IT RESOLVED that the Minutes of the March 8, 2022 Closed Session, March 22, 2022 Regular Meeting, and March 26, 2022 Budget Hearing Meeting are approved.

REVISIONS TO AGENDA:

Mrs. Rubinstein advised that resolution **#R22-151**/Authorize Additional Professional Engineering Services – NJEP DC Fast Charger Grant Application be added under New Business.

PUBLIC COMMENTS:

C. Evron - 39 Leroy Street- inquired about the status of food trucks in residential areas. Ms. Rubinstein responded that the item is still being considered. She added that the coffee truck traveling around town is creating added traffic.

CONSENT AGENDA

#R22-133/Approve Expenditures as of April 20, 2022

#R22-134/ Authorize Tree Mitigation Escrow Refund – 11 Leroy Street

#R22-135/ Authorize Change Order #1 – Library Façade and Roof Replacement Project

#R22-136/Authorize Engineering Escrow Refund – 28 Greentree Terrace

#R22-137/Authorize Tree Mitigation Escrow Refund – 18 Hamilton Place

#R22-138/ Authorize Tree Mitigation Escrow Refund – 3 Coppell Drive

- #R22-139/ Approve Tree Mitigation Escrow Refund and Transfer to the Tree Replacement Fund – 154 East Clinton Avenue
- #R22-140/Authorize Tree Mitigation Escrow Refund – 18 Sunset Terrace
- #R22-141/ Authorize Refunds – Recreation Trust – Various
- #R22-142/ Authorize Refunds – Youth Center
- #R22-143/ Approve Forfeit of Tree Mitigation Escrow – 98 Surrey Lane
- #R22-144/ Approve Street Opening Bond Refunds
- #R22-145/ Authorize Tree Mitigation Escrow Refund – 224 Highwood Avenue
- #R22-146/ Approve Emergency Appropriations – Woodland Park Drive Culver Repair
- #R22-147/ Authorize Additional Professional Engineering Services – Woodland Park Drive Culver Repair Inspections
- #R22-148/Authorize Engineering Escrow Refund – 24 Edgewood Street

Motion by C. Dayton second by C. Park that the Consent Agenda be approved.

On a roll call, the vote on the Consent Agenda was recorded as follows:

C. Dayton:	aye	C. Michaels:	aye
C. Grossman:	aye	C. O'Connor:	aye
C. Menon:	aye	C. Park:	aye

PUBLIC HEARINGS

A. ORDINANCES:

The following ordinances published herewith was first read by title only on April 5, 2022 and posted on the bulletin board of the lobby of the municipal center.

The Borough Clerk read into the record:

ORDINANCE NO. 22-07 – A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE BOROUGH OF TENAFLY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,830,150 THEREFOR, INCLUDING A GRANT IN THE AMOUNT OF \$206,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION, AND AUTHORIZING THE ISSUANCE OF \$1,742,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

Public Comments on Ordinance No. 22-07

C. Evron - 39 Leroy Street- Ms. Evron asked if the ordinance would finance the 10 Downtown Revitalization project. M. Zinna responded no. Ms. Evron requested for the list of 10 projects. C. Michaels responded that a formally list of the 10 projects does not exist but there is a list of projects on the borough website.

Motion by C. Park second by C. Grossman that Ordinance 22-07 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

On a roll call, the vote on Ordinance No. 22-07 was recorded as follows:

C. Dayton:	aye	C. Michaels:	aye
C. Grossman:	aye	C. O'Connor:	aye
C. Menon:	aye	C. Park:	aye

B. County Open Space Application:

- **#R22-149/**Authorize Submission of Bergen County Open Space Trust Fund Municipal Program Park Improvement Application – Swim Club Property Improvement Project

Mr. Homsy explained that an open hearing must occur as part of the process for the grant application process.

Public Comments on **#R22-149/**Authorize Submission of Bergen County Open Space Trust Fund Municipal Program Park Improvement Application – Swim Club Property Improvement Project

No one from the public came forward.

Ms. Kelsey Howard of Colliers explained that the letter of intent was submitted and that public hearing and resolution must be passed before submitting the Bergen County Open Space Trust Fund Municipal Program Park Improvement Application.

Jeanine Swift of Colliers presented the proposed scope of improvements to the Tenafly Swim Club property.

C. O’Connor asked if the cost of the project is more than it could be adjusted. Ms. Swift answered yes. Ms. Rubinstein explained that the scope could also be changed.

C. Dayton believed that the property would have limited use and was not properly vetted.

Motion by C. O’Connor second by C. Park on **#R22-149/**Authorize Submission of Bergen County Open Space Trust Fund Municipal Program Park Improvement Application – Swim Club Property Improvement Project be approved.

On a roll call, the vote on **#R22-149/**Authorize Submission of Bergen County Open Space Trust Fund Municipal Program Park Improvement Application – Swim Club Property Improvement Project was recorded as follows:

C. Dayton:	nay	C. Michaels:	nay
C. Grossman:	aye	C. O’Connor:	aye
C. Menon:	aye	C. Park:	aye

Committee Reports

None.

NEW BUSINESS

A. Introduction of Ordinance

C. Michaels moved that the ordinance be introduced on first reading and setting May 10, 2022 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Tenafly Municipal Center as the place for a hearing on said ordinance. Seconded by C. Park:

The Borough Clerk read into the record:

ORDINANCE NO. 22-08 - CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

On a roll call, the vote on the recorded was as follows:

C. Dayton: aye C. Michaels: aye
C. Grossman: nay C. O'Connor: aye
C. Menon: aye C. Park: aye

B. **#R22-150**/Introduce 2022 Municipal Budget

C. Menon moved to adopt Resolution #22-150/Introduce 2022 Municipal Budget and setting May 24, 2022 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Tenafly Municipal Center as the place for a hearing on the adoption of the 2022 Municipal Budget. Seconded by C. Park:

On a roll call, the vote on Resolution #22-150/Introduce 2022 Municipal Budget was recorded as follows:

C. Dayton: aye C. Michaels: aye
C. Grossman: aye C. O'Connor: aye
C. Menon: aye C. Park: aye

#R22-151/Authorize Additional Professional Engineering Services – NJEP DC Fast Charger Grant Application – *was added under New Business*

Motion by C. Park second by C. O'Connor that **#R22-151**/Authorize Additional Professional Engineering Services – NJEP DC Fast Charger Grant Application be approved.

On a roll call, the vote on the **#R22-151**/Authorize Additional Professional Engineering Services – NJEP DC Fast Charger Grant Application was recorded as follows:

C. Dayton: aye C. Michaels: aye
C. Grossman: aye C. O'Connor: aye
C. Menon: aye C. Park: aye

MAYOR'S REMARKS

M. Zinna read the following proclamation into the record:

WHEREAS, the last Friday of April, April 29, 2022, is designated as NATIONAL ARBOR DAY, which is a day set aside to promote the planting of trees, tree conservancy and appreciation of our environment; and

WHEREAS, the Borough of Tenafly has promoted tree conservancy and planting for many years; and

WHEREAS, trees in our community increase property values, enhance the economic vitality of business areas and beautify our Borough; and

WHEREAS the Borough of Tenafly has been recognized as a Tree City USA by The National Arbor Day Foundation and desires to continue its tree-planting practices.

NOW, THEREFORE, The Mayor and Council of the Borough of Tenafly, do proclaim April 29, 2022 as ARBOR DAY and urge all citizens to celebrate this day and to support efforts to protect our trees and woodlands.

CLOSED SESSION

Mayor Zinna recognized Borough Attorney Wendy Rubinstein, who read into the record Resolution 22-152.

BE IT RESOLVED in compliance with NJSA 10:4-12, the Mayor and Council of the Borough of Tenafly are going into Closed Executive Session to discuss the following:

- A. Collective Bargaining
 - 1. DPW Driver Laborers Contract Negotiations Update

B. Matters falling within the Attorney-Client Privilege, to the extent that confidentiality is required in order for the attorney to exercise her ethical duties as a lawyer.

- 1. Potential Litigation

- C. Contract Negotiations
 - 1. Technology Service Agreement

Minutes will be taken of the meeting and released to the public at the time that the matter is resolved. After Closed Executive Session, the Mayor and Council will reconvene in the Richard D. Wilson Committee Room to adjourn this public meeting.

There being no further business to come before the Council, on a motion from C. Michaels, seconded by C. Park, and all present voting in favor, the meeting was adjourned to the Closed Session at 10:01 p.m.

ADJOURNMENT

As there was no further business to come before the Council, on a motion by C. Park, second by C. O' Connor and unanimously carried, to adjourn this meeting. The meeting was adjourned at 10:40 p.m.

Respectfully submitted,

Omar Stovall, MPA, RMC
Borough Clerk