

MINUTES OF THE OPEN SESSION MEETING OF  
THE TEANECK TOWNSHIP COUNCIL  
HELD IN THE MUNICIPAL BUILDING CHAMBERS  
TUESDAY, FEBRUARY 21, 2012

MAYOR'S ANNOUNCEMENT

Adequate notice of this meeting has been provided by Resolution 28-12, setting the 2012 meeting dates, sending a copy to THE RECORD and THE JEWISH STANDARD, filing a copy in the Township Clerk's Office and posting it on the Municipal Building bulletin board, and the Mayor hereby directs that this statement be included in the minutes.

ROLL CALL

MOTION TO GO INTO CLOSED SESSION

Resolution 47-12. Authorize Council to enter Closed Session.

CLOSED SESSION DISCUSSION

MOTION TO RETURN TO OPEN SESSION

Mayor Hameeduddin called the Open Session Meeting of the Teaneck Township Council to order at 8:00 p.m. and asked all those present to rise for the Pledge of Allegiance.

Present: C. Stern, DM. Gussen, C. Honis, C. Toffler, Mayor Hameeduddin.

Absent: C. Parker, C. Katz

Also Present: S. Turitz – Ferrara, Turitz, Harraka & Goldberg Esqs.; W. Broughton, Township Manager; J. Evelina, RMC, Township Clerk; I. Abbasi, Executive Assistant.

MAYOR'S ANNOUNCEMENT

Adequate notice of this meeting has been provided by Resolution 28-12, setting the 2012 meeting dates, sending a copy to THE RECORD and THE JEWISH STANDARD, filing a copy in the Township Clerk's Office and posting it on the Municipal Building bulletin board, and the Mayor hereby directs that this statement be included in the minutes.

PRESENTATIONS

None.

PUBLIC HEARING AND ADOPTION OF ORDINANCES

Ms. Evelina to read the following Ordinance by title only:

ORDINANCE #4250 - AN ORDINANCE APPROPRIATING \$44,000.00 AS A CAPITAL IMPROVEMENT FOR THE STREET IMPROVEMENT SYLVAN TERRACE. THIS PROJECT TO BE FINANCED ENTIRELY FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

ORDINANCE #4251 - AN ORDINANCE APPROPRIATING \$77,825.00 AS A CAPITAL IMPROVEMENT FOR THE LOZIER PLACE SANITARY SEWER REPLACEMENT. THIS PROJECT TO BE FINANCED ENTIRELY FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

ORDINANCE #4252 - AN ORDINANCE APPROPRIATING \$175,000.00 AS A CAPITAL IMPROVEMENT FOR THE STATE STREET IMPROVEMENTS. THIS PROJECT TO BE FINANCED ENTIRELY FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

Mayor Hameeduddin declared that the public hearings on the above ordinances were now open. Any members of the public wishing to be heard on any of said ordinances or to ask questions concerning said ordinances may come forward and state their name and address for the record. Comments or questions shall be limited to five minutes per person.

None.

Mayor Hameeduddin inquired whether any member of the Council had any comments respecting these ordinances prior to opening the public hearing.

None.

There being no further persons wishing to speak concerning said ordinances, Mayor Hameeduddin declared that the public hearing on said ordinances was now closed.

Councilmember Stern moved to pass Ordinances 4250, 4251, and 4252 on second and final reading and adopt. The Township Clerk is hereby authorized and directed to advertise same according to law. Seconded by Councilmember Honis.

There being no further comments, Mayor to call on Ms. Evelina for a roll-call vote.

Roll Call.

In Favor: C. Stern, DM. Gussen, C. Honis, C. Toffler, Mayor Hameeduddin

Opposed: None.

Absent: C. Parker, C. Katz

Mayor Hameeduddin declared that said ordinances were duly adopted.

MEETING OPEN TO THE PUBLIC FOR GOOD AND WELFARE OR PUBLIC INPUT ON ANY MATTERS ON THIS AGENDA

Mayor Hameeduddin inquired whether any member of the Council had any comments prior to opening the meeting to any comments from the public.

C. Toffler spoke on an earlier discussion regarding being heard through the microphone system. Township Manager Broughton noted that the microphones were re-tuned. C. Toffler noted her attendance at the first Emergency Preparedness Meeting and urged all to attend the next meeting. C. Toffler requested clarification on Resolution I.

Mayor Hameeduddin announced that Senator Loretta Weinberg was present.

Mayor Hameeduddin declared that any members of the public wishing to be heard at this time shall come forward and state their names for the record. Comments shall be limited to five minutes per person.

Ruth Brower, Teaneck – discussed the diseased Red Maple on her property; noted a recent PSE&G article; quoted Section 37-14, Section 37-15 and Section 29a-12; discussed upcoming elections; did not see anyone from Shade Tree Advisory Board evaluate the tree.

David Spielman, Teaneck – concerned with Resolution I and noted a last word; inquired whether the State Street Getty Station was abandoned.

Senator Loretta Weinberg, Teaneck – spoke about the Open Public Meetings Act and Resolution I; and suggested modifications to allow for public review earlier on.

Margo Fisher, Teaneck (Liaison to the Board of Education) – expressed her concern regarding Resolution I; and requested clarification.

Martin Kramer, Teaneck – referenced DM Gussen’s prior comments at the February 7, 2012 meeting regarding forms of government and disapproved of them; cited his time on Council; noted we have a strong Manager and strong Council; spoke on DM Gussen’s dog park comments; noted past meetings going past 12AM; and suggested Council improve their functioning.

Alex Rashin, Teaneck – questioned who was responsible for the mess at Votee Park and mentioned that the Manager cannot be blamed; suggested walking away from “the grant”; and spoke about a roller rink Ordinance at Votee Park.

Alan Sohn, Teaneck – echoed previous speaker on forms of government; and spoke on the availability of annual and quarterly reports.

Charles Powers, Teaneck – spoke about his recommendations by Steven Bryer; spoke about book, entitled “vicious cycle”; alleged the Township is being sucked into a hole of about 7-8 million dollars; and questioned GZA’s data.

Naomi Kramer, Teaneck – agreed with Charles Powers’ sentiments; encouraged Council to meet with him; suggested that any Councilmember should have a chance to raise a discussion; and suggested Council should consider having one (1) workshop a month.

Daniel Shollenberg, Teaneck – disagreed with an earlier comment made regarding meetings lasting until midnight.

There being no further persons wishing to speak at this time (or the time limit of one hour having expired), Mayor Hameeduddin declared that the public comment portion of the meeting was now closed.

Mayor Hameeduddin inquired whether any member of the Council or the Manager wished to respond to the public comments or whether a member of the Council wished to remove any item from the Consent Agenda and have a separate discussion thereon.

Mayor Hameeduddin advised Ms. Brower that the Shade Tree Advisory Board was currently working on an Ordinance; noted to Mr. Martin that the Council is a superior body when meeting as a whole; further noted that the Township Manager has given reports to Council for the past two (2) years, and they are available in the Manager’s Office; and encouraged Chuck Powers to apply for a position to serve Council on the Environmental Advisory Board Respecting Votee Park.

Township Attorney Turitz spoke on Resolution I; explained how it originated; and explained its purpose to facilitate contract settlements that have already been approved by Council after public hearings.

C. Toffler spoke on the forms of government; looking forward to reading Senator Weinberg’s proposed changes to the OPMA and OPRA; spoke about construction contracts; and announced Charles Powers as being her husband.

Township Attorney responded that amendments to the language in Resolution I can be made, with no issue; however, the affect will be the same. Mayor Hameeduddin suggested new language be sought and to then move forward.

Township Manager noted that there was a plan for the Chevron property (State Street) and informed that the matter is currently before the Zoning Board; confirmed that the annual report is readily available; and informed that monthly reports are presented to Council on a monthly basis.

C. Stern noted that monthly reports are available to the public; and the Manager again confirmed this.

#### CONSENT AGENDA

All matters listed below are considered to be routine in nature by Council and will be enacted by one motion. There will be no separate discussion of these items. If any discussion is desired by

Council, that particular item will be removed from the Consent Agenda and will be considered separately.

### RAFFLES

All subject to approval and conditions applicable with the Legalized Games of Chance Control Commission and pursuant to State Statute.

RA#1318 – Holy Name Medical Center School of Nursing Alumni Association – Off-Premise 50/50 Cash Raffle - \$20.00.

### MINUTES

None.

### RESOLUTIONS

- 48-12. Award Professional Services Contract – Crew Engineers, Inc. – Replacement of Winthrop Road Sanitary Sewer Line.
- 49-12. Designate Township Purchasing Agent as the Township Public Agency Compliance Officer – 2012.
- 50-12. Authorize Sale of Police Department Equipment to Atlantic Tactical of New Jersey, Inc.
- 51-12. Ratify Payments – Chief Financial Officer – January, 2012.
- 52-12. Refund 2011 Tax Overpayments – Chief Financial Officer – Various.
- 53-12. Authorize Execution of Agreement with Holy Name Medical Center – Public Health Nursing, Health Promotion and Community Health Services for Teaneck Health Department.
- 54-12. Appoint Member to Parks, Playgrounds & Recreation Advisory Board.
- 55-12. Approve Person to Person Transfer – Pocketed Consumption Liquor License, #0260-33-039-005 – Glenpointe Associates.
- 56-12. Approve Person to Person Transfer – Consumption Hotel Exception Liquor License, #0260-36-041-001 – Glenpointe Associates, III.

### BILL LIST

Ms. Evelina to read the amount of the Bill List into the record (\$4,359,674.13).

Councilmember Toffler moved to approve the Consent Agenda, including Raffles, Minutes, Resolutions and the Bill List and to dispense with the reading of same inasmuch as it has been posted on the bulletin board all day, except Resolution I. Seconded by Councilmember Stern.

Mayor Hameeduddin called on Ms. Evelina for a roll-call vote.

Roll Call.

In Favor: C. Stern, DM. Gussen, C. Honis, C. Katz, C. Toffler, Mayor Hameeduddin

Opposed: None.

Absent: C. Parker

Abstained: C. Katz (Bill List, Resolution # 52-12); Mayor Hameeduddin (Check No. 165719)

Mayor Hameeduddin declared whether said items were passed.

### INTRODUCTION OF ORDINANCES

Councilmember Stern moved that the Ordinances be introduced and passed on first reading and that the Clerk is hereby authorized and directed to publish the required legal notice of the introduction thereof, together with a notice of the place, time, and date on which a public hearing

will be held on said ordinances, and on which said ordinances will be considered for final adoption.

Ms. Evelina to read the Ordinances by title only.

ORDINANCE #4253 - AN ORDINANCE APPROPRIATING \$75,000.00 FROM THE MUNICIPAL OPEN SPACE RECREATION AND HISTORIC PRESERVATION TRUST FUND OF THE TOWNSHIP OF TEANECK AND APPROPRIATING \$75,000.00 AS A CAPITAL IMPROVEMENT FOR THE AMMANN PARK TENNIS COURT RESURFACING PROJECT, DR. MARTIN LUTHER KING, JR. PARK NEW PLAY AREA, AND MILTON VOTEE PARK ROLLER HOCKEY RING PROJECT, FUNDED FROM THE BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND

ORDINANCE #4254 - AN ORDINANCE AMENDING CHAPTER 36, ENTITLED "TRAFFIC" OF THE TOWNSHIP CODE

Seconded by DM. Gussen.

Mayor Hameeduddin inquired as to whether any Councilmember wished to comment upon the motion to introduce.

There being no further comments, Mayor Hameeduddin called on Ms. Evelina for a roll-call vote.

Roll Call.

In Favor: C. Stern, DM. Gussen, C. Honis, C. Katz, C. Toffler, Mayor Hameeduddin

Opposed: None.

Absent: C. Parker

Mayor Hameeduddin declared that said ordinances were duly introduced and passed on first reading.

#### OLD BUSINESS

##### 1. 2012 Municipal Budget – Continued Discussion.

Mayor Hameeduddin asked the Manager what the deadline was to finally adopt the budget, and Manager Broughton provided the respective dates. Mayor Hameeduddin requested that this item be re-listed under Old Business for the next meeting.

Mayor Hameeduddin mentioned that C. Parker requested that he relay her request for a Deputy Clerk at tonight's meeting, as she was not in attendance, and no further discussion ensued.

C. Stern noted his conversation with Township Manager Broughton on his concerns with tax increases; and noted the Township will do its best for the residents

C. Toffler referenced a conversation she previously had with DM. Gussen when he was a Councilmember; discussed a budget sub-committee to go through the budget. In response, Mayor Hameeduddin noted the importance of a full Council discussing the municipal budget vs. a subcommittee. Council discussed a zero-percent budget increase.

#### MISCELLANEOUS

None.

#### NEW BUSINESS

None.

COMMUNICATIONS

None.

COMMITTEE REPORTS - COUNCIL LIAISONS

None.

COUNCIL-LISTED ITEMS

1. Council Advisory Board on Remediation of Votee Park (Mayor Hameeduddin).

Mayor Hameeduddin discussed implementing an advisory board (consisting of seven to nine members) on the remediation of Votee Park. DM Gussen believes in an opportunity where remediation may not be a required; Township Attorney advised an amendment to be performed in creating an ordinance for the advisory board.

2. Update on Bus Shelters (C. Katz).

Manager Broughton advised of a recent discussion held with New Jersey Transit; noted various locations.

3. Public Recycling Containers (C. Katz).

Manager Broughton advised recycling containers were in and at the Department of Public Works facility; will report back on the date of installation.

TOWNSHIP MANAGER'S REPORT

No further report.

TOWNSHIP ATTORNEY'S REPORT

DM Gussen inquired on the length of contracts (comment made earlier by Mr. Powers); Township Attorney discussed the legalities with respect to professional service contracts and noted such statues;

ADJOURNMENT

Councilmember Katz moved to adjourn at 9:28 p.m. Seconded by Councilmember Toffler.

Roll Call.

In Favor: C. Stern, DM. Gussen, C. Honis, C. Katz, C. Toffler, Mayor Hameeduddin

Opposed: None.

Absent: C. Parker