



BOROUGH OF LEONIA

REGULAR COUNCIL MEETING

~ Minutes ~

305 Beechwood Pl
Leonia, NJ 07605
www.leonianj.gov

Lynn Hemmer, Acting Borough Clerk

Wednesday, November 14, 2012

7:30 PM

Borough Annex

A Regular Council Meeting of the Mayor & Council of the Borough of Leonia, Bergen County, New Jersey, was held this evening in the Borough Hall Annex, Commencing at 7:30 PM

Mayor John DeSimone called the meeting to order.

1. FLAG SALUTE

Mayor DeSimone asked Council President Peter Knott to lead us with the Pledge of Allegiance

2. ROLL CALL

Attendee Name	Title	Status	Arrived
Peter Knott	Council President	Present	
Philip Choi	Councilman	Present	
Gil Hawkins	Councilman	Present	
I.S. Pak	Councilman	Present	
Doug Salmon	Councilman	Present	
Darryl Whitter	Councilman	Present	
John DeSimone	Mayor	Present	
Jack Terhune	Administrator	Present	
Lynn Hemmer	Acting Borough Clerk	Present	
Brian Giblin	Borough Attorney	Present	

3. OPEN MEETING STATEMENT

Conditions of the Open Meeting Act have been met by Notice placed on the Bulletin Board at Borough Hall and notice sent to the Official Newspaper.

4. PRESENTATION / DISCUSSION

5. APPOINTMENTS

6. COMMENTS FROM THE PUBLIC

Leah Roland, 186 Crescent Ave - Commented on the various departments that responded to the recent storm and how fortunate Leonians were. There are towns surrounding Leonia with far bigger budgets that did not have the kind of caring response that the Borough experienced from our Police Department, Fire Department, and Office of Emergency Management, citizens taking care of each other, churches involvement, special efforts made by the Library and the Recreation Department. It was extraordinary to live through this terrible storm and yet very encouraging to see the loving response we as town people gave each other. Ms. Roland cannot leave the subject without commenting on two (2) extraordinary contributors: 1. The Borough Administrator, Jack Terhune who simply was everywhere. It was absolutely amazing from her

point of view far beyond his job description which shows his true spirit of loyalty to the Borough of Leonia. 2. Detective/Lieutenant Tom Rowe is a communicator extraordinaire who kept this town informed in so many important ways, again not just doing his job mechanically but doing it with great efficiency and just amazing equanimity. Detective Lieutenant is such an important figure to the town.

Another storm that needs to be spoken about is the political storm, the Presidential Election. People involved in the process know the details that have to be attended to, the burden this year fell upon for the first time on our Acting Borough Clerk, who had everything in place, had everything beautifully ran, was considerate of the workers.

David Roland, 186 Crescent Ave - something that happened that was very different in this sense, Mr. Roland explained that he had spoken to people in town who work here, everybody who works here doesn't live here, about 10/12 people he spoke to said they were overwhelmed about the difference between their communities where they lived, what happened here they couldn't get over the humanity, and the caring. So in the end it not only affected the residents but also the employees who work here appreciated how everything was handled.

Mayor DeSimone added from his own personal stand point he has never in the 40 years of being a resident of Leonia has he heard such good comments about the Administrator, the Police Department, the DPW, and the Fire Department as he has heard this week.

Borough Administrator Terhune commented to the Governing Body that he appreciates all of your comments certainly, but it's a fantastic example of team work. Everybody pitched in. Administrator Terhune feels it's an attribute to all of the employees here in the Borough of Leonia, they rose to the occasion and realized people were in need. Administrator Terhune did apologize he couldn't get everybody's lights back on right away but it was quite a challenge for the utility company. Administrator Terhune shared with the Governing Body that the utility company PSE & G was certainly prepared for this storm. Many of the out of state crews arrived in the staging area in Paramus on Sunday, were ready to go on Monday before the storm even actually hit as many of you have probably heard the problems they had in Long Island where that utility company did not prepare as well as PSE & G. They deserve a lot of credit even though it wasn't quick enough for everybody but they were surely prepared. The out of state line crews were a great bunch of guys and gals. There were a couple of gals on the crews on Glenwood Ave that gave the guys a run for their money. Thank you again but that goes for all of the staff of Leonia.

Councilman Salmon added that from his observation what made it possible for the town to come together was things like, Prime, LeoniaTalks, Leoniamomtomom, the various communications for people to help one another.

Councilman Hawkins wanted to speak up for the Leonia Fire Department, the incredible volunteerism that happened in the fire department. They had almost 40 calls, certainly 30 of them was the night of the storm having all the trucks on the road which was part of the communication system. The Leonia Fire Department also had several members volunteer to go

to Toms River and the shore points to help out the citizens down there and make sure everything was ok by marking the houses with blue paint so they knew they were searched. Another thing the Fire Department has done is lodged a Champaign to get supplies to Toms River and other shore points. At this point there have been two (2) trailers already filled up with miscellaneous items. A truck from Watertown, NY came to the Fire Department to drop off items because they heard we were a dropping point.

Councilman Knott agreed that the Leonia Fire Department did an incredible job, he spoke to Fire Chief Chace and the Chief explained that the Department sent 10 members down to Toms River; he explained that some of the Fireman down at Silverton had lost everything and still were out on a search and rescue. Leonia Fire Department took a fire truck and a communications vehicle and were gone for three (3) days. There is a tremendous amount of work, putting out fires, going through the houses looking for people that might be in trouble. What a tremendous effort. On another note the Police Department also did a tremendous job maintaining the gas lines, which was an incredible operation and well organized, very civilized and the communication that was put out about the gas availability. DPW also did an incredible job and above all Jack Terhune our Borough Administrator, Councilman Knott heard tremendous stories about Jack, he was everywhere, leading the tree services where they were needed, removing trees, not only that but he brought his own personal generator to supply power to a house on Woodland for a Sr. Citizen who needed a respirator and subsequent power to another house where there was a Senior in the cold and also to keep the gas pumps at the DPW so the Borough vehicles could fuel up. Jack did a tremendous job, the Borough is very fortunate to have Jack as the Borough Administrator.

Councilman Choi added that he cannot thank the Administrator enough for all that he had done throughout the town, Councilman Choi also commented about the good citizens in the community with helping each other, good teamwork done by all.

7. APPROVAL OF MINUTES

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gil Hawkins, Councilman
SECONDER:	Peter Knott, Council President
AYES:	Knott, Choi, Hawkins, Pak, Salmon, Whitter

2. Council - Council Work Session Meeting - Oct 15, 2012 7:30 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Gil Hawkins, Councilman
SECONDER:	Philip Choi, Councilman
AYES:	Knott, Choi, Hawkins, Pak, Salmon, Whitter

8. RESOLUTIONS

1. RES-2012-233 Awarding Base & Alternate Proposal for Recreation Ceiling Repair

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

2. RES-2012-234 Awarding Base & Alternate Bids for the Recreation Center Roof Replacement

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

3. RES-2012-235 Authorizing NJDOT Change Order No. 1- Final 2011 NJDOT Improvements to Glenwood Avenue

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

4. RES-2012-236 Authorizing Engineer's Estimate No. 4 - Final Payment 2011 NJDOT Improvements

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

5. RES-2012-237 Authorizing Engineer's Estimate No. 1 - NJDOT Improvements to Oakdene Avenue

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

6. RES-2012-238 Appointing John Kendrick to the Library Board of Trustees

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

7. RES-2012-239 Appointing Bernadette Flaim to the Planning Board

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

8. RES-2012-240 Authorizing the Cancelling of SP Reserves to SP Utility Surplus

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

9. RES-2012-241 Disposal of Surplus Property

Councilman Hawkins was wondering about selling surplus property for disposal.

Borough Administrator Terhune explained to Councilman Hawkins that if you look at the resolution it's to give the Borough of Edgewater the old tree truck, this has been discussed previously. The Edgewater DPW has been more than cooperative in helping the Borough out not only during the storms but we routinely use their underground video system to video tape the sewer lines and so forth, they don't have a tree truck, we brought a new one and they asked if they could have it and the Administrator said certainly and that's what the resolution is about.

Councilman Hawkins response was can't think of a better place or a DPW that has cooperated more with Leonia then Edgewater.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

10. RES-2012-242 Terminating the Cleaning Contract/ Emergency Agreement with Winnett's Cleaning Service

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

11. RES-2012-243 Cancelling Unexpended Appropriations

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

12. RES-2012-244 2012 Budget Appropriations Transfers

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

13. RES-2012-245 Tax Court Judgement Block 802, Lot 21

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

14. **RES-2012-246 Authorizing a Raffle License for St. Johns the Evangelist School**
 Councilman Knott questioned resolutions 2012-246, and 247, realizing that both resolutions were asking the Governing Body’s permission to hold raffles in the Borough. Councilman Knott’s question is do we require a raffle license for these things, what he’s wondering about is he remembered that recently the health Fair had held raffles and he doesn’t recall a resolution approving that function.

Borough Administrator doesn’t recall either whether they applied for a raffle license for the health fair he would have to defer to Ms. Hemmer on that.

Councilman Knott explained that it was just an observation; he doesn’t remember there being an actual resolution for an application for the Health Fair.

Acting Borough Clerk responded that the health Fair goes under the umbrella of the ACS Parents raffle license.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

15. **RES-2012-247 Authorizing a Raffle License for Court Appointed Sp Adv. of Bergen County**

RESULT: ADOPTED [UNANIMOUS]
MOVER: Philip Choi, Councilman
SECONDER: Peter Knott, Council President
AYES: Knott, Choi, Hawkins, Pak, Salmon, Whitter

16. **RES-2012-248 Authorizing Reggio Construction to Do Extra Storm Repairs**
 Councilman Whitter questioned the Reggio Construction Resolution. He asked Borough Administrator Terhune is this resolution in regards to the email that he sent to the Governing Body?

Administrator Terhune explained Oakdene has no sewer issues; the DPW has not been called out for a sewer call in over 4 years. The lines were videoed 3x’s this past summer. The State took all the bends and curves out of the lines which were causing the problems.

Councilman Whitter asked if the sewer main was ceramic or PVC?

Administrator Terhune said it wasn’t PVC, the new catch basins were PVC. The main is probably concrete but he’s not positive.

Councilman Whitter was inquiring so that there will not be any problems down the road.

Administrator Terhune added that originally the engineer thought there was a belly in the middle of the pipe, that's why the original bid Spec's had a replacement of about 90ft of the pipe to get a belly out of it. The work that Sanzari did for the DOT on Grand Avenue seems to have abated the issue of the sanitary sewer line.

Borough Administrator Terhune explained that its surface storm water that's coming down up in the Golf Course section, most of the Governing Body is aware there is an underground spring up in that area of town that that are picked up by various private pipes that run along the properties and comes along the property into the street. That particular area does not have a catch basin right there so what happens is it runs out into the street and freezes and creates an ice skating rink. Administrator also explained that at the very end of the Borough behind 5 Palmer Place there an open drainage swale that takes surface water off Highwood Hills that is supposed to into the storm system which is at Oakdene and Palmer. The pipe broke, it's crushed and the water is just collecting in the swale, it's collecting about 30/40 ft. till it hits the break and then it comes out of the ground into the residents basement out into the street ultimately end up in the manhole.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Philip Choi, Councilman
SECONDER:	Peter Knott, Council President
AYES:	Knott, Choi, Hawkins, Pak, Salmon, Whitter

9. INTRODUCTION OF ORDINANCE

1. (ID # 1181) Amending Chapter 123-23.1, "Swimming Pool Fees"

RESULT:	INTRODUCED [UNANIMOUS]	Next: 12/3/2012 7:30 PM
MOVER:	Gil Hawkins, Councilman	
SECONDER:	Darryl Whitter, Councilman	
AYES:	Knott, Choi, Hawkins, Pak, Salmon, Whitter	

10. ADOPTION OF ORDINANCE

1. ORD-2012-15 Amending Chapter 194 of the Code of the Borough of Leonia Titled "Vehicles and Traffic."

Councilman Hawkins asked if the other merchants along Broad Ave have been notified about the adoption of the Ordinance.

Councilman Salmon added that originally it was discussed that someone would notify the merchants with copies of the Ordinance.

Councilman Hawkins said he cannot adopt this Ordinance because the process was not followed.

Councilman Knott agreed that, that’s what was decided. The neighboring store owners should be apprised that the Ordinance was introduced and whether or not they object to it

Borough Attorney Giblin recommended that the Ordinance be tabled and adopted at the next meeting after the store owners are notified. .

RESULT:	TABLED [UNANIMOUS]	Next: 11/26/2012 7:30 PM
MOVER:	Peter Knott, Council President	
SECONDER:	Darryl Whitter, Councilman	
AYES:	Knott, Choi, Hawkins, Pak, Salmon, Whitter	

11. NEW BUSINESS

A. UNFINISHED BUSINESS

12. COMMENTS FROM THE PUBLIC (Agenda and Non-Agenda items)

Darius Levine, 174 Sylvan Avenue - requested that the Governing Body approve a camera to be placed on Station parkway to catch individuals who make illegal left hand turns

Mayor DeSimone explained that it would be nice to be able to do that but unfortunately it’s not possible.

Councilman Hawkins said he would alert the police department and perhaps a car can sit there to stop people from making illegal turns.

Councilman Hawkins recognized the veterans that reside in Leonia.

Councilman Whitter reminded the Governing Body that even though Leonia made it through the storm ok to please remember all of the residents of New Jersey that have lost their homes.

Councilman Pak brought up the issue with the ordinance 290-24 “H” “No establishment offering manicures and/or pedicures, commonly referred to as a “nail salon”, shall be located within 500 ft. of any establishment offering the same type of service”. The Governing Body decided at this time to add this on the next agenda under new business.

13. CORRESPONDENCE

14. CLOSED SESSION

15. ADJOURNMENT