

1 **Council Meeting/Work Session**
2 **Minutes**
3 **December 7, 2009**

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5 *A Regular Meeting of the Mayor and Council of the Borough of Leonia, Bergen County,*
6 *New Jersey, was held this evening in the Borough Hall Annex, commencing at 7:30 pm.*

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8 Mayor Heveran called the meeting to order.

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10 Mayor Mary Heveran asked the assembly to stand while Council President Choi led in
11 the Pledge of Allegiance.

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14 **Council Present:** *Mayor Heveran, Councilpersons: Choi, Hawkins, Norgaard,*
15 *Puzzo, Raspa-Gore, and Raucci.*

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17 **Council Absent:** *None*

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19 **Also Present:** *Brian Giblin, Borough Attorney, Jack Terhune, Borough*
20 *Administrator, Fran Lehmann, Borough Clerk*

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22 **OPEN MEETING STATEMENT**

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

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27 **PUBLIC COMMENTS**

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29 No one spoke.

30 **APPOINTMENT**

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32 No appointments.

33 **PRESENTATION**

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35 Councilman Puzzo presented his resignation as a member of the Leonia Mayor and
36 Council effective at the close of the Meeting on December 21, 2009.

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38 **APPROVAL OF MINUTES**

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40 Minutes November 16, 2009 – Councilman Hawkins made a motion to approve as
41 amended, the Council Meeting Minutes of November 16, 2009 seconded by Council
42 President Choi. Roll call vote: Councilpersons Choi, Hawkins, Norgaard, Puzzo, Raspa-
43 Gore and Raucci voted yes. Minutes approved.

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45 Closed Session Minutes November 16, 2009 – Councilman Hawkins made a motion to
46 approve, seconded by Councilman Norgaard to approve the Closed Session Minutes of

47 November 16, 2009. Roll call vote: Councilpersons Choi, Hawkins, Norgaard, Puzzo,
48 Raspa-Gore and Raucci voted yes. Minutes approved.

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50 **RESOLUTIONS**

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52 Resolution 09-218 – Councilman Hawkins asked to have this resolution pulled.

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54 Resolutions 09-219 and 09-221 – Councilman Norgaard asked to have these resolutions
55 pulled.

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57 **Resolution 09-218** – Councilman Hawkins asked for an explanation. Mr. Terhune
58 explained the Resolution. Councilman Hawkins asked for an explanation to be included
59 in future resolutions.

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61 **Resolution 09-218** - Councilman Norgaard questioned the payment listed on page 10 of
62 the bill list for Senior Trips. Mr. Terhune explained the money for the trips is collected in
63 advance and placed in a trust account and the bill is paid out of the trust account.
64 Councilman Norgaard referred to the report from Recreation noting that it showed a
65 deficit in Senior Activities. Mr. Terhune explained the report shows that less people are
66 utilizing the program and it shows a deficit.

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68 **Resolution 09-221** – Councilman Norgaard asked if the engineering for Sylvan Park is
69 out of Borough funds. Mr. Terhune stated it is. Councilman Norgaard asked if there was
70 anyway this could be bid out. Councilman Raucci explained that in the past we have had
71 numerous other engineering firms and they have resulted in shoddy work done in the
72 Borough. Since Birdsall has been retained by the Borough, the quality of the work has
73 improved. Mr. Terhune reported that he negotiated the fees for all of the engineering on
74 this job.

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76 Councilman Puzzo seconded by Councilwoman Raspa-Gore made a motion to approve
77 Resolution 09-218 through 09-222. Roll call vote all in favor none opposed. Resolutions
78 approved.

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80 **INTRODUCTION OF ORDINANCES**

81 Introduction of Ordinance 21-09 entitled:

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83 **AN ORDINANCE AMENDING CHAPTER 102 OF THE CODE OF THE**

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BOROUGH OF LEONIA TITLED “CELL TOWERS AND ANTENNAS”.

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Borough Clerk read the Ordinance by title.

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A motion was made by Councilman Hawkins, seconded by Council President Choi to
86 approve on first reading Ordinance 21-09.

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88 Roll call vote: Councilpersons Choi, Hawkins, Norgaard, Puzzo, Raspa-Gore and Raucci
89 voted yes. Ordinance 21-09 introduced.

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Introduction of Ordinance 22-09 entitled:
**AN ORDINANCE AMENDING CHAPTER 190 OF THE CODE OF THE
BOROUGH OF LEONIA TITLED “PARKING, OFF-STREET”.**

Borough Clerk read the Ordinance by title.

A motion was made by Councilman Hawkins, seconded by Councilwoman Raspa-Gore to approve on first reading Ordinance 22-09.

The Governing Body reviewed the ordinance. After a lengthy discussion the Governing Body agreed to leave the ordinance as it was prepared. Councilman Hawkins stated that he is pleased with the outcome of the discussion and the Governing Body agreed to leave the ordinance as it was recommended by the Laws and Ordinances Committee.

Roll call vote: Councilpersons Choi abstained. Councilman Norgaard recused himself. Councilpersons Hawkins, Puzzo, Raspa-Gore and Raucci voted yes. Ordinance 22-09 introduced.

Introduction of Ordinance 23-09 entitled:

**AN ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF THE
BOROUGH OF LEONIA TITLED “BOARDS, COMMITTEES AND
COMMISSIONS”.**

Borough Clerk read the Ordinance by title.

A motion was made by Councilman Puzzo, seconded by Councilman Hawkins to approve on first reading Ordinance 23-09.

Roll call vote: Councilpersons Choi, Hawkins, Norgaard, Puzzo, Raspa-Gore and Raucci voted yes. Ordinance 23-09 introduced.

ADOPTION OF ORDINANCES

Adoption of Ordinance 19-09 entitled:
**AN ORDINANCE AUTHORIZING THE BOROUGH OF LEONIA TO ENTER
INTO A FIVE YEAR LEASE WITH THE LEONIA SPORTS BOOSTERS**

Borough Clerk read the Ordinance by title.

Public Hearing no one spoke

Motion made by Councilman Puzzo, seconded by Councilman Raucci to adopt on final reading Ordinance 19-09

ROLL CALL Councilperson, Choi, Hawkins, Norgaard, Puzzo, Raspa-Gore, Raucci voted yes. Ordinance 19-09 adopted.

Adoption of Ordinance 20-09 entitled:
**AN ORDINANCE AMENDING CHAPTER 123 TITLED “FEES” BY ADDING
ARTICLE IV POOL MEMBERSHIP FEES.**

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**Borough Clerk read the Ordinance by title.
Public Hearing no one spoke**

Motion made by Council President Choi, seconded by Councilman Raucci to adopt on final reading Ordinance 20-09

ROLL CALL Councilperson, Choi, Hawkins, Norgaard, Puzzo, Raspa-Gore, Raucci voted yes. Ordinance 20-09 adopted.

UNFINISHED BUSINESS

Liquor License – Mr. Giblin reviewed the current ordinance with the Governing Body. After a brief discussion the new ordinance will be introduced at the meeting of December 21, 2009.

NEW BUSINESS

Recreation Accomplishments – Councilman Raucci reviewed the report prepared by the Recreation Superintendent. Councilman Hawkins thanked Ms. Davidson and Mr. Terhune for putting together a comprehensive report.

CORRESPONDENCE

Mayor Heveran read a letter from Darius Levine requesting the Governing Body to consider placing a crossing guard on Fort Lee Road near Station Parkway. Mayor Heveran noted that the sign the Borough is currently utilizing does not say “State Law Yield to pedestrians in crosswalk”. Mayor Heveran also asked Mr. Terhune to check to see if there is a crosswalk clearly marked in that area.

COMMENTS FROM THE PUBLIC

No comments from the public.

CLOSED SESSION

A motion was made by Councilman Raucci seconded by Councilman Hawkins, to go into Closed Session to discuss; litigation.

OPEN SESSION

Resolution 09-223 - Councilman Puzzo made a motion seconded by Council President Choi to authorize \$500.00 for an updated appraisal on the Yamato/Texaco property. All in favor none opposed.

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ADJOURN

Councilman Hawkins made a motion to adjourn, seconded by Councilman Norgaard. All in favor none opposed.

As there was no further business before the Governing Body, the meeting was adjourned at 9:40PM.

Respectfully submitted,

Fran Lehmann
Borough Clerk