

1 **Council Meeting/Work Session**
2 **Minutes**
3 **October 6, 2008**

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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 7:35pm*

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8 Mayor Heveran called the meeting to order.

9
10 Mayor Mary Heveran asked everyone to stand while Council President Hawkins led in
11 the Pledge of Allegiance.

12
13 **Council Present:** *Mayor Heveran, Councilpersons, Hawkins, Norgaard, Puzzo,*
14 *Raspa-Gore, Raucci*

15
16 **Council Absent:** *Councilman Choi*

17
18 **Also Present:** *Brian Giblin, Borough Attorney, Fran Lehmann, Borough Clerk,*
19 *Jack Terhune Borough Administrator,*

20
21 **OPEN MEETING STATEMENT**

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

25
26 Mayor Heveran pointed out the Fire Exit.

27
28 **PUBLIC COMMENTS**

29
30 Cliff Eddens – 219 Overlook Avenue –Spoke about the off leash hours in Lakeview Park
31 and presented the Governing Body with an additional petition.

32
33 Rae Kornblitt – 596 Broad Avenue – Spoke about the residents from Englewood who are
34 making “u-turns” and speeding on Eastview Avenue. Dogs are walking on the tables and
35 laying on the tables their owners do not make them get down.

36
37 Rachel – 110 Eastview Avenue – cars are speeding down Eastview Avenue in the
38 evening hours.

39
40 Mr. Park – 430 Highwood Avenue – Mr. Terhune referred the Mayor and Council to the
41 memo he sent regarding the above noted address. Mr. Park explained the fence was pre-
42 existing when he purchased the house in 1993as well as the deck. He also explained there
43 is no record of a permit being issued he was not aware at the time of purchase the fence
44 was on Borough property. He would also like to replace the deck. The Borough Attorney
45 will review and the issue with the fence.

47 Adrienne Greenburg – 186 Glenwood Avenue asked if any progress has been made
48 regarding making the change on Glenwood Avenue. Council discussed the issue. Ms.
49 Greenburg also reported that since there is no parking cars are speeding to make the light.
50

51 David Long 195 Glenwood Avenue – Mr. Long reported that cars are trying to beat the
52 light and speed along Glenwood Avenue. There is no place for a police car to sit and
53 monitor the cars.
54

55 The Council extended the public portion.
56

57 Ryan Maxwell – 203 Glenwood Avenue – It is a huge inconvenience getting out of his
58 driveway. Mr. Maxwell asked the status of the grant for the skate park. Mayor Heveran
59 explained what occurred. Mayor Heveran will meet with Mr. Maxwell regarding the
60 skate park.
61

62 **RESOLUTIONS**

63 Council President Hawkins asked to hold Resolutions 08-215, 08-218, 08-219, 08-220
64 and 08-221.
65

66 Councilman Puzzo asked for a clarification on Resolution 08-212. Mr. Terhune
67 explained.
68

69 Mayor Heveran asked to have Resolution 08-222 held until she could find out why the
70 person has not come forward for the check.
71

72 Council President Hawkins stated he would like more information regarding Resolutions
73 08-215, 08-218, 08-219 and 08-221 these are all tax judgments. The Governing Body
74 discussed the issues and agreed they would like to have Mr. Henderson, Tax Assessor
75 and Mr. Drexel, Tax Attorney and a representative from the appraisal company at the
76 next meeting.
77

78 Resolution 08-221 – Council President Hawkins asked for an explanation. Mr. Terhune
79 explained the resolution.
80

81 Council President Hawkins, seconded by Councilman Raucci made a motion to approve
82 Resolutions 08-209 through 08-214, 08-217 and 08-221. Roll call vote; Councilpersons
83 Hawkins, Norgaard, Puzzo, Raspa-Gore and Raucci voted yes, Councilman Choi absent,
84 Resolutions approved.
85

86 Appointment – Mayor Heveran appointed Mr. Peter Shanno to the Shade Tree
87 Commission for a term to expire 12/31/2013. The appointment of Mr. Dolch will be held
88 for the return of Councilman Choi.
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90 **INTRODUCTION OF ORDINANCE**

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Introduction of Ordinance 27-08 entitled:

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 46 OF THE CODE OF THE BOROUGH OF LEONIA ENTITLED “PERSONNEL POLICIES”

Borough Clerk Read the Ordinance by Title

Motion was made by Councilman Raucci, seconded by Council President Hawkins to adopt on first reading Ordinance 27-08.

Council discussed the Ordinance and made various changes.

Motion was made by Councilman, seconded by Councilman to adopt on first reading Ordinance 27-08.

Motion was made by Councilman Puzzo to introduce Ordinance 27-08 as amended, seconded by Council President Hawkins.

ROLL CALL Councilpersons, Hawkins, Norgaard, Puzzo and Raspa-Gore voted yes, Councilman Raucci voted no, Councilman Choi absent. Ordinance 27-08 introduced.

Introduction of Ordinance 28-08 entitled:

AN ORDINANCE AMENDING ORDINANCE 80 TITLED “ALCOHOLIC BEVERAGES” TO ADD A NEW SECTION REGARDING CONSUMPTION OR POSSESSION OF ALCOHOL BY MINORS.

Borough Clerk read by Title

Motion was made by Council, seconded by Council to adopt on first reading Ordinance 28-08.

ROLL CALL Councilpersons, Hawkins, Norgaard, Puzzo and Raspa-Gore voted yes, Councilman Raucci voted no, Councilman Choi absent. Ordinance 28-08 introduced.

Adoption of Ordinance No. 29-08 entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 212-3 TITLED “TERMS DEFINED; WORD USAGE”

Borough Clerk read by Title

138 **Motion** was made by Council, seconded by Council to adopt on final reading
139 Ordinance 29-08.

140
141 **ROLL CALL** Councilpersons, Hawkins, Norgaard, Puzzo and Raspa-Gore voted
142 yes, Councilman Raucci voted no, Councilman Choi absent. Ordinance 29-08
143 introduced.

144
145 Adoption of Ordinance No. 30-08 entitled:

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147 **AN ORDINANCE TO AMEND ORDINANCE NO. 190-5 TITLED**
148 **“ABANDONING VEHICLES PROHIBITED.”**

149
150 **Borough Clerk read by Title**

151
152 **Motion** was made by Council, seconded by Council to adopt on final reading
153 Ordinance 30-08.

154
155 **ROLL CALL** Councilpersons, Hawkins, Norgaard, Puzzo and Raspa-Gore voted
156 yes, Councilman Raucci voted no, Councilman Choi absent. Ordinance 30-08
157 introduced.

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159 Adoption of Ordinance No. 31-08 entitled:

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161 **AN ORDINANCE AMENDING ORDINANCE 212-12 TITLED**
162 **“NUISANCES AND HAZARDS” TO ADD A NEW SECTION**
163 **REGARDING GRASS AND WEEDS.**

164
165 **Borough Clerk read by Title**

166
167 **Motion** was made by Council, seconded by Council to adopt on first reading
168 Ordinance 31-08.

169
170 **ROLL CALL** Councilpersons, Councilpersons, Hawkins, Norgaard, Puzzo and
171 Raspa-Gore voted yes, Councilman Raucci voted no, Councilman Choi absent.
172 Ordinance 31-08 introduced.

173
174 Adoption of Ordinance 32-08 entitled:

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176 **AN ORDINANCE TO AMEND ORDINANCE NO. 247-17 AND TO**
177 **AMENDS IT TITLE TO READ “247-17” REMOVAL OF SNOW AND**
178 **ICE”**

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180 **Borough Clerk read by Title**

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182 **Motion** was made by Council, seconded by Council to adopt on first reading
183 Ordinance 32-08.

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ROLL CALL Councilpersons,
Councilpersons, Hawkins, Norgaard, Puzzo and Raspa-Gore voted yes,
Councilman Raucci voted no, Councilman Choi absent. Ordinance 32-08
introduced.

ADOPTION OF ORDINANCE

UNFINISHED BUSINESS

- a) **Yamato/Texaco** (Councilman Puzzo) Councilman Puzzo had nothing to report.
- b) Cell Phones for Elected Officials (Council President Hawkins) Mr. Terhune explained the rate and the amount of minutes for the Borough account. The members of the Council were polled on their need for a phone. All Council present said no with the exception of Council President Hawkins. Mr. Terhune will acquire a phone for Council President Hawkins.
- c) Park & Ride (Borough Administrator Terhune) Mr. Terhune asked to have his moved to closed session.
- d) Illegal Housing Task Force (Councilman Raucci) Councilman Raucci explained the Police Department will be the Liaison for the task force. Councilman Raucci noted the following will be members; Jack Peters, Building Official, David Haenelt, Fire Marshal, Ted Wagner, Sanitarian, Jack Terhune, Borough Administrator, and Lt. Rowe. Councilman Raucci will have a meeting with them to outline the expectations of the Task Force.
- e) Resident Parking (Borough Administrator Terhune) Mr. Terhune referred to a letter from Dr. Livelli. The stickers for his employees were mailed. Mr. Terhune explained the Ordinance as written does not allow for Dr.'s offices to have perking permits. The Council discussed allowing them and how many would be issued.
- f) Property Maintenance (Laws & Ordinances) Councilwoman Raspa Gore reviewed the changes made to the Ordinance.
- g) Personnel Policies (Laws & Ordinances) Introduced.
- h) Underage Drinking (Laws & Ordinances) Councilwoman Raspa Gore reviewed the Ordinance prepared by Mr. Giblin. The Ordinance was given the No. 28-08. The Borough Clerk read the Ordinance by Title. Councilman Puzzo seconded by Council President Hawkins as amended. Roll call vote; Councilpersons Hawkins, Norgaard, Puzzo, Raucci and Raspa-Gore voted yes, Councilman Choi absent. Ordinance 28-08 introduced.

- 230 i) Abandoned Vehicles (Laws & Ordinances) Introduced
231 j) Noise Ordinance (Councilman Raucci) The proposed Ordinance will be
232 reviewed Laws and Ordinances.
233 k) Appointment Board of Adjustment (Councilman Raucci)
234 Councilman Raucci recommended Mr. Frank Rovelli be appointed to the
235 Board of Adjustment.
236 Resolution 08-223 – Council President Hawkins, seconded by Councilman
237 Raucci made a motion to appoint Mr. Rovelli to an unexpired term on the
238 Board of Adjustment. All present in favor none opposed.
239

NEW BUSINESS

- 241 a) October 20, 2008 Meeting (Mayor Heveran) – Mayor Heveran inquired if
242 the members of the Governing Body wanted to cancel the Meeting of
243 October 20th as the Borough Administrator and the Borough Clerk would
244 both be away. The Council said no they wanted to have the meeting.
245
246 b) DEP and Contaminated Sites (Mayor Heveran) – Mayor Heveran referred
247 to a letter from the DEP regarding the requirements of contaminated sites
248 to report remediation procedures to the office of the Borough Clerk.
249

CORRESPONDENCE

251
252 Mayor Heveran referred to a letter from the County Executive that this year they
253 would only be presenting an award to one recipient which was the Councils
254 choice. All members of the Council chose Mary Connor.
255

256 At this point in the meeting Council President Hawkins made a motion to extend the
257 meeting until 10:30p.m., seconded by Councilwoman Raspa-Gore. All in favor none
258 opposed.
259

COMMENTS FROM THE PUBLIC

261
262 Ryan Maxwell – 203 Glenwood Avenue – Mr. Maxwell asked about the delay with the
263 Web Site. Mr. Terhune explained the problem. Mr. Maxwell spoke about the non-
264 conforming ordinance.
265

CLOSED SESSION

267
268 Councilman Puzzo made a motion to go into Closed Session, seconded by Councilman
269 Raucci to discuss the following:

270 DPW Contract
271 604 Main Street

272 All in favor none opposed.
273

274 Councilman Puzzo, seconded by Councilman Norgaard made a motion to come out of
275 Closed Session to vote on Resolutions 08-224 and 08-225. All present in favor none
276 opposed.
277
278 Resolution 08-224 – Resolution authorizing the Administrator to execute a letter of
279 Understanding for the DPW Contract.
280
281 Resolution 08-225 – Resolution Authorizing and Addendum to the PBA Contract to be
282 signed by the Mayor.
283
284 Council President Hawkins, seconded by Councilman Raucci made a motion to approve
285 Resolution 08-224 and 08-225. All in favor none opposed. Resolution approved.
286 **ADJOURN**
287
288 Councilman Puzzo made a motion to adjourn, seconded by Council Norgaard to adjourn.
289 All in favor none opposed.
290
291 As there was no further business before the Governing Body, the meeting was adjourned
292 at 11:00PM
293
294 Respectfully submitted,
295
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297
298 Fran Lehmann
299 Borough Clerk