

**MAYOR AND COUNCIL  
WORK SESSION/REGULAR MEETING  
BOROUGH HALL ANNEX  
MARCH 1, 2010 7:30PM**

1. **FLAG SALUTE**
  
2. **ROLL CALL** Mayor Heveran ( ), Councilpersons, Norgaard ( ), Brennan ( ), Choi ( ), Hawkins ( ), Knott ( ), Raucci ( ), Borough Attorney Giblin ( ), Borough Administrator Terhune ( ), Deputy Clerk Lynn Hemmer ( )
  
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. **COMMENTS FROM THE PUBLIC**  

Limited to two (2) minutes per speaker (20 – minute duration)
  
5. **APPOINTMENTS**
  
6. **PRESENTATIONS**  

Birdsall Engineering - Solar Panels – Tom Brys

Police Chief Jay Zeigler – Leonia Police Department
  
7. **APPROVAL OF MINUTES**  

Minutes	February 1, 2010
Closed Session	February 1, 2010
  
8. **RESOLUTIONS**  

10-107 Authorizing the acceptance of the proposal for Solor Panels on the roof of the DPW garage submitted by Birdsall Engineering (tabled 2/17/2010)

10-113 Authorizing the Temporary Budget

10-114 Authorizing the Swim Pool Utility Temporary Budget

- 10-115 Authorizing of the Ratifying Resolution to pay claims against the 2010 Temporary Budget and/or 2009 Appropriation Reserves
- 10-116 Authorizing the Treasurer to pay claims against the 2010 Temporary Budget and/or the 2009 Appropriation Reserves
- 10-117 Authorizing the refund of Developer Escrow balances
- 10-118 Awarding the Sylvan Park contract to Berto Construction, Inc.
- 10-119 Authorizing the CDBG Grant for Wood Park ADA Improvements
- 10-120 Authorizing the bid of the cell phone tower at the DPW
- 10-121 Authorizing the acceptance of the proposal from Birdsall Engineering for Glenwood Avenue and Linden Terrace
- 10-122 Authorizing the acceptance of the Bond Anticipation Note issued on February 26, 2010

A motion was made by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_ to approve the resolutions.

**ROLL CALL** Councilperson Norgaard ( ), Brennan ( ), Choi ( ), Hawkins ( ), Knott ( ), Raucci ( )

9. **INTRODUCTION OF ORDINANCE**

None

10. **UNFINISHED BUSINESS**

- A. Farmers Market (Mayor Heveran) (2/17/2010)
- B. Station Parkway traffic (Mayor Heveran)
- C. NJT Light Rail (Mayor Heveran, Councilwoman Brennan)
- D. Capital Budget Committee Report (Borough Administrator Terhune)

11. **NEW BUSINESS**

- A. ANJEC Grant opportunity (Mayor Heveran)
- B. Letter from Carmine Alampi, Esq. (Mayor Heveran)

12. **CORRESPONDENCE**

13. **COMMENTS FROM THE PUBLIC**

Limited to five (5) minutes per speaker at the discretion of the chair (duration of thirty (30) minutes)

14. **CLOSED SESSION**

- A. Yamoto (Borough Attorney Brian Giblin)
- B. Police (Councilman Raucci)

**ADJOURNMENT** (10 P.M. unless motion to extend)

***FORMAL ACTION ON ANY BOROUGH BUSINESS MAY BE TAKEN***

# BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Norgaard						
Brennan						
Choi						
Hawkins						
Knott						
Raucci						
Heveran						

#10- 107
DATE 2/17/2010
Carried
Defeated
Tabled
Approved

WHEREAS, the Borough of Leonia has received a grant for solar panels; and

WHEREAS, Birdsall Services Group has submitted a proposal to design and engineer the solar panels on the roof of the Department of Public Works garage in the amount of \$72,300.00 per the attached proposal; and

WHEREAS, Birdsall Services Group is hereby authorized and directed to prepare the specifications, advertise for bids and oversee the contract in accordance with the attached proposal dated January 12, 2010; and

WHEREAS, the CFO has certified that funds are available

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Leonia that the proposal with Birdsall Services Group is hereby accepted.

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON 2/17/2010

\_\_\_\_\_  
BOROUGH CLERK

# BOROUGH OF LEONIA RESOLUTION

<i>Council</i>	<i>Motion</i>	<i>Second</i>	<i>Yes</i>	<i>No</i>	<i>Abstain</i>	<i>Absent</i>
Norgaard						
Brennan						
Choi						
Hawkins						
Knott						
Raucci						
Heveran						

# 10 - 113

DATE: March 1, 2010

Carried [  ]

Defeated [  ]

Tabled [  ]

Approved on Consent Agenda [  ]

That the following Temporary Appropriations for the year 2010 pending adoption of the 2010 Budget in accordance with N.J.S.A. 40A:4-20 of the Local Budget Act., be and they are hereby approved.

**GENERAL GOVERNMENT**

OFFICE OF ADMINISTRATOR

Salaries & Wages 119,000.00  
Other Expenses (275.00)

ADMINISTRATIVE AND EXECUTIVE

Salaries & Wages 41,750.00  
Other Expenses 2,000.00

CODIFICATION OF ORDINANCES

Other Expenses 3,000.00

POSTAGE

Other Expenses 3,056.00

COPIER OPERATIONS

Other Expenses 5,000.00

BOROUGH CLERK-ELECTIONS

Salaries & Wages  
Other Expenses 7,000.00

FINANCIAL ADMINISTRATION

Other Expenses 5,000.00

COMPUTER DATA PROCESSING

Other Expenses 5,500.00

FINANCE/TAX COLLECTION

Salaries & Wages 151,055.00  
Other Expenses 4,000.00

ASSESSMENT OF TAXES

Salaries & Wages 15,800.00  
Other Expenses 194.00

**Subtotal 362,080.00**

# BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Brennan						
Choi						
Hawkins						
Knott						
Norgaard						
Raucci						
Heveran						

#10 - 114
DATE March 1, 2010
Carried
Defeated
Tabled
Approved

**RESOLVED**, that the following Temporary Appropriation for the year 2010 pending adoption of the 2010 budget in accordance with Section 40A:4-20 of the Local Budget Act, be and they are hereby approved.

### TEMPORARY BUDGET-SWIM POOL UTILITY OPERATING

Salary & Wages	107,195.00
Other Expenses	31,390.00
Debt Service	
Social Security System (O.A.S.I.)	
Capital Outlay	
TOTAL	138,585.00

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON March 1, 2010**

\_\_\_\_\_  
BOROUGH CLERK

# BOROUGH OF LEONIA

## RESOLUTION

<i>Council</i>	Motion	Second	Yes	No	Abstain	Absent
Norgaard						
Brennan						
Choi						
Hawkins						
Knott						
Raucci						
Heveran						

# 10 - 115

DATE: March 1, 2010

Carried [ ]

Defeated [ ]

Tabled [ ]

Approved on Consent Agenda [ ]

**RESOLVED**, that the Mayor and Council hereby ratify the authorization of the Treasurer to pay the following claims and charge the 2010 Temporary Budget and/or Reserve Budget.

Borough of Leonia	Current Fund Payroll (03/01/2010)	224,336.90
Borough of Leonia	Current Fund Social Security (03/01/2010)	11,980.11
Borough of Leonia Swim Pool	Swim Pool Payroll (03/01/2010)	2,679.17
Borough of Leonia Swim Pool	Swim Pool Social Security (03/01/2010)	204.96
Recreation Activities Trust	Rec Trust Payroll (03/01/2010)	2,888.88
Canon USA, Inc. *	Current Fund-February	287.89
CIT Technology Financing Service	Current Fund--February	201.34
Delta Dental Plan of NJ	Current Fund-February	8,063.79
Ford Motor Credit	Current Fund-February	658.02
Leonia Board of Education	Current Fund-February	900,000.00
NJSHBP-Active Employees	Current Fund-February	75,548.10
NJSHBP-Retired Personnel	Current Fund-February	29,493.09
NJSHBP- Active Employees	Current Fund-January Balance	5.00
TD Equipment Finance, Inc.	Current Fund-February	791.98
UNUM Life Insurance-Short Term	Current Fund-February	201.74
UNUM Life Insurance-Long Term	Current Fund-February	539.83
VSIP Benefits Division	Current Fund-February	1,202.58
Bergen Cty Cooperative Library	Current Fund-January Balance	200.00
Bergen Cty Mun Joint Ins Fund	Current Fund-1st Qtr Balance	0.50
Woodforest National Bank	Recreation Trust-C.C. Fees	0
Woodforest National Bank	Swim Pool Utility-C.C. Fees	0
<b>TOTAL</b>		<b>1,259,283.88</b>

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON March 1, 2010**

..... **BOROUGH CLERK**

# BOROUGH OF LEONIA RESOLUTION

<i>Council</i>	Motion	Second	Yes	No	Abstain	Absent
<b>Brennan</b>						
<b>Choi</b>						
<b>Hawkins</b>						
<b>Knott</b>						
<b>Norgaard</b>						
<b>Rauci</b>						
<b>Heveran</b>						

# 10-116

DATE: March 1, 2010

Carried [ ]

Defeated [ ]

Tabled [ ]

Approved on Consent Agenda [ ]

RESOLVED, that the Mayor and Council hereby authorize the Treasurer to pay the following claims and charge the 2010 Temporary and/or Reserve Budget.

Current Fund	0-01	\$ 33,919.95
Current Fund	9-01	\$ 94,329.72
Swim Pool Fund	9-05	\$ 1,514.61
Grant Fund	G-01	\$ 350.00
Developer Escrow	T-13	\$ 4,640.00
Recreation Trust	T-20	\$ 8,962.15
Recycling Trust	T-24	\$ 440.00
Devel. Parking Trust	T-28	\$ <u>200.00</u>

Total \$ 144,356.63

MARCH 1, 2010 Council Meeting

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED BY  
THE MAYOR AND COUNCIL ON \_\_\_\_\_, 2010

\_\_\_\_\_  
BOROUGH CLERK



# BOROUGH OF LEONIA RESOLUTION

<i>Council</i>	Motion	Second	Yes	No	Abstain	Absent
<b>Brennan</b>						
<b>Choi</b>						
<b>Hawkins</b>						
<b>Knott</b>						
<b>Norgaard</b>						
<b>Raucci</b>						
<b>Heveran</b>						

# 10-117

DATE: March 1, 2010

Carried [ ]

Defeated [ ]

Tabled [ ]

Approved on Consent Agenda [ ]

WHEREAS, the developers attached did deposit funds under \$5,000 each into an interest bearing escrow trust account in 2008 and 2009, and

WHEREAS, business with the Borough has been completed; but balances still remain in each of these accounts, and

WHEREAS, all professionals have indicated that there will be no further billing for these accounts.

NOW, THEREFORE, BE IT RESOLVED, that the balances in the developer escrow accounts attached be refunded for a total amount of \$ 2,000.00

# BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Norgaard						
Brennan						
Choi						
Hawkins						
Knott						
Raucci						
Heveran						

#10- 118
DATE 3/01/2010
Carried
Defeated
Tabled
Approved

**WHEREAS**, on February 17, 2010, twenty-two (22) bids were received and opened for the 2010 Improvements to Sylvan Park; and

**WHEREAS**, Berto Construction, Inc., 625 Leesville Avenue, PO Box 276, Rahway, NJ 07065 was the lowest responsible bidder in the amount of \$108, 625 for the base bid and \$4,375.00 for Alternate A-3 for a total amount of \$113,000; and

**WHEREAS**, the CFO has certified that the funds are available

**NOW, THEREFORE, BE IT RESOLVED**, that the contract for the 2010 Improvements to Sylvan Park in the amount of base bid 108,625 and alternate A-3 amount \$4,375 is hereby awarded to Berto Construction, Inc.; and

**BE IT FURTHER RESOLVED**, Mayor Heveran is hereby authorized to execute and the Borough Clerk to attest to the agreement between the Borough of Leonia and Berto Construction, Inc.

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON 3/01/2010**

\_\_\_\_\_  
BOROUGH CLERK

# BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Norgaard						
Brennan						
Choi						
Hawkins						
Knott						
Raucci						
Heveran						

# 10-119

DATE: March 1, 2010

Carried [ ]

Defeated [ ]

Tabled [ ]

Approved on Consent Agenda [ ]

**WHEREAS**, a Bergen County Community Development grant of \$63,130.00 has been proposed by Birdsall Engineering for Wood Park ADA Improvements in the Borough of Leonia, New Jersey, and

**WHEREAS**, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

**WHEREAS**, the aforesaid project is in the best interest of the people of Leonia, and

**WHEREAS**, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Leonia hereby confirms endorsement of the aforesaid project, and

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON March 1, 2010**

..... BOROUGH CLERK

# BOROUGH OF LEONIA RESOLUTION

<i>Council</i>	Motion	Second	Yes	No	Abstain	Absent
Norgaard						
Brennan						
Choi						
Hawkins						
Knott						
Raucci						
Heveran						

# 10 - 120

DATE: March 1, 2010

Carried [    ]

Defeated [    ]

Tabled [    ]

Approved on Consent Agenda [    ]

**WHEREAS**, section 290-82 et. seq. of the Borough Code of Leonia permits the construction of wireless telecommunication towers and related equipment within certain zones of the Borough; and

**WHEREAS**, the Governing Body supports the construction of such a wireless telecommunication tower consistent with the provisions of the Borough Code; and

**WHEREAS**, such a project will generate revenue to the Borough of Leonia and is in the best interest of the Borough and its residents; and

**WHEREAS**, the Governing Body further endorses such a wireless telecommunications tower to be constructed on Borough-owned property adjacent to the Leonia DPW Garage and more commonly known as Block 102, lots 2 and 3 on the current Borough of Leonia Tax Map;

**NOW THEREFORE BE IT RESOLVED**; that the Governing Body hereby authorizes the Borough Attorney and the Borough Administrator to prepare bid documents necessary to solicit sealed Public Bids from licensed providers of wireless telecommunications services to construct a telecommunications tower on the captioned property; and

**BE IT FURTHER RESOLVED**; that the Borough Clerk is hereby authorized to advertize and accept sealed bids for the construction of the said wireless telecommunications tower.

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON March 1, 2010

..... BOROUGH CLERK

# BOROUGH OF LEONIA RESOLUTION

<i>Council</i>	Motion	Second	Yes	No	Abstain	Absent
Norgaard						
Brennan						
Choi						
Hawkins						
Knott						
Raucci						
Heveran						

# 10-121

DATE: March 1, 2010

Carried [ ]

Defeated [ ]

Tabled [ ]

Approved on Consent Agenda [ ]

**WHEREAS**, the Borough of Leonia had applied for and received a grant from the County of Bergen Community Development Block Grant Program in the amount of \$100,000 for resurfacing of Linden Terrace; and

**WHEREAS**, additionally, the Borough applied for and received a grant from the New Jersey Department of Transportation Municipal Aid Program in the amount of \$200,000 for resurfacing Glenwood Avenue south of Fort Lee Road; and

**WHEREAS**, the Borough Engineer, Birdsall Services Group, has submitted a proposal in the amount of \$47,575.00 to provide professional services for the design and preparation of bid documents for both projects pursuant to the attached proposal dated February 25, 2010;

**NOW THEREFORE**; be it resolved that the Governing Body hereby approves the engineering proposal and hereby authorizes Birdsall Services Group to proceed with the design of the said road projects pursuant to their proposal.

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON March 1, 2010

..... BOROUGH CLERK

10-1802

STATE OF NEW JERSEY )  
 : ss.:  
COUNTY OF BERGEN )

I, FRANCES E. LEHMANN, Borough Clerk of the Borough of Leonia, in the County of Bergen, in the State of New Jersey, DO HEREBY CERTIFY that I have compared the foregoing copy of a resolution with the resolution adopted by the Borough Council of the Borough of Leonia, in the County of Bergen, at a meeting thereof held on the \_\_\_\_ day of \_\_\_\_\_, 2010, and said copy is a true copy of said resolution and of the whole thereof, and that at the time said meeting was held, said governing body was composed of \_\_\_\_\_ Members, of whom \_\_\_\_\_ attended said meeting and \_\_\_\_\_ of said Members voted for the resolution and \_\_\_\_\_ of said Members voted against the resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and have affixed the corporate seal of said Borough, this \_\_\_\_ day of \_\_\_\_\_, 2010.

(Seal)

\_\_\_\_\_  
Borough Clerk  
Borough of Leonia  
County of Bergen  
New Jersey

*Mayor*  
MARY HEVERAN



*Administrator*  
JACK TERHUNE, C.P.M.  
*Borough Clerk*  
FRAN LEHMANN, R.M.C.

312 BROAD AVENUE, LEONIA, NEW JERSEY 07605-0098  
(201) 592-5780  
FAX (201) 592-5746  
[www.leonianj.gov](http://www.leonianj.gov)

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**INTEROFFICE MEMORANDUM**

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**TO:** MAYOR & COUNCIL  
**FROM:** LYNN HEMMER, ADMINISTRATIVE ASSISTANCE  
**SUBJECT:** TRAFFIC VOLUME ON STATION PARKWAY  
**DATE:** FEBRUARY 16, 2010

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Pursuant to your request at the meeting of November 16, 2009, please find correspondence from the Borough Administrator dated November 17, 2009 pertaining to the traffic volume on Station Parkway.

Attached please find Ms. Kathy Elliott's response dated February 4, 2010, and received in my office on February 5, 2010.

Should you have any concerns or questions, please feel free to contact me. Thank you.