

**MAYOR AND COUNCIL  
WORK SESSION/REGULAR MEETING  
BOROUGH HALL ANNEX  
December 7, 2009  
7:30pm**

**1. FLAG SALUTE**

- 2. ROLL CALL** Mayor Heveran ( ), Councilpersons, Choi ( ), Hawkins ( ), Norgaard ( ), Puzzo ( ), Raspa-Gore, ( ) Raucci ( ), Borough Attorney Brian Giblin ( ), Jack Terhune, Borough Administrator ( ), Borough Clerk, Fran Lehmann

**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. PRESENTATION**

**7. Approval of Minutes**

Minutes	November 16, 2009
Closed Session Minutes	November 16, 2009

**8. RESOLUTIONS**

09-218 Authorizing Overpayment of Tax Refund

09-219 Authorizing Ratifying Resolution to Pay 2008 Claims against Appropriation Reserves and 2009 Budget

09-220 Authorizing the Treasurer to Pay Claims against the 2008 Budget Reserves and the 2009 Municipal Budget

09-221 Accepting the Scope of Services for Sylvan Park from the Borough Engineer

09-222 Authorizing the Switch of Social Services to the County of Bergen

A motion was made by Councilperson \_\_\_\_\_ seconded by Councilperson \_\_\_\_\_ to approve Resolutions

**ROLL CALL** Councilperson, Hawkins ( ), Choi ( ) Norgaard ( ), Puzzo ( ), Raspa-Gore ( ) Raucci ( )

**9. INTRODUCTION OF ORDINANCE**

Introduction of Ordinance 21-09 entitled:

**AN ORDINANCE AMENDING CHAPTER 102 OF THE CODE OF THE BOROUGH OF LEONIA TITLED "CELL TOWERS AND ANTENNAS".**

A **MOTION** was made by Councilperson \_\_\_\_\_ seconded by Councilperson \_\_\_\_\_ to approve on first reading Ordinance 21-09

**ROLL CALL** Councilperson, Hawkins ( ), Choi ( ) Norgaard ( ), Puzzo ( ), Raspa-Gore ( ) Raucci ( )

Introduction of Ordinance 22-09 entitled:

**AN ORDINANCE AMENDING CHAPTER 102 OF THE CODE OF THE BOROUGH OF LEONIA TITLED “CELL TOWERS AND ANTENNAS”.**

A **MOTION** was made by Councilperson \_\_\_\_\_ seconded by Councilperson \_\_\_\_\_ to approve on first reading Ordinance 22-09

**ROLL CALL** Councilperson, Hawkins ( ), Choi ( ) Norgaard ( ) Puzzo ( ), Raspa-Gore ( ) Raucci ( )

Introduction of Ordinance 23-09 entitled:

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

A **MOTION** was made by Councilperson \_\_\_\_\_ seconded by Councilperson \_\_\_\_\_ to approve on first reading Ordinance 23-09

**ROLL CALL** Councilperson, Hawkins ( ), Choi ( ) Norgaard ( ) Puzzo ( ), Raspa-Gore ( ) Raucci ( )

**10. ADOPTION OF ORDINANCE**

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**

**Public Hearing**

**Motion** made by Council \_\_\_\_\_, seconded by Council \_\_\_\_\_ to adopt on final reading Ordinance 19-09

**ROLL CALL** Councilperson, Choi ( ) Hawkins ( ), Norgaard ( ), Puzzo ( ), Raspa-Gore ( ) Raucci ( )

Adoption of Ordinance 20-09 entitled:

**AN ORDINANCE AMENDING CHAPTER 123 TITLED “FEES” BY ADDING ARTICLE IV POOL MEMBERSHIP FEES.**

**Public Hearing**

**Motion** made by Council \_\_\_\_\_, seconded by Council \_\_\_\_\_ to adopt on final reading Ordinance 20-09

**ROLL CALL** Councilperson, Choi ( ) Hawkins ( ), Norgaard ( ), Puzzo ( ), Raspa-Gore ( ) Raucci ( )

**11. UNFINISHED BUSINESS**

- a) Liquor License (Borough Attorney)

**12. NEW BUSINESS**

- a) Recreation Accomplishments (Councilman Raucci)

**13. CORRESPONDENCE**

**14. COMMENTS FROM THE PUBLIC**

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

**15. CLOSED SESSION (M)**

*Litigation – Yamato/Texaco (Councilman Raucci)*

*Personnel - Borough Administrator*

**ADJOURNMENT** (10:00pm unless motion to extend)

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

**BOROUGH OF LEONIA  
RESOLUTION**

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Norgaard						
Puzzo						
Raspa-Gore						
Raucci						
Heveran						

#09-218
DATE
Carried
Defeated
Tabled
Approved

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Leonia that the Proper officer be and are hereby authorized to refund the following overpayments of taxes:

<u>BLOCK</u>	<u>LOT</u>	<u>QUAL</u>	<u>NAME &amp; ADDRESS</u>	<u>AMOUNT</u>
303	16		Jalaisyed & Nusarat 306 Van Orden Avenue Leonia, NJ 07605	\$4,082.00
606	6		Vincent DeLuca 145 Prospect St. Leonia, NJ 07605	250.00

Refund of overpayment of 4<sup>th</sup> Quarter Taxes

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON \_\_\_\_\_, 2009

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

## BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Norgaard						
Puzzo						
Raspa-Gore						
Raucci						
Heveran						

#09-219
DATE
Carried
Defeated
Tabled
Approved

**RESOLVED**, that the Mayor and Council hereby ratify the authorization of the Treasurer to pay the following claims and charge the 2009 Budget and/or Reserve Budget.

Borough of Leonia	Payroll (11/06/09)	235,431.20
Borough of Leonia	Social Security (11/06/09)	12,128.96
Borough of Leonia	Payroll (11/20/09)	262,627.74
Borough of Leonia	Social Security (11/20/09)	13,823.74
Borough of Leonia Swim Pool	Payroll (11/06/09)	2,797.62
Borough of Leonia Swim Pool	Social Security (11/06/09)	214.02
Borough of Leonia Swim Pool	Payroll (11/20/09)	2,797.62
Borough of Leonia Swim Pool	Social Security (11/20/09)	214.02
Recreation Activities Trust	Payroll (11/06/09)	1,808.00
Recreation Activities Trust	Payroll (11/20/09)	3,872.50
Woodforest Natl Bank	Credit Cards- October Recreation Trust	16.33
Woodforest Natl Bank	Credit Cards- October Municipal Court	146.28
Bergen County Municipal Joint	4th Q Premium	96,588.85
TD Equipment Finance	Current Fund-December-Police	791.98
Ford Motor Credit	Current Fund-December-Police	1,014.44
Ford Motor Credit	Current Fund-December-Police	658.02
CIT Technologies	Current Fund-December-Police	201.34
Canon Financial Services	Current Fund-Copier-December	287.89
Leonia Board of Education	Current Fund-December School Taxes	1,319,711.50
St of N.J. Div. Employers Accts	3RD Q Unemployment Trust	19,837.24
NJSHBP-Active Employees	Current Fund-December	65,636.82
NJSHBP-Retired Employees	Current Fund-December	26,123.94
UNUM Insurance-Long Term	Current Fund-December	539.83
UNUM Insurance-Short Term	Current Fund-December	201.74
Delta Dental Insurance	Current Fund-December	7,248.30
VFIS Benefits Division	Current Fund-December	1,202.58
		<b>2,075,922.50</b>

Ratifying Resolution 12/07/09

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON \_\_\_\_\_, 2009**

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

## BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Norgaard						
Puzzo						
Raspa-Gore						
Raucci						
Heveran						

#09-220
DATE
Carried
Defeated
Tabled
Approved

**RESOLVED:** that the Mayor and Council hereby authorize the Treasurer to pay the following claims and charge the 2009 Budget and/ or Reserve Budget

Current 2008	8-01	327.56
Current 2009	9-01	203,200.52
Swim Pool 2009	9-05	2,877.05
Capital	C-04	179,586.18
Grant Fund Appropriated	G-01	3,375.00
Trust Dedicated	T-03	585.00
Developers Escrow Trust	T-13	3,120.00
Recreation Activities Trust	T-20	13,182.61
	<b>Total</b>	<b>\$ 406,253.92</b>

Claims Resolution 12/07/09

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON \_\_\_\_\_, 2009

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

## BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Norgaard						
Puzzo						
Raspa-Gore						
Raucci						
Heveran						

#09-221
DATE
Carried
Defeated
Tabled
Approved

**WHEREAS**, the Borough of Leonia has received an Open Space Trust Grant for improvements to Sylvan Park; and

**WHEREAS**, Birdsall Engineering has submitted a proposal for small retaining wall, drainage improvements, new backstop, and a 6 foot high chain link fence in the northeast corner of the park; in the southwest corner of the park the existing fencing, bleachers, dugouts and backstop will be removed and new amenities will be installed, including a bituminous asphalt path; and

**WHEREAS**, per the attached proposal Birdsall Engineering will prepare all the necessary documents and contract administration and inspection in the amount of \$19,800.00; and

**WHEREAS**, the CFO certified that funds will be available for the project

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Leonia hereby accepts and approves the proposal from Birdsall Engineering for Scope of Services for Sylvan Park per the attached proposal

THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON \_\_\_\_\_, 2009

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

## BOROUGH OF LEONIA RESOLUTION

Council	Motion	Second	Yes	No	Abstain	Absent
Choi						
Hawkins						
Norgaard						
Puzzo						
Raspa-Gore						
Raucci						
Heveran						

#09-222
DATE
Carried
Defeated
Tabled
Approved

**WHEREAS**, the Borough of Leonia maintains a department of welfare for the purpose Of general assistance to individuals pursuant the provisions of N.J.S.A.49:8-107et seq., as well As other provisions of the New Jersey State Law and Municipal Ordinance; and,

**WHEREAS**, New Jersey State Law (N.J.S.A4.4: 8-145.1) provides that a municipality may Transfer the financial and operational responsibility for the administration of general public assistance to the county in which it is located; and,

**WHEREAS**, the governing body of the Borough of Leonia has now reviewed the current operation of the Municipal Department of Public Welfare and has determined that it would be in the best interest of the residents and taxpayers of the Borough of Leonia to request that the financial operational responsibility for this department be transferred to Bergen County; and,

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Leonia as follows:

I. The Borough Attorney and the Borough Administrator are hereby authorized and directed to take any and all action which maybe required in order to facilitate the transfer of the Financial and operations responsibility for the administration of general public Assistance to the County of Bergen.

2. The B rough Attorney is hereby authorized to review and/or prepare any documents, resolutions, ordinances or contracts which maybe required to facilitate this transaction.

3. The Borough Administrator shall report to the Governing Body as to the procedure which must be utilized for the transfer as soon as that information is available for further action of the Governing Body, if further action is required.

4. The Mayor is here by authorized to execute and the Borough Clerk to attest on any and all documents necessary to carry out the foregoing of a form approved by Borough Attorney.

BE IT FURTHER RESOLVED that the Borough Clerk shall be and is hereby authorized to forward a certified copy of this Resolution to the County of Bergen Municipal Department of Public Welfare and Borough Attorney

**THIS IS TO CERTIFY THAT THE ABOVE RESOLUTION WAS ADOPTED  
BY THE MAYOR AND COUNCIL ON \_\_\_\_\_, 2009**

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