

These minutes have not been approved and are subject to change or modification by the Mayor and Council at a public meeting.

OCTOBER 16, 2008

Prior to the Council Meeting an Executive Session was held. Council President LaPietra Lapin called the meeting to order at 7:30 P.M. The Clerk made the following announcement: "On January 3, 2008 and as revised on May 1, 2008 and June 5, 2008, adequate notice of this meeting pursuant to the Open Public Meetings Act has been furnished by inclusion thereof in the Annual Schedule of Meetings for 2008, which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, The Community News and The County Seat newspapers and distributed to all persons, if any, requesting copies of same pursuant to said Act."

Roll call showed the following members of the Governing Body present: Council President LaPietra Lapin, Councilpersons Savage, Fleischmann, Jengo and McVey. Also present: Borough Attorney William F. Rupp, Borough Clerk Jean M. Pelligra and Borough Administrator Thomas H. Richards. Mayor Eustace and Councilperson Rupp arrived late.

The following comments were made on the agenda:

Councilperson Savage asked Council to review Ordinances #17-08, #18-08, and #19-08 due to his absence from the last meeting.

Attorney Rupp responded.

Councilperson Jengo made a motion to pull Ordinance #19-08 from tonight's agenda; seconded by Councilperson Savage – All in favor.

Attorney Rupp advised the Council that by pulling Ordinance #19-08, it cannot be revisited and would have to be republished if they chose to act on it in the future.

The following comments were made off the agenda:

Administrator Richards stated he received a letter from Cablevision and will make copies for the Council for the next work session.

Councilperson Jengo asked Administrator Richards if he had been contacted by Hector Hernandez regarding the Borough website.

Administrator Richards responded.

Councilperson Jengo also stated Mr. Hernandez offered to take Council photographs.

Council President LaPietra Lapin opened the meeting to the public for any comments.

Arlene Formisano – 608 Edel Avenue – asked if Verizon users will be able to access Channel 77 that Cablevision will be offering.

Administrator Richards responded.

Ms. Formisano stated the proposed costs that are being discussed for the new website should be put towards the cost of leaf collection and services for the residents. She also asked the status of the leaf ordinance.

Councilperson Jengo responded the leaf ordinance was pulled.

Ms. Formisano also asked about the reprinting of the recycling brochure.

Administrator Richards responded that due to some adjustments the Council is discussing, the new brochure will not be printed until after the first of the year and residents can continue to follow the schedule listed in the current brochure.

Ms. Formisano asked why code officials are not issuing tickets to people who put their recyclables out on a day there was no scheduled pick-up and then continue to leave it out on the curb for the remainder of the week.

Council President LaPietra Lapin and Administrator Richards responded.

Councilperson Savage made a motion to go into Closed Session; seconded by Councilperson Jengo – All in favor.

BOROUGH OF MAYWOOD
Closed Session Resolution # 159-08

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, pursuant to the provisions of the Open Public Meetings Act, that the Mayor and Council meet in closed session to discuss the following subject matter(s):

Personnel
Potential Litigation

which subject matter(s) is (are) permitted to be discussed in closed session pursuant to the following designated sub-section(s) of Section 7 of the Open Public Meetings Act:

- Sub-section 1 dealing with material rendered confidential by express provision of Federal or State law
- Sub-section 2 covering a matter in which release of information would impair a right to receive federal funds
- Sub-section 3 involving disclosure of material that would constitute an unwarranted invasion of privacy, including material related to an individual's personal and family circumstances, without the express written consent of the individual involved
- Sub-section 4 pertaining to collective bargaining agreements and the terms, conditions and negotiations thereof
- Sub-section 5 dealing with the acquisition of real property, the setting of bank rates, or the investment of public funds where discussion thereof would adversely affect the public interest
- Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law
- Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege
- Sub-section 8 concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof
- Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license

AND BE IT FURTHER RESOLVED that, as precisely as can be determined at this time, the discussion conducted in the said closed session can be disclosed to the public upon taking final action thereon, provided disclosure shall not violate the attorney-client privilege or constitute an undue invasion of privacy; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Maywood

Will return to open session after this meeting.

() Do not envision that they will return to open session after this meeting but reserves the right to do so.

Date of Passage: 10-16-08 Time: 7:50 pm

Councilperson McVey made a motion to return to the regular order of business; seconded by Councilperson Fleischmann, and so carried by unanimous roll call vote.

Councilperson Savage made a motion to add the termination of a Department of Public Works employee to tonight's agenda; seconded by Councilperson LaPietra Lapin – All in favor.

Councilperson McVey moved the meeting be adjourned until 8:15 pm; seconded by Councilperson Fleischmann and so carried at 8:15 pm.

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OCTOBER 16, 2008

Mayor Eustace called the meeting to order at 8:15 P.M. The Clerk made the following announcement: "On January 3, 2008 and as revised on May 1, 2008 and June 5, 2008, adequate notice of this meeting pursuant to the Open Public Meetings Act has been furnished by inclusion thereof in the Annual Schedule of Meetings for 2008, which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, The Community News and The County Seat newspapers and distributed to all persons, if any, requesting copies of same pursuant to said Act."

Roll call showed the following members of the Governing Body present: Mayor Eustace, Councilpersons LaPietra Lapin, Savage, Rupp, Fleischmann, Jengo and McVey. Also present: Borough Attorney William F. Rupp, Borough Clerk Jean M. Pelligra and Borough Administrator Thomas H. Richards.

Councilperson Savage made a motion to suspend the regular order of business for the purpose of a Proclamation; seconded by Councilperson Rupp - All in favor.

PROCLAMATIONS, PRESENTATIONS, ETC.

Proclamation – In Recognition of Gilbert Fossoun Hougbo, who has been named Prime Minister of the Republic of Togo.

Councilperson Savage moved to go into a regular order of business; seconded by Councilperson Rupp, and so carried by unanimous roll call vote.

APPROVAL OF MINUTES

Councilperson Fleischmann moved for approval of the September 4, 2008 Work Session and Closed Session minutes, September 11, 2008 Work Session and Closed Session Minutes and the September 18, 2008 Council Meeting Minutes; seconded by Councilperson Rupp, and so carried by unanimous roll call vote with Councilperson Jengo abstaining from the September 4, 2008 Work Session and Closed Session minutes.

PUBLIC COMMENT ON SERVICES

Mayor Eustace opened the meeting to the public for any comments relative to a service within the Borough.

Hearing none, Mayor Eustace closed this portion of the meeting.

PRESENTATION OF BILLS AND CLAIMS AND REQUEST FOR PUBLIC COMMENT

The Clerk presented the bill resolution.

Mayor Eustace opened the meeting to the public for any comments or questions.

Hearing none, Mayor Eustace closed this portion of the meeting.

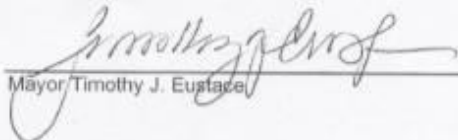
Councilperson LaPietra Lapin moved for approval, seconded by Councilperson Fleischmann, and so carried by unanimous roll call vote with Councilperson Rupp not participating in bills payable to Ferrara, Turitz, Harraka, and Goldberg, PC.

BILL LIST AS OF 10/16/08

<u>DATE</u>	<u>VENDOR</u>	<u>CHECK #</u>	<u>AMOUNT</u>	<u>APPROPRIATION</u>
9/3/2008	POSITIVE PROMOTIONS		\$1,558.05	FIRE PREVENTION TRUST
8/7/2008	DEPTCOR		\$1,430.00	PARKING ADJUDICATION
9/3/2008	LUCKY STAR AMUSEMENTS		\$600.00	RECREATION TRUST
6/19/2008	ORIENTAL TRADING		\$1,216.08	RECREATION TRUST
9/30/2008	MAYWOOD BD. OF ED.		\$792.73	RECREATION TRUST
10/15/2008	GERRI ROGERS		\$99.46	RECREATION TRUST
10/15/2008	JAIME VELAZQUEZ		\$20.48	RECREATION TRUST
10/15/2008	JOSEPH ESPOSITO		\$140.00	RECREATION TRUST
10/15/2008	INFINITY TOURS		\$420.00	RECREATION TRUST
7/25/2008	PABCO INDUSTRIES		\$3,846.15	RECYCLING TRUST
9/29/2008	STATE OF NJ		\$5,717.94	UCI TRUST
10/15/2008	STATE OF NJ		\$3,733.24	UCI TRUST
TOTAL: 01 CURRENT			\$2,507,265.50	
TOTAL: 04 CAPITAL			\$113,910.41	
TOTAL: 05 SWIMPOOL			\$12,229.24	
TOTAL: 12 ESCROW			\$250.00	

TOTAL BILL LIST:

Be it resolved, Mayor and Council are authorized to issue and sign warrants in payment of vouchers of \$2,653,229.28



 Mayor Timothy J. Eustace

BOROUGH OF MAYWOOD

BILL LIST - 10/16/08

<u>Vendor</u>	<u>Chk #</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
AMERICAN WEAR,	0	1573.54	CUST#1503-01 - 7/18 TO	01-2010-26-2902-276
ANDREW AND JOAN	0	578.40	MEDICARE-JULY, AUGUST, SEPTEMBER	01-2010-23-2202-142
ARTISTIC FLOWER	0	210.00	17603	01-2010-20-1002-099
AUTOMOTIVE BRAKE	0	2.31	53043	01-2010-26-3152-071
AUTOMOTIVE BRAKE	0	26.40	54476	01-2010-26-3152-071
AUTOMOTIVE BRAKE	0	40.50	54742	01-2010-26-3152-071
BAGS PLUS LLC	0	219.20	13328	01-2010-26-3112-257
BELMAR SPRING	0	177.50	45302083108	01-2010-26-3112-257
BELMAR SPRING	0	29.00	45307083108 (PARTIAL)	01-2010-26-2672-150
BERGEN COUNTY	0	371252.00	4TH QUARTER 2008 WASTEWATER	01-2010-31-4552-219
BERGEN MUN. EMP.	0	5098.00	OCTOBER 2008 MEDICAL &	01-2010-23-1212-205
BERGEN MUN. EMP.	0	119287.00	OCTOBER 2008 MEDICAL &	01-2010-23-2202-113
BERGEN MUN. EMP.	0	5098.00	SEPTEMBER 2008 MEDICAL &	01-2010-23-1212-205
BERGEN MUN. EMP.	0	115552.00	SEPTEMBER 2008 MEDICAL &	01-2010-23-2202-113
BERGEN OVRHRD	0	1425.50	4239	01-2010-26-3112-132
BOROUGH OF	1001081	100000.00	TRANSFER FROM CURRENT	03-1617-00-0000
BRIAN A. BEIRNE	0	289.20	MEDICARE-JULY, AUGUST,	01-2010-23-2202-142
BROADUS JONES	0	289.20	MEDICARE-JULY, AUGUST,	01-2010-23-2202-142
Borough of	922081	5454.64	PAYROLL DATE-9/25/08	01-2010-20-1001-204
Borough of	922081	4186.66	PAYROLL DATE-9/25/08	01-2010-20-1201-011
Borough of	922081	6724.35	PAYROLL DATE-9/25/08	01-2010-20-1451-204
Borough of	922081	491.13	PAYROLL DATE-9/25/08	01-2010-20-1501-204
Borough of	922081	109.38	PAYROLL DATE-9/25/08	01-2010-21-1801-204
Borough of	922081	4120.05	PAYROLL DATE-9/25/08	01-2010-22-1951-204
Borough of	922081	6664.73	PAYROLL DATE-9/25/08	01-2010-25-2401-091
Borough of	922081	1355.88	PAYROLL DATE-9/25/08	01-2010-25-2401-092
Borough of	922081	5970.73	PAYROLL DATE-9/25/08	01-2010-25-2401-093
Borough of	922081	4817.50	PAYROLL DATE-9/25/08	01-2010-25-2401-095
Borough of	922081	1296.30	PAYROLL DATE-9/25/08	01-2010-25-2401-098
Borough of	922081	4681.83	PAYROLL DATE-9/25/08	01-2010-25-2401-170
Borough of	922081	84505.79	PAYROLL DATE-9/25/08	01-2010-25-2401-204
Borough of	922081	62.49	PAYROLL DATE-9/25/08	01-2010-25-2651-204
Borough of	922081	562.07	PAYROLL DATE-9/25/08	01-2010-25-2752-204
Borough of	922081	40499.24	PAYROLL DATE-9/25/08	01-2010-26-2901-204
Borough of	922081	2626.43	PAYROLL DATE-9/25/08	01-2010-26-3151-204
Borough of	922081	193.75	PAYROLL DATE-9/25/08	01-2010-27-3301-204
Borough of	922081	2673.91	PAYROLL DATE-9/25/08	01-2010-27-3303-204
Borough of	922081	789.50	PAYROLL DATE-9/25/08	01-2010-28-3701-204
Borough of	922081	0.00	PAYROLL DATE-9/25/08	01-2010-29-3902-061
Borough of	922081	839.55	PAYROLL DATE-9/25/08	01-2010-29-3902-061
Borough of	922081	10480.15	PAYROLL DATE-9/25/08	01-2010-29-3902-061
Borough of	922081	4431.44	PAYROLL DATE-9/25/08	01-2010-43-4801-204
Borough of	922082	7927.97	PAYROLL DATE-9/25/08	01-2010-36-4722-247
Borough of	922082	0.00	PAYROLL DATE-9/25/08	01-2010-36-4762-001
Borough of	922082	134.92	PAYROLL DATE-9/25/08	01-2010-36-4762-001
Borough of	1006081	5447.67	PAYROLL DATE-10/8/08	01-2010-20-1001-204
Borough of	1006081	4150.40	PAYROLL DATE-10/8/08	01-2010-20-1201-011
Borough of	1006081	5885.61	PAYROLL DATE-10/8/08	01-2010-20-1451-204
Borough of	1006081	491.13	PAYROLL DATE-10/8/08	01-2010-20-1501-204
Borough of	1006081	109.38	PAYROLL DATE-10/8/08	01-2010-21-1801-204
Borough of	1006081	4096.11	PAYROLL DATE-10/8/08	01-2010-22-1951-204
Borough of	1006081	6381.48	PAYROLL DATE-10/8/08	01-2010-25-2401-091
Borough of	1006081	1742.01	PAYROLL DATE-10/8/08	01-2010-25-2401-092
Borough of	1006081	5098.89	PAYROLL DATE-10/8/08	01-2010-25-2401-093
Borough of	1006081	5570.00	PAYROLL DATE-10/8/08	01-2010-25-2401-095
Borough of	1006081	1296.30	PAYROLL DATE-10/8/08	01-2010-25-2401-098
Borough of	1006081	6748.55	PAYROLL DATE-10/8/08	01-2010-25-2401-170
Borough of	1006081	94694.79	PAYROLL DATE-10/8/08	01-2010-25-2401-204
Borough of	1006081	62.49	PAYROLL DATE-10/8/08	01-2010-25-2651-204
Borough of	1006081	562.07	PAYROLL DATE-10/8/08	01-2010-25-2752-204
Borough of	1006081	14221.86	PAYROLL DATE-10/8/08	01-2010-26-2901-204
Borough of	1006081	2626.43	PAYROLL DATE-10/8/08	01-2010-26-3151-204
Borough of	1006081	2030.57	PAYROLL DATE-10/8/08	01-2010-27-3303-204
Borough of	1006081	1415.00	PAYROLL DATE-10/8/08	01-2010-28-3701-204
Borough of	1006081	0.00	PAYROLL DATE-10/8/08	01-2010-29-3902-061

Vendor	Chk #	Amount	Description	Account
Borough of	1006081	867.35	PAYROLL DATE-10/8/08	01-2010-29-3902-061
Borough of	1006081	10824.55	PAYROLL DATE-10/8/08	01-2010-29-3902-061
Borough of	1006081	5233.08	PAYROLL DATE-10/8/08	01-2010-43-4901-204
Borough of	1006082	7546.70	PAYROLL DATE-10/6/08	01-2010-36-4722-247
Borough of	1006082	0.00	PAYROLL DATE-10/6/08	01-2010-36-4762-001
Borough of	1006082	141.03	PAYROLL DATE-10/6/08	01-2010-36-4762-001
CANON BUSINESS	0	92.40	4001248902	01-2010-20-1002-059
CANON FINANCIAL	0	298.02	8286407	01-2010-20-1002-059
CANTERBURY	0	1569.00	REPLACE PLANTER DAMAGED BY	01-1940-00-0000-
CAROL DASS	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
CENTER FOR	0	90.00	55367-WALTER MOUSSOU	01-2010-25-2402-139
CENTER FOR	0	50.00	55660-ARSENIO COIRO	01-2010-20-1002-149
CERTIFIED	0	510.00	8251	01-2010-41-7112-185
CHIEF FIRE	0	112.50	103941	01-2010-26-3112-132
CRUSADER	0	18055.07	BLOCK 17/LOT 17, CERT	01-2970-00-0000-
D G & SONS LLC	0	1405.00	#103	01-2010-26-3152-071
D G & SONS LLC	0	6908.46	EMERGENCY-REPAIR VEH, #254	01-2010-26-3152-071
DANIEL J. HUSSEY	0	1000.00	DOCKET NO. AR-2008-179	01-2010-20-1552-167
DONALD RUSSELL	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
DUX PAINTS	0	312.00	44906	01-2010-26-3112-257
DUX PAINTS	0	39.00	45099	01-2010-26-3112-257
EDWARD CALDWELL	0	192.80	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
EXTEL	0	80.00	37422	01-2010-26-3102-197
FED-EX	0	25.24	INV #2-858-40465	01-2010-20-1452-187
FELDMAN BROTHERS	0	82.60	676196	01-2010-26-3112-132
FERRAIOLI,	0	8100.00	PREP OF LOGSAP REPORT &	01-2010-20-1352-014
FERRARA, TURITZ,	0	6755.17	#7993-10/3/08 BILLING	01-2010-20-1552-028
FIGLIA ELECTRIC	0	140.00	A6404	01-2010-26-3112-132
FIGLIA ELECTRIC	0	1290.00	A6187	01-2010-26-3112-132
FOLY MACHINERY	0	2682.87	1999571	01-2010-26-3152-147
FREMREN'S POWER	0	15.00	32722	01-2010-28-3752-089
FREMREN'S POWER	0	666.19	34310	01-2010-28-3752-089
FREMREN'S POWER	0	164.50	34376	01-2010-28-3752-089
G & K SERVICES	0	931.95	128311285368161,1283120287,	01-2010-26-2902-276
GATES COMPANY	0	357.50	144204	01-2010-26-3112-096
GENERAL CODE	0	120.36	INV #00115379 (PARTIAL)	01-2010-20-1212-011
GENERAL CODE	0	434.56	INV 00115379 (PARTIAL) BAL.	01-2010-20-1212-011
GENERAL ELECTRIC	0	750.00	50490703	01-2010-25-2402-057
GEORGE LEIPSWER,	0	75.00	PHYSICAL-AMANDA VALASIO	01-2010-27-3302-138
GEORGE LEIPSWER,	0	75.00	PHYSICAL-CHRIS HULL	01-2010-27-3302-138
GSP LOCK AND KEY	0	409.00	21629, 21675	01-2010-26-3112-132
HAAG CONSTRUCTION	14898	9500.00	REPAIR TO SIDEWALKS THRU	01-2010-26-2902-146
HARRY & LILLIAN	0	578.40	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
HARRY M. KUHLES	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
HOME DEPOT INC.	0	202.83	22699	01-2010-26-2902-256
HOME DEPOT INC.	0	21.90	5020357	01-2010-26-2902-256
I.D.M. MEDICAL	0	139.00	88681	01-2010-27-3302-141
I.D.M. MEDICAL	0	219.50	88875	01-2010-27-3302-141
J. D'AMEROSIO	0	280.00	#1444-00005-4/2/08 & 7/1/0801	01-2010-26-3112-132
J.E. ROGERS	0	98.00	3337	01-2010-26-2902-249
JAX CAR WASH	0	156.00	10966	01-2010-26-3152-183
JAX CAR WASH	0	114.00	13768	01-2010-26-3152-183
JC GRAPHICS INC.	0	155.00	16396	01-2010-25-2402-163
JOHN A. EARL, INC.	0	211.01	1118529	01-2010-26-3112-257
JOSEPH IANNACCHI	0	1250.00	9/3, 9/10, 9/17, 10/1 &	01-2010-20-1452-078
LENORE HELLWEGE	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
LEON PUSIO	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
LILLIAN STEWART	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
LOUIS CLARKE	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
MACO OFFICE	0	55.08	139673	01-2010-25-2542-084
MACO OFFICE	0	217.85	140049	01-2010-43-4902-165
MACO OFFICE	0	42.99	139796	01-2010-22-1952-163
MACO OFFICE	0	24.74	140151	01-2010-22-1952-163
MACO OFFICE	0	185.94	132296	01-2010-20-1202-229
MAIN LOCK SHOP	0	169.50	0085455-IN	01-2010-26-3112-132
MARIA REDA	0	200.25	9/16 & 9/23/08	01-2010-20-1452-078
MARIANNE F.	0	300.00	9/3/08	01-2010-43-4952-999
MARY DUTKUS	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
MAYWOOD AMER.	0	100.00	2008 JOURNAL AD	01-2010-20-1002-253
MAYWOOD BOARD OF	0	1147496.00	OCTOBER 2008 SCHOOL TAX	01-2070-00-0000-001
MAYWOOD HARDWARE	0	12.11	82756, 82832	01-2010-25-2402-146

Vendor	Chk #	Amount	Description	Account
MAYWOOD HARDWARE	0	138.94	ACCT #365-9/30/08	01-2010-26-3112-257
MAYWOOD HARDWARE	0	24.23	ACCT 366-882950	01-2010-26-2672-102
MAYWOOD	0	10.45	RQ3340880	01-2010-26-3702-146
MAYWOOD	0	27.57	RQ05403464	01-2010-20-1002-090
MAYWOOD PUBLIC	0	750.00	REIMB. FOR DAMAGE FROM	01-1940-00-0000-
MAYWOOD YOUTH	0	4800.00	QUOTE #1460-TEAM UNIFORMS	01-2010-28-3702-283
MCNERNEY & ASSOC.	0	200.00	3008-246	01-2010-20-1552-167
MUNICIPAL CAPITAL	0	72.00	LEASE #2870-PAYMENT 3 OF 6001	01-2010-43-4902-130
MUNIDEX	0	6341.68	985568, 985569	01-2010-20-1452-261
MCMANUE RENTALS,	0	90.00	333715	01-2010-28-3752-146
NASSOR ELECTRICAL	0	461.62	106344, 107114	01-2010-26-3112-257
NATURE'S CHOICE	0	11033.00	5/7/08 to 7/3/08	01-2010-26-3052-080
NATURE'S CHOICE	0	6456.00	7/9/08 TO 8/4/08	01-2010-26-3052-080
NEW JERSEY	0	150.00	T. RICHARDS-MEMBERSHIP TO	01-2010-20-1002-076
NJ DEPT. OF	0	1490.12	3RD QTR 2008 STATE PERMIT	01-4010-00-0000-001
NJ STATE ASSOC.	0	350.00	T. KENNY-CONT. SUPER.	01-2010-25-2402-269
NJ STATE LEAGUE	0	49.00	2008-2009 LEGISLATIVE	01-2010-20-1002-158
NJ STATE LEAGUE	16897	270.00	2008 NJLM ANNUAL CONF.	01-2010-20-1002-158
NYCAL INDUSTRIES	0	69.46	581091	01-2010-26-3152-147
NYCAL INDUSTRIES	0	61.19	581128	01-2010-26-3152-147
OFFICE BUSINESS	0	87.29	142037	01-2010-26-2902-256
OLGA TRIFOCCA	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
OUR TOWN	0	357.10	3111, 3252, 3266	01-2010-20-1202-169
OUR TOWN	0	394.26	3120	01-2010-20-1202-169
OUR TOWN	0	32.00	3315	01-2010-20-1202-229
P & A AUTO PARTS	0	7.73	142465, 154738	01-2010-26-3152-183
P & A AUTO PARTS	0	114.39	CUST#130345-4/3/08 TO	01-2010-26-3152-183
P & A AUTO PARTS	0	1334.30	CUST#130345-4/3/08 TO	01-2010-26-3152-183
P & A AUTO PARTS	0	315.98	#130345 - INV	01-2010-26-3152-071
P & A AUTO PARTS	0	602.58	CUST#130345-	01-2010-26-3152-071
PATRICIA LEWIS	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
PAYTON ELEVATOR	0	155.00	027444	01-2010-20-1002-133
PAYTON ELEVATOR	0	375.00	ANNUAL PRESSURE RELIEF	01-2010-20-1002-133
PETTY CASH - C/O	0	210.12	REPLENISH PETTY CASH FUND	01-2010-20-1002-149
PINTO SERVICE	0	18117.67	25053361	01-2010-26-3052-152
PINTO SERVICE	0	700.00	25053362	01-2010-26-3052-152
PINTO SERVICE	0	660.00	25053363	01-2010-26-3051-122
PINTO SERVICE	0	1980.00	25051930	01-2010-26-3052-080
PITNEY BOWES,	0	173.00	2209054-SPO8	01-2010-20-1002-133
R & R ELECTRONICS	0	316.18	50180, 50181	01-2010-25-2402-088
RAYELCO GENERATOR	0	120.00	46750	01-2010-26-3152-071
RAYELCO GENERATOR	0	124.95	46535	01-2010-26-3152-183
REGIONAL	0	197.42	100262, 100264	01-2010-25-2782-183
RICHARD PRICE	0	192.80	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
RIDGWOOD CORP.	0	120.02	54805660	01-2010-26-3112-132
ROBERT MCKAY	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
RUTGERS, STATE	0	394.00	S. BIONDI - COURSE 9589A	01-2010-20-1452-082
RUTH CALITRE	0	289.20	MEDICARE-JULY,AUGUST,	01-2010-23-2202-142
SHAW'S SECURITY &	0	202.00	27048	01-2010-26-3112-132
STANDARD	0	271.90	SEPTEMBER 2008	01-2010-23-2202-069
STANDARD	0	843.53	OCTOBER 2008	01-2010-23-2202-069
STAPLES	0	1029.03	3108800974	01-2010-25-2402-163
STONE INDUSTRIES	0	184.14	191139	01-2010-26-2902-131
STONE INDUSTRIES	0	148.85	194376	01-2010-26-2902-131
STONE INDUSTRIES	0	199.55	195311	01-2010-26-2902-131
SUPERIOR	0	74.23	282660218, 282680103	01-2010-26-3152-071
TEAMSTERS LOCAL	0	3760.00	OCTOBER 2008	01-2010-23-2202-074
TECH-REPRO	0	713.00	00188252	01-2010-25-2542-084
THE BOROUGH OF	0	326.89	52296	01-2010-26-3152-071
THE BOROUGH OF	0	207.00	54592	01-2010-26-3152-071
THE BOROUGH OF	0	221.95	54592 (PARTIAL) BAL. ON	01-2010-26-3152-071
THE BOROUGH OF	0	2217.94	54692 (PARTIAL) BAL. ON	01-2010-26-3152-071
THE BOROUGH OF	0	520.71	55172	01-2010-26-3152-183
THE BOROUGH OF	0	1685.12	54691	01-2010-26-2672-134
THE BOROUGH OF	0	894.34	54641, 55042	01-2010-26-2672-102
THE BOROUGH OF	0	6135.03	DIESEL FUEL - JUNE 2008	01-2010-31-4622-101
THE BOROUGH OF	0	6537.80	DIESEL FUEL - JULY 2008	01-2010-31-4602-101
THE HARTFORD	0	2246.26	3947798-9	01-2010-23-2202-069
THE MAIN LOCK	0	48.50	87610	01-2010-26-3112-132
THOMAS H.	0	190.05	REIMB.-RABIES TESTING	01-2010-27-3312-146
TROPHY KING	0	50.00	1299	01-2010-26-3112-132

<u>Vendor</u>	<u>Chk #</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
TROPICANA HOTEL &	0	453.00	G. JOSHI-2008 LEAGUE OF	01-2010-43-4902-078
TROUT PRINTING	0	855.00	13486	01-2010-22-1952-163
UNITED COMPUTER	0	662.50	23309	01-2010-20-1002-133
UNITED COMPUTER	0	962.50	23057	01-2010-20-1002-133
UNITED WATER NEW	0	15997.20	10000997793206-8/21/08	01-2010-25-2652-094
UNITED WATER NEW	0	381.53	10000995659538-7/22/08	01-2010-28-3752-279
UNITED WATER NEW	0	13383.73	10000997793206-PRIOR YEAR	01-2010-46-8712-214
USHER PUBLISHING	0	315.00	V1001-3	01-2010-43-4902-062
V. E. RALPH &	0	997.80	162629162759, 162831, CM10054	01-2010-27-3302-141
VCI EMERGENCY	0	228.96	#0059393 (PARTIAL)	01-2010-27-3302-134
VERIZON	0	205.62	9/7/08 BILLING	01-2010-26-3102-197
VERIZON	0	2462.85	9/8/08 BILLING	01-2010-26-3102-197
VERIZON WIRELESS	0	318.04	1905559491	01-2010-26-3102-197
VERIZON WIRELESS	0	56.61	1908605375	01-2010-26-3102-197
VERIZON WIRELESS	0	336.07	1908251967	01-2010-25-2402-057
VERIZON WIRELESS	0	424.92	1909137790	01-2010-25-2402-057
VERIZON WIRELESS	0	152.82	1901769623	01-2010-26-2672-150
VERIZON WIRELESS	0	0.00	1914971952-SEPTEMBER 2008	01-2010-26-2672-150
VERIZON WIRELESS	0	152.82	1914971952-SEPTEMBER 2008	01-2010-26-2672-150
VINDAN, INC.	0	288.00	16183	01-2010-25-2402-274
WASTE MANAGEMENT	0	18875.25	1115421-1537-3 (PARTIAL)	01-2010-26-3052-080
WEST PAYMENT	0	180.00	6053018486	01-2010-20-1312-011
WILLIAM FISCHER	0	68.85	PARTS FOR TIRE MACHINE	01-2010-26-2802-256
Total Fund 01 Current Fund				
Total Bill List:		<u>2,507,265.50</u>		

BILL LIST - 10/16/08

<u>Vendor</u>	<u>Chk #</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
ALICE WRIGHT	0	75.00	SWIM LESSON REFUND	05-4010-00-0000-
BARCIA BROS.	0	640.00	922	05-2010-55-5020-005
BELMAR SPRING	0	38.02	45312	05-2010-55-5020-005
CATHERINE NEBSAR	0	45.00	PARTIAL REFUND FOR UNUSED	05-2010-55-5020-011
CHEM TEC CORP.	0	55.00	8231810	05-2010-55-5020-005
CHRISTOPHER QUINN	0	39.00	REFUND-EMT SQUAD MEMBER	05-4010-00-0000-
DUX PAINTS	0	214.99	45126	05-2010-55-5020-005
KOSTA PANAYOTOV	0	75.00	SWIM LESSON REFUND	05-4010-00-0000-
PINTO FENCING	0	973.00	932	05-2010-55-5020-005
PSE & G	0	0.00	4197053207 &	05-2010-55-5020-004
PSE & G	0	2685.86	4197053207 &	05-2010-55-5020-004
SUSAN GRIMSLAND	0	150.00	REFUND FOR SWIM LESSONS	05-4010-00-0000-
TREASURER - STATE	0	6355.48	FY2003 STATEWIDE LIV. COMM	05-2010-55-5020-005
UNITED WATER NEW	0	881.89	10000996508736-7/28-8/31/0805	05-2010-55-5020-018
Total Fund 05 POOL OPERATING				
Total Bill List:		<u>12,229.24</u>		

BILL LIST - 10/16/08

<u>Vendor</u>	<u>Chk #</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
GARDEN STATE	0	250.00	APRON BOND REFUND-BLOCK	12-9337-00-9337-
Total Fund 12 ESCROW-OTHER TRUSTS				
Total Bill List:		<u>250.00</u>		

BILL LIST - 10/16/08

<u>Vendor</u>	<u>Chk #</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
FERRARA, TURITS.	0	123.17	88390 - 9/2/08 BILLING	04-2150-55-9520-001
MAYWOOD HARDWARE	0	64.32	082081, 082191	04-2150-55-9430-
NEGLIA	0	2986.04	MAYMUN04.013-8/13/08	04-2150-55-3152-001
NEGLIA	0	210.00	MAYMUN06.011-8/13/08	04-2150-55-9480-001
NEGLIA	0	420.00	MAYMUN07.010-8/13/08	04-2150-55-9520-001
NEGLIA	0	2568.73	MAYMUN04.013-9/8/08	04-2150-55-3152-001
NEGLIA	0	105.00	MAYMUN06.011-9/8/08	04-2150-55-9480-001
USA SECURITY	0	7489.57	68204	04-2150-55-9470-001
USA SECURITY	0	2732.68	68204	04-2150-55-9515-001
ZUCCARO & SONS	0	0.00	STREETSCAPES II-.013-ENG.	04-2150-55-3152-001
ZUCCARO & SONS	0	97210.90	STREETSCAPES II-.013-ENG.	04-2150-55-3152-001
Total Fund 04				
Total Bill List:		<u>113,910.41</u>		

PUBLIC HEARING ON PENDING ORDINANCES - ADOPTION OF ORDINANCES
RECEIPT OF BIDS

ORDINANCE #17-08

AN ORDINANCE DESIGNATING BLOCK 124, LOT 6.01 AS SHOWN ON THE TAX MAP OF THE BOROUGH OF MAYWOOD TO BE WITHIN THE RC RESTRICTED COMMERCIAL ZONING BUSINESS, AMENDING SCHEDULE B-2 AND ADDING SECTION 209-35D TO THE MUNICIPAL LAND USE ORDINANCE OF THE BOROUGH OF MAYWOOD, BEING CHAPTER 209 OF THE CODE OF THE BOROUGH OF MAYWOOD, AND AMENDING SECTION 263-2 OF CHAPTER 263 OF THE CODE OF THE BOROUGH OF MAYWOOD RESPECTING LIMITATIONS ON THE HOURS OF OPERATION OF RETAIL BUSINESSES WITHIN THE BOROUGH OF MAYWOOD

WHEREAS, the most recent Master Plan for the Borough of Maywood was adopted on or about April 22, 2003; and

WHEREAS, following notice and publication in accordance with the Municipal Land Use Law (N.J.S.A. 40: 55D-1 *et seq.*) the Planning Board of the Borough of Maywood amended the existing Land Use and Historic Preservation Plan element of the Master Plan to include the property shown and designated on the current Tax Map of the Borough of Maywood as Block 124, Lot 6.01 in the RC Restricted Commercial Business Zone, subject to a limitation of hours of commercial business operation; and

WHEREAS, Block 124, Lot 6.01 was previously granted a use variance to permit retail / commercial use; and

WHEREAS, a further review of the Zoning Map and Zoning Ordinance indicates that Block 124, Lot 6.01, as shown on the Tax Map of the Borough of Maywood, although designated for RC Restricted Commercial Use under the amended Master Plan and permitted by use variance for commercial business use is currently zoned for A-1 One Family Residential use; and

WHEREAS, the Mayor and Council find that it would be in furtherance of and would effectuate the Master Plan of the Borough of Maywood to rezone Block 124, Lot 6.01 as part of the RC Restricted Commercial Business District and that such a rezoning would be consistent with the predominant land use existing on Block 124, Lot 6.01 and as permitted by use variance granted by the Maywood Planning Board and would be consistent with the adjoining land uses along Essex Street within the adjacent municipalities of the Borough of Lodi, the Township of Rochelle Park and the City of Hackensack; and

WHEREAS, most of the parcels within the existing RC Restricted Commercial Business Zone of the Borough of Maywood abut properties utilized for residential purposes within the A-1 One Family Residential Zone and A-2 One and Two Family Residential Zone; and

WHEREAS, in an effort to maintain a proper balance between the use of residential properties and commercial business uses within the RC Zone, a limitation of permitted hours of operation shall be required throughout the RC Zone; and

WHEREAS, Section 263-2 currently establishes a limitation of hours of operation of any retail-business use in the A-1 Residential Zone; and

WHEREAS, the Mayor and Council find that the establishment of a limitation of the permitted hours of operation of commercial business uses permitted and/or existing within the RC Zone with certain exceptions will promote the appropriate use and development of lands within the Borough of Maywood in a manner which will promote the public health, safety, moral and general welfare of the citizens of the Borough of Maywood and will not result in a limitation of any commercial business operation currently existing within the RC Zone and will not conflict with the development and general welfare of neighboring municipalities, Bergen County or the State as a whole.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, as follows:

Section 1. Schedule B-2 of the Municipal Land Use Ordinance of the Borough of Maywood, being Chapter 209 of the Code of the Borough of Maywood, is hereby amended to add thereto the following location to the RC Restricted Commercial Business Zone:

"Block 124, Lot 6.01"

Section 2. Section 263-2, "Hours of Operation," of Chapter 263, "Retail Business," of the Code of the Borough of Maywood is hereby amended to read as follows

"Section 263-2 Hours of Operation

- A. It shall be unlawful for any person, firm or corporation to open any retail business to the public or in any way operate or conduct a retail business between the hours of 11:00 p.m. to 6:00 a.m.
- B. The limitation of Subsection A applies to retail businesses in the A-1 and A-2 Residential Zones and also applies to all uses within the RC Zone with the exception of government offices and facilities, restaurants, tavern/bar uses and banking uses limited to the operation of ATM, automatic teller machines, as established in the Zoning Ordinance and the Borough's Zoning Map."

Section 3. Section 209-35 of the Maywood Land Use Ordinance of the Borough of Maywood, being Chapter 209 of the Code of the Borough of Maywood, is hereby amended to add thereto subsection D as follows:

"D. Permitted Hours of Operation.

It shall be unlawful for any person, firm or corporation to open any retail business to the public or in any way operate or conduct a retail business between the hours of 11:00 p.m. and 6:00 a.m. with the following exceptions:

1. Restaurants
2. Tavern / bar establishments where the sale of alcoholic beverages are served primarily for onsite consumption pursuant to license.
3. Banking uses limited to the operation of ATM, automatic teller machines.
4. Government offices and facilities"

Section 2. All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 3. If any sentence, section, clause or other portion of this ordinance, or the application thereof to any person or circumstance, shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this ordinance.

Section 4. The Borough Clerk is hereby directed to provide notice of the hearing to be held on this ordinance pursuant to the provisions of N.J.S.A. 40:55D-62.1, as well as providing notice thereof and a copy of said ordinance to the Clerks of adjoining municipalities, to the Planning Board of the County of Bergen, and to the Planning Board of the Borough of Maywood, as required by law.

Section 5. This ordinance shall take effect immediately upon final passage and publication as required by law and upon filing of a copy therewith with the Bergen County Planning Board.

ORDINANCE #18-08

**AN ORDINANCE AMENDING THE MUNICIPAL LAND USE ORDINANCE OF
THE BOROUGH OF MAYWOOD, BEING CHAPTER 209 OF THE CODE OF
THE BOROUGH OF MAYWOOD, REZONING BLOCK 125 WEST OF ROUTE
17 FOR HIGH DENSITY OFFICE USE**

WHEREAS, pursuant to the provisions of N.J.S.A. 40:55D-70.1, the combined Planning Board and Board of Adjustment of the Borough of Maywood is required to prepare and submit to the Mayor and Council an annual report on applications and appeals for variances, its findings on zoning ordinance provisions which were the subject of variance requests and its recommendations for zoning ordinance amendments or revisions, if any; and

WHEREAS, pursuant to a memorializing resolution adopted on February 12, 2008, the Planning Board submitted a 2007 Annual Report of Action, including recommendations to the Mayor and Council for review of particular Zoning Ordinance provisions, including the rezoning of a portion of Block 125 to permit office use with multiple stories and on-site parking to eliminate the non-conformities; and

WHEREAS, the Planning Board by resolution adopted on June 24, 2008, amended the Master Plan of the Borough of Maywood so as to designate Block 125, Lots 1, 2, 3, 4, 5 & 6 in a High Density Office District to permit office, business, professional (including medical) and corporate uses along with accessory permitted uses of multi-level above grade parking garage/decking;

WHEREAS, the Mayor and Council has reviewed the report and recommendations of the Planning Board and the revisions to the Master Plan and desire to implement said recommendations as more particularly set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Maywood, Bergen County, New Jersey, as follows:

Section 1. Section 209-26 of the Municipal Land Use Ordinance of the Borough of Maywood, being Chapter 209 of the Code of the Borough of Maywood, pertaining to the establishment of zone districts and boundaries, is hereby amended to add thereto the High Density Office (HDO) Zoning District to read as follows:

“HDO - High Density Office Zoning District”

Section 2. Schedule B-2 of the Municipal Land Use Ordinance of the Borough of Maywood, being Chapter 209 of the Code of the Borough of Maywood, respecting boundary descriptions of the zoning districts, is hereby amended to add thereto the following:

“**HDO - High Density Office Zoning District**

Block 125 - entire”

Section 3. The Municipal Land Use Ordinance of the Borough of Maywood, being Chapter 209 of the Code of the Borough of Maywood, is hereby amended to add thereto Section 209-38.4, pertaining to the HDO High Density Office Zoning District, to read in full as follows:

“**209-38.4. HDO - High Density Office Zoning District**

- A. Permitted Principal Uses. Within this district, no land or building shall be used for any principal uses except as follows:
 - 1. Professional(including medical), Corporate and Commercial Offices
 - 2. Government offices and facilities
- B. Accessory uses shall be limited as follows:
 - 1. At grade parking lots
 - 2. Multi-level above grade parking garage/decking

- C. No principal or accessory building shall be permitted within the required yard setback areas. Fences, walls, driveways, walkways, at-grade parking spaces and parking aisles, curbing, drainage improvements, lighting and landscaping shall be permitted within the yard setbacks.
- D. Landscaping: Areas of a lot for which lot coverage is not permitted shall be suitably landscaped as shall be determined by the Planning Board.
- E. Additional district regulations shall be as set forth on the limiting Schedule A-1.”

Section 4. Schedule A-1, Limiting Schedule, of the Municipal Land Use Ordinance of the Borough of Maywood, being Chapter 209 of the Code of the Borough of Maywood, is hereby amended to add thereto the following provisions pertaining to the HDO High Density Office Zoning District, to read in full as follows:

“Zone: HDO High Density Office	
Maximum Building Height:	85 feet (excluding rooftop facade and mechanicals)
Maximum stories:	7
Minimum Lot Area:	one and one-half acre (65,340 square feet)
Minimum Lot Width:	150 feet
Minimum Lot Depth:	150 feet
Maximum Building (including accessory parking garages and decks) coverage	80%
Maximum lot (impervious materials) coverage	90%
Maximum Floor Area Ratio:	200% (excluding accessory parking structures)
Minimum Front Yard Setback:	25 feet (principal building)
Minimum Rear Yard Setback:	20 feet (principal building)
Minimum Side Yard Setback:	15 feet (combined side yard setback of 30 feet or 20% of the lot width, whichever is greater) (Principal Building)
Maximum Height (accessory structures)	75 feet (or height of principal building, whichever is less)
Minimum Front Yard Setback (accessory structures)	25 feet (or setback of principal building, whichever is greater)
Minimum Side Yard Setback (accessory structures)	5 feet
Minimum Rear Yard Setback (accessory structures)	5 feet

Section 5. All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency, provided, however, that nothing contained herein shall be deemed to modify or repeal the existing S.O.B. Sexually Oriented Business Overlay Zoning District.

Section 6. If any sentence, section, clause or other portion of this ordinance, or the application thereof to any person or circumstance, shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this ordinance.

Section 7. The Borough Clerk is hereby directed to provide notice of the hearing to be held on this ordinance pursuant to the provisions of *N.J.S.A. 40:55D-62.1*, if required thereunder, as well as providing notice thereof and a copy of said ordinance to the Clerks of adjoining municipalities, to the Planning Board of the County of Bergen, and to the Planning Board of the Borough of Maywood, as required by law.

Section 8. This ordinance shall take effect immediately upon final passage and publication as required by law and upon filing of a copy therewith with the Bergen County Planning Board.

ORDINANCE # 20-08

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF AN EASEMENT AT THE
INTERSECTION OF MAYWOOD AVENUE AND EAST SPRING VALLEY AVENUE IN
THE BOROUGH OF MAYWOOD**

WHEREAS, the Borough of Maywood has heretofore entered into a Developer's Agreement with Vornado Bergen Mall, LLC, in which the Developer has agreed to pay for the cost of acquiring easements and related engineering work for the intersection at Maywood Avenue and East Spring Valley Avenue within the Borough of Maywood;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MAYWOOD, BERGEN COUNTY, NEW JERSEY pursuant to *N.J.S.A. 40A:12-1 et seq.* and *N.J.S.A. 20:3-1 et seq.* as follows:

Section 1. The Borough of Maywood is hereby authorized to acquire, either through negotiation, agreement or through the exercise of eminent domain, easements in connection with Roadway improvements to the intersections of Maywood Avenue and East Spring Valley Avenue within the Borough of Maywood, New Jersey, as more particularly set forth on Schedule A annexed hereto and made part hereof.

Section 2. The Borough Attorney is hereby authorized and directed to negotiate for the acquisition of the foregoing easements, subject to the approval of the Mayor and Council, and, if unsuccessful, to institute eminent domain proceedings to acquire same, obtain appraisal reports, obtain title reports and do all things necessary to acquire same.

Section 3. The Borough Attorney is hereby authorized to prepare and file any and all documents necessary to carry out the foregoing purposes and the Mayor and the Borough Clerk are hereby authorized and directed to execute such documents on behalf of the Borough of Maywood as may be required.

Section 4. The Borough Clerk is hereby authorized and directed to furnish a copy of this Ordinance to the Planning Board of the Borough of Maywood for its review and approval.

Section 5. This ordinance shall take effect immediately upon passage and publication as required by law.

Mayor Eustace opened the meeting to the public for any comments or questions.

Donna Perrietto – 159 Becker Avenue, Rochelle Park – questioned Ordinance #18-08.

Attorney Rupp responded.

Attorney Rupp requested a moment to make comments on the record. He stated copies of ordinances have been provided to all property owners and adjoining municipalities as required by New Jersey statute. He also advised that the Maywood Planning Board has adopted resolutions approving the Mayor and Council's adoption of Ordinance Nos. 17-08 and 18-08. He further stated both ordinances are consistent with the Master Plan of the Borough of Maywood.

Councilperson Fleischmann moved for adoption; seconded by Councilperson Rupp, and so carried unanimous roll call vote.

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood that Ordinances #17-08, 18-08, and 20-08 be and they are passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

RESIGNATIONS - ACCEPTANCE OF THE FOLLOWING

1. Kaitlin Rinaldi as part-time police telecommunicator effective October 27, 2008.
2. Patrick Gildea as part-time police telecommunicator effective October 16, 2008.
3. Lisa Steidle as member of the Recreation Advisory Board effective October 10, 2008.

Councilperson Jengo moved the resignation be accepted; seconded by Councilperson Rupp, and so carried by unanimous roll call vote.

APPOINTMENTS - APPROVAL OF THE FOLLOWING

NONE

COUNCIL APPROVAL OF THE FOLLOWING

1. From Maywood cooperative Nursery School – Permission to hold an On-Premise Tricky Tray Raffle and 50/50 On-premise Draw Raffle on December 13, 2008, at the Maywood Senior Center from 10:00 am – 12:00 pm.
2. Application from B & V Towing for a towing license in and for the Borough of Maywood for 2008.
3. Request from Maywood Rotary to hang a banner across Maywood Avenue for their Annual Pancake Breakfast.
4. Cessation of employment of Christopher Meffen from Department of Public Works effective October 16, 2008.

Councilperson LaPietra Lapin moved for approval, seconded by Councilperson Jengo, and so carried by unanimous roll call vote.

RESOLUTIONS BY TITLE - CONSIDERATION OF THE FOLLOWING

RESOLUTION # 158-08

CERTIFICATION OF 2007 ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2007 has been filed by a Registered Municipal Accountant with the Borough Clerk as per the requirements of N.J.S.A. 40A:5-7 and a copy has been received by each member of the Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled:

**GENERAL COMMENTS
RECOMMENDATIONS**

and

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

**GENERAL COMMENTS
RECOMMENDATIONS**

as evidenced by the group affidavit of the local Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the Local Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Maywood, County of Bergen, New Jersey hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Maywood, County of Bergen, New Jersey hereby accepts the Corrective Action Plan as prepared by the Chief Financial Officer.

Mayor Eustace opened the meeting to the public for any comments or questions relative to the foregoing resolutions.

Hearing none, Mayor Eustace closed this portion of the meeting.

Councilperson LaPietra Lapin moved for adoption, seconded by Councilperson Jengo, and so carried by unanimous roll call vote with Councilperson Savage abstaining.

INTRODUCTION OF ORDINANCES

NONE

COMMITTEE REPORTS

Councilperson LaPietra Lapin reported on the following:

1. She reported the new GEM car is working out well and stated the Park Ranger also uses the Gem car on details.
2. She stated Chief Pegg attended "Back to School Night" to enforce the "drop and go" and the bicycle helmet laws.

3. She reported on Fright Night scheduled for October 30, 2008 in the swim pool parking lot and stated there will be police representation at the event.

Councilperson Savage reported on the following:

1. He stated he has no policy issues to report regarding the Department of Public Works and deferred to Administrator Richards to discuss the leaf program during his report.

Councilperson Rupp reported on the following:

1. He reported the Smart Room is now open at the Maywood Library courtesy of the Hackbarth Foundation. He encouraged everyone to visit and make use of the facilities the room has to offer. He reported the supplier of the electronic equipment has offered to train borough officials, librarians, emergency services instructors, and teachers on how the various systems work.
2. He reported that he has spoken with Carmine DeMarco of Virtual Town Pages and they have agreed to lower the monthly costs for our website by \$100.00 per month. He asked the Council to consider this proposal and to further discuss the manner in which they would like to proceed at the next work session.

Councilperson Fleischmann reported on the following:

1. He spoke regarding the bill list and a line item reimbursement for the Administrator for rabies testing. He noted it was for an animal that had to be sent to Trenton for rabies testing. He confirmed the animal did not have rabies.

Councilperson Jengo reported on the following:

1. She elaborated on Fright Night scheduled for Thursday, October 30, 2008 at the swim pool parking lot. She stated it is open to children up to age 16. She stated the children will be allowed to bring toilet paper, flour, silly string, and water balloons, adding shaving cream and eggs are prohibited. She reported the children will be able to play basketball and hockey; however, they must bring their own equipment. She stated refreshments will be served and music will be provided. She hopes this will be an enjoyable event for all and that any mess to resident's property can be avoided.
2. She stated the Recreation Department in conjunction with the Board of Education is starting a three day per week homework club. She thanked everyone involved for their support.
3. She reported on the bus trip being sponsored by Bergen County to Atlantic City for Senior Citizens.
4. She reported she attended the 30th Anniversary for Bergen County Special Services at Bergen Community College recognizing all of the services offered to citizens of Bergen County.
5. She reported on the Senior Gathering planned for all Maywood seniors as a post-New Year's party scheduled for January 11, 2009 at the Maywood Senior Center.
6. She asked on behalf of Martha DeYoung that everyone present take a flyer from the back table requesting collections for the armed services.

Borough Clerk Pelligra reported on the following:

1. She reported Tuesday, October 28, 2008 is the last day an application for an absentee ballot can be received by mail at the County.
2. She reported on the notice she distributed in the Council's mail from the State of New Jersey regarding a Public Information Seminar to be held by the DOT at the Maywood Library on Thursday, October 23, 2008 from 5:00 – 8:00 pm discussing the continuance of public transportation along Route 17 from Paterson Plank Road to the Garden State Parkway entrance.

Borough Administrator Richards reported on the following:

1. He reported there will be no change in the leaf removal process this year; however, the Mayor and Council is urging residents to bag as many leaves as possible. He reported at the State's last executive session it was mandated that by next year, leaves may not be left in the street for more than seven days and will have to be set back from catch basins. He further explained there are 26 miles of roadway in Maywood which translates into 52 miles for the DPW when cleaning up leaves from both sides of each street, adding, any help residents can give by bagging leaves, would be greatly appreciated. He reported the anticipated start date is October 29th for leaf pick-up from the street and asked that leaves are not placed in the roadway until that time.
2. He reported the specifications for the Memorial Park fencing will be in next week.
3. He stated the Borough's shuttle bus will be running during its' regularly scheduled hours on Tuesday, November 4, 2008 for Election Day. He further stated that if anyone has problems getting to their designated polling place, to please call the Borough so they can be guided accordingly.
4. He reported the planters have been installed in the turn-a-round areas on West Pleasant Avenue.

Mayor Eustace reported on the following:

1. He reported he was asked to speak at a class at Bergen Community College today called "Meet the Mayor" which was set up for seniors. He stated there were many interesting venues discussed.
2. He reiterated that it is important for the press to publish the information about the bus availability for Election Day.
3. He stated it is very rare for a town to have one of its own residents named as a prime minister. He noted that his family still lives here in town and stated when Mr. Hounbo returns, he will personally present him with the Proclamation.

MEETING OPEN TO THE PUBLIC (FIVE MINUTE TIME FRAME)

Mayor Eustace opened the meeting to the public for any comments.

Paul Bresko – 140 Washington Avenue – Complimented the installation of the planters on West Pleasant Avenue; however, he asked if tickets will be issued for people who are not driving around them properly.

Mayor Eustace responded stating he will have the Police Commissioner speak with the Police Chief to ensure enforcement.

Arlene Formisano – 608 Edel Avenue – Asked when the bagged / canned leaves will start being picked up, adding, if she bags her leaves, will she receive a reduction on her taxes.

Administrator Richards and Mayor Eustace responded.

Jim Csaposs – 644 Wyoming Avenue – Asked if there has been any consideration by the Council to have a re-survey done of Thoma Park.

Mayor Eustace stated the Engineer has not suggested that be done.

Mr. Csaposs went on to explain the letter that was submitted by him to the Council on September 20, 2008.

Steven Mosca – 744 East Central Avenue – distributed a letter to Mayor and Council requesting the implementation of bicycle lanes in Maywood. He stated he contacted the DOT and explained the information he received.

Hearing no further comments, Mayor Eustace closed this portion of the meeting.

Mayor Eustace asked for a moment of silence for the men and women serving in harms' way.

ADJOURNMENT

Councilperson Rupp moved the meeting be adjourned; seconded by Councilperson McVey and so carried at 9:05 pm.

Borough Clerk