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BERGEN COUNTY
BOARD OF CHOSEN FREEHOLDERS
HACKENSACK, NEW JERSEY
WORK SESSION
WEDNESDAY, JANUARY 13, 2016
COMMENCING AT 4:37 P.M.

FREEHOLDERS PRESENT:

- STEVEN A. TANELLI, CHAIRMAN
- TRACY S. ZUR, VICE CHAIRWOMAN
- JOHN A. FELICE, CHAIRMAN PRO TEMPORE
- DR. JOAN M. VOSS
- DAVID L. GANZ
- MAURA R. DeNICOLA
- THOMAS J. SULLIVAN

FREEHOLDERS ABSENT:

NONE

KIM O. FURBACHER, C.C.R., R.M.R.
P.O. BOX 213
ROCHELLE PARK, NEW JERSEY 07662-0213
201-226-9218

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ALSO PRESENT:

LISA SCIANCALEPORE
CLERK TO THE BOARD

LARA RODRIGUEZ
DEPUTY CLERK TO THE BOARD

DR. DOMINIC J. NOVELLI
COUNTY ADMINISTRATOR

EDWARD J. FLORIO, ESQ.
COUNSEL TO THE BOARD

JARED LAUTZ
DIRECTOR OF COMMUNICATIONS & POLICY

JOHN DANUBIO
DEPUTY DIRECTOR OF COMMUNICATIONS & POLICY
and DIRECTOR OF POLICY RESEARCH

KIM O. FURBACHER, C.C.R., R.M.R.
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I N D E X

PAGE NO.

4:39 PM REMARKS BY THE COUNTY EXECUTIVE

5

James J. Tedesco, III
County Executive

4:51 PM REVIEW OF RESOLUTIONS

13

4:56 PM REVIEW OF ORDINANCES

18

Daniel E. Zwillenberg, Esq.
Assistant County Counsel

1 CHAIRMAN TANELLI: The meeting is
2 called to order.

3 MS. SCIANCALEPORE: In accordance with
4 Section 5 of the Sen. Byron Baer Open Public Meetings
5 Act, adequate notice of this meeting has been
6 provided in the Annual Notice Schedule, which
7 contained the time, date, and location of this
8 meeting, copies of which Notices were forwarded to
9 the official County newspapers, to wit: The Herald
10 News; The Record; and the Star Ledger, and a copy of
11 which was posted on the bulletin board in the Bergen
12 County Justice Center and Administration Building,
13 One Bergen County Plaza, Hackensack, New Jersey, and
14 filed with the Office of the Bergen County Clerk.

15 ROLL CALL:

16 CHAIRMAN TANELLI: Please call the
17 roll.

18 (At this point in the proceeding roll
19 call is taken with Freeholders DeNicola, Felice,
20 Ganz, Sullivan, Voss, Vice-Chairwoman Zur, and
21 Chairman Tanelli present.)

22 PLEDGE OF ALLEGIANCE:

23 CHAIRMAN TANELLI: Please all rise for
24 the Pledge of Allegiance.

25 (At this point in the proceeding all

1 rise for a recitation of the Pledge of Allegiance.)

2 CHAIRMAN TANELLI: Just a quick
3 announcement before we begin.

4 On behalf of the Board, we would like
5 to wish everyone a happy Martin Luther King, Jr.
6 Remembrance Day. This coming Monday, January 18th,
7 there will be a morning prayer service in honor of
8 Dr. Martin Luther King, Jr.'s 87th birthday. It's
9 sponsored by the Bergen County African-American
10 Advisory Committee. It will be at 10:00 a.m., at the
11 Fairleigh Dickinson University, on the Hackensack
12 campus, at the Martin Luther King bronze statute on
13 the Hackensack River pathway. Everyone please join
14 us. Hopefully it won't be as cold as it is today.

15 4:39 PM REMARKS BY COUNTY EXECUTIVE TEDESCO:

16 CHAIRMAN TANELLI: Before we begin, I
17 know the County Executive would like to address the
18 Board.

19 FREEHOLDER GANZ: Good afternoon,
20 Executive.

21 COUNTY EXECUTIVE TEDESCO: Good
22 afternoon.

23 Thank you, Chairman, for giving me the
24 opportunity to address the Board, and Happy New Year
25 to everybody.

1 I'm here today to follow-up on a
2 discussion that I had with the Board at the last
3 meeting of the year, where I said that I was going to
4 come back to the Board and complete, to the extent
5 that we possibly could, the department and division
6 director appointments.

7 I'm here tonight to say to you, I
8 submitted to you a list of those resolutions. I also
9 sent an email saying if anybody had any questions or
10 anything, I was more than glad to sit and talk with
11 you.

12 While I had hoped to have completed all
13 the appointments for both department and division
14 directors, there's still some that we need to
15 completed, but there's 13 resolutions on today -- I
16 believe there's 13. I hope there's 13.

17 FREEHOLDER SULLIVAN: There better be
18 13.

19 COUNTY EXECUTIVE TEDESCO: Yes.

20 There should be 14. I'm not sure what
21 happened, but somewhere in transit between our office
22 and your office, one didn't make it, I understand,
23 and so I'm going to ask the Administrator to address
24 you about that.

25 But I've given you 13 resolutions that

1 include one department director and the rest are
2 division directors, and I wanted to just say that I
3 appreciate your understanding and working with me in
4 completing this.

5 There is still some cleanup that has to
6 continue to happen with the code of the county. Some
7 of the titles and some of the wording that is in the
8 county code doesn't match what the work and the
9 responsibilities for those positions represent today.
10 And instead of trying to go through and clean
11 everything up and continue not to make the
12 appointments, it was the recommendation of our legal
13 counsel, in consultation with the Freeholder legal
14 counsel, that we go ahead and make the appointments
15 and then, as we do the cleanup in the wording and the
16 activities that they're responsible for and some of
17 the departments, we would come back to you and change
18 the code. I don't want to keep changing the code,
19 and then coming back to change it again and then
20 change it again, I'd like to do it all at one shot,
21 like we did last year, in a broader scope.

22 So in order to ensure that I'm meeting
23 my obligation as the Executive, where it says I shall
24 submit to you the names, I am going to submit to you
25 the names, hopefully you'll agree with those names,

1 and then as we look at the code, working with the
2 department heads, we'll clean up the right wording
3 with those, and they'll submit that back to the
4 administration. We'll come back to you and sit with
5 you and talk to you about the master changes within
6 the code itself that then fit the proper
7 responsibility and termination of the positions.

8 One of the positions I do want to talk
9 about just briefly, but it's important, is the
10 position of Department Director of Parks.

11 While I had asked that that be held two
12 weeks ago, because I felt we'll do it altogether, I
13 want to make sure that everyone knows how pleased and
14 how great a job Acting Director Koth has done on the
15 Parks' side.

16 We are close to almost a million
17 dollars in additional revenue on the golf courses,
18 play is up approaching 8 to 10 percent. And not only
19 that, but the outlook and what Mr. Koth has brought
20 to the Director of Parks' position is very much in
21 line with what my vision is. And you've heard me
22 talk, even when I was one of your colleagues last
23 year, about how important I feel parks are to the
24 county and how much that is integral into the quality
25 of life of people in Bergen County. And not only for

1 the people that live here, but the people that visit
2 here.

3 We have someone that has an outstanding
4 background and resume in parks, and so I'm very happy
5 to be able to present his name to you tonight for
6 appointment. I wanted you to know how much I support
7 his nomination for Parks Director, and what a great
8 job he's done here for the seven months that he's
9 been in the position.

10 The rest of the appointments are for
11 division directors. I am filling the Inspector
12 General position. We created that position. I am
13 filling it, finally.

14 FREEHOLDER VOSS: Great.

15 COUNTY EXECUTIVE TEDESCO: We can
16 finally fill it, and I think all of you agree that
17 it's a long time coming in getting that position
18 established. And we already see the fruits of labor
19 from what Mr. Libretti has done for us.

20 FREEHOLDER VOSS: He's great.

21 COUNTY EXECUTIVE TEDESCO: And I know
22 Director Neals has said how well that position has
23 worked out, not only for our legal staff but for us
24 in general as elected officials and the operation of
25 county government.

1 So I'm pleased to be able to put John's
2 name to that position, and I thank you for working
3 with me last year to create that position on behalf
4 of the people of Bergen County.

5 The other one, just so that there's no
6 confusion, is the Supervisor of Weights and Measures.
7 While it doesn't say "director," it's called
8 Supervisor of Weights and Measures, Mike is
9 designated by statute as "superintendent," but he
10 fills the role of "director," so we are going to put
11 his name in that director position, even though the
12 title is called "superintendent," in order for
13 everyone to feel comfortable that we are fulfilling
14 our obligation of having a director into that
15 position. So that's more of a housekeeping item than
16 anything else, Mike's been in that position for many,
17 many years, but it's never been put into the director
18 spot, so we're just going to clean up that piece.

19 And other than that, I just want to say
20 how much I look forward, Chairman, to working with
21 you this year in 2016, and getting good things done
22 for the people of Bergen County and working with all
23 of you as we move forward in 2016.

24 I've talked to Freeholder Felice on the
25 budget. We are diligently working on the budget and

1 putting pieces in place so that we can make a budget
2 presentation and start to work with your Budget
3 Committee. We all know that the budget is one of the
4 most important things we can do, that we have an
5 obligation for, and certainly I understand yours, and
6 I want to get it to you as quickly as we can, but I
7 also want you to know and understand that the
8 dynamics of the budget have changed somewhat this
9 year. There are some state changes in the law that
10 are making it a little bit more challenging this year
11 than in the past with funding. We don't want to make
12 any mistakes, so we're taking things a little bit
13 slow, so that we're sure to have everything that
14 needs to be in it in it. And after that, I would
15 look forward to presenting the State of the County to
16 all of you, and hopefully that will be a little bit
17 different than what was said last night at both the
18 national and state level and you'll all be pleased
19 with that.

20 So, Chairman, thank you for giving me
21 this opportunity to address you. And if anybody has
22 any questions, I'm ready to take them.

23 FREEHOLDER DeNICOLA: Mr. County
24 Executive, we were just handed one more appointment.

25 COUNTY EXECUTIVE TEDESCO: Which one is

1 that?

2 FREEHOLDER DeNICOLA: For Information
3 Technology.

4 COUNTY EXECUTIVE TEDESCO: So it did
5 find its way here.

6 MS. SCIANCALEPORE: Passed around the
7 table just now.

8 COUNTY EXECUTIVE TEDESCO: Thank you.

9 FREEHOLDER DeNICOLA: So we do have
10 them.

11 COUNTY EXECUTIVE TEDESCO: Thank you.

12 Chairman, I want to thank the
13 administrative staff of the Clerk's Office and all of
14 you for allowing that to be put on and the package
15 being complete. So thank you all for that.

16 FREEHOLDER FELICE: Mr. Chairman, if I
17 could just say for the record, I'm sure we'll be
18 getting the budget presented to this body before we
19 did last year.

20 COUNTY EXECUTIVE TEDESCO: Yes.

21 FREEHOLDER FELICE: I can assure you,
22 as Budget Chair, we're going to do our due diligence
23 the effectuate a very streamlined budget schedule
24 that I look at either 5 to 6 days from start to
25 finish.

1 FREEHOLDER VOSS: We did it last year.

2 FREEHOLDER FELICE: So I look forward
3 to getting that done and for the people of Bergen
4 County, so that we make sure we don't delay their
5 ability to set the tax rate for their municipalities.

6 COUNTY EXECUTIVE TEDESCO: We look
7 forward to working as expeditiously, as diligently as
8 possible with you also, Budget Chair.

9 FREEHOLDER FELICE: Thank you,
10 Mr. Executive.

11 Thank you, Mr. Chairman.

12 CHAIRMAN TANELLI: You're welcome.

13 COUNTY EXECUTIVE TEDESCO: Thank you,
14 Mr. Chairman.

15 CHAIRMAN TANELLI: Thank you very much.

16 4:51 PM REVIEW OF RESOLUTIONS:

17 CHAIRMAN TANELLI: We'll now review the
18 resolutions to be voted on tonight.

19 Before we begin, that final one that
20 was just added for the appointments, I'm sure
21 everybody had an opportunity to look at all the
22 appointments, and rather than wait until we get to
23 them, I want to just make sure everyone is in favor
24 of just doing it as a Body of the Whole of all the
25 appointments.

1 FREEHOLDER VOSS: Yes.

2 FREEHOLDER DeNICOLA: Yes. Sounds
3 great.

4 FREEHOLDER FELICE: Yes.

5 CHAIRMAN TANELLI: Okay. Thank you.

6 MS. SCIANCALEPORE: Just a minute, I'm
7 making a note.

8 (Short pause.)

9 MS. SCIANCALEPORE: On the first page,
10 it's starting with #8-16.

11 FREEHOLDER SULLIVAN: Chairman?

12 CHAIRMAN TANELLI: Yes, sir.

13 FREEHOLDER SULLIVAN: I'd like to
14 sponsor #10-16 and #11-16, please.

15 FREEHOLDER DeNICOLA: I'll co-sponsor
16 those with you.

17 MS. SCIANCALEPORE: Page 2.

18 VICE-CHAIRWOMAN ZUR: Mr. Chairman,
19 #16-16 through #40-16 should all be marked as the
20 Body of the Whole.

21 CHAIRMAN TANELLI: #15-16 down, right.

22 VICE-CHAIRWOMAN ZUR: Right, #15-16.

23 MS. SCIANCALEPORE: Body as a Whole?

24 VICE-CHAIRWOMAN ZUR: #15-16 through
25 #40-16, as a Body of the Whole, as well as #52-16 and

1 #57-16.

2 CHAIRMAN TANELLI: All the
3 appointments?

4 VICE-CHAIRWOMAN ZUR: All the
5 appointments.

6 FREEHOLDER GANZ: Mr. Chairman, rather
7 than commenting on each of the individuals, may I
8 have permission to submit a statement to be submitted
9 into the record?

10 CHAIRMAN TANELLI: Sure.

11 FREEHOLDER GANZ: Thank you.

12 MS. SCIANCALEPORE: Page 3.

13 On #26-16 and #25-16, they're County
14 Counsel ones that aren't Body as a Whole.

15 FREEHOLDER FELICE: Say that again.

16 MS. SCIANCALEPORE: #25-16 and #26-16,
17 those are not appointments.

18 FREEHOLDER FELICE: Okay. Correct.

19 Thank you.

20 MS. SCIANCALEPORE: Page 4.

21 Page 5.

22 Page 6.

23 FREEHOLDER SULLIVAN: Mr. Chairman, can
24 I sponsor #44-16, please.

25 CHAIRMAN TANELLI: Sure. I'll

1 co-sponsor that.

2 I'd also like to sponsor #45-16.

3 Would someone co-sponsor?

4 FREEHOLDER DeNICOLA: I'll co-sponsor
5 that with you.

6 MS. SCIANCALEPORE: Page 7.

7 FREEHOLDER DeNICOLA: Mr. Chairman, I'd
8 like to sponsor #50-16, please.

9 FREEHOLDER SULLIVAN: I'd like to
10 co-sponsor that with you.

11 CHAIRMAN TANELLI: Okay.

12 FREEHOLDER DeNICOLA: Thank you.

13 VICE-CHAIRWOMAN ZUR: Mr. Chairman, is
14 #51-16 pulled?

15 CHAIRMAN TANELLI: Yes.

16 MS. SCIANCALEPORE: #51-16 is pulled.

17 FREEHOLDER FELICE: #52-16, Body of the
18 Whole as well, Mr. Chairman?

19 CHAIRMAN TANELLI: Yes.

20 MS. SCIANCALEPORE: Page 8 -- or,
21 that's an ordinance, we'll go back to that.

22 First page of the yellow sheet,
23 starting with #53-16.

24 CHAIRMAN TANELLI: I'd like to sponsor
25 #53-16.

1 FREEHOLDER GANZ: I'll co-sponsor that.

2 FREEHOLDER DeNICOLA: And, Mr.

3 Chairman, I'd like to sponsor #54-16.

4 FREEHOLDER SULLIVAN: I'll co-sponsor
5 that.

6 FREEHOLDER DeNICOLA: Thank you.

7 FREEHOLDER FELICE: Of course, #55-16,
8 Body of the Whole.

9 MS. SCIANCALEPORE: Okay.

10 FREEHOLDER FELICE: Now, the Late Late
11 Late Late List. What color is that?

12 MS. SCIANCALEPORE: Blue. The first
13 page is blue.

14 VICE-CHAIRWOMAN ZUR: #56-16, as well
15 as #57-16, that will be Body of the Whole.

16 CHAIRMAN TANELLI: Yes.

17 MS. SCIANCALEPORE: That was passed
18 around the table.

19 FREEHOLDER VOSS: Right. We got this.

20 FREEHOLDER DeNICOLA: Mr. Chairman,
21 just going back to Page 1, on the very first
22 resolution, #8-16, at some point in the future will
23 we be having a presentation?

24 COUNTY ADMINISTRATOR NOVELLI: Yes,
25 absolutely.

1 FREEHOLDER DeNICOLA: Okay.

2 COUNTY ADMINISTRATOR NOVELLI: That is
3 our plan, yes.

4 FREEHOLDER DeNICOLA: Very good.

5 4:56 PM REVIEW OF ORDINANCES:

6 CHAIRMAN TANELLI: Ordinances.

7 MS. SCIANCALEPORE: On the ordinances,
8 the last page of the white packet, we have two
9 ordinances, #16-1 and #16-2.

10 FREEHOLDER DeNICOLA: If I could ask a
11 question on #16-2. Could we have a summary of what
12 the changes are? That's the towing ordinance. I
13 know it's back again. I thought we resolved that.

14 COUNTY ADMINISTRATOR NOVELLI: John or
15 Dan.

16 MR. ZWILLENBERG: I can give a summary.

17 COUNTY ADMINISTRATOR NOVELLI: I know
18 you guys have put a lot of time in on the towing.

19 MR. FLORIO: If I may, Chairman, I
20 don't know if counsel is prepared to summarize the
21 changes extemporaneously, and rather than prejudice
22 the Board with information that may not be all
23 inclusive, I would suggest a written summary might be
24 better, unless you're prepared to go ahead, Dan.

25 MR. ZWILLENBERG: If you would like a

1 written summary, I can give you a written summary.

2 I can tell the Board that a lot of the
3 changes are housekeeping, they deal with converting
4 the regulatory scheme from one that was under the
5 County Police, because the ordinance referenced the
6 County Police, to change a lot of those references to
7 the Sheriff's Office.

8 We also clarified language with regard
9 to the insurance requirements for the towers, as well
10 as some of the requirements for persons who are
11 waiting to pick up their vehicles.

12 In addition, we put in a provision at
13 the end of the ordinance that entitles the county, if
14 it determines it to be appropriate in the future, to
15 forego the licensing scheme altogether and to
16 contract for towers, if it is determined to be cost
17 effective for the county.

18 CHAIRMAN TANELLI: So I think what's
19 best is the recommendation by counsel. Everyone
20 reviewed it, I'm sure. I'm certainly comfortable
21 moving the ordinance tonight for First Reading, and
22 maybe you can just provide the members of the Board
23 with a complete summary, so they'll feel more
24 comfortable after today.

25 MR. ZWILLENBERG: Certainly.

1 CHAIRMAN TANELLI: Thank you very much.
2 Freeholder Ganz.

3 FREEHOLDER GANZ: I see that there are
4 a number of underscored sections, which means that we
5 are inserting. Are there any sections that are taken
6 out?

7 MR. ZWILLENBERG: There are no complete
8 sections being taken out. A lot of the revisions
9 involve deleting a few words here and there and
10 inserting a few words here and there.

11 I would certainly prepare a summary for
12 the Freeholders. You will have it within the next
13 day.

14 CHAIRMAN TANELLI: Please provide it to
15 the Clerk. She'll distribute it.

16 MR. ZWILLENBERG: Absolutely.

17 CHAIRMAN TANELLI: Thank you.

18 FREEHOLDER GANZ: Thank you,
19 Mr. Florio.

20 MR. FLORIO: You're welcome,
21 Freeholder.

22 CHAIRMAN TANELLI: That's it, right?

23 MS. SCIANCALEPORE: We don't have
24 Closed Session, correct.

25 MR. FLORIO: I don't have anything. I

1 don't think County Counsel does.

2 MS. SCIANCALEPORE: No.

3 MR. FLORIO: So next item.

4 CHAIRMAN TANELLI: There being no
5 further business to come before this Board, I'll ask
6 for a motion to adjourn to 7:00.

7 FREEHOLDER VOSS: So moved.

8 FREEHOLDER SULLIVAN: Second.

9 MR. FLORIO: 7:30.

10 CHAIRMAN TANELLI: 7:30.

11 All in favor?

12 (All present Freeholders respond in the
13 affirmative.)

14 (Whereupon the Work Session is
15 adjourned at 4:59 p.m.)

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C E R T I F I C A T I O N

I, KIM O. FURBACHER, License No. XIO1042, a Certified Court Reporter, Registered Merit Reporter, Certified Realtime Court Reporter, and Notary Public of the State of New Jersey, hereby certify that the foregoing is a verbatim record of the testimony provided under oath before any court, referee, board, commission or other body created by statute of the State of New Jersey.

I am not related to the parties involved in this action; I have no financial interest, nor am I related to an agent of or employed by anyone with a financial interest in the outcome of this action.

This transcript complies with Regulation 13:43-5.9 of the New Jersey Administrative Code.

KIM O. FURBACHER, CRCR, CCR, RMR
License #XIO1042, and Notary Public
of New Jersey

My Commission Expires:
7/11/19