



Benjamin Kalinkowitz <benjamin.kalinkowitz@gmail.com>

Board of Health

3 messages

Mary Villareal <mvillareal@glenrocknj.net>

Mon, May 11, 2020 at 12:01 PM

To: Mayor and Council <mayorandcouncil@glenrocknj.net>, "asuarez@wernersuarez.com" <asuarez@wernersuarez.com>, Lenora Benjamin <lbenjamin@glenrocknj.net>

Cc: "Wayne Brown (edobrown@verizon.net)" <edobrown@verizon.net>, "suzymccrn (suzymccrn@aol.com)" <suzymccrn@aol.com>, "Dr. Mark Sapienza (mark@marksapienza.com)" <mark@marksapienza.com>, Marilyn Bernstein <marilynnb0317@yahoo.com>, Inderpreet Sachar <i_sachar@yahoo.com>, Benjamin Kalinkowitz <benjamin.kalinkowitz@gmail.com>, "StefaniaTattoli@gmail.com" <StefaniaTattoli@gmail.com>, Jackie Scalia <jscaliam@glenrocknj.net>, "mvanacore@co.bergen.nj.us" <mvanacore@co.bergen.nj.us>, "Nassor, Lisa" <lnassor@co.bergen.nj.us>

Good Afternoon,

On behalf of the Board of Health please see the attached letter.

Thank you,

Mary Villareal

Board of Health Secretary



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Arati Kreibich <akreibich@glenrocknj.net>

Wed, May 13, 2020 at 4:49 PM

To: "Wayne Brown (edobrown@verizon.net)" <edobrown@verizon.net>

Cc: "suzymccrn (suzymccrn@aol.com)" <suzymccrn@aol.com>, "Dr. Mark Sapienza (mark@marksapienza.com)" <mark@marksapienza.com>, Marilyn Bernstein <marilynnb0317@yahoo.com>, Inderpreet Sachar <i_sachar@yahoo.com>, Benjamin Kalinkowitz <benjamin.kalinkowitz@gmail.com>, "StefaniaTattoli@gmail.com" <StefaniaTattoli@gmail.com>, Kristine Morieko <kmorieko@glenrocknj.net>, Anthony Suarez <asuarez@wernersuarez.com>

Dear Wayne and members of the Board of Health,

This email is in response to your letter. As Board of Health Council liaison, I wanted to clarify some points raised in the letter.

Putting aside the history of the issue of the proposed pest control ordinance in 2019 until later, Wayne came to the Council work session on Feb 26th, 2020 and during the comment session, spoke about 2 issues: 1) to share that his view was that the Board of Health was advisory and 2) to request the governing body consider the pest control ordinance. At that time, the Mayor and our municipal lawyer informed Wayne that the Board of Health was autonomous

per State of NJ statute. I reiterated this in the April 26th Board of Health meeting; I was asked to once again confirm with our municipal lawyer the status of the Board of Health. I have since requested this in writing from our municipal lawyer so that there is no further confusion on the part of the Board of Health and we can put this question to rest.

In addition, at the end of the discussion related to the proposed pest control ordinance at the work session on Feb 26, 2020, the Council requested that if the Board of Health wanted the municipal governing body to discuss this as a municipal ordinance, the governing body wanted to see the due diligence that was conducted, including but not limited to: how many other towns in Bergen County have this ordinance; how the fines were set and whether they were standard; whether the food establishments were aware; how many already have a monthly pest control system; and any other information that has gone into the decision-making. Wayne said he would send this. To the best of my knowledge, the information has not been provided. The next step is up to the Board of Health to convey this requested information.

Because the proposed ordinance has not been passed, introduced or even discussed by the governing body in appropriate detail, I am very concerned about the note in your letter that states: "in the interim, we have urged our Bergen County inspector to inform all establishments to comply with the approved language of the ordinance in anticipation of local governmental approval."

There is a process for introducing and passing an ordinance (including public comments; I have included my brief summary of the process as an attachment to this email). To ask establishments to follow a rule that does not exist, may not exist, or may exist with modifications is neither appropriate nor enforceable. These instructions need to be rescinded immediately and the County inspector needs to be told this. Please confirm when this has happened.

At the last Board of Health meeting on April 26, 2020 (the March 24th, 2020 Board of Health meeting was canceled), you had asked me to discuss the following with the Mayor and Council:

1. Another clarification from our municipal lawyer about whether or not the Board of Health is autonomous or advisory (discussed above)
2. Cost of the Codebook: I have requested this information from the Borough Clerk and she is in the process of finding this out. Also recall that I mentioned that we are at the beginning of a long-overdue general Codebook revision process for the Borough ourselves.

There are some additional statements in the Board of Health's memo that need clarification. In November 2019, the Board of Health requested that the Council liaison share the proposed ordinance language with the Council at the next available Council work session, which was in December. The Council then decided that since the Board of Health was an autonomous body, had done the due diligence and wanted to prioritize this, it would be more efficient and appropriate if the Board of Health itself passed this ordinance, as autonomous bodies do. As the Council liaison, I relayed this, as well as my findings that I could not find any by-laws of the Board of Health at the next available Board of Health meeting on January 28, 2020. There was no Board of Health meeting in December.

While members of the Board of Health may have been confused as to whether they are autonomous or not, as I have repeatedly shared, the Borough has not been confused on this matter. However, as discussed above, this will be stated in writing by the municipal lawyer. As a collaborative Council liaison, I have explained the options for the Board of Health to follow to pass their own ordinance as an autonomous body. Since Wayne, on behalf of the Board of Health requested instead that the Borough pass the ordinance, the Board should provide the governing body with the information needed to consider this ordinance as agreed to by Wayne on February 26th. The Board of Health should also review the procedures and timeframes that are needed to pass an ordinance.

For an important entity such as the Board of Health, by-laws are critical to the effective functioning of the Board and it is the responsibility of the Board and its leaders to be aware of and to abide by these by-laws. Having by-laws would have provided the Board of Health with an understanding of their status and the guideposts needed during this ordinance

process. As you may recall, at the January meeting, examples of by-laws of other Boards of Health were proactively shared by me in an effort to assist.

As I mentioned at the last Board of Health meeting, any available updates will be discussed briefly at the Council work session tonight, our first meeting since April 26th. Any information I have subsequently will be relayed to you, as I have always done in the past.

Thank you,

Arati

Arati Sadalge Kreibich

Councilmember, Borough of Glen Rock

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summary of ordinance.pdf

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Anthony Suarez <asuarez@wernersuarez.com>

Mon, May 18, 2020 at 12:25 PM

To: Mary Villareal <mvillareal@glenrocknj.net>, Mayor and Council <mayorandcouncil@glenrocknj.net>, Lenora Benjamin <lbenjamin@glenrocknj.net>

Cc: "Wayne Brown (edobrown@verizon.net)" <edobrown@verizon.net>, "suzymccrn (suzymccrn@aol.com)" <suzymccrn@aol.com>, "Dr. Mark Sapienza (mark@marksapienza.com)" <mark@marksapienza.com>, Marilyn Bernstein <marilynnb0317@yahoo.com>, Inderpreet Sachar <i_sachar@yahoo.com>, Benjamin Kalinkowitz <benjamin.kalinkowitz@gmail.com>, "StefaniaTattoli@gmail.com" <StefaniaTattoli@gmail.com>, Jackie Scalia <jscaliam@glenrocknj.net>, "mvanacore@co.bergen.nj.us" <mvanacore@co.bergen.nj.us>, "Nassor, Lisa" <lnassor@co.bergen.nj.us>

Please see attached.

Thank you,

Anthony Suarez

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From: Mary Villareal <mvillareal@glenrocknj.net>

Sent: Monday, May 11, 2020 12:01:40 PM

To: Mayor and Council <mayorandcouncil@glenrocknj.net>; Anthony Suarez <asuarez@wernersuarez.com>; Lenora Benjamin <lbenjamin@glenrocknj.net>

Cc: Wayne Brown (edobrown@verizon.net) <edobrown@verizon.net>; suzymccrn (suzymccrn@aol.com) <suzymccrn@aol.com>; Dr. Mark Sapienza (mark@marksapienza.com) <mark@marksapienza.com>; 'Marilynn Bernstein' <marilynnb0317@yahoo.com>; Inderpreet Sachar <i_sachar@yahoo.com>; Benjamin Kalinkowitz <benjamin.kalinkowitz@gmail.com>; StefaniaTattoli@gmail.com <StefaniaTattoli@gmail.com>; Jackie Scalia <jscaliam@glenrocknj.net>; mvanacore@co.bergen.nj.us <mvanacore@co.bergen.nj.us>; Nassor, Lisa <lnassor@co.bergen.nj.us>

Subject: Board of Health

Good Afternoon,

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