

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

OCTOBER 19, 2016

1. Chief Wrixon led the Salute to the Flag and Pledge of Allegiance.
2. The Borough Clerk announced that this is a Regular Meeting of the Mayor and Council of which at least 48 hours' notice has been given by posting in the Borough Hall, publication in The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:44 P.M.
4. Present: Council Members Cleary, Mueller, Olmo, Tsigounis
Also Present: Attorney Salvatore, Borough Officials Laufeld, Chief Wrixon
Absent: Council Members Savas, Spina
5. Motion by Council Member Tsigounis and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of October 5, 2016.

Roll Call: Yes – Unanimous

Motion adopted.

COMMUNICATIONS

6. Minutes of the following meetings:

Municipal Pool Commission
Planning Board

September 19, 2016
September 27 & October 11, 2016

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Olmo said the DPW has begun leaf pickup. A reminder to residents not to park on the leaves as your car could catch on fire. The Police Dept. sent out a reminder about no overnight parking which began October 15th.

Council Member Cleary said he hurt his arm working on his lawn mower. I went to the EMS who took care of it and the doctor said they did a great job.

Council Member Mueller said we are again looking into possibly getting into a rolling reassessment contract to help ease the number of tax appeals filed.

NEW BUSINESS

INTRODUCTION OF ORDINANCE

Bond Ordinance No. 16-12-1491 – Land Acquisition - Block 15, Lot 7 and Block 15, Lot 7.01

8. Resolution by Council Member Olmo and seconded by Council Member Cleary to amend 2016 Capital Budget.

Roll Call: Yes – Council Members Cleary, Mueller, Olmo, Tsigounis
 No - None
 Absent – Council Members Savas, Spina
 Abstain – None
 Resolution adopted.

(Resolution in full on pages 144A through 144D.)

9. Council Member Olmo announced receipt of Supplemental Debt Statement.

(Supplemental Debt Statement in full on pages 144E through 144I.)

10. Motion at 7:46 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Bond Ordinance No. 16-12-1491 – Land Acquisition - Block 15, Lot 7 and Block 15, Lot 7.01 on first reading by title only.

Roll Call: Yes – Council Members Cleary, Mueller, Olmo, Tsigounis
 No - None
 Absent – Council Members Savas, Spina
 Abstain – None
 Motion adopted.

11. Council Member Olmo read the title:

"BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY FOR MUNICIPAL PURPOSES IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,200,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

(Bond Ordinance in full on pages 144J through 144K.)

12. Resolution by Council Member Olmo and seconded by Council Member Cleary:

BE IT RESOLVED that Ordinance 16-12-1491 entitled:

"BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY FOR MUNICIPAL PURPOSES IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,200,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 2nd day of November, 2016, at 7:30 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Roll Call: Yes – Council Members Cleary, Mueller, Olmo, Tsigounis
 No - None
 Absent – Council Members Savas, Spina
 Abstain – None
 Resolution adopted.

Ordinance No. 16-13-1492 – An Ordinance to Amend Chapter 275–74 Certificates of Occupancy

13. Motion at 7:48 PM by Council Member Mueller and seconded by Council Member Cleary to introduce Ordinance No. 16-13-1492 – An Ordinance to Amend Chapter 275–74 Certificates of Occupancy on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

14. Council Member Mueller read the title:

AMEND CHAPTER 275-74 CERTIFICATES OF OCCUPANCY

(Ordinance in full on page 145A.)

15. Resolution by Council Member Mueller and seconded by Council Member Cleary:

BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill in the County of Bergen and State of New Jersey, that Ordinance No. 16-13-1492, entitled:

AMEND CHAPTER 275-74 CERTIFICATES OF OCCUPANCY

does now pass on first reading and remain on file with the Borough Clerk for public inspection until public hearing thereon and further consideration thereof.

Such hearing shall be held at the Borough Hall in Cresskill on Wednesday, November 2, 2016 at 7:30 P.M., or as soon thereafter as it can be reached, at which time and place all persons interested in said ordinance will be heard.

The Borough Clerk is hereby directed to publish said ordinance in full, with the notice of hearing thereon, in an official newspaper according to law, also to mail copies of said ordinance when and as required by law.

Roll Call: Yes – Unanimous Resolution adopted.

16. Borough Clerk Nasuto explained all items on the Consent Agenda.

CONSENT AGENDA

NEW BUSINESS

*Resolutions

17. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Tax Collector be, and hereby is, authorized to effect the following tax refunds for overpayment of 2016 4th quarter taxes:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
182	1	Waters, McPherson, McNeill PC Attorneys for Piermont Associates, LLC P.O. Box 1560 Secaucus, NJ 07096 <i>(for: 30-32 Piermont Road)</i>	\$12,323.48
182	6	Waters, McPherson, McNeill PC Attorneys for Piermont Associates, LLC P.O. Box 1560 Secaucus, NJ 07096 <i>(for: 22-24 Piermont Road)</i>	\$ 3,849.68

18. WHEREAS, the Recreation Committee has scheduled various programs; and

WHEREAS, the following participants are unable to attend;

NOW, THEREFORE, BE IT RESOLVED that the recreation fees be returned to:

Young Kim (for: Ian Kim) 90 7 th Street Cresskill, NJ 07626 Amount: \$165.00	Hamutal Schieber (for: Aya Schieber) 29 Merritt Avenue Cresskill, NJ 07626 Amount: \$130.00
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Ido Solomon
(for: Naomi Solomon)
28 Maple Street
Cresskill, NJ 07626
Amount: \$150.00

19. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following October 2016 payroll be ratified and approved:

October 14, 2016

Current Fund	\$ 360,443.02
Social Security/Medicare	15,802.98
Community Center	2,469.67
Library	<u>12,592.97</u>
	\$ 391,308.64

20. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Alex Kneisler be approved for employment as a probationary full-time Police Dispatcher in the Cresskill Police Department, effective October 15, 2016, at salary in accordance with Ordinance No. 16-06-1485.

21. Chapter 159 Resolution – Amendment to 2016 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of Local Government Services may approve the insertion of any Special Item of Revenue in the budget of any County or Municipality when such item shall have been available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Cresskill requests the Director of Division of Local Government Services to approve the insertion of an Item of Revenue in the 2016 Budget in the sum of \$2,264.37 which is now available as a revenue from State and Federal Grants off-set by revenue;

BE IT FURTHER RESOLVED, that a like sum of \$2,264.37 and the same is hereby appropriated under the caption

General Appropriations
Operations Excluded from CAPS
State and Federal Programs Offset by the Revenues
State of New Jersey – Body Armor Grant

22. A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CRESSKILL AWARDDING A CONTRACT TO AND APPOINTING DR. BARBARA SCHREIBMAN TO THE POSITION OF MEDICAL DIRECTOR OF THE CRESSKILL VOLUNTEER AMBULANCE & EMERGENCY SERVICES CO. (CVAES) OPERATING UNDER CRESSKILL FIRE DEPARTMENT EMS (CFDEMS)

WHEREAS, the Borough of Cresskill (“Borough”) is required pursuant to State law and the regulations of the State Department of Health and Senior Services to employ a medical director certified in emergency medicine for the Cresskill Volunteer Ambulance & Emergency Services Co. (“CVAES”) operating under Cresskill Fire Department EMS (“CFDEMS”); and

WHEREAS, the Mayor and Council of the Borough have determined that employing a part-time Medical Director for the CFDEMS is in the best interest of the Borough; and

WHEREAS, said services are recognized as “professional services” as same shall be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6); and

WHEREAS, the Borough is empowered by law to appoint and employ professionals, technical advisors and experts as the Borough may determine to be necessary for its efficient operation; and

WHEREAS, in accordance with Chapter 15, Cresskill Volunteer Ambulance & Emergency Services Co. operating under Cresskill Fire Department EMS (CFDEMS), of the Municipal Code of the Borough, the Borough is authorized to appoint members to the CFDEMS; and

WHEREAS, the Borough wishes to appoint Dr. Barbara Schreibman, Assistant Director of Emergency Medicine at Englewood Hospital and Medical Center, to the position as Medical Director for the CFDEMS to perform such professional medical services in accordance with guidelines from the Supervisor of the CFDEMS, attached hereto; and

WHEREAS, Dr. Schreibman possesses the requisite expertise and licenses to serve as Medical Director; and

WHEREAS, the Mayor and Council of the Borough are desirous of awarding a contract to Dr. Schreibman to serve as Medical Director in accordance with the procedures mandated under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution awarding contracts for “professional services” without competitive bidding and the agreement between the parties must be available for public inspection; and

WHEREAS, the services as Medical Director will be performed by Dr. Schreibman at an annual cost of \$5,000, which amount is less than the threshold of \$17,500 under the New Jersey Local Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.4 et seq., and, therefore, the contract is not subject to the provisions of the New Jersey Local Unit Pay-To-Play Law; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose,

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

1. That Dr. Barbara Schreibman be awarded a contract and appointed to the position of Medical Director for the CFDEMS.
2. That Dr. Schreibman shall perform the services described in a memo, attached hereto, from the Supervisor of the CFDEMS for the annual compensation in the amount of \$5,000.

3. That a notice of the contract award shall be published and this resolution must be available for public inspection, in accordance with the requirements of N.J.S.A. 40A:11-1 et seq.
 4. That the Chief Financial Officer has certified that current funds are available for this purpose.
 5. That no further action of the Borough shall be required.
23. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the Mayor is authorized to sign an Interlocal Service Agreement for TV Inspection Services with the Northwest Bergen County Utilities Authority for 2017 and 2018.

REMARKS FROM MEMBERS OF THE PUBLIC CONCERNING THE CONSENT AGENDA ONLY [Reported by Deputy Borough Clerk Patricia A. McKim.]

24. No one wished to be heard.
25. Motion by Council Member Tsigounis and seconded by Council Member Cleary to close the meeting to remarks on agenda items.

Roll Call: Yes - Unanimous Motion adopted.

26. Motion by Council Member Tsigounis and seconded by Council Member Cleary to consider all items marked with an asterisk as a single question.

On the question: The Borough Clerk announced that copies of all items marked with an asterisk have been posted in the Borough Hall and made available to the public.

Roll Call: Yes – Unanimous Motion adopted.

27. Motion by Council Member Tsigounis and seconded by Council Member Cleary to adopt all items with an asterisk as a single question.

Roll Call: Yes - Unanimous Motion adopted.

PRESENTATION OF BILLS

28. Resolution by Council Member Olmo and seconded by Council Member Cleary:

(Resolution in full on pages 148A through 148F.)

Roll Call: Yes – Unanimous Resolution adopted.

REMARKS FROM THE PUBLIC FOR THE GOOD AND WELFARE OF THE BOROUGH [Reported by Deputy Borough Clerk Patricia A. McKim.]

29. Richard Calabrese, 42 Engle Street said as everyone knows he is not a fan of the no overnight parking ordinance and would like to see it abolished. I saw the reminder on the Police message board and I received two reverse 911 calls, yet people still left their cars out all night. My question is, if you don't have a landline, can you still get the reverse 911 calls? Chief Wrixon said you can if you provide a phone number when you sign up for alerts through our OEM. Council Member Olmo said most towns have no overnight parking for the entire year. Chief Wrixon said he knows it's an archaic law for these times where many households have more than one or two cars as they did back when it was enacted. An idea I've been thinking about is to make the no street parking year round rather than just October 15th to April 15th. We could change the title of the Ordinance from No Overnight Parking to

