

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

OCTOBER 5, 2011

1. Barbara Mann 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 Press Journal and The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:32 P.M.
4. Present: Council Members Cleary, Mueller, Savas, Tsigounis
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld, McKim, Mann
Absent: Council Members Brennan, Olmo

COMMUNICATIONS

5. Minutes of the following meetings:

Board of Health	March 14, 2011
Library Board of Trustees	June 20, 2011
Planning Board	September 27, 2011

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

6. Council Member Tsigounis said Thursday, Oct. 13 at 7:30 pm Cresskill High School will be screening the film "Race to Nowhere". It is a film about the pressures and stress facing our students. Tickets are \$15.00.
On Thursday, Oct. 6, at 7:00 pm, there will be a presentation on Ethics and Investing at the Library.
We are working on the Environmental Committee's Resource Inventory Project. Thanks to Bobbi Bauer for all the work she has done.

Council Member Savas said Donna Jo has almost completed the Rules and Regulations for the Senior Center. The seniors will be presenting it to us shortly. I have asked Recreation to do the same.

I met with representatives of the Recreation Committee this week. We have had some difficulties with some sports. They will be working on better programs for next fall.

Council Member Cleary read a letter (attached) from the Fire Association.

Council Member Mueller said the Zoning Board of Adjustment has seen quite a jump in the number of applications the last couple of months. This is a good sign for the economy.

NEW BUSINESS

INTRODUCTION OF ORDINANCE

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, October 19, 2011 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 – Council Members Cleary, Mueller, Savas, Tsigounis
 No - None
 Absent – Council Members Brennan, Olmo
 Abstain – None
 Resolution adopted.

Ordinance No. 11-20-1422 Amend Chapter 30 – Fire Department

13. Motion at 7:39 PM by Council Member Cleary and seconded by Council Member Savas to introduce Ordinance No. 11-20-1422 Amend Chapter 30 – Fire Department on first reading by title only.
14. Council Member Cleary read the title:

AMEND CHAPTER 30 – FIRE DEPARTMENT

(Ordinance in full on page 175A.)

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

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. 11-20-1422, entitled:

AMEND CHAPTER 30 – FIRE DEPARTMENT

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, October 19, 2011 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.

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

17. WHEREAS, the Recreation Committee has scheduled various programs; and
 WHEREAS, the participants are unable to attend;

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

Katherine Dodds
(for: Claire Dodds)
 72 Pershing Place
 Cresskill, NJ 07626
 Amount: \$15.00

Caron Rockman
(for: Sydney Rockman)
 298 Concord Street
 Cresskill, NJ 07626
 Amount: \$125.00

Adelina Gershman
(for: Adelina Gershman)
 185 Madison Avenue
 Cresskill, NJ 07626
 Amount: \$135.00

Hyun J. Shim
(for: Rachel Shim)
 32 Deacon Place
 Cresskill, NJ 07626
 Amount: \$155.00

Jesus Arozamena
(for: James Arozamena)
 181 14th Street
 Cresskill, NJ 07626
 Amount: \$140.00

18. 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 refund for overpayment of 4th quarter 2010 taxes to:

<u>BLOCK</u>	<u>LOT</u>	<u>Qualifier</u>	<u>NAME</u>	<u>AMOUNT</u>
107	6		Erik & Kim Ten Cate 166 Roosevelt Street Cresskill, NJ 07626	\$ 4,281.45

19. WHEREAS, Jeffrey Rotenberg is the taxpayer of real estate designated as Block 91.05, Lot 4 on the official tax map of the Borough of Cresskill and better known as 16 South Pond Road, Cresskill, New Jersey; and

WHEREAS, Jeffrey Rotenberg has made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax years 2010 and 2011; and

WHEREAS, the parties to said action have agreed upon an adjustment of the assessment; and

WHEREAS, the parties have agreed that the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall apply; and

WHEREAS, the Mayor and Council are satisfied that, all things considered, the settlement, as set forth below, is reasonable;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the adjustments of the assessments of the property specified below be and is hereby ratified as follows:

<u>Block</u>	<u>Lot</u>	<u>Street Address</u>		
91.05	4	16 South Pond Road		
<u>Years: 2010 & 2011</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>	
LAND	\$ 825,600	N/A	\$ 825,600	
IMPROVEMENTS	<u>\$ 1,529,000</u>	<u>N/A</u>	<u>\$ 1,174,400</u>	
TOTAL	\$ 2,354,600	N/A	\$ 2,000,000	

BE IT FURTHER RESOLVED that Morrison Mahoney LLP be, and hereby are, authorized to execute the Stipulation of Settlement memorializing the settlement of the matter on behalf of the Borough of Cresskill; and

BE IT FURTHER RESOLVED the proper officials be, and hereby are, authorized to make the necessary adjustments to the assessment.

20. WHEREAS, the Cresskill Fire Department has requested the purchase of extrication equipment in the amount of \$55,000; and

WHEREAS, the Chief Financial Officer has verified that the funds are available;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill authorizes the purchase under State Contract #A75944 from ESI Equipment, Inc., 440 Horsham Road, Horsham, PA 19044-2141.

21. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following October 2011 payroll be ratified and approved:

October 7, 2011

Current Fund	\$ 234,177.62
Social Security/Medicare	9,423.85
Municipal Pool	3,390.98
Community Center	<u>1,757.94</u>
	\$ 248,750.39

22. WHEREAS, by resolution of the Mayor and Council, the Borough Clerk was authorized to advertise invitations to bidders in connection with One (1) 2012 Dump Truck with Snow Plow and Salt Spreader pursuant to Documents and Specifications entitled "One (1) 2012 Dump Truck with Snow Plow and Salt Spreader," and

WHEREAS, after due advertisement, bids were received at the Borough Hall on October 4, 2011 at 11:00 AM; and

WHEREAS, Deluxe International Trucks, Inc., 600 S. River Street, Hackensack, NJ 07601 submitted a quotation in the amount of \$141,982.00, which appears to be the lowest responsible bid received; and

WHEREAS, the Public Works Superintendent has reviewed the said bid and is satisfied that the same can be accepted;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, County of Bergen, and State of New Jersey, that the One (1) 2012 Dump Truck with Snow Plow and Salt Spreader contract be awarded to Deluxe International Trucks, Inc., and that the Mayor and Borough Clerk be, and hereby are, authorized to sign an agreement for same, subject to the following conditions:

1. Compliance with all provisions of the Notice to Bidders and applicable Plans and Specifications.
2. Execution of a contract.

AND BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Cresskill hereby waive any informality or irregularity in the bid of the One (1) 2012 Dump Truck with Snow Plow and Salt Spreader.

Motions

23. Appoint Christine Azelby to Cresskill Emergency Medical Services for a six-month probationary period.

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 Savas 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 Savas 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 Savas 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 Savas and seconded by Council Member Cleary:

(Resolution in full on pages 178A through 178E.)

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. Howard Tiedemann, 101 7th Street said the clothes bins the Firemen's Association has been putting out are a really good thing. The clothes get cleaned and then donated. Also, the Fire Association will supply families that have unfortunately been the victims of a fire with gift cards. There are three bins located in the Walgreen's parking lot at the circle.

No one else wished to be heard.

30. Motion by Council Member Savas and seconded by Council Member Cleary to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

31. Resolution by Council Member Savas and seconded by Council Member Mueller:

RESOLVED that pursuant to Subsection 7(b) of the Open Public Meetings Act the public can be excluded from a public meeting so that proceedings can be conducted in closed session and the Mayor and Council now intending to discuss:

[] pending or anticipated litigation involving Cresskill;

[X] personnel matters involving employment, appointment, termination, evaluation, discipline or promotion of Cresskill personnel; Police

