

## BOROUGH OF CRESSKILL

## MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

OCTOBER 5, 2016

1. Council Member Mueller 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 7:51 P.M.
4. Present: Council Members Cleary, Mueller, Olmo, Savas, Spina, Tsigounis  
Also Present: Attorney Salvatore, Borough Officials Laufeld, Mann, Deputy Chief Domville
5. Motion by Council Member Savas and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of September 21, 2016.

Roll Call: Yes – Unanimous

Motion adopted.

## COMMUNICATIONS

6. Minutes of the following meetings:

Board of Health	March 28, 2016
Library Board of Trustees	June 20 & July 18, 2016
Planning Board	September 13, 2016

Filed.

## REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Savas stated we really, really need volunteers on some of the committees in town. Our Recreation Committee has 7 members when it was one of our largest committees. Recreation Committee members run the programs. If we do not have the members, we will be forced to cancel programs for our children.

We have a big Trunk or Treat program this year. People decorate their car trunks and give out treats. They also come in costume and it's a lot of fun. It will be held in the Municipal Parking Lot on 3<sup>rd</sup> Street on Monday, October 31<sup>st</sup>.

Council Member Olmo said our Office of Emergency Management has been sending out hurricane warnings regarding Hurricane Matthew.

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

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## CONSENT AGENDA

## NEW BUSINESS

\*Resolutions

9. WHEREAS, notice was received that duplicate payments were made on various invoices for ambulance services; and

WHEREAS, a review of our records show that duplicate payments were received for these services.

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

<u>INVOICE #</u>	<u>DATE OF SERVICE</u>	<u>NAME</u>	<u>AMOUNT</u>
15-32575	5/01/15	Bernard Levere	\$ 87.52
15-48757	6/28/15	78 Hoover Drive Cresskill, NJ 07626	<u>\$ 87.52</u>
TOTAL:			\$175.04

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

WHEREAS, the following participants were unable to attend;

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

Steven Kebabjian <i>(for: Julianna Kebabjian)</i> 204 Elm Street Cresskill, NJ 07626 Amount: \$105.00	Kiran Bhat <i>(for: Anya Bhat)</i> 94 Evergreen Ave. Cresskill, NJ 07626 Amount: \$155.00
Marc Evangelista <i>(for: Evangelista Family)</i> 10 Madison Avenue, Ste. 304 Cresskill, NJ 07626 Amount: \$420.00	

11. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Daniel Smith be approved for part time seasonal help as Laborer in the Public Works Department at a salary of \$12.00 per hour effective September 26, 2016.

12. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following September 2016 payrolls be ratified and approved:

September 16, 2016

Current Fund	\$ 337,167.09
Social Security/Medicare	14,323.04
Community Center	2,085.93
Pool Commission	15,776.44
Library	<u>11,324.05</u>
	\$ 380,676.55

September 30, 2016

Current Fund	\$ 299,252.31
Social Security/Medicare	13,359.84
Community Center	2,103.07
Library	<u>12,266.50</u>
	\$ 326,981.72

13. WHEREAS, the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides matching grants to municipal

governments and to nonprofit organizations for assistance in the development or redevelopment of municipal recreation facilities; and

WHEREAS, the Borough of Cresskill desires to further the public interest by obtaining a matching grant of \$50,000.00 from the County Trust Fund to fund the following project: Margie Avenue Athletic Field Improvements; and

WHEREAS, the governing body has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and

WHEREAS, as part of the application process, the governing body will hold a public hearing on October 5, 2016 to receive comments prior to the submission of said application; and

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project(s).

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

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of October 13, 2016, as established by the County; and
  2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Borough of Cresskill has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and
  3. That the Borough of Cresskill is committed to providing a dollar for dollar cash match for the project; and
  4. That the Borough of Cresskill agrees to comply with all applicable federal, state and local laws, rules and regulations in its performance of the project; and
  5. That this resolution shall take effect immediately.
14. A RESOLUTION TO ADOPT A POLICY REQUIRING THE TAX ASSESSOR TO NOTIFY THE GOVERNING BODY AND CHIEF FINANCIAL OFFICER OF ALL TAX APPEALS UPON FILING

WHEREAS, the active monitoring and management of a municipality's ratable base is fundamental to helping to insure fiscal stability; and

WHEREAS, the refunding of tax appeals can affect the cash flow of a municipality, the calculation for the reserve for uncollected taxes which is necessary to the preparation of a budget and fund balance; and

WHEREAS, every taxpayer has the right to appeal a tax assessment, first through administrative channels and if not satisfied with the results there, ultimately through the County Board of Taxation and the Courts; and

WHEREAS, reporting of this information is essential to operation of the municipality; and

WHEREAS, it is in the best interest of the Borough of Cresskill that the Mayor and Council and Chief Financial Officer have this information on a timely basis.

NOW, THEREFORE BE IT RESOLVED that the Tax Assessor is requested to follow this policy requiring that the Tax Assessor of the Borough of Cresskill notify the Mayor and Council and the Chief Financial Officer of all tax appeals upon filing, but no later than June 1<sup>st</sup> of each year.

15. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, County of Bergen and State of New Jersey, that pursuant to N.J.S.A. 39-4-8(e), the following described locations are designated as bus stops:

**COUNTY ROADS**

**1. Along County Road (CR 501), northbound on the easterly side thereof at:**

- a. Crest Drive North  
Beginning at the northerly curblineline of Crest Drive North and extending 100 feet southerly therefrom (location 11208).
- b. East Madison Avenue – (near side)  
Beginning at the southerly curblineline of East Madison Avenue and extending 105 feet southerly therefrom (location 11210).
- c. Hillside Avenue – (near side)  
Beginning at the southerly curblineline of Hillside Avenue and extending 105 feet southerly therefrom (location 11211).

**2. Along County Road (CR 501), southbound on the westerly side thereof at:**

- a. East Madison Avenue – (near side)  
Beginning at the northerly curblineline of East Madison Avenue and extending 105 feet northerly therefrom (location 11218).
- b. Palisades Avenue – (far side)  
Beginning at the southerly curblineline of East Madison Avenue and extending 100 feet southerly therefrom (location 11219).
- c. Crest Drive South – (far side)  
Beginning at the southerly curblineline of Crest Drive South and extending 100 feet southerly therefrom (location 11220).

**3. Along Knickerbocker Road (CR 505), northbound on the easterly side thereof at:**

- a. Phelps Avenue – (near side)  
Beginning at the southerly curblineline of Phelps Avenue and extending 105 feet southerly therefrom (location 11232).
- b. Between Maple Street and Willis Avenue – (mid-block)  
Beginning 470 feet south of the southerly curblineline of Maple Street and extending 135 feet southerly therefrom (location 11234).
- c. Between Willis Avenue and Merritt Avenue – (mid-block)  
Beginning 205 feet north of the northerly curblineline of Willis Avenue and extending 135 feet northerly therefrom (location 11233).
- d. Madison Avenue – (near side)  
Beginning at the southerly curblineline of Madison Avenue and extending 105 feet southerly therefrom (location 11238) (Camp Merritt Memorial Circle).
- e. Grant Avenue – (far side)  
Beginning at the northerly curblineline of Grant Avenue and extending 100 feet northerly therefrom (location 11242).

**4. Along Knickerbocker Road (CR 505), southbound on the westerly side thereof at:**

- a. Maple Street – (near side)  
Beginning at the northerly curblineline of Maple Street and extending 105 feet northerly therefrom (location 11249).
- b. Phelps Avenue– (near side)  
Beginning at the northerly curblineline of Phelps Avenue and extending 105 feet northerly therefrom (location 11251).

**5. Along Madison Avenue (CR 74), eastbound on the southerly side thereof at:**

- a. Eleventh Avenue– (near side)  
Beginning at the westerly curblineline of Eleventh Avenue and extending 105 feet westerly therefrom (location 11253).
- b. Tenth Street– (near side) **DELETE**  
Beginning at the westerly curblineline of Tenth Street and extending 105 feet westerly therefrom (location 11254).
- c. Sixth Street– (near side)  
Beginning at the westerly curblineline of Sixth Street and extending 105 feet westerly therefrom (location 11255).
- d. Fourth Street– (near side)  
Beginning at the westerly curblineline of Fourth Street and extending 105 feet westerly therefrom (location 11256).
- e. Cresskill Avenue – (near side)  
Beginning at the westerly curblineline of Cresskill Avenue and extending 105 feet westerly therefrom (location 11257).

**6. Along Madison Avenue (CR 74), westbound on the northerly side thereof at:**

- a. Waverly Place – (near side)  
Beginning at the westerly curblineline of Waverly Place and extending 105 feet westerly therefrom (location 11258).
- b. Brookside Avenue – (near side)  
Beginning at the westerly curblineline of Brookside Avenue and extending 105 feet westerly therefrom (location 11259).
- c. Jefferson Avenue – (near side)  
Beginning at the westerly curblineline of Jefferson Avenue and extending 105 feet westerly therefrom (location 11260).

**7. Along Union Avenue (CR 74), eastbound on the southerly side thereof at:**

- a. Washington Street – (far side)  
Beginning at the easterly curblineline of Washington Street and extending 100 feet easterly therefrom (location 11263).
- b. Between County Road and Ackerman Place – (mid-block)  
Beginning 118 feet west of the westerly curblineline of County Road and extending 135 feet westerly therefrom (location 11264).

**8. Along Union Avenue (CR 74), westbound on the northerly side thereof at:**

- a. Dogwood Lane – (near side)

Beginning at the westerly curblineline of Dogwood Lane and extending 105 feet westerly therefrom (location 11265).

- b. Piermont Road – (near side)  
Beginning at the westerly curblineline of Piermont Road and extending 105 feet westerly therefrom (location 11266).

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill will enforce the needed traffic regulations governing the aforementioned bus stop locations and provide the necessary police security to ensure the safety of the traveling public.

ATTEST:

BY:

\_\_\_\_\_  
Barbara Nasuto, Municipal Clerk

\_\_\_\_\_  
Benedict Romeo, Mayor

16. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, County of Bergen and State of New Jersey, that pursuant to N.J.S.A. 39-4-8(e), the following described locations are designated as bus stops:

**MUNICIPAL ROADS**

1. **Along Jefferson Avenue, northbound on the easterly side thereof at:**

- a. Magnolia Avenue – (near side)  
Beginning at the southerly curblineline of Magnolia Avenue and extending 105 feet southerly therefrom (location 11224).
- b. Madison Avenue – (near side)  
Beginning at the southerly curblineline of Madison Avenue and extending 105 feet southerly therefrom (location 11225).

2. **Along Jefferson Avenue, southbound on the westerly side thereof at:**

- a. Madison Avenue – (far side)  
Beginning at the southerly curblineline of Madison Avenue and extending 100 feet southerly therefrom (location 11226).
- b. Smith Terrace – (near side)  
Beginning at the northerly curblineline of Smith Terrace and extending 105 feet northerly therefrom (location 11228).

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill will enforce the needed traffic regulations governing the aforementioned bus stop locations and provide the necessary police security to ensure the safety of the traveling public.

ATTEST:

BY:

\_\_\_\_\_  
Barbara Nasuto, Municipal Clerk

\_\_\_\_\_  
Benedict Romeo, Mayor

17. WHEREAS, by resolution of the Mayor and Council, the Borough Clerk was authorized to advertise invitations to bidders in connection with the 2016 Road Resurfacing Program pursuant to Documents and Specifications entitled “2016 Road Resurfacing Program”; and

WHEREAS, after due advertisement, bids were received at the Borough Hall on September 29, 2016 at 11:30 AM; and

WHEREAS, Rockborn Trucking & Excavation, Inc., 12 Taylor Road, Wharton, NJ 07885-1502, submitted a quotation in the amount of \$654,906.85, which appears to be the lowest responsible bid received; and

WHEREAS, the Borough Engineer, Borough Attorney and Qualified Purchasing Agent have reviewed the said bid and are 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 2016 Road Resurfacing Program contract be awarded to Rockborn Trucking & Excavation, 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. Availability of sufficient funds, as determined by the Borough's Chief Financial Officer.
2. Compliance with all provisions of the Notice to Bidders and applicable Plans and Specifications.
3. 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 2016 Road Resurfacing Program.

18. WHEREAS, Starwood Heller was approved a subdivision (Cresskill Hills), Block 91, Lot 3; and

WHEREAS, the Borough Engineer required a cash performance guarantee be posted to ensure the completion of the subdivision and subsequent road work and improvements; and

WHEREAS, the subdivision road work and other items have been satisfactorily completed and inspections have found the work to be in order;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the cash performance guaranty balance of \$112,059.26, deposited for this work, be refunded to G. Heller Enterprises Inc. from Developer's Escrow Account #79225.

19. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Mercedes Walker be approved for part time employment at the Community Center at the rate of \$10.00 an hour, effective immediately.

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

20. Richard Calabrese, 42 Engle Street wanted to second resolution #6 (#14).

No one else wished to be heard.

21. 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.

22. 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.

23. 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.

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#### PRESENTATION OF BILLS

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

(Resolution in full on pages 142A through 142F.)

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.]

25. Dan Green, 40 Jefferson Avenue said about 40 parents were looking at the Cresskill Schools and how to improve them with the current overcrowding of classes; 24-25 students per class. We attended the Board of Education meeting and listened to their plan. We would like to talk to the Mayor and Council about it.

Mayor Romeo said he would sit and talk with them after the meeting.

Deputy Chief Domville said his department was notified by DPW that Pershing Place roadway milling will start on Fri., Oct. 7<sup>th</sup> and the paving on Mon., Oct. 10<sup>th</sup> & Tues., Oct. 11<sup>th</sup>.

Mayor Romeo said the second pre-construction meeting was held on the Walking Trail and work should commence on October 17<sup>th</sup> or 18<sup>th</sup>.

Deputy Chief Domville said Andrew Naso, one of our full time dispatchers, has enlisted in the service. He will be leaving shortly and I want to commend him for his service to us. We will be moving one of our part timers to a full time position as his replacement.

No one else wished to be heard.

26. 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.

27. Motion at 8:00 P.M. by Council Member Savas and seconded by Council Member Cleary to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

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Benedict Romeo  
Mayor

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Barbara A. Nasuto  
Borough Clerk