

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

DECEMBER 2, 2009

1. Lou Laurita 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 7:46 P.M.
4. Present: Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld, McKim, Chief Wrixon
5. Mayor Romeo read a Proclamation for Ella Palmroth for her upcoming 100th birthday.

(Proclamation on page 141A.)

6. Motion by Council Member Brennan and seconded by Council Member Olmo to approve the minutes of the Mayor and Council Regular meeting of October 21, 2009.

Roll Call: Yes – Council Members Brassel, Brennan, Cleary, Olmo, Savas
 No - None
 Absent – None
 Abstain – Council Member Thomasma
 Motion adopted.

COMMUNICATIONS

7. Minutes of the following meeting:

Community Center Board of Trustees	Oct. 12, 2009
Environmental Commission	Oct. 15, 2009
Library Board of Trustees	Oct. 26, 2009
Planning Board	Oct. 27, and Nov. 10, 2009
Pool Commission	Oct. 12, 2009

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

8. Council Member Savas said she attended the League Conference with Mr. Vaccaro and Mr. Olmo and it was very fruitful. I spoke with Asst. Commissioner David Gruber of Health & Senior Services of N.J. about the H1N1. The severity of the flu is lower than we thought and the H1N1 vaccine has arrived and we will be setting up dates soon. I want to welcome Karen Reisner and Eileen O'Leary, our new members of the Board of Health. They attended the last meeting and are wonderful. The Library Board approved a resolution expanding the Borough Code prohibiting individuals from conducting private business on the Library premises. Our food drive before Thanksgiving was very successful. I want to thank all the volunteers that helped out.

Ted Robinson, 108 12th Street a landscaper in Cresskill said he has no problem with the ordinance. I don't think the \$100 fee is out of line.

No one else wished to be heard.

14. Motion by Council Member Brassel and seconded by Council Member Olmo to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

15. Resolution by Council Member Brassel and seconded by Council Member Brennan:

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. 09-08-1376, entitled:

AMEND CHAPTER 151, LANDSCAPING, RESIDENTIAL

pass its second and final reading, is hereby adopted and shall be published according to law.

Roll Call: Yes – Unanimous Resolution adopted.

NEW BUSINESS

INTRODUCTION OF ORDINANCE

Ordinance No. 09-09-1377 – Amend 2009 Salary Ordinance

16. Motion at 8:05 P.M. by Council Member Thomasma and seconded by Council Member Brennan to introduce Ordinance No. 09-09-1377 – Amend 2009 Salary Ordinance on first reading by title only.

Roll Call: Yes– Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
 No – None
 Absent – None
 Abstain – None
 Motion adopted.

17. Council Member Thomasma read the title:

AN ORDINANCE TO AMEND ORDINANCE NO. 09-05-1373 AFFIXING THE SALARIES, WAGES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF CRESSKILL - YEAR 2009

(Ordinance in full on pages 143A through 143E.)

18. Resolution by Council Member Thomasma and seconded by Council Member Brennan:

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. 09-09-1377, entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 09-05-1373 AFFIXING THE SALARIES, WAGES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF CRESSKILL - YEAR 2009

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, December 16, 2009, 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 Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
No – None
Absent – None
Abstain – None
Resolution adopted.

Ordinance No. 09-10-1378 – Amend Chapter 230, Article V – Street Openings

19. Motion at 8:06 P.M. by Council Member Brassel and seconded by Council Member Brennan to introduce Ordinance No. 09-10-1378 – Amend Chapter 230, Article V – Street Openings on first reading by title only.

Roll Call: Yes– Unanimous Motion adopted.

20. Council Member Brassel read the title:

AMEND CHAPTER 230, ARTICLE V - STREET OPENINGS

(Ordinance in full on pages 144A through 144B.)

21. Resolution by Council Member Brassel and seconded by Council Member Brennan:

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. 09-10-1378, entitled:

AMEND CHAPTER 230, ARTICLE V - STREET OPENINGS

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, December 16, 2009 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.

NEW BUSINESS

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

23. WHEREAS, the following permits have been issued under Section 132-91 of the Code of the Borough of Cresskill and cash bonds deposited therefor; and

WHEREAS, the Superintendent of Public Works has inspected the work and found it to meet all requirements of the applicable Section;

NOW, THEREFORE, BE IT RESOLVED that the proper officials be and hereby are directed to return the bonds held under the following permits:

<u>Code Sec.</u>	<u>Permit #</u>	<u>Name</u>	<u>Amount</u>
132-91	3879	Tomislav Glavan 147 Brookside Avenue Cresskill, NJ 07626	\$ 50.00
132-91	3881	James Harrington 98 Morningside Avenue Cresskill, NJ 07626	\$ 50.00
132-91	3882	A. Macchione Bros. 71 South Newman Street Hackensack, NJ 07601 (for: 334 Brookside Avenue)	\$ 50.00

24. 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:

Robert Wells
(for: Carly & Emily Wells)
385 Concord Street
Cresskill, NJ 07626
Amount: \$120.00

Lori Glastein
(for: Lily Glastein)
39 Park Avenue
Cresskill, NJ 07626
Amount: \$90.00

Andrew Stern
(for: Hannah Stern)
174 Hillside Avenue
Cresskill, NJ 07626
Amount: \$60.00

Elaine Lapinig
(for: Matthew Lapinig)
43 Magnolia Avenue
Cresskill, NJ 07626
Amount: \$90.00

Maura DeCrisofaro
(for: Katie DeCrisofaro)
10 Crest Drive South
Cresskill, NJ 07626
Amount: \$60.00

Lara Spina
(for: Lara Spina)
16 Woodland Road
Cresskill, NJ 07626
Amount: \$15.00

Karen Martin
(for: Sydnie Martin)
17 Beechwood Road
Cresskill, NJ 07626
Amount: \$60.00

Valerie Ziegler
(for: Valerie Ziegler)
65 Cresskill Avenue
Cresskill, NJ 07626
Amount: \$120.00

Rita Hasenstab
(for: Julia Hasenstab)
344 12th Street
Cresskill, NJ 07626
Amount: \$15.00

Oscar Kolodzynski
(for: Sophia Kolodzynski)
26 Churchill Road
Cresskill, NJ 07626
Amount: \$105.00

Carol Doku
(for: Gina, Sophia and Danny Doku)
346 Knickerbocker Road
Cresskill, NJ 07626
Amount: \$90.00

Cindy Wolfer
(for: Chase Wolfer)
48 Kennedy Road
Cresskill, NJ 07626
Amount: \$60.00

Denise Benfante
 (for: *Kenneth Benfante*)
 184 5th Street
 Cresskill, NJ 07626
 Amount: \$70.00

Colleen Zaikov
 (for: *Jordan Zaikov*)
 18 Buckingham Road
 Cresskill, NJ 07626
 Amount: \$15.00

Rita Iannuzzi
 (for: *Briana Iannuzzi*)
 356 11th Street
 Cresskill, NJ 07626
 Amount: \$60.00

Julie Rooney
 (for: *Kelsi Rooney*)
 21 Beechwood Road
 Cresskill, NJ 07626
 Amount: \$90.00

Lucy Lilly-Eng
 (for: *Michael Eng*)
 37 Willis Ave.
 Cresskill, NJ 07626
 Amount: \$60.00

25. 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 refunds for Homestead Rebates received by the Borough of Cresskill for the year 2009 to:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
167	23	James & Sylvia Pellicone 101 Linwood Avenue Cresskill, NJ 07626	\$1,618.67
14.02	1	William John Stanton 277 Highland Street Cresskill, NJ 07626	\$1,194.81

26. WHEREAS, bids were received for the Jefferson Avenue Improvement – Section Nos. 3 & 4 and a contract was awarded to Smith Soudy Asphalt in the amount of \$280,359.70; on July 11, 2007; and

WHEREAS, a retainage amount of 2% was withheld by the Borough for a two year period; and

WHEREAS, the Borough Engineer has found the Contractor has fully satisfied his contractual obligations with respect to maintenance of such improvement and recommends release of the retainage amount in change order No. 2.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that change order No. 2 be issued in the amount of \$5,344.11 to Smith Soudy Asphalt in order to complete the contract.

27. WHEREAS, the current structure of providing 9-1-1 Public Safety Accessing Points (PSAP) has resulted in a system, in which increasing costs are being imposed upon municipalities; and

WHEREAS, the cost per resident for said services varies throughout the County; and

WHEREAS, the costs and inequities of the current system have resulted in public safety organizations looking to participate in a unified and consolidated system; and

WHEREAS, for the densely populated metropolitan areas of Bergen County, this consolidation and shared infrastructure will result in savings passed on to municipalities while maintaining the performance and service levels on behalf of the operating entities; and

WHEREAS, sharing resources and reducing costs is a driving principle behind consolidation and consolidation will eliminate duplicate purchasing costs, reduce staffing costs and reduce comprehensive training costs; and

WHEREAS, consolidating communications operations still enables the operating entities to continue to carry out their duties with no perceived change in their normal operations; and

WHEREAS, Bergen County Communications, operated by the Bergen County Police Department, has the capability to provide 9-1-1 communications to the Borough of Cresskill at a cost of \$0.75 cents per resident; and

WHEREAS, the Borough of Cresskill is desirous of consolidating its 9-1-1 communications with the County Communications;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill that the Borough be and is hereby authorized to enter into an Agreement with the County of Bergen from September 1, 2008 through August 31, 2010 to receive 9-1-1 communications services at the cost of \$0.75 cents per resident; and

BE IT FURTHER RESOLVED, the Mayor be and is hereby authorized to execute the necessary Agreement with the County of Bergen, in a form to be approved by the Borough's counsel.

28. WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of Cresskill desires to further the public interest by obtaining a grant of \$1,900,000 from the State to fund the following project(s): Cresskill Open Space Acquisitions.

NOW, THEREFORE, the governing body resolves that Mayor Benedict Romeo or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant
- (b) provide additional application information and furnish such documents as may be required
- (c) act as the authorized correspondent of the above named applicant, and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

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

1. That the Borough's governing body is hereby authorized to execute an agreement and any amendment thereto with the State known as Cresskill Borough's Open Space Acquisitions; and
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$1,900,000.
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project; and
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.

5. That this resolution shall take effect immediately.

CERTIFICATION

I, Barbara Nasuto, Borough Clerk do hereby certify that the foregoing is a true copy of a resolution adopted by the Mayor and Council of the Borough of Cresskill at a meeting held on the _____ day of _____, _____.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this _____ day of _____, _____.

Barbara Nasuto
Borough Clerk

29. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Barbara Mann be appointed interim Recreation Director of Cresskill Recreation, at a salary of \$25,000, effective from November 2, 2009.
30. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Anthony Bertone be appointed consultant to Cresskill Recreation, at a yearly salary not to exceed \$5,000, payable in quarterly installments, effective November 2, 2009.
31. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the Mayor is hereby authorized to sign a Shared Services Agreement with the County of Bergen in connection with the landscaping services to maintain the Camp Merritt Monument.
32. WHEREAS, escrow money was deposited for a soil moving permit for Block 91.02, Lot 26; and

WHEREAS, the Borough Engineer has determined that the work is approved and complete;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following escrow money be refunded from Developer's Trust 022 to:

Franco & Lucia Mazzella
16 Engleside Street
Cresskill, NJ 07626
Block: 91.02
Lot: 26
Amount: \$339.61

33. WHEREAS, Jack Schatz and Rebecca Young were sent to the Zoning Board for a variance for a stone patio, at 24 Evans Road, that was constructed without a permit requiring a variance for impervious coverage; and

WHEREAS, the Zoning Board of Adjustment heard the application on August 28, 2008 and it was determined that no variance was needed;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the escrow fee of \$150.00 in Trust Acct. #1654 be refunded to Jack Schatz and Rebecca Young, for Block 202, Lot 4, otherwise known as 24 Evans Road.

34. WHEREAS, an escrow account was established with the Borough of Cresskill for the satisfactory completion of house at 122 Sixth Street, Block 48, Lot 682 in connection with Planning Board application 1333; and

WHEREAS, the house has been completed, inspected and approved and there is no need to keep any escrow funds;

NOW, THEREFORE, BE IT RESOLVED that the \$605.91 escrow balance, in Developer’s Trust Account 1583 be refunded to:

James Georgio
21 Columbus Road
Demarest, NJ 07627

35. WHEREAS, Tenakill Developers LLC has made application to the Tax Court of New Jersey to have the assessment of the properties in the Stipulation (attached hereto) adjusted for tax years 2007 and 2008; and

WHEREAS, the parties to said action have agreed upon an adjustment of the assessment for years 2007 and 2008; and

WHEREAS, the Mayor and Council are satisfied that, all things considered, the settlement, as set forth in the attachment hereto, is not unreasonable;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the adjustment of the assessment of the properties specified in the attachment be and is hereby ratified;

BE IT FURTHER RESOLVED that the May 20, 2009 Resolution relating to Tenakill Developers LLC is hereby vacated in its entirety; and

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

BE IT FURTHER RESOLVED that proper officials be, and hereby are, authorized to make the necessary adjustments to the subject properties’ assessments if they have not already done so; and

BE IT FURTHER RESOLVED that the Freeze Act shall not apply as per the Stipulation; and

BE IT FURTHER RESOLVED that the assessment of the properties attached hereto adjusted for tax year 2009 constitutes a combined property tax assessment reduction of \$5,521,100.00, which reduction shall be for the sole benefit of the individual property owners and no other person or entity and no attorney fees or costs related to this adjustment will be visited upon the individual property owners; and

BE IT FURTHER RESOLVED that Tenakill Developers LLC shall defend, indemnify, and hold harmless the Borough of Cresskill and all representatives on behalf of the Borough of Cresskill, including but not limited to Mayor Benedict Romeo, James Anzevino, Barbara A. Nasuto, Harold Laufeld III, Vincent Salvatore, Esq., Christopher E. Martin, Esq., Rebecca S. Spencer, Esq., Morrison Mahoney LLP and all others for any and all claims by any persons or entities arising out of anything related directly or indirectly to these docketed matters and the adjustment of the 2009 assessments.

36. 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 4th quarter 2009 taxes to:

<u>BLOCK</u>	<u>LOT</u>	<u>QUAL</u>	<u>NAME</u>	<u>AMOUNT</u>
181	2	CT004	Daniel Kane 40 Palisades Avenue Cresskill, NJ 07626	\$ 2,026.00
75	55		Marilyn Linder 161 Hillside Avenue Cresskill, NJ 07626	\$ 126.02

44	802		Mr. & Mrs. Dragi Cvetkovski 163 8 th Street Cresskill, NJ 07626	\$ 402.96
62	1013		Mr. & Mrs. Paul Hayward 69 5 th Street Cresskill, NJ 07626	\$ 1,607.00
29	3	C0001	Mr. & Mrs. Patrick Murphy 100 Stonegate Trail Cresskill, NJ 07626	\$ 250.00
74	47.03		152 Piermont Road, LLC (For :152 Piermont Road) 7 Main Street Glen Rock, NJ 07452	\$ 132.00
144	239		Denise Nemeth Ekiert 180 12 th Street Cresskill, NJ 07626	\$ 2,503.00
301	9		GEO Realty Investments, Inc. (For: 32 Jackson Drive) PO Box 174 Alpine, NJ 07620	\$ 7,032.00
301	11		J. Makris, LLC. (For: 44 Jackson Drive) PO Box 174 Alpine, NJ 07620	\$ 6,687.00
158	53		Matthew & Angela Kent (For: 33 Delmar Avenue) 9 Roberts Road Montvale, NJ 07645	\$ 1,895.00
14	53		Caron Rockman 298 Concord Street Cresskill, NJ 07626	\$ 16.01
186	7		Mr. & Mrs. Charlie Hong 19 Burton Place Cresskill, NJ 07626	\$ 2,520.00
104	5		Mr. Gilbert Puig & Ms. Tanya Ramos 408 Lafayette Street Cresskill, NJ 07626	\$ 2,102.00
91.07	9		Mr. & Mrs. John Hajjar 90 Hoover Drive Cresskill, NJ 07626	\$18,900.43
163	49		Lori J. Glastein 39 Park Avenue Cresskill, NJ 07626	\$ 1,741.00
86	114		Roslyn Herwitt (For: 46 Center Street) 13 Dogwood Court Woodland Park, NJ 07424	\$ 1,725.16

106	1	Joan Krohn 410 Concord Street Cresskill, NJ 07624	\$ 25.00
748	682	Mr. and Mrs. Marcus Ray 122 6 th Street Cresskill, NJ 07626	\$ 4,250.00
80	14	Sejal Medic, Inc. 48 Union Ave. Cresskill, NJ 07626	\$ 257.64
179	19	Jose Hernandez 8525 Northton Grove Boulevard Odessa, FL 33556 (For: 130 East Madison Avenue)	\$ 2,002.00
206	3	Andrew Shick 27 Churchill Road Cresskill, NJ 07626	\$ 159.30
208	4	William Morrison 24 Kennedy Road Cresskill, NJ 07626	\$ 2,309.20
179	71	R & J Cresskill LLC 28 Milton Avenue Cresskill, NJ 07626 (For: East Madison Avenue)	\$ 1,175.08

37. WHEREAS, the Borough of Cresskill and the Borough of Demarest are contiguous municipalities which have historically shared many municipal services and functions; and
- WHEREAS, the Borough of Cresskill and the Borough of Demarest have, in the past expressed an interest in studying the feasibility and benefits of sharing certain services provided by the two municipalities and again find the investigation of mutual benefits to be worth pursuing; and
- WHEREAS, the Borough of Cresskill seeks to maintain its historic and traditional identity, and new methods and practices that will effectuate a cost savings for services provided to residents; and
- WHEREAS, Cresskill and Demarest have agreed to explore sharing and/or consolidation of certain municipal services, while each maintaining its municipal identity and governmental functions while seeking innovative cost saving measures through consolidation or sharing of services and procurement.
- NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill do hereby agree to explore the expansion of a shared services program to effectuate a greater level of cooperation and sharing of municipal costs and services, to the mutual fiscal benefit of each community; and
- BE IT FURTHER RESOLVED that the Mayor or other designated party may apply for grants or other available funding to study or effectuate the sharing of services as may be deemed necessary and beneficial to reduce or eliminate liability to either municipality for the costs of performing the necessary studies and preparing reports on sharing or consolidation of services and of effectuating the desired results; and
- BE IT FURTHER RESOLVED that copies of the Resolution shall be forwarded to the Municipal Clerk of Demarest, the Bergen County Executive and the Bergen County Clerk.

38. Canceling Balances of Completed General Capital Improvement Authorizations

WHEREAS, certain General Capital Improvement Authorization balances remain dedicated to projects which have been completed; and

WHEREAS, it is necessary to formally cancel said funded balances to General Capital Surplus;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill that the following balances of unexpended General Capital Improvement Authorization be cancelled as follows:

<u>Ord. No.</u>	<u>Description</u>	<u>Funded Amount</u>
01-25/01-30	Various Improvements and Acquisition of Equipment	\$ 5,962.00
03-06	Various Public Improvements	\$20,391.49
04-06	Various Public Improvements	\$10,206.88
05-08	Various Public Improvements	\$ 1,128.41
06-12	Various Public Improvements	<u>\$ 6,920.00</u>
TOTAL:		\$44,608.78

39. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that part-time employment of Laurel Carnazza as Violations Clerk in the Cresskill Municipal Court is hereby ratified and confirmed at hourly salary of \$15.00.

40. BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill that the following transfers be made in the 2009 budget appropriations:

CURRENT ACCOUNT

	<u>Account</u>	<u>From</u>	<u>To</u>
Mayor and Council – O/E	110-020	3,000.00	
Municipal Clerk – O/E	120-020		3,000.00
Group Insurance for Employees	220-020	10,000.00	
Tax Assessment – O/E	150-020		10,000.00
Group Insurance for Employees	220-020	10,000.00	
Police – School Marshals S/W	246-010		10,000.00
Group Insurance for Employees	220-020	100.00	
PEOSHA – Hepatitis “B” Inoculations	231-020		100.00
Total		23,100.00	23,100.00

41. WHEREAS, application has been made to the Mayor and Council of the Borough of Cresskill for renewal of a liquor license and the proper fee has been paid therefor; and

WHEREAS, the applicant has complied with the laws of the State of New Jersey and ordinances of the Borough of Cresskill;

NOW, THEREFORE, BE IT RESOLVED that the following license be approved for the year commencing July 1, 2009 and ending June 30, 2010, subject to approval of the Police and Fire Departments:

PLENARY RETAIL CONSUMPTION LICENSE

Fee: \$1,320.00

Piermont Plaza Associates, Inc. Gatsby's of Cresskill 80 Piermont Road
Lic. No. 0208-33-002-011

42. WHEREAS, redemption money has been received to redeem Tax Sale Certificate 2007-16, Block 188, Lot 5, also known as 58 Carleton Terrace, in the amount of \$39,876.40; and

WHEREAS, a premium was received by the Borough in the amount of \$5,200.00 paid by the lien holder at the Tax Sale held December 5, 2007 and upon redemption is refunded the premium paid.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that, effective immediately, the amount of \$45,076.40 be refunded to:

Crusader
179 Washington Lane
Jenkintown, PA 19046

43. WHEREAS, N.J.S.A. 54:4-8:46 permits joint tenants' rights to deductions when disabled; and

WHEREAS, an application must be in writing by the claimant and submitted on Form PTD to the Tax Assessor's office supported with documents to substantiate all necessary qualifications; and

WHEREAS, John K. Lyons, having satisfied the above, and determined to be a 100% disabled veteran, is entitled to 50% exemption for 2008 as a joint tenant on the following property:

Santhagens, M. and Lyons etal 322 Brookside Avenue Cresskill, NJ 07626	Block 194 Lot 1
2008 tax exemption @ 50%	\$ 4,471.99

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Tax Collector is directed to adjust the property taxes for Block 194 Lot 1 assessed to Santhagens, M. and Lyons etal by 50% for 2008 and issue a refund in the amount of \$4,471.99 to John K. Lyons.

44. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following November and December 2009 payrolls be ratified and approved:

November 20, 2009

Current Fund	\$ 216,733.55
Social Security/Medicare	8,703.22
Community Center	<u>1,230.33</u>
	\$ 226,667.10

December 4, 2009

Current Fund	\$ 242,119.65
Social Security/Medicare	10,215.46
Community Center	<u>1,230.33</u>
	\$ 253,565.44

