

## BOROUGH OF CRESSKILL

## MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

FEBRUARY 5, 2014

1. Administrator Vaccaro led the Salute to the Flag and Pledge of Allegiance.
2. A Moment of Silence was observed in Honor of Pauline Rooney who passed away yesterday.
3. 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.
4. Mayor Romeo called the meeting to order at 6:14 P.M.
5. Present: Council Members Cleary, Mueller, Olmo, Savas, Spina, Tsigounis  
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld
6. Motion by Council Member Olmo and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of January 15, 2014.

Roll Call: Yes – Unanimous

Motion adopted.

## COMMUNICATIONS

7. Minutes of the following meetings:

Board of Health	November 25, 2013
Library Board of Trustees	December 16, 2013
Planning Board	January 14, 2014

Filed.

## REPORTS OF COMMITTEES AND OFFICIALS

8. Council Member Tsigounis thanked Council Member Savas for being proactive in handling the defibrillator situation at the Senior Center. They are not all identical.

Council Member Savas said all the municipal buildings have the same defibrillator except for the Senior Center and it should be interchangeable with what they have on the ambulances.

I met with the EMS and they have great ideas for some upgrades and can use the funds from the Alan Berlin family bequest they received.

There was a gymnastics event at the Community Center recently that was a big success and generated revenue for the Community Center.

Council Member Olmo said he spoke with DPW Supt. Terhune who advised that we are in good shape with salt for all the snowstorms we've been having.

Council Member Mueller said Chief Ulshoefer has a list of where all the defibrillators are located.

I want to thank our DPW for all the good work they do with the snow removal. I've spoken with people from other towns and Cresskill has by far the cleanest roads after these storms.

For a while now we have been inundated with tax appeals and refunds and something has to be done to stop it. I am working on it and will meet with CFO Laufeld soon. I hope to have a plan to present to the Mayor and Council in the upcoming months.

## NEW BUSINESS

### INTRODUCTION OF ORDINANCE

Ordinance No. 14-01-1458 – Amend Ordinance No. 13-13-1456 – An Ordinance to Fix the Salaries, Wages and Compensation of the Officers and Employees of the Borough of Cresskill – Year 2014

9. Motion at 6:21 PM by Council Member Olmo and seconded by Council Member Mueller to introduce Ordinance No. 14-01-1458 - Amend Ordinance No. 13-13-1456 – An Ordinance to Fix the Salaries, Wages and Compensation of the Officers and Employees of the Borough of Cresskill – Year 2014 on first reading by title only.

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

10. Council Member Olmo read the title:

AMEND ORDINANCE NO. 13-13-1456 – AN ORDINANCE TO FIX THE SALARIES, WAGES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF CRESSKILL – YEAR 2014

(Ordinance in full on page 22A.)

11. Resolution by Council Member Olmo 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. 14-01-1458, entitled:

AMEND ORDINANCE NO. 13-13-1456 – AN ORDINANCE TO FIX THE SALARIES, WAGES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF CRESSKILL – YEAR 2014

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, February 19, 2014 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, Olmo, Savas, Spina, Tsigounis  
 No - None  
 Absent – None  
 Abstain – None  
 Resolution adopted.

Bond Ordinance No. 14-02-1459 – Bond Ordinance- Improvement of 3<sup>rd</sup> St. and Construction of Cook Field Parking Lot

12. Resolution by Council Member Olmo and seconded by Council Member Cleary to amend 2014 Temporary Capital Budget.

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

(Resolution in full on page 23A.)

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

(Supplemental Debt Statement in full on pages 23B through 23F.)

14. Motion at 6:23 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Bond Ordinance No. 14-02-1459 - Improvement of 3<sup>rd</sup> St. and Construction of Cook Field Parking Lot on first reading by title only.

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

15. Council Member Olmo read the title:

BOND ORDINANCE TO AUTHORIZE ROADWAY RESURFACING AND CURB INSTALLATION AT THIRD STREET AND THE CONSTRUCTION OF A PARKING LOT AT COOK FIELD IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$285,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO APPROPRIATE BOROUGH OPEN SPACE TRUST ACCOUNT FUNDS, 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 23G through 23I.)

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

BE IT RESOLVED that Ordinance 14-02-1459 entitled:

BOND ORDINANCE TO AUTHORIZE ROADWAY RESURFACING AND CURB INSTALLATION AT THIRD STREET AND THE CONSTRUCTION OF A PARKING LOT AT COOK FIELD IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$285,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO APPROPRIATE BOROUGH OPEN SPACE TRUST ACCOUNT FUNDS, 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 19th day of February, 2014, at 7:30 o'clock, P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Mayor and 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, Savas, Spina, Tsigounis  
 No - None  
 Absent – None  
 Abstain – None  
 Resolution adopted.

Ordinance No. 14-03-1460 – Amend Chapter 53 – Police Department

17. Motion at 6:25 PM by Council Member Cleary and seconded by Council Member Olmo to introduce Ordinance No. 14-03-1460 – An Ordinance Amending Chapter 53 – Police Department on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

18. Council Member Cleary read the title:

AN ORDINANCE AMENDING CHAPTER 53 – POLICE DEPARTMENT

(Ordinance in full on page 24A.)

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

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. 14-03-1460, entitled:

AMEND CHAPTER 53 – POLICE 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, February 19, 2014 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.

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

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CONSENT AGENDA

NEW BUSINESS

\*Resolutions

21. 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 2013, payable to Hubschman & Roman, P.C. due to Stipulation of Settlements on the property assessments for the following:

<u>BLOCK</u>	<u>LOT</u>	<u>QUALIFER</u>	<u>ASSESSMENT ADJUSTMENT</u>	
181	2	CT036	Original Assessment:	\$ 407,300.00
			Tax Court Judgment:	\$ 358,400.00
			Decrease in Assessment:	\$ 48,900.00
			Tax Rate:	<u>2.413</u>
			Tax Refund:	\$ 1,179.96

7	34	Original Assessment:	\$ 965,000.00
		Tax Court Judgment:	<u>\$ 849,200.00</u>
		Decrease in Assessment:	\$ 115,800.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 2,794.25
14.03	5	Original Assessment:	\$1,363,500.00
		Tax Court Judgment:	<u>\$1,199,900.00</u>
		Decrease in Assessment:	\$ 163,600.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 3,947.67
28.01	1	Original Assessment:	\$ 278,900.00
		Tax Court Judgment:	<u>\$ 245,300.00</u>
		Decrease in Assessment:	\$ 33,600.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 810.77
73.01	47	Original Assessment:	\$1,746,000.00
		Tax Court Judgment:	<u>\$1,536,500.00</u>
		Decrease in Assessment:	\$ 209,500.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 5,055.24
76	51	Original Assessment:	\$ 751,800.00
		Tax Court Judgment:	<u>\$ 675,000.00</u>
		Decrease in Assessment:	\$ 76,800.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 1,853.18
80	7	Original Assessment:	\$ 137,200.00
		Tax Court Judgment:	<u>\$ 120,000.00</u>
		Decrease in Assessment:	\$ 17,200.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 415.04
80	8	Original Assessment:	\$ 169,700.00
		Tax Court Judgment:	<u>\$ 150,000.00</u>
		Decrease in Assessment:	\$ 19,700.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 475.36
80	14	Original Assessment:	\$1,523,800.00
		Tax Court Judgment:	<u>\$1,340,900.00</u>
		Decrease in Assessment:	\$ 182,900.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 4,413.38
90	27	Original Assessment:	\$2,813,300.00
		Tax Court Judgment:	<u>\$2,475,600.00</u>
		Decrease in Assessment:	\$ 337,700.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 8,148.70
90	28	Original Assessment:	\$1,985,500.00
		Tax Court Judgment:	<u>\$1,750,000.00</u>
		Decrease in Assessment:	\$ 235,500.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 5,682.62

90.01	20	Original Assessment:	\$2,193,600.00
		Tax Court Judgment:	<u>\$1,930,400.00</u>
		Decrease in Assessment:	\$ 263,200.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 6,351.02
91.04	2	Original Assessment:	\$1,584,800.00
		Tax Court Judgment:	<u>\$1,410,500.00</u>
		Decrease in Assessment:	\$ 174,300.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 4,205.86
91.04	13	Original Assessment:	\$1,514,100.00
		Tax Court Judgment:	<u>\$1,332,400.00</u>
		Decrease in Assessment:	\$ 181,700.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 4,384.42
91.04	17	Original Assessment:	\$1,551,000.00
		Tax Court Judgment:	<u>\$1,364,900.00</u>
		Decrease in Assessment:	\$ 186,100.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 4,490.59
91.05	8	Original Assessment:	\$1,933,200.00
		Tax Court Judgment:	<u>\$1,701,200.00</u>
		Decrease in Assessment:	\$ 232,000.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 5,598.16
91.05	16	Original Assessment:	\$1,903,700.00
		Tax Court Judgment:	<u>\$1,690,000.00</u>
		Decrease in Assessment:	\$ 213,700.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 5,156.58
91.05	17	Original Assessment:	\$2,245,700.00
		Tax Court Judgment:	<u>\$1,976,200.00</u>
		Decrease in Assessment:	\$ 269,500.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 6,503.04
91.05	18	Original Assessment:	\$1,595,600.00
		Tax Court Judgment:	<u>\$1,594,900.00</u>
		Decrease in Assessment:	\$ 700.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 16.89
91.06	5	Original Assessment:	\$2,981,100.00
		Tax Court Judgment:	<u>\$2,680,000.00</u>
		Decrease in Assessment:	\$ 301,100.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 7,265.54
91.06	9	Original Assessment:	\$1,766,200.00
		Tax Court Judgment:	<u>\$1,585,000.00</u>
		Decrease in Assessment:	\$ 181,200.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 4,372.36
91.06	21	Original Assessment:	\$2,093,700.00
		Tax Court Judgment:	<u>\$1,842,400.00</u>

		Decrease in Assessment:	\$ 251,300.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 6,063.87
91.06	27	Original Assessment:	\$1,980,800.00
		Tax Court Judgment:	<u>\$1,740,000.00</u>
		Decrease in Assessment:	\$ 240,800.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 5,810.50
92.03	12	Original Assessment:	\$ 79,500.00
		Tax Court Judgment:	<u>\$ 70,000.00</u>
		Decrease in Assessment:	\$ 9,500.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 229.24
92.03	14	Original Assessment:	\$ 942,600.00
		Tax Court Judgment:	<u>\$ 829,500.00</u>
		Decrease in Assessment:	\$ 113,100.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 2,729.10
143	188	Original Assessment:	\$ 778,700.00
		Tax Court Judgment:	<u>\$ 685,300.00</u>
		Decrease in Assessment:	\$ 93,400.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 2,253.74
145	357	Original Assessment:	\$ 742,500.00
		Tax Court Judgment:	<u>\$ 653,000.00</u>
		Decrease in Assessment:	\$ 89,500.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 2,159.64
209	6	Original Assessment:	\$1,695,800.00
		Tax Court Judgment:	<u>\$1,492,300.00</u>
		Decrease in Assessment:	\$ 203,500.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 4,910.46
209	9	Original Assessment:	\$1,860,000.00
		Tax Court Judgment:	<u>\$1,636,800.00</u>
		Decrease in Assessment:	\$ 223,200.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 5,385.82
209	11	Original Assessment:	\$1,466,000.00
		Tax Court Judgment:	<u>\$1,290,000.00</u>
		Decrease in Assessment:	\$ 176,000.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 4,246.88
210	10	Original Assessment:	\$1,264,500.00
		Tax Court Judgment:	<u>\$1,112,800.00</u>
		Decrease in Assessment:	\$ 151,700.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 3,660.52
211	20	Original Assessment:	\$1,248,500.00
		Tax Court Judgment:	<u>\$1,098,700.00</u>
		Decrease in Assessment:	\$ 149,800.00

		Tax Rate:	<u>2,413</u>
		Tax Refund:	\$ 3,614.67
211	22	Original Assessment:	\$1,742,300.00
		Tax Court Judgment:	<u>\$1,533,200.00</u>
		Decrease in Assessment:	\$ 209,100.00
		Tax Rate:	<u>2,413</u>
		Tax Refund:	\$ 5,045.58
213	3	Original Assessment:	\$1,518,200.00
		Tax Court Judgment:	<u>\$1,336,100.00</u>
		Decrease in Assessment:	\$ 182,100.00
		Tax Rate:	<u>2,413</u>
		Tax Refund:	\$ 4,394.07
301	1	Original Assessment:	\$1,152,200.00
		Tax Court Judgment:	<u>\$1,013,900.00</u>
		Decrease in Assessment:	\$ 138,300.00
		Tax Rate:	<u>2,413</u>
		Tax Refund:	\$ 3,337.18
301	13	Original Assessment:	\$1,679,900.00
		Tax Court Judgment:	<u>\$1,475,000.00</u>
		Decrease in Assessment:	\$ 204,900.00
		Tax Rate:	<u>2,413</u>
		Tax Refund:	\$ 4,944.24
301	28	Original Assessment:	\$1,664,000.00
		Tax Court Judgment:	<u>\$1,464,300.00</u>
		Decrease in Assessment:	\$ 199,700.00
		Tax Rate:	<u>2,413</u>
		Tax Refund:	\$ 4,818.76
302	12	Original Assessment:	\$1,289,800.00
		Tax Court Judgment:	<u>\$1,135,000.00</u>
		Decrease in Assessment:	\$ 154,800.00
		Tax Rate:	<u>2,413</u>
		Tax Refund:	\$ 3,735.32

22. WHEREAS, Carl Stutzer T/A 640 LLC has applied for Limo/Taxi Owner's Licenses and has paid the required fees; and

WHEREAS, the vehicles have been inspected and approved by Chief Edward Wrixon;

NOW, THEREFORE, BE IT RESOLVED that the licenses be authorized for term ending December 31, 2014 subject to requirements of Chapter 246 of the Code of the Borough of Cresskill.

License No. 14-391  
1998 Ford Crown Victoria  
Serial #2FAFP71W3WX143090

License No. 14-392  
2001 Ford Crown Victoria  
Serial #2FAFP71W01X118298

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

WHEREAS, the following participants are due refunds for various reasons;

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

Sean Dunay  
*(for: Jacklyn Dunay)*  
 458 12<sup>th</sup> Street  
 Cresskill, NJ 07626  
 Amount: \$100.00

Odelya Dekel  
*(for: Nadav Dekel)*  
 185 Madison Avenue  
 Cresskill, NJ 07626  
 Amount: \$120.00

Beth Odabashian  
*(for: Ethan Odabashian)*  
 164 9<sup>th</sup> Street  
 Cresskill, NJ 07626  
 Amount: \$70.00

Limor David  
*(for: Omer David)*  
 69 Grant Avenue  
 Cresskill, NJ 07626  
 Amount: \$90.00

Philip Reicherz  
*(for: Jackson Reicherz)*  
 5 Michele Court  
 Cresskill, NJ 07626  
 Amount: \$156.00

24. 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 2014 1<sup>st</sup> quarter taxes:

<u>BLOCK</u>	<u>LOT</u>	<u>Name</u>	<u>AMOUNT</u>
91.06	5	Bina & Mehul Shah 360 East Madison Avenue Cresskill, NJ 07626	\$17,983.00

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 tax refunds for 4<sup>th</sup> Quarter 2013 due to Stipulation of Settlements, and mail c/o Nowell Amoroso Klein Bierman, P.A., 155 Polifly Road, Hackensack, NJ 07601 on the property assessments for the following:

<u>NAME</u>	<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSMENT ADJUSTMENT</u>
Joseph P. & Cheryl Ann Napoleitano	301 (14 Jackson Dr.)	6	Original Assessment: \$1,100,000.00 Tax Court Judgment: \$ 968,000.00 Assessment Decrease: \$ 132,000.00 Tax Rate: <u>2.413</u> Tax Refund: \$ 3,185.16
Noah Kislevitz & Julia C. Grammer	90.01 (17 Lambs Ln.)	18	Original Assessment: \$1,093,000.00 Tax Court Judgment: \$ 880,900.00 Assessment Decrease: \$ 212,100.00 Tax Rate: <u>2.413</u> Tax Refund: \$ 5,117.97
Singer Family Dynasty Trust	212 (118 Eisenhower Dr.)	3	Original Assessment: \$1,487,700.00 Tax Court Judgment: \$1,309,200.00 Assessment Decrease: \$ 178,500.00 Tax Rate: <u>2.413</u> Tax Refund: \$ 4,307.21
Karen Singer (Trustee)	91.06 (212 Vaccaro Dr.)	38	Original Assessment: \$ 260,400.00 Tax Court Judgment: \$ 240,000.00 Assessment Decrease: \$ 20,400.00 Tax Rate: <u>2.413</u> Tax Refund: \$ 492.25

Karen Singer	90	30	Original Assessment:	\$1,567,600.00
	(113 Jackson Dr.)		Tax Court Judgment:	<u>\$1,379,500.00</u>
			Assessment Decrease:	\$ 188,100.00
			Tax Rate:	<u>2.413</u>
			Tax Refund:	\$ 4,538.85
Steven Singer	91.04	20	Original Assessment:	\$1,699,700.00
	(10 Loman Ct.)		Tax Court Judgment:	<u>\$1,495,700.00</u>
			Assessment Decrease:	\$ 204,000.00
			Tax Rate:	<u>2.413</u>
			Tax Refund:	\$ 4,922.52
Nick R. Issaeff	110	43	Original Assessment:	\$ 594,100.00
	(200 Lexington Ave.)		Tax Court Judgment:	<u>\$ 525,000.00</u>
			Assessment Decrease:	\$ 69,100.00
			Tax Rate:	<u>2.413</u>
			Tax Refund:	\$ 1,667.38
Mauro C. & Linda R. Romita	301	5	Original Assessment:	\$1,470,700.00
	(6 Jackson Dr.)		Tax Court Judgment:	<u>\$1,294,200.00</u>
			Assessment Decrease:	\$ 176,500.00
			Tax Rate:	<u>2.413</u>
			Tax Refund:	\$ 4,258.95

26. 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 due to Stipulation of Settlement on property assessment for Block 82, Lot 42 for 2013:

2013

Original Assessment:	\$ 979,500.00
Tax Court Judgment:	<u>\$ 862,000.00</u>
Decrease in Assessment:	\$ 117,500.00
Tax Rate:	<u>2.413</u>
Tax Refund:	\$ 2,835.28

Check to: Zipp & Tannebaum, LLC  
Attorneys at Law  
166 Gatzmer Avenue  
Jamesburg, NJ 08831  
(for: 20 Washington Street)

27. RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY  
VIA ON-LINE AUCTION

WHEREAS, the Borough of Cresskill is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough of Cresskill is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

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

1. The sale of surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Borough of Cresskill.
2. The sale will be conducted online and the address of the auction is govdeals.com.

3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
  4. A list of the surplus property to be sold is indicated on Schedule A attached hereto.
  5. The surplus property as identified shall be sold in an “as is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
  6. The Borough of Cresskill reserves the right to accept or reject any bid submitted.
28. WHEREAS, the contract for Recyclable Materials Collection Service was bid, re-bid and awarded to Interstate Waste Services of New Jersey, Inc. on December 18, 2013; and
- WHEREAS, the specifications included Option #1 for newspapers and cardboard and Option #2 for co-mingled recycling, each bid in the amount of \$558,818.40 for a sixty-month contract; and
- WHEREAS, the Borough of Cresskill approved a contract for both options (sixty-months) at a total amount of \$1,117,636.80, but the resolution adopted on December 18, 2013 stated the amount of \$558,818.40, which was incorrect.
- NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill approve the Recycling Materials Collection Service Contract in the amount of \$1,117,636.80, effective January 1, 2014.
29. BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill that the following transfers be made in the 2013 budget appropriation reserves:

CURRENT ACCOUNT

	<u>Account</u>	<u>From</u>	<u>To</u>
Tax Assessment – O/E	150-020	4,500.00	
Financial Administration – S/W	130-010		4,500.00
Recycling – O/E	306-020	500.00	
General Administration – S/W	100-010		500.00
Municipal Clerk – O/E	120-020	2,000.00	
Municipal Clerk – S/W	120-010		2,000.00
Tax Assessment – O/E	150-020	4,000.00	
Legal – O/E	155-020		4,000.00
Fire Department – O/E	255-020	4,000.00	
Fire Department – S/W	255-010		4,000.00
Landfill Disposal Costs – O/E	465-020	5,000.00	
Emergency Medical Services – S/W	260-010		5,000.00
Total		20,000.00	20,000.00

30. WHEREAS, Northern Valley Englewood Savings & Loan is the taxpayer of real estate designated as Block 82, Lot 17 on the official tax map of the Borough of Cresskill and better known as 189 County Road, Cresskill, New Jersey; and
- WHEREAS, Northern Valley Englewood Savings & Loan has made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax years 2011, 2012, 2013; and

WHEREAS, the parties to said action have agreed that as part of this settlement, the Assessor shall reduce the initial 2014 assessment from the anticipated total to \$1,450,000.00. In the event the Assessor fails to make the agreed change in the tax list for 2014, taxpayer may file a Complaint to reduce the assessment to the agreed amount and the Municipality will consent to the entry of a judgment to effectuate the agreement to fix the 2014 assessment; and

WHEREAS, the parties to said action have agreed upon an adjustment of the assessments; 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, after review and analysis, the settlement, as set forth below, is proper and 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> 82	<u>Lot</u> 17	<u>Street Address</u> 189 County Road		
<u>Year: 2011</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>	
LAND:	\$1,637,100	N/A	\$1,427,900	
IMPROVEMENTS:	<u>\$ 408,900</u>	<u>N/A</u>	<u>\$ 322,100</u>	
TOTAL:	\$2,046,000	N/A	\$1,750,000	
<u>Year: 2012</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>	
LAND:	\$1,427,900	N/A	\$1,327,000	
IMPROVEMENTS:	<u>\$ 722,500</u>	<u>N/A</u>	<u>\$ 423,000</u>	
TOTAL:	\$2,200,400	N/A	\$1,750,000	
<u>Year: 2013</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>	
LAND:	\$1,427,900	N/A	\$1,327,000	
IMPROVEMENTS:	<u>\$ 722,500</u>	<u>N/A</u>	<u>\$ 423,000</u>	
TOTAL:	\$2,200,400	N/A	\$1,750,000	

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 that the proper officials be, and hereby are, authorized to make the necessary adjustments to the assessment.

### 31. FEE FOR RETURNED CHECKS

WHEREAS, N.J.S.A. 40:5-18 provides for the imposition of a service charge to be added to any amount owing to the municipality if payment tendered on the account was tendered by a check which was returned for insufficient funds.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Chief Financial Officer is hereby authorized to impose a \$30.00 fee for all returned checks to any Accounts of the Municipality.



## PRESENTATION OF BILLS

39. Resolution by Council Member Olmo and seconded by Council Member Mueller:

(Resolution in full on pages 34A through 34F.)

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.]

40. Robert Ulshoefer, 320 11<sup>th</sup> Street said the house on Brookside Avenue next to the St. Therese driveway is a safety issue because the sidewalk is never shoveled. In addition, the beginning of the sidewalk next to this house has been plowed in and the parents and children going to Bryan School will have to walk in the street. I do not believe it was a DPW plow. Mayor Romeo said the Police will go tomorrow morning and summons the homeowner if necessary because they are responsible for keeping their sidewalk clear of snow. I will also have Kevin look at the plowed in sidewalk.

No one else wished to be heard.

41. Motion by Council Member Olmo and seconded by Council Member Savas to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

42. Motion at 6:34 P.M. by Council Member Olmo and seconded by Council Member Savas 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