

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

MARCH 7, 2012

1. Deputy Clerk McKim 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 7:38 P.M.
4. Present: Council Members Brennan, Cleary, Mueller, Savas, Tsigounis
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld, McKim, Mann, Police Chief Wrixon, Fire Chief Ulshoefer
Absent: Council Member Olmo
5. Motion by Council Member Cleary and seconded by Council Member Brennan to approve the minutes of the Mayor and Council Regular meetings of February 1 & 15, 2012 and the Mayor and Council Special meeting of February 29, 2012.

Roll Call: Yes – Unanimous

Motion adopted.

COMMUNICATIONS

6. Minutes of the following meetings:

Library Board of Trustees
Planning Board

January 23, 2012
February 14, 2012

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Tsigounis said the Library will be hosting a tax preparation seminar at the Library tomorrow night.
We will be having the first Historical Committee meeting on March 22nd at 4:00 pm.

Council Member Savas said they met with traveling soccer group tonight and sorted out the finances.

Council Member Cleary said the paid firemen started last week and for the first time in Cresskill's history they arrived at a fire call before the Police Dept.

Council Member Mueller said Care One at Dunroven will be going before the Zoning Board for the 3rd and hopefully final time this month.
The reassessment is almost complete and we should be getting the results soon.

NEW BUSINESS

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

9. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Adriana Wos-Mysliwicz, Esq. is hereby appointed as alternate prosecutor for term ending December 31, 2012.
10. 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 overpayment of 4th quarter 2011 taxes for the following property:

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
178	22.01	Legion Drive Cresskill, NJ 07626	\$ 3,840.00

Make check payable to: CoreLogic
Attn: Tax Refunds Department DFW1-3
1 CoreLogic Drive
Westlake, TX 76262

11. A RESOLUTION AUTHORIZING PRIME PAY / PRIMEFLEX ADMINISTRATIVE SERVICES, LLC AS ADMINISTRATOR OF THE MUNICIPALITY'S SECTION 125 - FLEXIBLE SPENDING ACCOUNTS IN ACCORDANCE WITH THE REGULATIONS PROMULGATED BY CHAPTER 78 OF THE LAWS OF THE STATE OF NEW JERSEY

WHEREAS, the Borough of Cresskill (hereinafter, the municipality) provides an Employee Health Benefits Program for eligible employees and their eligible dependents; and

WHEREAS, Chapter 78 of the laws of the State of New Jersey requires public entities to implement a Section 125 - Flexible Spending Accounts (FSA's) program in accordance with the rules promulgated by the United States Internal Revenue Service; and

WHEREAS, the Municipality's Benefits Consultant has performed due diligence and researched the marketplace for firms specializing in the administration of FSA's and developed a due diligence compliance report which quantifies the services provided by each potential firm, such work product made a part of this Resolution (annexed hereto).

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey, in accordance with the due diligence performed by the Municipal Administrative Team and the Municipal Benefits Consultant, the firm of PRIME PAY/PRIMEFLEX ADMINISTRATIVE SERVICES, LLC is hereby appointed as Administrator for the Municipality's Section 125 - Flexible Spending Account, effective upon passage of this Resolution for a April 1, 2012 effective date; and

BE IT FURTHER RESOLVED, the Administrative Officer/Mayor is hereby authorized to execute all documents necessary for the implementation; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be provided to the Municipal Finance Officer, Auditor and PIA Security Programs, Inc., 429 Hackensack Street, Carlstadt, NJ 07072, Benefits Consultant to the Municipality

12. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Cresskill Fire Department has furnished a certified list of volunteer members (annexed hereto), who have qualified for credit under the LOSAP program for the Calendar Year 2011 and said list is hereby approved.

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

WHEREAS, the participant is not able to attend;

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

Heather Quinn
(for: Declan Quinn)
276 Jefferson Avenue
Cresskill, NJ 07626
Amount: \$75.00

14. BE IT RESOLVED:

1. That the specifications for the Maintenance and Repairs to the Cresskill Municipal Pool in the Borough of Cresskill be and the same are hereby approved.
2. That immediately upon said approval and not later than thirty (30) days after the date thereof, the Clerk of this body be and hereby is directed to advertise for bids for the project at least ten (10) days before receipt of bids in The Record, a paper printed in this County.
3. That said advertisement shall read as follows:

BOROUGH OF CRESSKILL

MAINTENANCE AND REPAIRS TO THE CRESSKILL MUNICIPAL POOL

Sealed Bids for Maintenance and Repairs to the Cresskill Municipal Pool will be received by the Borough of Cresskill, in the County of Bergen, and State of New Jersey, at the Municipal Office Building, 67 Union Avenue, Borough of Cresskill, New Jersey, on Tuesday, March 20, 2012, at 11:00 AM, Prevailing Time, and then publicly opened and read aloud.

The work to be performed under the contract includes the following:

- A. Pool Preparation
 1. Summerizing and winterization of pools.
 2. Painting of pools and repair of cracks.
- B. Pool support in season between start-up and winterization.
 1. Provide on-call service while pool is open to the public at the set hourly rate including emergency calls.
- C. Motor replacement for main pool pump and kiddie pool pump.

OPTION 1 – ADA compliant Pool Lift.

OPTION 2 – ADA compliant Easy Stair

All work is to be inspected by a representation of the Borough.

Copies of plans, specifications and contract documents will be on file and open to public inspection at the Borough Clerk's office, Municipal Building, 67 Union Avenue, Borough of Cresskill, New Jersey, on and after Monday, March 12, 2012, between the hours of 9:00 AM and 4:00 PM, Prevailing Time. Copies of plans, specifications and contract documents may be obtained at Cresskill Borough Hall, 67 Union Avenue, Cresskill, New Jersey, telephone: 201-569-5400, on and after Monday, March 12, 2012, between the hours of 9:00 AM and 4:00 PM, excluding legal holidays.

Each Bid must be made upon the prescribed forms furnished with the Contract Drawings and Specifications, must be accompanied by a Consent of Surety, and by a certified or cashier's check, drawn on a solvent bank, or bid bond, in the sum of ten percent (10%) of the amount bid, but in no case more than \$20,000.00. The check or bid bond shall be made payable to the Borough of Cresskill, the Owner. The check or bid bond of the bidder to whom the Contract is awarded shall be held by the Owner as a guarantee that the Contract shall be executed and its performance properly secured and in default thereof, said check or bid bond and the amount represented thereby will be forfeited to the aforesaid Owner as liquidated damages. Bids must be accompanied, in the case of corporations not chartered in the State of New Jersey, by proper certificate that such corporation is authorized to do business in the State of New Jersey.

Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 et seq. (P.L. 1975, c.127) and N.J.A.C. 17-27 regarding equal employment opportunity, as amended. All corporations and partnerships must comply with Chapter 33, of the P.L. of 1977, regarding disclosure of partners and stockholders.

Bidders are required to comply with P.L. 1999 c.238, "The Public Works Contractor Registration Act", requiring contractors and subcontractors to register with the New Jersey Department of Labor before bidding on or engaging in Public Work. The bidder is required to submit a copy of his registration with his bid.

Each bid must be enclosed in a sealed envelope bearing the name and address of the bidder, addressed to the Borough of Cresskill and labeled "BIDS FOR MAINTENANCE AND REPAIRS TO CRESSKILL MUNICIPAL POOL". Bids must be hand delivered by the bidder or an authorized representative, at the time and place stated in this advertisement. The Borough of Cresskill reserves the right to reject any and all bids, to waive any informalities or irregularities in the bids received, and to accept the bid from the lowest responsible bidder.

By order of the Mayor and Council

Barbara A. Nasuto
Borough Clerk

4. That the said Clerk be and hereby is empowered and directed to insert in the space for dates such convenient hour and day as will cause the opening of bids to take place not less than ten (10) days after the date of the first publication of the advertisement, to notify each and every member of this body, in writing, that a meeting thereof will be held on the day at the hour named to receive all bids sent or delivered.
15. WHEREAS, an emergent condition has arisen with respect to various Appropriations listed below and no adequate provision has been made in the 2012 temporary appropriations for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

WHEREAS, said total emergency temporary resolutions adopted in the year 2012 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$565,338.00;

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

1. The following temporary appropriations be and the same are hereby made for:

OPERATIONS - WITHIN CAPS

Fire Department	
Salaries and Wages	25,000.00
Police Department	
Other Expenses	75,000.00

Roll Call: Yes – Unanimous Motion adopted.

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

Roll Call: Yes - Unanimous Motion adopted.

PRESENTATION OF BILLS

22. Resolution by Council Member Brennan and seconded by Council Member Savas:

(Resolution in full on pages 48A through 48E.)

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.]

23. Mayor Romeo welcomed Fire Chief Ulshoefer to the meeting. I want to thank Police Chief Wrixon for helping Chief Ulshoefer get acclimated to the day to day workings of the Borough.

Mayor Romeo said the American Legion Ladies Auxiliary will be in the St. Patrick's Day parade this Sunday riding in the senior bus.

Also, Jimmy Smith will be the Grand Marshal of our Memorial Day parade this year.

Howard Tiedemann, 101 7th Street said the appointments of the paid firemen and new uniforms are very impressive.

Andrew Paspalas, 83 12th Street said he recently wrote a letter to the Mayor and Council regarding the overnight parking in town, specifically in his neighborhood. Mayor Romeo said he referred his letter to Lt. Cebulski who was going to look into it. Chief Wrixon said he relaxes the overnight street parking rules when there is no snow, as they have been doing for years. If you would like, I will send an officer to speak to your neighbor about parking in their driveway at night. Mr. Paspalas disagreed with allowing street parking and felt it was a quality of life issue. Mayor Romeo said he and Chief Wrixon will discuss this and he would get back to him.

No one else wished to be heard.

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

Roll Call: Yes – Unanimous Motion adopted.

25. Motion at 7:54 P.M. by Council Member Cleary and seconded by Council Member Savas to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
Mayor

Barbara A. Nasuto
Borough Clerk