

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

APRIL 16, 2014

1. Chief Edward Wrixon 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 7:41 P.M.
4. Present: Council Members Cleary, Mueller, Olmo, Savas, Spina, Tsigounis
Also Present: Attorney Manfredonia, Borough Officials Vaccaro, Laufeld, Mann, Chief Wrixon
5. Motion by Council Member Olmo and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of April 2, 2014.

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

COMMUNICATIONS

6. Minutes of the following meetings:

Board of Health	January 27, 2014
Planning Board	March 25, 2014
Recreation Committee	February 26, 2014

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Spina said the Board of Health is doing research in response to the proposed ordinance to limit the number of pets. We will have further discussion with the Board.

Council Member Savas said the sign in front of the Library is lit and the UNICO Carnival is announced.

Council Member Olmo said the Pool is moving along in preparation for opening day. There are new plantings and the Commission has selected a new vendor for the snack bar – Biggies from Bergenfield.

Council Member Cleary said his wife was waiting for the sign in front of the Library to be fixed since 1976.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Ordinance No. 14-04-1461 – 2014 “CAP” Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A 40A:4-45.14)

8. Motion at 7:44 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 14-04-1461 – 2014 “CAP” Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A.40A:4-45.14) on final reading by title only.

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

9. Council Member Olmo read the title:

2014 “CAP” ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
 APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
 (N.J.S.A. 40A:4-45.14)

(Ordinance in full on page 60A in Minutes of Regular
 Mayor and Council Meeting held April 2, 2014.)

10. The Borough Clerk announced the Ordinance was published in The Record on April 4, 2014, posted in Borough Hall, and copies made available to the public.
11. Mayor Romeo opened the meeting to the public. [Reported by Borough Clerk Barbara A. Nasuto.]
12. No one wished to be heard.
13. Motion by Council Member Olmo and seconded by Council Member Savas to close the public hearing.

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

14. Resolution by Council Member Olmo and seconded by Council Member Savas:

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. 14-04-1461, entitled:

2014 “CAP” ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
 APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
 (N.J.S.A. 40A:4-45.14)

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

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

Ordinance No. 14-05-1462 – Amend Chapter 255 Towing

15. Motion at 7:45 PM by Council Member Cleary and seconded by Council Member Olmo to introduce Ordinance No. 14-05-1462 – Amend Chapter 255 Towing on final reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

16. Council Member Cleary read the title:

AMEND CHAPTER 255 TOWING

(Ordinance in full on pages 61A through 61B in Minutes of Regular Mayor and Council Meeting held April 2, 2014.)

17. The Borough Clerk announced the Ordinance was published in The Record on April 4, 2014, posted in Borough Hall, and copies made available to the public.
18. Mayor Romeo opened the meeting to the public. [Reported by Borough Clerk Barbara A. Nasuto.]
19. No one wished to be heard.
20. Motion by Council Member Cleary and seconded by Council Member Savas to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

21. 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. 14-05-1462, entitled:

AMEND CHAPTER 255 TOWING

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

Roll Call: Yes – Unanimous Resolution adopted.

Bond Ordinance No. 14-06-1463 – Multipurpose Bond Ordinance

22. Motion at 7:47 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Bond Ordinance No. 14-06-1463 – Multi-purpose Bond Ordinance on final reading by title only.

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

23. Council Member Olmo read the title:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$485,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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 62A through 62D in Minutes of Regular Mayor and Council Meeting held April 2, 2014.)

24. The Borough Clerk announced the Ordinance was published in The Record on April 4, 2014, posted in Borough Hall, and copies made available to the public.
25. Mayor Romeo opened the meeting to the public. [Reported by Borough Clerk Barbara A. Nasuto.]
26. No one wished to be heard.
27. Motion by Council Member Olmo and seconded by Council Member Savas to close the public hearing.

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

28. 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. 14-06-1463, entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$485,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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.

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

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

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

CONSENT AGENDA

NEW BUSINESS

* Resolutions

30. 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 2013, payable to Mr. Robert E. Spiotti, Esq. due to Stipulation of Settlement on the property assessment for the following:

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSMENT ADJUSTMENT</u>
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178	42	Original Assessment:	\$ 581,300.00
		Tax Court Judgment:	\$ 511,600.00
		Decrease in Assessment:	\$ 69,700.00
		Tax Rate:	<u>2.413</u>
		Tax Refund:	\$ 1,681.86

31. WHEREAS, the Recreation Committee has scheduled various programs; and
 WHEREAS, the following participant is due a refund for a schedule conflict;
 NOW, THEREFORE, BE IT RESOLVED that the recreation fee be returned to:

Jiyoung Kim
(for: Isabella Kim)
 372 Madison Avenue
 Cresskill, NJ 07626
 Amount: \$60.00

32. BE IT RESOLVED that the following solicitor's license, which has been approved by the Chief of Police, be issued under the provisions of Chapter 140 of the Code of the Borough of Cresskill for the term ending December 31, 2014:

14-880
 Matthew Horsch
 (Renewal by Andersen)
 70 Jackson Drive, Suite A
 Cranford, NJ 07016
 Purpose: Home Improvement

33. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that John McCann, Esq. is hereby appointed as alternate prosecutor for term ending December 31, 2014.

34. BE IT RESOLVED that the following solicitor's licenses, which have been approved by the Chief of Police, be issued under the provisions of Chapter 140 of the Code of the Borough of Cresskill for the term ending December 31, 2014:

14-883
 Joseph Cann
 (James Hardie Building Products, Inc.)
 101 Eisenhower Parkway
 Roseland, NJ 07068
 Purpose: Home Improvement

14-884
 Rainier Ferrell
 (James Hardie Building Products, Inc.)
 101 Eisenhower Parkway
 Roseland, NJ 07068
 Purpose: Home Improvement

14-885
 Peter Campanella
 (James Hardie Building Products, Inc.)
 101 Eisenhower Parkway
 Roseland, NJ 07068
 Purpose: Home Improvement

14-886
 Sean McSweeney
 (James Hardie Building Products, Inc.)
 101 Eisenhower Parkway

Roseland, NJ 07068
Purpose: Home Improvement

14-887
Ryan Pike
(James Hardie Building Products, Inc.)
101 Eisenhower Parkway
Roseland, NJ 07068
Purpose: Home Improvement

35. WHEREAS, Cresskill-Alpine Baseball League has applied for a parade permit for Saturday, April 26, 2014, in accordance with the provisions of Section 230-67 of the Code of the Borough of Cresskill; and

WHEREAS, the said applicants appear to have met all requirements of the said code;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that a permit be issued to the Cresskill-Alpine Baseball League for a parade on Saturday, April 26, 2014, rain date Sunday, April 27, 2014 on the following route:

1. Assemble at the Cresskill High School at 9:30 AM.
 2. Beginning at 10:00 AM, parade will march onto Cresskill Avenue, turn left onto Union Avenue and continue through town.
 3. Parade will then proceed on Dogwood Lane and down Margie Avenue to the International Field at Piermont Road and Margie Avenue.
36. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the following be approved for employment in the 2014 Summer Recreation Program:

Nature Director

Joanne Dimitriadis
104 South Street
Cresskill, NJ 07626
Salary: \$2,266.44 (full day)

37. WHEREAS, by resolution of the Mayor and Council, the Borough Clerk was authorized to advertise invitation to bidders in connection with the Cook Field Parking Lot Construction & Third Street Improvement pursuant to Documents and Specifications entitled "Cook Field Parking Lot Construction & Third Street Improvement," and

WHEREAS, after due advertisement, bids were received at Borough Hall on March 12, 2014 at 11:00 AM; and

WHEREAS, M Sky Construction Corp., 830 Route 15 South, Lake Hopatcong, NJ 07849 submitted a base bid in the amount of \$73,885.00 and alternate bid in the amount of \$101,844.00, totaling \$175,729.00, which appears to be the lowest responsible bid received; and

WHEREAS, the Borough Engineer has reviewed the said bid compliance documents 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 Cook Field Parking Lot Construction & Third Street Improvement contract be awarded to M Sky Construction Corp. 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 Cook Field Parking Construction & Third Street Improvement.

38. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following April 2014 payroll be ratified and approved:

April 17, 2014

Current Fund	\$ 274,969.26
Social Security/Medicare	12,399.05
Community Center	1,787.05
Library	<u>14,764.95</u>
	\$ 303,920.31

39. BE IT RESOLVED, as recommended by the Municipal Pool Commission, that the following refund, due to over payment for 2014 Pool Membership, be authorized from the Municipal Swim Club Account:

Ike B. Ahn
83 Eisenhower Drive
Cresskill, NJ 07626
Amount: \$90.00

REMARKS FROM MEMBERS OF THE PUBLIC CONCERNING THE CONSENT AGENDA ONLY [Reported by Borough Clerk Barbara A. Nasuto.]

40. No one wished to be heard.
41. Motion by Council Member Olmo and seconded by Council Member Savas to close the meeting to remarks on agenda items.
- Roll Call: Yes - Unanimous Motion adopted.
42. Motion by Council Member Olmo 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.
43. Motion by Council Member Olmo and seconded by Council Member Savas to adopt all items with an asterisk as a single question.

Roll Call: Yes - Unanimous Motion adopted.

PRESENTATION OF BILLS

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

(Resolution in full on pages 75A through 75D.)

Roll Call: Yes – Unanimous Resolution adopted.

REMARKS FROM THE PUBLIC FOR THE GOOD AND WELFARE OF THE BOROUGH

[Reported by Borough Clerk Barbara A. Nasuto.]

45. Rena Shindleman, 32 Florence Avenue said she asked the Borough Clerk to pass out to the Mayor and Council the Bill of Rights for help for seniors. She said on February 7th her husband fell in the driveway trying to get to the van to take him to adult care. She called the police and they, the ambulance and van driver helped her husband. She felt it was a shame that her husband had to fall before anyone would help to shovel them out as she had called the police and fire departments several times. She said this first ever Bill of Rights for Seniors was done in 2005; however the Borough Clerk said it was not a law. We need volunteers, paid or not to help seniors in time of emergencies.

Mayor Romeo said we put in generators in all the buildings for people to use in case of emergencies. If you need to come to one of the buildings during an emergency, the police will get you there. As far as the snow removal, you remarked about volunteers being paid. People don't want to just volunteer. We cannot make them volunteer. We will call the school to see about any group of high school kids that must do community service before graduation and see if we can set up something to help the seniors in need. Councilwoman Savas will call the Senior Director to get a list of seniors who need help.

No one else wished to be heard.

46. Motion by Council Member Olmo and seconded by Council Member Cleary to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

47. Motion at 7:58 P.M. by Council Member Olmo and seconded by Council Member Mueller to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
Mayor

Barbara A. Nasuto
Borough Clerk