

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

APRIL 20, 2011

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 Press Journal and The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:35 P.M.
4. Mayor Romeo introduced Attorney John Manfredonia who is covering for Attorney Salvatore.
5. Present: Council Members Cleary, Mueller, Olmo, Savas, Tsigounis
Also Present: Attorney Manfredonia, Borough Officials Vaccaro, Laufeld, McKim, Chief Wrixon, Auditor Paul Lerch
Absent: Council Member Brennan, Attorney Salvatore
6. Motion by Council Member Olmo and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of April 6, 2011.

Roll Call: Yes – Unanimous

Motion adopted.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Cleary said he will be attending the JIF meeting tomorrow night.

Council Member Savas said she and Council Member Brennan picked out the Pavilion for outside the Community Center and it matches the pitch and color of the roof of the Community Center.

Council Member Tsigounis said she and Council Member Savas attended the Library Trustees meeting. They have adopted their 2011 budget and are now on Facebook.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Bond Ordinance No. 11-03-1405 – Multi-purpose Bond Ordinance

8. Motion at 7:38 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Bond Ordinance No. 11-03-1405 – Multi-purpose Bond Ordinance on final reading by title only.

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

9. 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 IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$590,000 TO PAY THE COST THEREOF, TO APPROPRIATE CAPITAL FUND BALANCE AND BOROUGH RESERVE FUNDS, 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 63I through 63L of Minutes of Regular Mayor and Council Meeting held April 6, 2010.)

10. The Borough Clerk announced the Bond Ordinance was published in the The Press Journal on April 7, 2011, posted in the Borough Hall, and copies made available to the public.
11. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
12. Mayor Romeo said this is for a dump truck and other needed equipment.

No one else wished to be heard.

13. Motion by Council Member Olmo and seconded by Council Member Cleary to close the public hearing.

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

14. 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. 11-03-1405, entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW, ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$590,000 TO PAY THE COST THEREOF, TO APPROPRIATE CAPITAL FUND BALANCE AND BOROUGH RESERVE FUNDS, 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, Tsigounis
 No - None
 Absent – Council Member Brennan
 Abstain – None
 Resolution adopted.

Ordinance No. 11-04-1406 – Amend Chapter 38, Article III – Provisions Applicable To Both Planning Board and Zoning Board Of Adjustment – Fees

15. Motion at 7:40 P.M. by Council Member Tsigounis and seconded by Council Member Cleary to introduce Ordinance No. 11-04-1406 - Amend Chapter 38, Article III – Provisions Applicable To Both Planning Board and Zoning Board Of Adjustment – Fees on final reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

16. Council Member Tsigounis read the title:

AMEND CHAPTER 38, ARTICLE III – PROVISIONS
APPLICABLE TO BOTH PLANNING BOARD AND
ZONING BOARD OF ADJUSTMENT - FEES

(Ordinance in full on page 64A of Minutes of Regular
Mayor and Council Regular Meeting held April 6, 2011.)

17. The Borough Clerk announced that the ordinance was published in The Press Journal on April 7, 2011 , posted in the Borough Hall, and copies made available to the public. Planning Board approval has been received.
18. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
19. Mayor Romeo said we were not collecting enough fees with the applications and would need to request additional monies so we are increasing our fees.

No one else wished to be heard.

20. Motion by Council Member Tsigounis and seconded by Council Member Olmo to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

21. Resolution by Council Member Tsigounis 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. 11-04-1406, entitled:

AMEND CHAPTER 38, ARTICLE III – PROVISIONS
APPLICABLE TO BOTH PLANNING BOARD AND
ZONING BOARD OF ADJUSTMENT - FEES

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

Roll Call: Yes – Unanimous Resolution adopted.

Ordinance No. 11-05-1407 – Amend Chapter 275 Zoning, Article XXX – Development Fees for Affordable Housing

22. Motion at 7:42 P.M. by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 11-05-1407 – Amend Chapter 275 Zoning, Article XXX – Development Fees for Affordable Housing on final reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

23. Council Member Olmo read the title:

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

(Resolution in full on page 76A.)

(2011 Amended Budget in full on pages 76B through 76QQQ.)

32. Mayor Romeo opened the meeting to the public on the amended 2011 Budget. [Reported by Deputy Borough Clerk Patricia A. McKim.]

33. Mr. Zally asked what the impact is going to be on the taxpayer. CFO Laufeld said an increase of \$168 on a house assessed at \$600K. We were able to stay within the 2% CAP, except in areas where we could go higher such as pensions and health insurance. Mr. Zally asked about the School's portion of property taxes. Ms. Nasuto said the School elections are next week and he would vote on their budget at that time. Mayor Romeo said we went over the budget very carefully. Since 2007, we are down 19 employees and have only replaced 5 of them. We have tried to double up with employees assuming more duties. The Police and DPW have done a good job in controlling overtime. Harold did a great job in getting the budget through.

No one else wished to be heard.

34. Motion by Council Member Olmo and seconded by Council Member Cleary to close the public hearing.

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

35. Resolution by Council Member Olmo and seconded by Council Member Cleary to adopt the amended 2011 Budget.

(Resolution in full on pages 76RRR through 76SSS.)

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

36. Motion by Council Member Olmo and seconded by Council Member Savas to resume the regular order of business.

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

NEW BUSINESS

INTRODUCTION OF ORDINANCE

Bond Ordinance No. 11-06-1408 – Installation of Basketball Courts, Lighting and Soccer Field
 Lighting

37. Resolution by Council Member Olmo and seconded by Council Member Cleary to amend the 2011 Capital Budget.

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

(Resolution in full on pages 77A through 77D.)

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

(Supplemental Debt Statement in full on pages 77E through 77J.)

39. Motion at 7:50 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Bond Ordinance No. 11-06-1408 – Installation of Basketball Courts, Lighting and Soccer Field Lighting on first reading by title only.

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

40. Council Member Olmo read the title:

“BOND ORDINANCE TO AUTHORIZE THE CONSTRUCTION OF BASKETBALL COURTS, INCLUDING THE INSTALLATION OF LIGHTING AND THE INSTALLATION OF LIGHTING AT THE SOCCER FIELDS AT THIRD STREET RECREATIONAL COMPLEX IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$450,000 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 77K through 77L.)

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

BE IT RESOLVED that Ordinance No. 11-06-1408 entitled:

“BOND ORDINANCE TO AUTHORIZE THE CONSTRUCTION OF BASKETBALL COURTS, INCLUDING THE INSTALLATION OF LIGHTING AND THE INSTALLATION OF LIGHTING AT THE SOCCER FIELDS AT THIRD STREET RECREATIONAL COMPLEX IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$450,000 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 4th day of May, 2011, 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, Tsigounis
 No - None
 Absent – Council Member Brennan
 Abstain – None
 Resolution adopted.

42. Mayor Romeo said this project is a long time coming and will be done with matching grants obtained by Kevin Terhune and Chuck Vaccaro.
43. Borough Clerk Nasuto explained all items on the Consent Agenda.

CONSENT AGENDA

NEW BUSINESS

*Resolutions

44. 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 4th quarter 2010 taxes to:

<u>BLOCK</u>	<u>LOT</u>	<u>Qualifier</u>	<u>NAME</u>	<u>AMOUNT</u>
200	10		Avaraham & Anat Paryente 28 Deacon Place Cresskill, NJ 07626	\$ 121.50

45. WHEREAS, the Borough of Cresskill is a member of the Bergen County Municipal Joint Insurance Fund (hereinafter, the Fund) and the by-laws of the Fund require the services of a Risk Management Consultant; and

WHEREAS, the Borough of Cresskill appointed the firm of McCarthy Forde, LLC to provide such services to the municipality for the 2011 Fund Year by contract; and

WHEREAS, McCarthy Forde, LLC has merged operations with Professional Insurance Associates, Inc. to form PIA McCarthy Forde and under such combined operations, has provided assurances of equal to or enhanced services relative to the services to be performed under the contract for the duration of the Fund year.

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey, acknowledges receipt of notice of the firm name change to PIA McCarthy Forde from McCarthy Forde, LLC; and

BE IT FURTHER RESOLVED, that the Borough of Cresskill accepts the change in name only, with the firm having provided written assurance of all the terms and conditions set forth in the Risk Management Services Agreement adopted by the Mayor and Council for the 2011 Fund Year; and

BE IT FURTHER RESOLVED, the Bergen County Municipal Joint Insurance Fund and PIA McCarthy Forde is hereby notified of this acceptance, as defined above and further, that re-numeration for said services remains unchanged and that the Fund is hereby directed to satisfy the payment of the Borough of Cresskill's Risk Management Consultant fees, effective April 1, 2011 with all other terms and conditions of the contract unchanged; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution be provided upon adoption to the CFO, Auditor and to PIA McCarthy Forde, 429 Hackensack Street, Carlstadt, New Jersey 07072.

46. WHEREAS, it is the desire of the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey that the petty cash funds for the Swim Pool Utility and Department of Human Services be rescinded.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey, hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

47. WHEREAS, Dorothy M. Giguere was custodian of the Clerk's Petty Cash Fund; and

WHEREAS, in accordance with N.J.S.A. 40:5-21, the Borough of Cresskill is changing custodians to Barbara A. Nasuto; and

WHEREAS, Barbara A. Nasuto is covered under a Joint Insurance Fund Blanket Crime policy, BER110101-85.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

48. WHEREAS, flooding of local streams is a major problem for the residents of low lying areas; and

WHEREAS, regular de-snagging and de-silting of our local streams would provide significant relief of flooding problems; and

WHEREAS, the permitting process required before de-snagging and de-silting may be undertaken is extremely onerous; and

WHEREAS, that permitting process is also very costly to the local governments involved; and

WHEREAS, relief from some of the requirements of that permitting process would facilitate de-snagging and de-silting operations being undertaken in a more timely manner.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey hereby urges the legislature to quickly enact, and the Governor to approve, S-54 which would relieve some of these regulatory burdens; and

BE IT FURTHER RESOLVED that a duly authenticated copy of this resolution be transmitted to Governor Christie, Senate President Sweeney, Assembly Speaker Oliver, Senator Smith, Chairman of Senate Environmental Committee, and Assemblyman McKeon, Chairman of the Assembly Environmental Committee.

Attested by: _____
Barbara Nasuto, Borough Clerk

Approved by: _____
Benedict Romeo, Mayor

49. 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:

Soomin Lee
(for: Julia Choi)
17 Laurence Court
Closter, NJ 07624
Amount: \$188.00

Alma Lulaj
 (for: Amanda Lulaj)
 26 Cresskill Avenue
 Cresskill, NJ 07626
 Amount: \$125.00

50. WHEREAS, the Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant monies received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Cresskill that the Borough of Cresskill hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2010 in the amount of \$10,034.04. Documentation supporting this submission is available at 325 Piermont Road and shall be maintained for no less than five years from this date.

Tax reimbursement certified by:	Borough of Cresskill
Name of official:	Harold Laufeld
Title of official:	CFO/Treasurer

51. WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2010 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and indicate the assent of the Borough of Cresskill to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Cresskill endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office of

Recycling and designates Andrew Vaccaro, 67 Union Avenue, to ensure that the said application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

52. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the following be approved for employment in the 2011 Summer Recreation Program:

Assistant Director

Ann Fischer
126 Brookside Avenue
Cresskill, NJ 07626
Salary: \$2,900.00

Arts & Crafts Director

Gina Glynn
2 Crest Drive South
Cresskill, NJ 07626
Salary: \$2,050.00

Assistant Arts & Crafts Director

Adriana Mann
138 Heather Hill Road
Cresskill, NJ 07626
Salary: \$1,250.00

Nature Instructor

Diana Drescher
183 South Street
Demarest, NJ 07627
Salary: \$1,450.00

53. WHEREAS, Cresskill-Alpine Baseball League has applied for a parade permit for Saturday, April 16, 2011, 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 (retroactive) for a parade on April 16, 2011, rain date April 17, 2011 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.
54. WHEREAS, on May 24, 2010, the Borough entered into an Agreement with RIO VISTA REALTY, the owner of premises commonly known as 180 Truman Drive, which Agreement resolved certain issues regarding the issuance of building permits and fines for the violation of certain provisions of the Code of the Borough; and

WHEREAS, the Mayor & Council inadvertently failed to pass a Resolution authorizing the Mayor to execute such Agreement on behalf of the Borough and

WHEREAS, the Mayor & Council, having considered the benefit to the Borough to ratify said Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Agreement dated May 24, 2010, between the Borough of Cresskill and Rio Vista Realty is hereby ratified and shall be deemed effective as of the date of its execution on May 24, 2010.

55. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following April 2011 payroll be ratified and approved:

April 22, 2011

Current Fund	\$ 221,656.96
Social Security/Medicare	10,555.06
Community Center	<u>1,395.48</u>
	\$ 233,607.50

56. BE IT RESOLVED:

1. That the specifications for the Third Street Recreational Complex Basketball Court Facility 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
THIRD STREET RECREATIONAL COMPLEX
BASKETBALL COURT FACILITY

Sealed Bids for Third Street Recreational Complex Basketball Court Facility 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 Friday, May 13, 2011, at 11:00 AM, Prevailing Time, and then publicly opened and read aloud.

The work to be done under this Contract consists of the construction of a new Twin Full-Court Public Basketball Court Facility and associated site amenities.

Items covering the various phases of the work under this Contract are as follows:

<u>ITEM</u>	<u>QUANTITY</u>
• Clearing Site	LUMP SUM
• Soil Erosion And Sediment Control Devices	LUMP SUM
• Excavation and Disposal of Regulated Material	743 C.Y.
• Basketball Courts	LUMP SUM
• Bench Seating with Concrete Pad, 4" Thick	6 Units
• Bleacher Seating with Concrete Pad, 4" Thick	2 Units
• Concrete Sidewalk, 4" Thick	34 S.Y.
• Chain Link Fence, Black PVC-Coated Steel Welded Wire Mesh, Hot Dipped Galvanized Steel Posts, 6' High	64 L.F.
• 4" Thick Topsoiling, Fertilizing, Seeding (Type A-3) & Mulching	2,000 S.Y.
• Evergreen Trees, 6' to 8' High, Balled & Burlapped	8 Units
• Basketball Court Lighting System	LUMP SUM

Copies of the 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, April 25, 2011, between the hours of 9:00 AM and 4:00 PM, Prevailing Time. Copies of the plans, specifications and contract documents may also be examined or obtained by properly qualified contractors at the office of Azzolina & Feury Engineering Inc., 30 Madison Avenue, Paramus, New Jersey, Telephone: (201) 845-8500, on and after Monday, April 25, 2011, between the hours of 9:00 AM and 4:00 PM, excluding legal holidays, upon payment of \$100.00, no part of which will be refunded.

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. and N.J.A.C. 17:27.

Every corporation or partnership submitting a bid shall accompany said bid with a statement setting forth the names and addresses of all stockholders in the corporation who own ten percent (10%) or more of its stock of any class, or of all individual partners in the partnership who own a ten percent (10%) or greater interest therein. Said statement may also be submitted prior to the bid.

Any extra work, not originally contemplated under this Contract, shall be covered by a change order. In the event that such extra work involves labor or material for which a unit price has been bid, the aforementioned unit price which has been bid, shall be used to fix payment for this extra work, and shall be the maximum payable by the Borough therefor.

Each bid must be enclosed in a sealed envelope bearing the name and address of the bidder, be addressed to the Borough of Cresskill, Bergen County, New Jersey, and shall be endorsed: "Bids for Third Street Basketball Court Facility, ENCLOSED - DO NOT OPEN". Bids must be hand delivered by the bidder or an authorized representative, at the time and place stated in this advertisement. Mailed bids or bids delivered prior to the specified time will not be accepted. 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.

Motions

57. Appoint Fran Reiner to the Shade Tree Committee for term ending December 31, 2011.

58. Appoint Reverend Reuben Cabrerra to Municipal Alliance for term ending December 31, 2011.
59. Appoint Michael Johnston as fireman and Carl Johnston as junior fireman to the Cresskill Fire Department.

Miscellaneous Business

60. Approve the following Raffle License:

RL 1314 PTA Edward H. Bryan School June 3, 2011

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

61. Mr. Zally asked what the Municipal Alliance is. Council Member Savas explained the Drug and Alcohol Municipal Alliance is a committee that promotes drug prevention and education using different programs and is funded almost entirely by grant money. The committee members include clergy, police, educators and parents.

No one else wished to be heard.

62. Motion by Council Member Olmo and seconded by Council Member Cleary to close the meeting to remarks on agenda items.

Roll Call: Yes - Unanimous Motion adopted.

63. 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.

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

Roll Call: Yes - Unanimous Motion adopted.

PRESENTATION OF BILLS

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

(Resolution in full on pages 84A through 84D.)

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.]

66. Mayor Romeo announced that Earthfest is April 30th, the UNICO Carnival begins May 4th and the Spring Festival is June 11th with a rain date of June 18th.

Mr. Zally asked when the fence issue at Horizon Square is going to be resolved as it has been going on for four months. I was told slats would be installed into the chain link fence they put up, but nothing has happened as of yet. He should be given a date for when this work must be completed. Mayor Romeo said the Building Dept. will send the

owner a letter tomorrow, copying Mr. Zally, giving the owner a deadline for completion. Mr. Zally said he was incensed with the disrespect he received from Property Maintenance Officer Rich Vincentz today. I asked him for the status of the buffering and he rudely said the fence is up; what more do you want. Mayor Romeo said it was uncalled for and he would speak to him tomorrow.

Administrator Vaccaro said Construction Official Ed Rossi has been in touch with the owners of the property and they hope to have the slats in by the end of the week.

Mr. Zally remarked that Chief Wrixon is doing a great job.

No one else wished to be heard.

67. 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.

68. Motion at 8:04 P.M. by Council Member Olmo and seconded by Council Member Cleary to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
Mayor

Barbara A. Nasuto
Borough Clerk