

NEW BUSINESS

INTRODUCTION OF ORDINANCE

Ordinance No. 09-05-1373 – 2009 Salaries

10. Motion at 7:40 P.M. by Council Member Brassel and seconded by Council Member Brennan to introduce Ordinance No. 09-05-1373 – 2009 Salaries on first reading by title only.

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

11. Council Member Brassel read the title:

AN ORDINANCE TO FIX THE SALARIES, WAGES AND
 COMPENSATION OF THE OFFICERS AND EMPLOYEES
 OF THE BOROUGH OF CRESSKILL - YEAR 2009

(Ordinance in full on pages 73A through 73E.)

12. 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. 09-05-1373, entitled:

AN ORDINANCE TO FIX 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, June 3, 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
 No – None
 Absent – Council Member Thomasma
 Abstain – None
 Resolution adopted.

NEW BUSINESS

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

14. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the following be approved for part-time seasonal help as Laborers in the Public Works Department, at an hourly salary of \$11.00:

<u>Name</u>	<u>Effective Date</u>
Christopher Karach	May 11, 2009
Gene Rizzo	May 11, 2009
Joseph Yannette	May 11, 2009

15. BE IT RESOLVED, as recommended by the Municipal Pool Commission, that the following refund from the Municipal Swim Club Account be authorized due to double payment of membership fee:

Richard Moskin
255 Piermont Road, Apt. 22
Amount: \$134.00

16. WHEREAS, Fire Sub-code official Arthur Pressler retired on January 30, 2009; and
- WHEREAS, the Borough of Cresskill has a need for a temporary Fire Sub-code Official until the Fire Official receives his license;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Nick Lepore be appointed as temporary Fire Sub-code Official, retroactive from February 1, 2009.

17. WHEREAS, the Recreation Committee has scheduled a Sport Squirts program, and
- WHEREAS, the following children are too young to participate;

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

Jacqueline Cutro
(for: Hailey Schacht)
91 Park Ave.
Cresskill, NJ 07626
Amount: \$115.00

Melissa Presta
(for: Ronald Presta, Jr.)
12 Engle Street
Cresskill, NJ 07626
Amount: \$115.00

18. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following MAY 2009 payroll be ratified and approved:

May 22, 2009

Current Fund	\$ 203,420.26
Social Security/Medicare	9,549.90
Community Center	<u>1,183.59</u>
	\$ 214,153.75

19. WHEREAS, by resolution of the Mayor and Council, the Borough Clerk was authorized to advertise invitations to bidders in connection with One 2009 Broom Street Sweeper pursuant to Documents and Specifications entitled "One 2009 Broom Street Sweeper," and

WHEREAS, after due advertisement, bids were received at the Borough Hall on May 19, 2009 at 11:00 AM; and

WHEREAS, W.E. Timmerman Co., Inc., 3554 Route 22 West, P.O. Box 71, Whitehouse, NJ 08888 submitted a bid in the amount of \$165,500.00, which appears to be the lowest responsible bid received; and

WHEREAS, the DPW Superintendent 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 One 2009 Broom Street Sweeper contract be awarded to W.E. Timmerman Co., Inc., 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 One 2009 Broom Street Sweeper.

20. WHEREAS, Tenakill Developers LLC has made application to the Tax Court of New Jersey to have the assessment of the properties 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;

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

BE IT FURTHER RESOLVED that Tenakill Developers, LLC shall defend, indemnify and hold harmless the Borough of Cresskill from any and all claims which may arise from individual property owners who have filed duplicate appeals.

(Attachment in full on pages 75A through 75N.)

21. WHEREAS, escrow accounts were established with the Borough of Cresskill for the satisfactory completion of a subdivision and houses at Ridge Road and Merrifield Way and a house at 190 Vaccaro Drive, Block 301, Lot 7.01 and Block 91.06 and Lot 35, respectively, in connection with Planning Board applications #1173M and 1362; and

WHEREAS, the applicants had to post a bond and escrow and the work has been completed and all inspections have been made;

NOW, THEREFORE, BE IT RESOLVED that the following balances in the escrow accounts be refunded:

<u>Account No.</u>	<u>Balance</u>	<u>To</u>
1254	\$2,176.28	VIA-Cresskill, LLC
1623	\$250.05	Kent Builders

Motions

22. Appoint Andrew J. Hartmann as Jr. Fireman in the Cresskill Fire Department, effective immediately.

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

23. No one wished to be heard.

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

Roll Call: Yes - Unanimous Motion adopted.

25. Motion by Council Member Brennan and seconded by Council Member Olmo 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.

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

Roll Call: Yes - Unanimous Motion adopted.

PRESENTATION OF BILLS

27. Resolution by Council Member Brennan and seconded by Council Member Olmo:

(Resolution in full on pages 76A through 76D.)

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.]

28. Regina Morrissey, 215 Madison Avenue said there will be a walk in Cresskill for the American Cancer Society beginning at 8:00 am to kick off Cresskill Day on 9/12 (rain date 9/13). The Chamber of Commerce is the sponsor of Cresskill Day. The regional walk will be on 10/18 at Bergen Community College. At the regional walk last year, which Councilman Brennan attended, Cresskill raised the most money of all the groups.

Mayor Romeo said the Memorial Day parade is this Monday. The Council will meet at the Police Station at 9:15 A.M. for the Mayor's inspection.

No one else wished to be heard.

29. Motion by Council Member Brennan and seconded by Council Member Olmo to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

30. Motion at 7:50 P.M. by Council Member Brennan and seconded by Council Member Olmo to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
Mayor

Barbara A. Nasuto
Borough Clerk