

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

JULY 8, 2009

1. Chief 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 Press Journal and The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:37 P.M.
4. Present: Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld, McKim, Chief Wrixon
5. Motion by Council Member Brennan and seconded by Council Member Olmo to approve the minutes of the Mayor and Council Regular meeting of June 17, 2009.

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

COMMUNICATIONS

6. Minutes of the following meetings:

Board of Health	April 20 and May 19, 2009
Cresskill Environmental Commission	May 21, 2009
Planning Board	June 9 and 23, 2009

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Savas said there is an article in The Suburbanite regarding the Health Department.

Council Member Brassel said he spoke with Robbie of the DPW about how Cresskill made out in the storm last night. Some streets needed cleaning up and we had a few trees down and one house suffered some substantial damage. The DPW and Borough Engineer are monitoring the easements up on the East Hill for overflowing. Kevin is looking at an ordinance preventing landscapers from dumping grass and leaves into the easements.

Council Member Cleary said on the fourth Wednesday in June he activated the amateur radio station in the Merritt School.

NEW BUSINESS

INTRODUCTION OF ORDINANCE

Ordinance No. 09-06-1374 – Amend Chapter 53 – Police Department

8. Motion at 7:40 P.M. by Council Member Brennan and seconded by Council Member Olmo to introduce Ordinance No. 09-06-1374 – Amend Chapter 53 – Police Department on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

9. Council Member Brennan read the title:

AMEND CHAPTER 53 – POLICE DEPARTMENT

(Ordinance in full on page 94A.)

10. Resolution by Council Member Brennan 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. 09-06-1374, 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, August 12, 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 – Unanimous Resolution adopted.

Bond Ordinance No. 09-07-1375 – Multi-purpose Bond Ordinance

11. Resolution by Council Member Thomasma and seconded by Council Member Olmo to amend 2009 Capital Budget.

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

(Resolution in full on pages 94B through 94E.)

12. Council Member Thomasma announced receipt of Supplemental Debt Statement.

(Supplemental Debt Statement in full on pages 94F through 94K.)

13. Motion at 7:42 PM by Council Member Thomasma and seconded by Council Member Brennan to introduce Bond Ordinance No. 09-07-1375 – Multi-purpose Bond Ordinance on first reading by title only.

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

14. Council Member Thomasma 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 A NEW AUTOMOTIVE VEHICLE, 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 \$851,000 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.

(Ordinance in full on pages 95A through 95G.)

15. Resolution by Council Member Thomasma and seconded by Council Member Brennan:

BE IT RESOLVED that Ordinance 09-07-1375 entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND A NEW AUTOMOTIVE VEHICLE, 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 \$851,000 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.

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 12th day of August, 2009, 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 Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
 No - None
 Absent – None
 Abstain – None
 Resolution adopted.

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

17. 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 due to overpayment of taxes:

<u>TAX PERIOD</u>	<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
2009 2 nd qtr	129	69	TVT Agency, LLC 3 White Street – Suite 1 Red Bank, NJ 07701	\$1,561.00
2009 2 nd qtr	186	9	Robert J. Aron 11 Burton Place Cresskill, NJ 07626	\$ 750.00
2008 4 th qtr	112	17	Lena & Roslyn Taveroni 343 Lafayette Street Cresskill, NJ 07626	\$ 25.39

18. 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:

Mihee Yi
(for: Jonathan Yi)
214 Phelps Avenue
Amount: \$150.00

Judith Yankilevich
(for: Asaf Yankilevich)
26 Florence Avenue
Amount: \$55.00

Helen Ahearn
(for: Patrick Ahearn)
35 Cedar Street
Amount: \$55.00

Bernardo Centeno
(for: Alex Centeno)
72 Carleton Terrace
Amount: \$55.00

Lucy Gentile
(for: A.J. Gentile)
9 Ridge Road
Amount: \$55.00
Amount: \$55.00

Pam Monaco
(for: Samantha Monaco)
36 Harvard Street
Amount: \$55.00

Joana Perhati
(for: Jaclyn Perhati)
162 10th Street
Amount: \$55.00

Joyce Yun
(for: Renee Yun)
324 Knickerbocker Road
Amount: \$435.00

Kathy Fomin
(for: Vasiliy Fomin)
261 Concord Street
Amount: \$100.00

Simone Grant
(for: Alex Grant)
181 Knickerbocker Road
Amount: \$55.00

Cande Terhune
(for: Hannah Terhune)
126 7th Street
Amount: \$150.00

Tricia Miraldi
(for: Brittany Miraldi)
243 Highland Street
Amount: \$150.00

Nancy Leahy
(for: Lindsey Leahy)
238 Phelps Avenue
Amount: \$150.00

Jeanie Leach
(for: Emma Leach)
235 East Madison Avenue
Amount: \$150.00

H.T. Chen
(for: Adrielle Chen)
182 East Madison Avenue
Amount: \$150.00

Maureen Byrne
(for: Colleen Byrne)
41 Margie Avenue
Amount: \$150.00

19. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Mayor be, and hereby is, authorized to execute a Cell Tower Lease Agreement with MetroPCS New York, LLC and a Co-Location Agreement with MetroPCS New York, LLC and Verizon Wireless for premises commonly known as Tax Lot 50, Block 69.
20. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Christopher Dobish, James LeClercq and David Philpott of the Cresskill Volunteer Fire Department have qualified for credit under the LOSAP program for the Calendar Year 2008 and is hereby approved.
21. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following July 2009 payroll be ratified and approved:

July 3, 2009

Current Fund	\$ 223,545.44
Social Security/Medicare	10,442.49
Community Center	1,327.22
Municipal Pool	<u>12,452.66</u>
	\$ 247,767.81

22. BE IT RESOLVED:
 1. That the specifications for Cresskill DPW Roof Project 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

CRESSKILL DPW ROOF PROJECT

Notice is hereby given that sealed bids will be received by the Mayor and Council of the Borough of Cresskill for Cresskill DPW Roof Project in the Borough of Cresskill. Bids will be opened and read in public at the Municipal Building on Wednesday, July 29, 2009, at 10:00 AM Prevailing Time. Specifications and forms of bids for the proposed work are on file in the office of the Borough Clerk and may be inspected by prospective bidders during business hours on or after July 10, 2009.

Bidders will be furnished with a copy of the specifications on proper notice. Bids must be made on standard proposal forms in the manner designated therein and required by the specifications, must be enclosed in sealed envelopes bearing the name of the bidder and the name of the “Cresskill DPW Roof Project” on the outside and addressed to: Mayor and Council, Borough of Cresskill, and must be accompanied by a Non-Collusion Affidavit and a certified check or bid bond for not less than ten (10%) percent of the amount bid, provided said check/bond need not be more than \$20,000 nor shall not be less than \$500, and be delivered at the place on or before the hour named above. The standard proposal form and the Non-Collusion Affidavit are attached to the supplemental specifications, copies of which will be furnished on application to the Borough Clerk.

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 of the lowest, responsible bidder.

Prior to the award of this Contract, and in accordance with Chapter 127, PL 1975, the Contractor shall file an Affirmative Action Plan with the State Treasurer.

Roll Call: Yes – Unanimous Motion adopted.

- 28. Motion by Council Member Brennan 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

- 29. Resolution by Council Member Thomasma and seconded by Council Member Brennan:

(Resolution in full on pages 99A through 99G.)

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.]

- 30. Mayor Romeo said there was a big crowd at the July 4th celebration and it was very nice. The Recreation and Police Departments did a great job.

No one else wished to be heard.

- 31. 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.

- 32. Motion at 7:46 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