

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

JULY 9, 2014

1. Barbara Mann 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 7:45 P.M.
4. Present: Council Members Cleary, Olmo, Savas, Spina, Tsigounis
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld, Mann, Ulshoefer, Chief Wrixon. Absent: Council Member Mueller.
5. Motion by Council Member Olmo and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of June 18, 2014.

Roll Call: Yes – Unanimous

Motion adopted.

COMMUNICATIONS

6. Minutes of the following meetings:

Board of Health	March 31, 2014
Environmental Commission	May 21, 2014
Library Board of Trustees	May 16, 2014
Planning Board	June 10 & 24, 2014
Recreation Committee	May 28, 2014

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Spina said the Board of Health discussed and accepted our recommendation not to regulate the number of pets. The Environmental Commission submitted an annual report.

Council Member Tsigounis said she and Council Member Savas attended the last Senior Board meeting. They will start self-defense classes in the fall. The classes will be taught by a retired policewoman September through November. Please help spread the word about this class.

Council Member Savas said the July 4th celebration was awesome. Everyone had a great time. Last night was family movie night on the field. The movie was "Planes" and we were watching the radar for the storm. We were able to finish the movie and everyone left. The next movie night is July 22nd. We will be looking into refreshments.

Council Member Cleary said the Bergen Amateur Radio group had a good time at the Community Center.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Ordinance No. 14-09-1466 – Amend Chapter 15 – Cresskill Volunteer Ambulance & Emergency Services Company

8. Motion at 7:50 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 14-09-1466 – Amend Chapter 15 – Cresskill Volunteer Ambulance & Emergency Services Company on final reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

9. Council Member Olmo read the title:

AMEND CHAPTER 15 CRESSKILL VOLUNTEER
AMBULANCE & EMERGENCY SERVICES COMPANY

(Ordinance in full on pages 102A through 102C in Minutes of Regular
Mayor and Council Meeting held May June 18, 2014.)

10. The Borough Clerk announced the Ordinance was published in The Record on June 23, 2014, posted in 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 merging the First Aid under the Fire Department.

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 – Unanimous 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. 14-09-1466, entitled:

AMEND CHAPTER 15 – CRESSKILL VOLUNTEER AMBULANCE AND
EMERGENCY SERVICES COMPANY

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

Roll Call: Yes – Unanimous Resolution adopted.

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

16. BE IT RESOLVED, as recommended by the Municipal Pool Commission, that the following refund from the Municipal Swim Club Account be authorized due to request for cancellation of 2014 membership:

Erinn Morr
12 Evans Road
Cresskill, NJ 07626
Amount: \$310.00

17. WHEREAS, the Borough of Cresskill relies on their volunteers to staff necessary services; and

WHEREAS, to increase the number of volunteers the Borough of Cresskill is willing to offer a stipend to any full-time employees who becomes certified and maintain their certification as an EMT or Firefighter 1;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council approve a stipend of \$1,000 per year, payable in December of said year, to any full-time employee who meets the requirements stated above.

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

WHEREAS, the following participants are unable to attend;

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

Maria Herbener
(for: *Christina Herbener*)
38 Sherman Avenue
Closter, NJ 07624
Amount: \$55.00

Hyun Jin Kim
(for: *Evan Kim*)
26 Pershing Place
Cresskill, NJ 07626
Amount: \$17.00

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

June 27, 2014	
Current Fund	\$ 292,365.58
Social Security/Medicare	13,731.44
Community Center	3,073.92
Pool Commission	10,624.01
Library	<u>14,142.40</u>
	\$ 333,937.35

20. WHEREAS, escrow money was deposited with the Borough of Cresskill by Muhamet Mamo for work done at 102 7th Street, Block 47, Lot 739; and

WHEREAS, the Borough Engineer has made final inspection and a certificate of occupancy was issued for this property.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill that a refund of \$792.94 in Developer's Trust 149 be returned to Muhamet Mamo.

21. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Hayley Langan be approved for part time employment in the Building Department, twelve hours a week and no benefits, effective July 8, 2014, at an hourly rate of \$12.00.

22. RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY
VIA ON-LINE AUCTION

WHEREAS, the Borough of Cresskill is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough of Cresskill is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, as follows:

1. The sale of surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Borough of Cresskill.
 2. The sale will be conducted online and the address of the auction is govdeals.com.
 3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
 4. A list of the surplus property to be sold is indicated on Schedule A attached hereto.
 5. The surplus property as identified shall be sold in an "as is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
 6. The Borough of Cresskill reserves the right to accept or reject any bid submitted.
23. WHEREAS, escrow money was deposited with the Borough of Cresskill by NJ CVS Pharmacy LLC for work done at 80 Piermont Road, Block 177, Lot 28.01 & 29; and

WHEREAS, the Borough Engineer made final inspection and a certificate of occupancy was issued for this property; and

WHEREAS, the Borough Engineer has requested a Maintenance Bond of \$95,740.50 be posted from June 1, 2011 and ending on October 16, 2011 and an escrow amount to remain in Developer's Escrow 014.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that in accordance with the Borough Engineer's letter of July 8, 2014, a refund of \$4,865.59 in Developer's Trust 014 be returned to NJ CVS Pharmacy LLC, One CVS Drive, Woonsocket, RI 02895 and formal release of Maintenance Bond No. 015033197.

24. WHEREAS, Piermont Associates, LLC, Owner of Lots 1-17, Block 182 had posted certain cash performance guaranty and escrows pursuant to the Site Plan approval received in connection with the redevelopment of the former DiRese Sanitation property located at 30-32 Piermont Road; and

WHEREAS, approval is subject to the clean-up of the hazardous material on the site and DEP approval; and

WHEREAS, the remediation efforts at this site are on-going and under the supervision of a Christopher Hemingway, Licensed Site Remediation Professional (LSRP) and the owner has entered into a Remediation Agreement requiring he maintain a Remedial Funding Source (RFS) in the amount of \$50,000; and

WHEREAS, the Borough Engineer has concluded that given the period of time which has elapsed following issuance of the Final Certificate of Occupancy, the extended holding of the Cash Performance Guaranty has fully satisfied all obligations relative to maintenance of improvements.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the aforesaid Cash Performance Guaranty be released to Piermont Associates, LLC; and

BE IT RESOLVED FURTHER, that the balance of the aforesaid escrows, minus

engineering invoice of \$388.50, in Developer's Trust 043 be returned to Piermont Associates, LLC, in the amount of \$43,185.65.

Motions

25. Appoint Patrick Hayes and Alexander Naylis to the Cresskill Volunteer Fire Department effective immediately.

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

26. No one wished to be heard.
27. 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.

28. 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.

29. 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

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

(Resolution in full on pages 115A through 115E.)

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.]

31. Council Member Savas wished Recreation Director Barbara Mann a Happy Birthday. Council joined in wishing her a Happy Birthday.
32. Michele Kutnick, 8 Lambs Lane said Lambs Lane is a narrow street and curvy going uphill. People drive fast. One of my neighbors beeps when then exit their driveway. I was thinking maybe a mirror could be put at the curve of the roadway you could see when exiting the driveway. Mayor Romeo explained that Lambs Lane is a private road and the Borough has no jurisdiction over it. Council discussed some ways to slow down the traffic that were not against the uniform traffic codes. Mayor Romeo suggested she discuss with her neighbors about putting up a mirror.

No one else wished to be heard.

33. 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.

34. Motion at 8:02 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