

Roll Call: Yes – Unanimous Motion adopted.

11. Council Member Brennan read the title:

AMEND CHAPTER 53 – POLICE DEPARTMENT

(Ordinance in full on page 94A of Minutes of Regular Mayor and Council Meeting held July 8, 2009.)

12. The Borough Clerk announced that the ordinance was published in The Press Journal on July 9, 2009, posted in the Borough Hall and copies made available to the public.

13. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]

14. Mayor Romeo said this ordinance deals with infractions of certain departmental rules.

No one else wished to be heard.

15. Motion by Council Member Brennan and seconded by Council Member Olmo to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

16. Resolution by Council Member Brennan and seconded by Council Member Brassel:

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

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. 09-07-1375 – Multi-purpose Bond Ordinance

17. Motion at 7:46 PM by Council Member Brassel and seconded by Council Member Olmo to introduce Bond Ordinance No. 09-07-1375 – Multi-purpose Bond Ordinance on final reading by title only.

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

18. Council Member Brassel 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.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill approve the schedule as indicated:

<u>POSITION</u>	2009 <u>BASE SALARY</u>
Borough Administrator	44,914.00
Borough Clerk	74,716.00
Deputy Borough Clerk	47,287.00
Grants Administrator	19,750.00
Secretary - Full Time	41,160.00
Secretary - Part Time	24.75 Per Hour
Municipal Housing Liaison	5,403.00
Tax Assessor	23,521.00
Tax Assessor Secretary	22.12 Per Hour
Nurse	14,296.00
Registrar	20.53 Per Hour
Chief Financial Officer/Treasurer	80,000.00
Tax Collector	49,667.00
Deputy Tax Collector/Payroll	47,863.00
Tax Search Officer	1,000.00
Accounting Clerk	42,041.00
Accounting Clerk - Part Time	8,879.00
Construction Code Official	52,738.00
Fire - Sub-Code	20,000.00
Plumbing Sub-Code	21,880.00
Electrical Inspector	13,334.00
Building Dept Secretary	40,850.00
Property Maintenance Officer	13,479.00
Director of Human Services	10,811.00
Election Official	7,779.00
Fire Official/Assistants	1,124.00
Library Director	70,143.00
Library Assistant Director	56,170.00
Librarian	41,968.00
Librarian	39,345.00
Librarian	33,530.00
Library - Accounting Clerk	4,090.00
Library - Recording Secretary	1,463.00
Judge	13,614.00
Court Administrator	20.44 Per Hour
Deputy Court Clerk	18.95 Per Hour
Prosecutor	10,291.00
Public Defender	2,247.00
Planning Board - Recording Secretary	8,799.00
Chief of Police	125,000.00
Dispatcher	30,372.00
Dispatcher	30,372.00
Dispatcher	31,572.00
Dispatcher	41,693.00
Dispatcher	41,712.00
Dispatcher	42,951.00
Dispatcher	37,218.00
Superintendent of Public Works	118,044.00
Superintendent of Public Works - C-2 License	2,500.00
Superintendent of Public Works - CPWM	10,000.00
Superintendent of Public Works - SWMC	3,500.00

Assistant Superintendent of Public Works	107,489.00
Assistant Superintendent of Public Works - C-2 License	2,500.00
Assistant Superintendent of Public Works - CPWM	10,000.00
DPW Secretary - Dispatcher	41,697.00
Recycling Coordinator	9,400.00
Recreation Director	55,000.00
Recreation Secretary	20,000.00
Assistant Summer Director	2,800.00
Arts & Craft Director	1,950.00
Nature Instructor	1,350.00
Community Center Director	29,715.00
Senior Citizens Director	47,321.00
Swim Club Pool Manager	13,104.00
Swim Club Assistant Pool Manager	8,487.00
Swim Club Assistant Pool Manager	8,240.00
Swim Club - Recording Secretary	17.46 Per Hour
Zoning Board of Adjustment Recording Secretary	19.26 Per Hour

29. WHEREAS, N.J.S.A. 54:4-8:46 permits joint tenants' rights to deductions when disabled; and

WHEREAS, an application must be in writing by the claimant and submitted on Form PTD to the Tax Assessor's office supported with documents to substantiate all necessary qualifications; and

WHEREAS, John K. Lyons, having satisfied the above, and determined to be a 100% disabled veteran, is entitled to 50% exemption for 2009 as a joint tenant on the following property:

John K. Lyons/M. Santhagens 322 Brookside Avenue Cresskill, NJ 07626	Block 194	Lot 1
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2009 tax exemption @ 50%	\$ 4,844.24
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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Tax Collector is directed to adjust the property taxes for Block 194 Lot 1 assessed to John K. Lyons/M. Santhagens by 50% for 2009 accordingly, to reflect the disabled veteran exemption for John K. Lyons.

30. **AUTHORIZE ACCEPTANCE OF A PROPOSAL FROM
SIGNATURE INFORMATION SOLUTIONS
FOR THE BOROUGH OF CRESSKILL TO PROVIDE A WEEKLY
DATA TRANSMISSION OF BOROUGH TAX RECORDS**

WHEREAS, the Borough of Cresskill has received a proposal from Signature Information Solutions, a tax search firm, requesting a data transmission once a week from the Cresskill Tax office for the tax records; and

WHEREAS, said request relates to information that is open and public and would be available upon request; and

WHEREAS, Signature Information Solutions has proposed to pay the Borough of Cresskill a sum of \$400.00 per year for providing this service; and

WHEREAS, the aforesaid proposal has been reviewed and a recommendation has been received from the Municipal Tax Collector that the Borough accept the proposal;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the proposal received from Signature Information Solutions, with a mailing address of PO Box 8488, Trenton, NJ, for the Borough of Cresskill to provide a data transmission once a week from the Borough of Cresskill Tax Office of the Borough Tax records in return for payment of \$400.00 per year is hereby accepted.

31. WHEREAS, the Mayor and Council of the Borough of Cresskill authorizes the Tax Collector to process the cancellation of tax refunds and/or delinquencies; and

WHEREAS, the following 2008 tax account overpayments remain un-returnable:

<u>Block</u>	<u>Lot</u>	<u>Qualifier</u>	<u>Amount</u>
29	3	CO018	\$ 3,468.14
29	3	CO036	2,695.00
76	1		61.92
80	14		258.42
85	54		53.36
91.09	6		30.17
92.02	20		95.98
117	1		52.21
126	400		1,567.00
133	89		10.87
139	24		12.68
148	29		1,668.29
159	35		34.05
164	25		53.29
167	11		<u>46.95</u>
TOTAL			\$10,108.33

WHEREAS, it is necessary to formally cancel said tax overpayments so that the total of \$ 10,108.33 may be transferred to surplus;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the above items be cancelled.

32. 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 due to Stipulation of Settlement on property assessment for Block 122, Lot 631 for 2005, 2006, 2007 and 2008:

	<u>2005</u>	<u>2006</u>
Original Assessment:	\$ 2,960,200.00	\$3,135,200.00
Tax Court Judgment:	\$ 2,660,200.00	\$1,621,200.00
Decrease in Assessment:	\$ 300,000.00	\$1,514,000.00
Tax Rate:	<u>1.79</u>	<u>1.87</u>
Tax Refund:	\$ 5,370.00	\$ 28,311.80
	<u>2007</u>	<u>2008</u>
Original Assessment:	\$ 3,135,200.00	\$ 3,135,200.00
Tax Court Judgment:	\$ 1,621,200.00	\$ 1,621,200.00
Decrease in Assessment:	\$ 1,514,000.00	\$ 1,514,000.00
Tax Rate:	<u>1.99</u>	<u>2.101</u>
Tax Refund:	\$ 30,128.60	\$ 31,809.14
Total:	\$ 95,619.54	

Check to: Amster & Rosensweig Trust Account
 Amster & Rosensweig, P.C.
 33 Harrison Avenue
 PO Box 1
 Waldwick, NJ 07463

33. 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 due to Stipulation of Settlement on property assessment for Block 71, Lot 3 for 2006:

	<u>2006</u>
Original Assessment:	\$ 1,938,300.00
Tax Court Judgment:	\$ 1,845,000.00
Decrease in Assessment:	\$ 93,300.00
2006 Tax Rate:	<u>1.87</u>
Tax Refund:	\$ 1,744.71

Check to: Daniel G. Keough, Trustee
Ventura, Miesowitz, Keough & Warner
783 Springfield Avenue
Summit, NJ 07901-2332

34. 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 due to Stipulation of Settlement on property assessment for Block 180, Lot 41 for 2007 and 2008:

	<u>2007</u>	<u>2008</u>
Original Assessment:	\$ 486,100.00	\$ 486,000.00
Tax Court Judgment:	\$ 375,000.00	\$ 375,000.00
Decrease in Assessment:	\$ 111,100.00	\$ 111,100.00
Tax Rate:	<u>1.99</u>	<u>2.101</u>
Tax Refund:	\$ 2,210.89	\$ 2,334.21
Total:	\$ 4,545.10	

Check to: William S. Winters, ESQ.
Attorney at Law
199 Route 18 South
East Brunswick, NJ 08816

35. WHEREAS, application was made to the Planning Board for construction of a new house at 234 Vaccaro Drive, Block 91.10, Lot 1; and

WHEREAS, escrow money was deposited to cover legal and engineering fees; and

WHEREAS, the property was sold and the owner has requested a refund of the escrow balance in Developer's Trust Account 1302;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the balance in Developer's Trust Account 1302 of \$3,903.15 be refunded to Mr. Hong K. Sin.

36. WHEREAS, the Recreation Committee has scheduled a Cougar Wrestling Camp, and

WHEREAS, due to a scheduling conflict the participant is unable to attend;

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

Kathy Avallone
(for: Ryan Avallone)
80 Fleetwood Road
Dumont, NJ 07628
Amount: \$100.00

37. WHEREAS, redemption money has been received to redeem Tax Sale Certificate 2007-13, Block 91.09, Lot 12, also known as 187 Vaccaro Drive, in the amount of \$180,141.45; and

WHEREAS, a premium was received by the Borough in the amount of \$5,600.00 paid by the lien holder at the Tax Sale held December 5, 2007 and upon redemption is refunded the premium paid.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that, effective immediately, the amount of \$185,741.45 be refunded to:

Robert Rothman
411 Grand Avenue
Englewood, NJ 07631

38. WHEREAS, a Bergen County Open Space Trust Fund application in the amount of \$175,000 has been proposed by the Mayor and Council for the Third Street Complex Basketball Courts project in the municipality of Cresskill, and

WHEREAS, pursuant to the State Interlocal Services Act, such funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Cresskill,

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Cresskill hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that the Governing Body is committed to providing a dollar for dollar cash match for the project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development so that implementation of the aforesaid project may be expedited.

39. WHEREAS, a Bergen County Open Space Trust Fund application in the amount of \$142,500 has been proposed by the Mayor and Council for Phase 2 of the walking track project in the municipality of Cresskill, and

WHEREAS, pursuant to the State Interlocal Services Act, such funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Cresskill,

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Cresskill hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that the Governing Body is committed to providing a dollar for dollar cash match for the project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development so that implementation of the aforesaid project may be expedited.

40. WHEREAS, the Borough of Cresskill has entered into a Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et seq. to participate in the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund; and

WHEREAS, said Agreement requires that one municipal representative be appointed by the governing body of the community to be part of the Open Space Trust Municipal Park Improvement and Land Acquisition Program Regional Committee for the term of one year coinciding with the fiscal year July 1, 2009 through June 30, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the governing body hereby appoints Andrew Vaccaro as its representative to participate on the Open Space Trust Municipal Program Regional Committee.

41. Chapter 159 Resolution – Amend 2009 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of Local Government Services may approve the insertion of any Special Item of Revenue in the budget of any County or Municipality when such item shall have been available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Cresskill requests the Director of Division of Local Government Services to approve the insertion of an Item of Revenue in the 2009 Budget in the sum of \$324.87 which is now available as a revenue from State and Federal Grants off-set by revenue;

BE IT FURTHER RESOLVED, that a like sum of \$324.87 and the same is hereby appropriated under the caption

General Appropriations
Operations Excluded from CAPS
State and Federal Programs Offset by the Revenues
Alcohol Education and Rehabilitation Fund

42. Chapter 159 Resolution – Amendment to 2009 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of Local Government Services may approve the insertion of any Special Item of Revenue in the budget of any County or Municipality when such item shall have been available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Cresskill requests the Director of Division of Local Government Services to approve the insertion of an Item of Revenue in the 2009 Budget in the sum of \$6,000.00 which is now available as a revenue from State and Federal Grants off-set by revenue;

BE IT FURTHER RESOLVED, that a like sum of \$6,000.00 and the same is hereby appropriated under the caption

General Appropriations
Operations Excluded from CAPS
State and Federal Programs Offset by the Revenues
NJ Division of Highway Safety – Over the Limit Under Arrest
2009 Statewide Crackdown.

43. WHEREAS, an emergency has arisen with respect to repairs for a sewer pipeline break on East Madison Ave. at Milton Street and Legion Drive and no adequate provision was made in the 2009 Current Fund budget for the aforesaid purpose, and N.J.S.A.40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total amount of the emergency appropriation created, including the appropriation to be created by this resolution is \$60,000.00 and three (3) percent of the total operating appropriations in the budget for 2009 is \$378,822.00; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2009.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill, in the County of Bergen, (by not less than 2/3 of all governing members affirmatively concurring) that in accordance with N.J.S.A.40A:4-48:

1. An emergency appropriation is hereby made for Sewer System – Other Expenses in the amount of \$60,000.00.
2. That said emergency appropriation shall be provided for in full in the 2010 budget, and is requested to be excluded from CAPS pursuant to N.J.S.A. 40-45.3.c(1).
3. That two (2) certified copies of this resolution to be filed with the Director of the Division of Local Government Services.

44. APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE
A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT
OF TRANSPORTATION FOR THE MADISON AVENUE &
VETERAN’S SQUARE STREETSCAPE IMPROVEMENTS

WHEREAS, the FY 2010 New Jersey Transportation Trust Fund Authority Act has provided funds for various municipal improvements; and

WHEREAS, the Borough of Cresskill and County of Bergen will be entering into an Inter-Local Services Agreement for the design and construction of the Madison Avenue, Piermont Road, Cresskill Avenue and Grant Avenue Intersection Improvement and the Borough of Cresskill wishes to include a streetscape component as part of this project;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council, Borough of Cresskill, formally approves the grant application for the above stated project;

BE IT FURTHER RESOLVED that the Borough Engineer and Clerk are hereby authorized to submit an electronic grant application identified as MA-2010-Cresskill-00583 to the New Jersey Transportation on behalf of the Borough of Cresskill;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Cresskill and their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

45. APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE
A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION FOR THE GRANT AVENUE IMPROVEMENTS – SECTION 2

WHEREAS, the FY 2010 New Jersey Transportation Trust Fund Authority Act has provided funds for various municipal improvements; and

WHEREAS, the Mayor and Council of the Borough of Cresskill have appropriate funding for the improvement of a portion of Grant Avenue and wishes to submit an application to the New Jersey Department of Transportation in an effort to obtain grant funding for the continuation of the said improvements;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council, Borough of Cresskill, formally approves the grant application for the above stated project;

BE IT FURTHER RESOLVED that the Borough Engineer and Clerk are hereby authorized to submit an electronic grant application identified as MA-2010-Cresskill-00584 to the New Jersey Transportation on behalf of the Borough of Cresskill;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Cresskill and their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

46. WHEREAS, by resolution of the Mayor and Council, the Borough Clerk was authorized to advertise invitations to bidders in connection with Cresskill DPW Roof Project pursuant to Documents and Specifications entitled "Cresskill DPW Roof Project," and

WHEREAS, after due advertisement, bids were received at the Borough Hall on July 29, 2009 at 10:00 AM; and

WHEREAS, Hayden Building Maintenance Corp., 169 Western Highway, West Nyack, NY 10994 submitted a bid in the amount of \$138,826.00, 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 Cresskill DPW Roof Project contract be awarded to Hayden Building Maintenance 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 Cresskill DPW Roof Project.

47. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Nick Lepore be appointed as permanent Fire Sub-code Official, retroactive from August 1, 2009.
48. WHEREAS, the Mayor and Council of the Borough of Cresskill has adopted Ordinance 96-11-1146 enabling the municipality to participate in the Bergen County Community Development Program for 2009 through 2010; and

WHEREAS, this program requires a representative be appointed by the Council to represent the Borough on the Northern Valley Committee, having input into the funding recommendations made by that Committee.

NOW, THEREFORE, BE IT RESOLVED that Kevin Terhune be, and hereby is, appointed to serve as said representative, effective July 1, 2009 for term ending June 30, 2010.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Andrew Vaccaro be, and hereby is appointed to serve as the Mayor's alternate, effective July 1, 2009 for term ending June 30, 2010.

49. WHEREAS, on August 31, 1976, Kim Montelaro, a resident of New Milford, New Jersey, then 20 years old, was forcibly abducted, brutally raped and murdered by repeat offender Christopher Righetti; and

WHEREAS, Christopher Righetti, Prisoner #59431, is currently incarcerated for the killing of Kim Montelaro; and

WHEREAS, Kim Montelaro's parents, Anthony and Alice Montelaro, have worked tirelessly for 33 years to persuade the New Jersey Parole Board to keep Christopher Righetti behind bars; and

WHEREAS, Christopher Righetti has gone before the Parole Board of Northern State Prison many times and has been denied each time, as the Parole Board found that Christopher Righetti is unwilling to take responsibility for abducting, assaulting and murdering Kim Montelaro; and

WHEREAS, Christopher Righetti has never shown any remorse for his crime, has made no substantial progress in addressing the issues that led him to murder Kim Montelaro and has demonstrated a substantial risk of recidivism; and

WHEREAS, Kim's family should not be made to relive this horrible crime every few years when there is a parole hearing. Traveling from their current residence in Florida each time there is a parole hearing for their daughter's killer, they continue to suffer unnecessarily on Christopher Righetti's account; and

WHEREAS, the Borough of Cresskill hereby supports the position that Christopher Righetti should not be granted parole and should serve out the full remainder of his life sentence. Further the abduction, rape and murder of an innocent young woman is a serious crime that demands justice; and the family of Kim Montelaro should be given the peace of mind of knowing their daughter's murderer will remain behind bars for the rest of his life, as ordered by the court.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey, hereby abides by the conclusion that Christopher Righetti be denied parole and be made to serve out his life sentence; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the New Jersey State Assembly, all Bergen County municipalities, the Bergen County Police Chiefs Association, the New Jersey PBA, the New Jersey State Senate, the Office of the Bergen County Prosecutor, and to Chairman Peter J. Barnes of the New Jersey State Parole Board.

50. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the Mayor is hereby authorized to sign Right of Way and Use Agreement with Sunesys, LLC subject to compliance with Attorney Salvatore's letter of August 6, 2009.

51. WHEREAS, the metal storm drain located beneath the sidewalk in front of Griffin's Restaurant had corroded causing a large sinkhole to develop within the sidewalk; and

WHEREAS, the location of the sinkhole within a heavily trafficked sidewalk area limited the access to the restaurant and impeded the safe passage of pedestrian traffic through the area; and

WHEREAS, the conditions were determined to be a risk with respect to public safety and welfare requirements, requiring the execution of an Emergency Contract; and

WHEREAS, Request for Quotations dated July 15, 2009 were issued to several contractors and the quotations were received and reviewed by the Borough Engineer;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the Contract for Emergency Repairs to the East Madison Avenue Storm Drain System be awarded to M. Ingannamorte & Son, General Contractors, 347 Knickerbocker Road, Tenafly, NJ 07670 in the lump sum amount of \$30,840.00.

Motions

52. Appoint Elizabeth Cleary to the Library Board of Trustees, effective immediately.

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

53. No one wished to be heard.

54. 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.

55. 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.

56. 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

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

(Resolution in full on pages 113A through 113G.)

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.]

58. Richard Calabrese, 42 Engle Street asked if that was the final reading on the Bond Ordinance, because he was at the last meeting and doesn't remember it being introduced. Borough Clerk Nasuto advised it was introduced July 8th and this was the final reading.

Mayor Romeo said during the big storm last month a tree destroyed a house on Brookside Avenue. We reached out to some of our local civic organizations; VFW, American Legion, UNICO, Women's Club and Little League and we've received \$2,500 in donations to give to this family. Social Services Director Carolyn Schultz will be presenting the check to them this week.

No one else wished to be heard.

59. 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.

60. Motion at 7:58 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