

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

SEPTEMBER 1, 2010

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 Press Journal and The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:39 P.M.
4. Present: Council Members Brennan, Cleary, Mueller, Savas, Tsigounis
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld, McKim, Mann, Chief Wrixon
Absent: Council Member Olmo

5. Resolution by Council Member Savas and seconded by Council Member Brennan:

RESOLVED that pursuant to Subsection 7(b) of the Open Public Meetings Act the public can be excluded from a public meeting so that proceedings can be conducted in closed session and the Mayor and Council now intending to discuss:

- pending or anticipated litigation involving Cresskill;
- personnel matters involving employment, appointment, termination, evaluation, discipline or promotion of Cresskill personnel; Police Department
- negotiations involving employees of Cresskill;
- protection of the safety of public property;
- matters which, if disclosed, would work an unwarranted invasion of privacy;
- purchase or lease of real property;
- deliberations after a public hearing that may result in the imposition of a penalty or loss or suspension of a license or permit;
- matters which, if disclosed, would impair a right to receive United States Government funds;
- matters rendered confidential by Federal or State law;

this meeting shall be continued in closed session and the discussion in closed session shall be disclosed to the public upon taking final action thereon, provided disclosure shall not release the attorney-client privilege or constitute an undue invasion of privacy.

RESOLVED further that, the Mayor and Council will return to open session upon conclusion of the closed session.

Roll Call: Yes - Unanimous.

Resolution adopted.

6. Motion by Council Member Savas and seconded by Council Member Brennan to return to open session.

Roll Call: Yes - Unanimous. Motion adopted.

7. Motion by Council Member Savas and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of August 11, 2010.

Roll Call: Yes – Unanimous Motion adopted.

COMMUNICATIONS

8. Minutes of the following meetings:

Planning Board August 10 and 24, 2010

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

9. Council Member Savas said movie night sponsored by the Municipal Alliance was a success. We changed it from Monday to Thursday due to the rain. Along with the Recreation Dept. we want to make it a monthly event, outdoors in the summer and indoors in the winter.

The Community Center Board of Trustees and Recreation Committee met with Supt. Terhune to go over their joint usage of the Community Center.

Council Member Brennan said we received a letter from Interim Recreation Director Barbara Mann commending Lt. Cebulski for the good work he did overseeing the traffic issues during our summer recreation programs. We also received a letter from a resident who had an emergency issue commending the Police Dept. and Ambulance Squad.

Council Member Cleary said Rockland Electric has been digging holes around the electric poles. The supervisor told me they were inspecting them looking for rot. They drill a hole in the pole and put in an insecticide or preservative. This is part of their maintenance program.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Amended Ordinance No. 10-17-1396 – Amend Chapter 202 Property Maintenance Residential and Nonresidential

10. Motion at 7:54 P.M. by Council Member Cleary and seconded by Council Member Brennan to introduce Amended Ordinance No. 10-17-1396 - Amend Chapter 202 Property Maintenance Residential and Nonresidential on final reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

11. Council Member Cleary read the title:

AMEND CHAPTER 202 PROPERTY MAINTENANCE, RESIDENTIAL AND NONRESIDENTIAL

(Ordinance in full on page 122A of Minutes of Regular Mayor and Council Meeting held August 11, 2010.)

12. The Borough Clerk will announce that Ordinance was published in The Press Journal on August 12, 2010, posted in the Borough Hall, and copies made available to the public.

BE IT FURTHER RESOLVED, this agreement is hereby attached to the original of this resolution.

Adopted: September 1, 2010

ATTEST:

Barbara A. Nasuto, Municipal Clerk

APPROVED:

Benedict Romeo, Mayor

28. 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 to Mesih & Belinda Berberoglu for overpayment of 1st and 2nd quarter 2010 taxes:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
179	1	Mesih & Belinda Berberoglu East Madison Avenue Cresskill, NJ 07626	\$ 448.00

Mail check to: Mesih & Belinda Berberoglu
443 Cliff Street
Fairview, NJ 07022

29. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Barbara Mann be appointed permanent, full-time Recreation Director of Cresskill Recreation, effective September 1, 2010, at a salary of \$32,000.
30. WHEREAS, Lubavitch on the Palisades, Inc. has petitioned the Mayor & Council of the Borough of Cresskill on behalf of those of the Jewish faith who reside within the Borough of Cresskill to rent according to Jewish law, for a period of thirty (30) years at a rental rate of one dollar (\$1.00), in hand paid, the rights to the area set forth on the attached Border Proposal, for the sole purpose of carrying and/or pushing articles on the Sabbath and other Jewish holy days within a defined area; and

WHEREAS, the Mayor & Council of the Borough of Cresskill deem it to be in the public interest of those of its residents for whom such permission has been requested; and

WHEREAS, the Mayor & Council of the Borough of Cresskill agree to grant such permission subject to the conditions set forth herein:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Lubavitch on the Palisades, Inc. is hereby given permission to establish, construct and maintain the requested Eruv, subject to the following:

1. The Eruv will be established only in the area set forth on the attached Border Proposal as "Initial Pole Plan Border" and only upon the utility poles set forth on the attached Cresskill Lechis List. This approval applies only to the utility poles located within the Borough of Cresskill. Lubavitch on the Palisades, Inc. must obtain approval(s) for any poles on the annexed list which are not within the Borough of Cresskill from the municipality within which said poles are located.
2. The establishment and maintenance of the Eruv shall be at the sole cost and expense of Lubavitch on the Palisades, Inc.
3. Before working to install or maintain lechis on any utility poles in Cresskill, the Lubavitch on the Palisades, Inc. shall obtain the written consent of the owner(s) of the subject utility poles and shall provide copies thereof to the Cresskill Borough Clerk. Lubavitch on the Palisades, Inc. shall comply with any and all requirements of the owner(s) of the utility poles with respect to the use of said poles. The permission of the

Borough shall not be deemed the permission or consent of the owners(s) of the utility poles.

4. The installation and maintenance of lechis shall be performed only by persons who have received appropriate training about working safely on utility poles. The requirement shall not apply to maintenance work that can be performed from ground level without the use of a ladder or other elevation device
 5. In the event that the police or any other municipal employees observe anyone installing or maintaining lechis in a manner that creates an unreasonable risk of injury to persons or property, then the police and/or other municipal employees shall have the right to stop the installation and/or maintenance work until the unsafe activity is abated.
 6. Before working to install or maintain lechis on any utility poles in Cresskill, the Lubavitch on the Palisades, Inc. shall so advise the Chief of the Cresskill Police and the Cresskill Borough Administrator, identifying the location of the pole(s) on which such maintenance or installation work is to be done.
 7. No aluminum or other electrically conductive ladders shall be used when erecting or maintaining lechis on the utility poles.
 8. All hammers and other tools and devices used to affix lechis to utility poles shall be properly secured with a lanyard when working at a height of ten (10) feet or more above the ground.
 9. In the event that the Lubavitch on the Palisades, Inc. proposes to use a hydraulic bucket lift mounted on a motor vehicle to install or maintain lechis on more than two utility poles on any one street in Cresskill, then a Cresskill Police Officer shall be required to be present at all times during said work, and the Lubavitch on the Palisades, Inc. shall be required to reimburse the Borough of Cresskill for the wages paid to the police officer.
 10. No work to install or maintain lechis shall be done on Saturdays, Sundays and on the following holidays: New Year's Day, July 4th, Memorial Day, Labor Day, Thanksgiving, Christmas Day, or Yom Kippur. No work to install or maintain lechis shall be done on weekdays before 7:00am or after 7:00pm.
 11. At all times the Lubavitch on the Palisades, Inc. shall maintain a comprehensive general liability insurance policy covering any and all claims for property damage, personal injury and other losses related to the installation, maintenance, existence and use of the Eruv in the Borough of Cresskill. Such policy shall have split limits of no less than: \$500,000/\$1,000,000 for bodily injury or death; and \$50,000/\$200,000 for damage to property. Lubavitch on the Palisades, Inc. shall, no less frequently than annually, provide the Cresskill Borough Clerk with proof of said insurance.
 12. The Borough of Cresskill shall not be required to advise anyone in the event the Borough does any work in or about the delineated Eruv area. While not required, the Borough will endeavor to provide such notice.
 13. Before working to install or maintain lechis on any utility poles in Cresskill, the Lubavitch on the Palisades, Inc. shall execute a Hold Harmless Agreement in the form attached hereto.
31. WHEREAS, JOSEPH A. CAMPOLI & DOROTHY M. CAMPOLI are the owners of real estate known as Block 179, Lot 66.01 and better known as 80 Legion Drive, Cresskill, NJ; and

WHEREAS, JOSEPH A. CAMPOLI & DOROTHY M. CAMPOLI have made application to the Tax Court of New Jersey to have the 2009 tax assessment of the property listed above adjusted; and

WHEREAS, Block 179, Lot 66.01 was assessed for the tax year of 2009 in the total amount of \$443,300; and

WHEREAS, JOSEPH A. CAMPOLI & DOROTHY M. CAMPOLI seek a reduction in the total assessment for Block 179, Lot 66.01 for 2009; and

WHEREAS, the parties to said action have agreed upon an adjustment of the assessment; and

WHEREAS, the Mayor & Council are satisfied that, all things considered, the settlement, as set forth below, is not unreasonable;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the adjustment of the assessment of the property specified below be and is hereby ratified as follows:

<u>Block</u>	<u>Lot</u>	<u>Street Address</u>			
179	66.01	80 Legion Drive			
<u>Year: 2009</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>		
LAND	\$ 345,000	DIRECT	\$ 345,000		
IMPROVEMENTS	\$ 98,300	APPEAL	\$ 80,000		
TOTAL	\$ 443,300		\$ 425,000		

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

- 32. WHEREAS, 350 MADISON AVENUE, LLC is the owner of real estate known as Block 27, Lot 69.01 and better known as 350 Madison Avenue, Cresskill, NJ; and

WHEREAS, 350 MADISON AVENUE, LLC have made application to the Tax Court of New Jersey to have the 2009 and 2010 tax assessments of the property listed above adjusted; and

WHEREAS, Block 27, Lot 69.01 was assessed for the tax years of 2009 and 2010 in the total amount of \$1,900,000; and

WHEREAS, 350 MADISON AVENUE, LLC seek a reduction in the total assessment for Block 27, Lot 69.01 for 2009 and 2010; and

WHEREAS, the parties to said action have agreed upon an adjustment of the assessment; and

WHEREAS, the Mayor & Council are satisfied that, all things considered, the settlement, as set forth below, is not unreasonable;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the adjustment of the assessment of the property specified below be and is hereby ratified as follows:

<u>Block</u>	<u>Lot</u>	<u>Street Address</u>			
27	69.01	350 Madison Avenue			
<u>Year: 2009</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>		

LAND	\$ 775,000	DIRECT	\$ 775,000
IMPROVEMENTS	<u>\$1,125,000</u>	APPEAL	<u>\$ 1,125,000</u>
TOTAL	\$1,900,000		\$ 1,900,000

<u>Year: 2010</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
LAND	\$ 775,000	DIRECT	\$ 775,000
IMPROVEMENTS	<u>\$1,125,000</u>	APPEAL	<u>\$ 900,000</u>
TOTAL	\$1,900,000		\$ 1,675,000

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

33. WHEREAS, LEGION DRIVE ASSOCIATES is the owner of real estate known as Block 184, Lot 8 and better known as Legion Drive, Cresskill, NJ; and

WHEREAS, LEGION DRIVE ASSOCIATES have made application to the Tax Court of New Jersey to have the 2009 and 2010 tax assessments of the property listed above adjusted; and

WHEREAS, Block 184, Lot 8 was assessed for the tax years of 2009 and 2010 in the total amount of \$1,600,000; and

WHEREAS, LEGION DRIVE ASSOCIATES seek a reduction in the total assessment for Block 184, Lot 8 for 2010; and

WHEREAS, the parties to said action have agreed upon an adjustment of the assessment; and

WHEREAS, the Mayor & Council are satisfied that, all things considered, the settlement, as set forth below, is not unreasonable;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the adjustment of the assessment of the property specified below be and is hereby ratified as follows:

<u>Block</u>	<u>Lot</u>	<u>Street Address</u>		
184	8	Legion Drive		
<u>Year: 2009</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>	
LAND	\$ 812,000	DIRECT	\$ 812,000	
IMPROVEMENTS	<u>\$ 788,000</u>	APPEAL	<u>\$ 788,000</u>	
TOTAL	\$1,600,000		\$ 1,600,000	
<u>Year: 2010</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>	
LAND	\$ 812,000	DIRECT	\$ 812,000	
IMPROVEMENTS	<u>\$ 788,000</u>	APPEAL	<u>\$ 628,000</u>	
TOTAL	\$1,600,000		\$ 1,440,000	

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

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

WHEREAS, the participants are not able to attend;

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

Jeanine Leach
(for: Emma Leach)
235 East Madison Avenue
Cresskill, NJ 07626
Amount: \$220.00

Diane Spadaccini
(for: Krista Spadaccini)
92 Monroe Street
Cresskill, NJ 07626
Amount: \$220.00

Ariel Yankilevich
(for: Ittai Yankilevich)
26 Florence Avenue
Cresskill, NJ 07626
Amount: \$150.00

Young Suk Park
(for: Joon Ho Jun)
115 Broadway
Cresskill, NJ 07626
Amount: \$15.00

35. Chapter 159 Resolution – Amendment to 2010 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 2010 Budget in the sum of \$4,400.00 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 \$4,400.00 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
2010 Statewide Crackdown.

36. Chapter 159 Resolution – Amend 2010 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 2010 Budget in the sum of \$603.28 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 \$603.28 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

37. AUTHORIZING CANCELLATION OF FEDERAL AND STATE GRANT RECEIVABLES IN THE CURRENT FUND

WHEREAS, certain receivable balances remain dedicated to programs or projects which have been completed; and

WHEREAS, these balances represent completed programs or projects in prior years and it is necessary to formally cancel these balances;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey, that the following balances in the current fund be cancelled.

<u>DESCRIPTION</u>	<u>ACCOUNT BALANCE</u>
<u>Current Fund</u>	
Over the Limit Under Arrest Grant – 2009	\$6,000.00 Cancel 2009 Budget Appropriation
Over the Limit Under Arrest Grant – 2008	63.68 Cancel Appropriated Reserves
Municipal Alliance – 2008	235.77 Cancel Appropriated Reserves

38. A RESOLUTION AUTHORIZING THE BOROUGH OF CRESSKILL TO RETAIN LEGAL COUNSEL FOR PERSONNEL MATTERS PERTAINING TO THE CRESSKILL POLICE DEPARTMENT

WHEREAS, pursuant to N.J.S.A. 40A:14-118, the governing body of a municipality is empowered to create and establish, as an executive and enforcement function of municipal government, a police department; and,

WHEREAS, the Borough's Police Department has been created pursuant to said statute; and,

WHEREAS, several matters have arisen with respect to personnel issues requiring separate counsel to be retained to represent the Borough with respect to these matters; and,

WHEREAS, the Borough Council of the Borough of Cresskill (hereinafter referred to as "Borough Council") deems it to be in the best interests of the Borough and the Cresskill Police Department to retain the legal services of a law firm to represent the Borough on these matters;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that George G. Frino, Esq. be and is hereby retained to represent the Borough with respect to various proceedings involving police department personnel.

39. WHEREAS, redemption money has been received to redeem Tax Sale Certificate 2009-17, Block 105.01, Lot 5.012, also known as 415 Concord Street, in the amount of \$45,902.52.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that, effective immediately, the amount of \$45,902.52 be refunded to:

U.S. Bank-Cust/Sass Muni V dtr

Mail to: U.S. Bank Corporate Trust Services
 Tax Lien Services Group
 2 Liberty Place
 50 South 16th Street, Suite 1950
 Philadelphia, PA 19102

40. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the Mayor and Borough Clerk be, and hereby are, authorized to sign Agreement with David and Elizabeth Flack, 184 Vaccaro Drive regarding Easement Agreement.
41. WHEREAS, Carl Stutzer, T/A 640 LLC, has applied for a Taxi Owner's License and has paid the required fees; and

WHEREAS, the vehicle has been inspected and approved by Chief Edward Wrixon;

NOW, THEREFORE, BE IT RESOLVED that the license be authorized for term ending December 31, 2010 subject to requirements of Chapter 246 of the Code of the Borough of Cresskill.

License No. 10-350
 2001 Ford Crown Victoria
Serial #2FAFP71W01XH8298

42. WHEREAS, an application for Taxi Driver's License has been received and the applicant has complied with all provisions of the applicable ordinances;

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk be, and hereby is, authorized to issue said license for the period ending December 31, 2010 to the following:

License No. 10-351
 Carl Stutzer
 T/A 640 LLC
 38 Broadway
 Cresskill, NJ 07626

43. RESOLUTION CALLING ON THE STATE LEGISLATURE AND THE GOVERNOR TO ENACT PROPERTY TAX REFORM WITH PASSAGE OF THE "MUNICIPAL TOOLKIT" AND MANDATES RELIEF

WHEREAS, difficult times demand difficult choices, and facing an unprecedented revenue gap this year, Governor Christie introduced, and the Legislature passed, a budget that cut municipal property tax relief funding by about \$450 million, from last year's already reduced totals; and

WHEREAS, realizing that a 20% cut in revenue replacement funding, instead of the statutorily required increase, would present a serious challenge to local budget makers, Governor Christie intended to provide local officials with meaningful tools to limit the, otherwise devastating, impact of the cuts; and

WHEREAS, the Governor's "Tool Kit to Meet Today's Fiscal Challenges" was supposed to accomplish six objectives: collective bargaining reform; pension and benefits reform; civil service reform; management reform; a constitutional cap on increases in spending for direct State government services; and a constitutional cap on property tax increases; and

WHEREAS, Governor Christopher Christie and the State Legislature have agreed on and enacted a 2% statutory cap for annual property tax levy increases; and

WHEREAS, the Governor was correct when he said, 'New caps without the toolkit are unworkable.' and

WHEREAS, with the cuts assured in the State's new budget and with bi-partisan agreement reached on new property tax caps, New Jersey Mayors - from municipalities, large and small, and from all around our Garden State – still wait for Trenton policy makers to enact meaningful local government cost containment reforms; now therefore be it

RESOLVED, by the Mayor and Council of the Borough of Cresskill calls for immediate passage of the "Toolkit" reforms and mandates relief, including, but not limited to interest arbitration reform, civil service reforms, public employee pension and benefits, disciplinary procedures, school and special district elections, reforms to the Fair Housing Act and the Council on Affordable Housing and mandates relief; and

BE IT FURTHER RESOLVED, that statutory arbitration reforms must limit the full economic impact of awards to conform to the 2% cap; and

BE IT FURTHER RESOLVED, that statutory Health benefit reforms must conform future health benefit costs to the 2% cap; and

BE IT FURTHER RESOLVED, that municipal revenues, such as the Energy Tax, which are now collected by, and diverted to, the State, but which are legally intended for municipal property tax relief, must be constitutionally dedicated for their original purpose; or in the alternative, those taxes should be reformed to allow collection directly by municipalities; and

BE IT FURTHER RESOLVED, that the Administration and Legislature must advance immediate mandates relief initiatives to assist municipalities in managing within the 2% cap; and

BE IT FURTHER RESOLVED, that the Administration and Legislature must advance reforms to the Fair Housing Act and the Council on Affordable Housing (COAH); and

BE IT FURTHER RESOLVED, that a cap exception for the costs associated with tax appeals should be included, and costs mandated by the Administrative Office of the Courts (AOC) should be excepted from the 2% cap or the costs of new AOC mandates should be capped at 2%; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

44. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following August 2010 payroll be ratified and approved:

August 27, 2010

Current Fund	\$ 220,419.45
Social Security/Medicare	8,851.93
Community Center	1,694.02
Municipal Pool	<u>19,047.36</u>
	\$ 250,012.76

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

45. Richard Calabrese, 42 Engle Street asked why Resolution #7 (#33) has an address of only Legion Drive, no address number. Mayor Romeo said it's a commercial building at the end of the block where Cablevision is located. Mr. Calabrese asked if Resolution #1 (#27), Mr. Weinberg is being hired for Cresskill only or other towns as well. Mayor Romeo said only for Cresskill and we hire him every

year for our COAH requirements. He is paid out of our COAH fees, not property taxes. Mr. Calabrese said he received a letter referring to TR townhouse residential zoning district. What is that? Mayor Romeo said it's an overlay zone where if the buildings were knocked down they could be made into COAH housing. It's (2) lots on Broadway where Everflora is located.

Mr. Calabrese asked why in Resolution #12 (#38), we need to hire an attorney for a personnel matter, why can't Mr. Salvatore handle the matter? Mayor Romeo said we need a specialist for this Police personnel matter.

Mayor Romeo said next Wednesday we will be approved for our 3rd round of COAH and will be good for 10 years.

No one else wished to be heard.

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

Roll Call: Yes - Unanimous Motion adopted.

47. Motion by Council Member Savas and seconded by Council Member Brennan 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.

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

Roll Call: Yes - Unanimous Motion adopted.

PRESENTATION OF BILLS

49. Resolution by Council Member Brennan and seconded by Council Member Cleary:

(Resolution in full on pages 146A through 146E.)

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.]

50. Mayor Romeo reminded everyone that September 11th is Cresskill Day sponsored by the Chamber of Commerce and September 12th is the Circus sponsored by the CEF.

Pauline Rooney, 5 Tenakill Park Drive East asked why we don't make Welsh Farms keep their lawn cut and the property neat. It's a real disgrace. Mayor Romeo said Property Maintenance Officer R. Vincentz will talk to them tomorrow. Mayor Romeo said 7-Eleven will be taking that property over soon.

Mrs. Rooney asked why the Dunkin Donuts sign is covered up. Chief Wrixon said they are working on the drive-thru window.

Mayor Romeo told Mr. Calabrese we are considering having a reassessment done in town.

No one else wished to be heard.

51. Motion by Council Member Savas and seconded by Council Member Brennan to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

52. Motion at 8:11 P.M. by Council Member Savas and seconded by Council Member Brennan to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
Mayor

Barbara A. Nasuto
Borough Clerk