

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

SEPTEMBER 15, 2010

1. Howard Tiedemann 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 7:36 P.M.
4. Present: Council Members Brennan, Cleary, Mueller, Olmo, Savas, Tsigounis
Also Present: Attorney Salvatore, Borough Officials Vaccaro, Laufeld, McKim, Chief Wrixon

COMMUNICATIONS

5. Minutes of the following meeting:

Environmental Commission

July 15, 2010

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

6. Council Member Brennan said that Cresskill Day was well attended and good weather.

Council Member Olmo said the DPW have sprinkled the front field and are working on the back field as well getting them in shape to satisfy the soccer parents.

Cresskill residents Capt. Greg Vadala returned from Afghanistan last Friday and Sean Cole is being deployed for a second tour of duty and we wish him a speedy return.

Council Member Cleary said he received a report from New Jersey OEM about a new website to use for emergency email and disseminating information.

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

8. WHEREAS, the Borough of Cresskill has in their vehicle inventory a 1976 Peterbilt Truck, Vin No. 75449M; and

WHEREAS, it was determined that there was no further need for this vehicle as it would cost more to fix than the value of it; and

WHEREAS, DeMauro Towing has made an offer to purchase the vehicle, "as is";

NOW THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that said vehicle be sold to DeMauro Towing and the payment deposited in the General Funds.

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

September 10, 2010

Current Fund	\$ 226,439.42
Social Security/Medicare	9,404.63
Community Center	1,472.70
Municipal Pool	<u>16,728.71</u>
	\$ 254,045.46

10. WHEREAS, GEORGE AND LYNDA FELDSTEIN are the owners of real estate known as Block 181, Lot 1 and better known as 101 Broadway, Cresskill, NJ; and

WHEREAS, GEORGE AND LYNDA FELDSTEIN have made application to the Tax Court of New Jersey to have the assessments of the property listed above adjusted; 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>		
181	1	101 Broadway		
<u>Year: 2008</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>		<u>Requested Tax Court Judgment</u>
LAND	\$ 2,402,600	DIRECT		\$ 1,922,080
IMPROVEMENTS	<u>\$ 1,402,500</u>	APPEAL		<u>\$ 827,920</u>
TOTAL	\$ 3,805,100			\$ 2,750,000
<u>Year: 2009</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>		<u>Requested Tax Court Judgment</u>
LAND	\$ 2,402,600	DIRECT		\$ 1,922,080
IMPROVEMENTS	<u>\$ 1,402,500</u>	APPEAL		<u>\$ 577,920</u>
TOTAL	\$ 3,805,100			\$ 2,500,000
<u>Year: 2010</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>		<u>Requested Tax Court Judgment</u>
LAND	\$ 2,402,600	DIRECT		\$ 1,922,080
IMPROVEMENTS	<u>\$ 382,400</u>	APPEAL		<u>\$ 227,920</u>
TOTAL	\$ 3,805,100			\$ 2,150,000

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.

11. A RESOLUTION ADOPTING FINDINGS
OF POOL COMMISSION

WHEREAS, a complaint was filed with the Cresskill Municipal Pool Commission against James Cardo, a Cresskill Municipal Pool Commissioner; and

WHEREAS, a hearing was held before the Cresskill Municipal Pool Commission, wherein testimony was taken from the complaining witness; and

WHEREAS, the Cresskill Municipal Pool Commission has made a report to the Mayor & Council recommending that no action be taken against Mr. Cardo;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the recommendations of the Cresskill Municipal Pool Commission are hereby accepted, and that Mr. Cardo shall continue his duties as a Cresskill Municipal Pool Commissioner.

12. 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 41, Lot 1.06, Unit C003H for 2009:

	<u>2009</u>
Original Assessment:	\$374,000.00
Tax Court Judgment:	\$309,800.00
Decrease in Assessment:	\$ 64,200.00
2009 Tax Rate:	<u>2.214</u>
Tax Refund:	\$ 1,421.39

Check to: David Witherspoon, Esq.
10 Hill Street – Suite 20Y
Newark, NJ 07102

13. 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 Robert and Mary Reinemann for overpayment of 3rd quarter 2010 taxes:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
76	63	Robert and Mary Reinemann 45 Hillside Avenue Cresskill, NJ 07626	\$3,099.80

Mail check to: Robert and Mary Reinemann
45 Hillside Ave.
Cresskill, NJ 07626

14. 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 91.08, Lot 6 for 2006, 2007 and 2008:

	<u>2006</u>	<u>2007</u>
Original Assessment:	\$ 3,623,300.00	\$3,623,300.00
Tax Court Judgment:	\$ 3,123,300.00	\$3,123,300.00
Decrease in Assessment:	\$ 500,000.00	\$ 500,000.00
Tax Rate:	<u>1.87</u>	<u>1.99</u>
Tax Refund:	\$ 9,350.00	\$ 9,950.00

2008

Original Assessment:	\$ 3,623,300.00
Tax Court Judgment:	\$ 3,123,300.00
Decrease in Assessment:	\$ 500,000.00
Tax Rate:	<u>2.101</u>
Tax Refund:	\$ 10,505.00
Total:	\$ 29,805.00

Check to: William Winters, Esq.
199 Route 18 South.
East Brunswick, NJ 08816

15. 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 90.01, Lot 18.02 for 2009:

2009

Original Assessment:	\$1,169,400.00
Tax Court Judgment:	\$1,075,000.00
Decrease in Assessment:	\$ 94,400.00
Tax Rate:	<u>2.214</u>
Tax Refund:	\$ 2,090.02

Check to: Scott D. Heller Attorney Trust Account
Attorney at Law
530 Sylvan Avenue, 2nd Floor, Suite 1
Englewood Cliffs, NJ 07632

16. 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 91.04, Lot 15 for 2009:

2009

Original Assessment:	\$2,383,100.00
Tax Court Judgment:	\$2,220,000.00
Decrease in Assessment:	\$ 163,100.00
Tax Rate:	<u>2.214</u>
Tax Refund:	\$ 3,611.03

Check to: Nashel and Nashel Attorney Trust Account
415 Sixtieth Street
West New York, NJ 07093

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 refund due to Stipulation of Settlement on property assessment for Block 41, Lot 1.06, Unit C002C for 2009:

2009

Original Assessment:	\$ 375,000.00
Tax Court Judgment:	\$ 337,000.00
Decrease in Assessment:	\$ 38,000.00
Tax Rate:	<u>2.214</u>
Tax Refund:	\$ 841.32

Check to: David Witherspoon, Esq.
Attorney at Law
10 Hill Street – Suite 20 Y
Newark, NJ 07102

REMARKS FROM THE PUBLIC FOR THE GOOD AND WELFARE OF THE BOROUGH
 [Reported by Deputy Borough Clerk Patricia A. McKim.]

25. Mayor Romeo said the Northern Valley Fire Chief's Mutual Aid System is having their 56th annual parade in Closter on October 10th at 1:00 pm.
 Thanks to Mike Hakim and Mr. Salvatore we have received our COAH certification which is good through 2018. We are one of only 55 out of 566 municipalities that have received that certification.
 We had our Forward Planning Committee Meeting and people have signed up for committees and we're taking names for more people.

Howard Tiedemann, 101 7th Street said he walked through town during Cresskill Day, which was great, but the sidewalks and street lights are a disaster.
 The Welsh Farms property is a mess with weeds as is the Tallman House. Mayor Romeo said 7-Eleven will be taking over Welsh Farms. It will be all cleaned up, the driveway entrance will be made wider and the sign on the east side of the parking lot will be moved closer to the brook and set back a little.
 Mr. Tiedemann said the crosswalk lines are gone going from the Tallman House to Veteran's Square. Mayor Romeo said the DPW will be painting new lines across Madison Avenue by 3rd Street. We'll have Veteran's Square area done as well.
 Mr. Tiedemann said there is a drain above the side door entrance at the Senior Center. The water from that drain just puddles and should be directed elsewhere.

Livio Laganis, 201 Madison Avenue asked why we have Hickory Farms Landscaping cutting the grass at the Borough Hall. Mayor Romeo said the DPW does the landscaping, perhaps they were parked there.

Mayor Romeo advised Mrs. Rooney that the "Do Not Block Intersection" sign was put up on Madison Avenue for access to/from Tenakill Park Drive West. I don't know if we can put signs on Tenakill Park Drive West because we don't own the road, but we are in touch with the owner.

Mrs. Rooney said that Kings put out a very nice buffet during Cresskill Day. Council member Cleary said he has been trying to follow a more low-salt diet. I spoke to Gabe at Kings about selling more low-salt items and he showed me a 14 page list of items they currently sell and are looking at stocking even more. Mayor Romeo thanked the Chamber of Commerce for the great job they did at Cresskill Day.

Mayor Romeo read off the list of committees that together makeup the Forward Planning Committee. Anyone interested may leave their name with us after the meeting.

No one else wished to be heard.

26. Motion by Council Member Savas and seconded by Council Member Olmo to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

27. Motion at 7:58 P.M. by Council Member Savas and seconded by Council Member Olmo to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
 Mayor

Barbara A. Nasuto
 Borough Clerk