#### **BOROUGH OF CRESSKILL**

#### MAYOR AND COUNCIL

CRESSKILL BERGEN COUNTY NEW JERSEY

#### REGULAR MEETING

APRIL 18, 2018

- 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 <u>The Record</u> 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 Cleary, Olmo, Savas, Spina, Tsigounis

Also Present: Attorney Salvatore, Borough Officials Laufeld, Mann, Maragliano, Chief

Wrixon

Absent: Council Member Mueller

5. Motion by Council Member Tsigounis and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of April 4, 2018.

Roll Call: Yes – Unanimous Motion adopted.

# **COMMUNICATIONS**

6. Minutes of the following meetings:

Municipal Pool Commission March 12, 2018 Planning Board March 27, 2018

Filed.

### REPORTS OF COMMITTEES AND OFFICIALS

7. Mayor Romeo said the Earth Fair is this Saturday in Demarest.

Council Member Savas said they already have 300 kids signed up for the Summer Fun program and have a waiting list for 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> grades. We'll be hiring a Camp Director and 12 adult Head Counselors.

Council Member Olmo said there was 3' of water in the pool pump house from the storm on Monday. They were able to dry out the pumps and cleaned out the pool. There was flooding all through town.

Council Member Cleary said he will be attending the JIF meeting tomorrow night.

## **UNFINISHED BUSINESS**

# ORDINANCE ON FINAL READING

8. Motion at 7:45 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Bond Ordinance No. 18-05-1517 – Multipurpose Bond Ordinance on final reading by title only.

Roll Call: Yes – Council Members Cleary, Olmo, Savas, Spina, Tsigounis

No – None

Absent – Council Member Mueller

Abstain – None Motion adopted.

9. Council Member Olmo read the title:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW, ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT 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 \$1,270,000 TO PAY THE COST THEREOF, TO APPROPRIATE BOROUGH OPEN SPACE TRUST ACCOUNT FUNDS, 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.

(Bond Ordinance in full on pages 71G through 71J in Minutes of Regular Mayor and Council Meeting held April 4, 2018.)

- 10. The Borough Clerk announced the Ordinance was published in <u>The Record</u> on April 6, 2018, 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. Rich Calabrese, 42 Engle Street asked for the ordinance title to be reread. Mr. Calabrese asked if part of this money is for the 9-11 Memorial and park equipment. CFO Laufeld said \$90,000 of the open space money is for the memorial, playground equipment and basketball courts at Cranford Park. Borough Clerk Nasuto said they moved the memorial from Station Green to 3<sup>rd</sup> Street.

No one else wished to be heard.

13. Motion by Council Member Olmo and seconded by Council Member Savas to close the public hearing.

Roll Call: Yes – Council Members Cleary, Olmo, Savas, Spina, Tsigounis

No – None

Absent – Council Member Mueller

Abstain – None Motion adopted.

14. Resolution by Council Member Olmo and seconded by Council Member Savas:

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. 18-05-1517, entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW, ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT 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 \$1,270,000 TO PAY THE COST THEREOF, TO APPROPRIATE BOROUGH OPEN SPACE TRUST ACCOUNT FUNDS, 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.

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

Roll Call: Yes – Council Members Cleary, Olmo, Savas, Spina, Tsigounis

No – None

Absent – Council Member Mueller

Abstain – None Resolution adopted.

# Ordinance No. 18-06-1518 – Amend Chapter 275-66.1 Tree Removal

15. Motion at 7:51 PM by Council Member Olmo and seconded by Council Member Savas to introduce Ordinance No. 18-06-1518 Amend Chapter 275-66.1 Tree Removal on final reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

16. Council Member Olmo read the title:

AMEND ORDINANCE NO. 18-02-1514 - CHAPTER 275-66.1 TREE REMOVAL

(Ordinance in full on page 72A in Minutes of Regular Mayor and Council Meeting held April 4, 2018.)

- 17. The Borough Clerk announced the Ordinance was published in <u>The Record</u> on April 6, 2018, posted in Borough Hall, and copies made available to the public
- 18. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
- 19. Mayor Romeo said we made some minor word changes to the original ordinance.

No one else wished to be heard.

20. Motion by Council Member Olmo and seconded by Council Member Cleary to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

21. Resolution by Council Member Olmo and seconded by Council Member Savas:

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. 18-06-1518, entitled:

AMEND ORDINANCE NO. 18-02-1514 - CHAPTER 275-66.1 TREE REMOVAL

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

Roll Call: Yes – Unanimous Resolution adopted.

# Ordinance No. 18-07-1519 – Amend Chapter 105 Contractors, Home Improvement

22. Motion at 7:52 PM by Council Member Savas and seconded by Council Member Cleary to introduce Ordinance No. 18-07-1519 – Amend Chapter 105 Contractors, Home Improvement on final reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

23. Council Member Savas read the title:

# AMEND CHAPTER 105 CONTRACTORS, HOME IMPROVEMENT

(Ordinance in full on page 72B in Minutes of Regular Mayor and Council Meeting held April 4, 2018.)

- 24. The Borough Clerk announced the Ordinance was published in <u>The Record</u> on April 6, 2018, posted in Borough Hall, and copies made available to the public
- 25. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
- 26. No one wished to be heard.
- 27. Motion by Council Member Savas and seconded by Council Member Cleary to close the public hearing.

Roll Call: Yes – Unanimous

Motion adopted.

28. Resolution by Council Member Savas 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. 18-07-1519, entitled:

# AMEND CHAPTER 105 CONTRACTORS, HOME IMPROVEMENT

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

Roll Call: Yes – Unanimous

Resolution adopted.

Ordinance No. 18-08-1520 – Amend Chapters 201 and 202 – Property Maintenance, Nonresidential and Residential and Nonresidential.

29. Motion at 7:53 PM by Council Member Savas and seconded by Council Member Cleary to introduce Ordinance No. 18-08-1520 – Amend Chapters 201 and 202 – Property Maintenance, Nonresidential and Residential and Nonresidential on final reading by title only.

Roll Call:

Yes – Unanimous

Motion adopted.

30. Council Member Savas read the title:

AMEND CHAPTER 201 – PROPERTY MAINTENANCE, NONRESIDENTIAL AND CHAPTER 202 – PROPERTY MAINTENANCE, RESIDENTIAL AND NONRESIDENTIAL

(Ordinance in full on page 73A in Minutes of Regular Mayor and Council Meeting held April 4, 2018.)

- 31. The Borough Clerk announced the Ordinance was published in <u>The Record</u> on April 6, 2018, posted in Borough Hall, and copies made available to the public
- 32. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
- 33. Mr. Calabrese said within this ordinance it mentions the "International Law." Mayor Romeo said without writing our own, we're going with the state statute, which will cover anything not in our ordinance.

No one else wished to be heard.

34. Motion by Council Member Savas and seconded by Council Member Cleary to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

35. Resolution by Council Member Savas 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. 18-08-1520, entitled:

AMEND CHAPTER 201 – PROPERTY MAINTENANCE, NONRESIDENTIAL AND CHAPTER 202 – PROPERTY MAINTENANCE, RESIDENTIAL AND NONRESIDENTIAL

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

Roll Call: Yes – Unanimous Resolution adopted.

Ordinance No. 18-09-1521 – 2018 "CAP" Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14)

36. Motion at 7:57 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 18-09-1521 – 2018 "CAP" Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14) on final reading by title only.

Roll Call: Yes – Council Members Cleary, Olmo, Savas, Spina, Tsigounis

No – None

Absent - Council Member Mueller

Abstain – None Motion adopted.

37. Council Member Olmo read the title:

# 2018 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

(Ordinance in full on page 74A in Minutes of Regular Mayor and Council Meeting held April 4, 2018.)

- 38. The Borough Clerk announced the Ordinance was published in <u>The Record</u> on April 6, 2018, posted in Borough Hall, and copies made available to the public
- 39. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
- 40. No one wished to be heard.
- 41. Motion by Council Member Olmo and seconded by Council Member Cleary to close the public hearing.

Roll Call: Yes – Council Members Cleary, Olmo, Savas, Spina, Tsigounis

No – None

Absent – Council Member Mueller

Abstain – None Motion adopted.

42. 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. 18-09-1521, entitled:

2018 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

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

Roll Call: Yes – Council Members Cleary, Olmo, Savas, Spina, Tsigounis

No – None

Absent – Council Member Mueller

Abstain – None Resolution adopted.

#### **NEW BUSINESS**

## INTRODUCTION OF ORDINANCE

# Ordinance No. 18-10-1522 - Amend Chapter 101-3 Fees - Construction Codes, Uniform

43. Motion at 7:58 PM by Council Member Savas and seconded by Council Member Cleary to introduce Ordinance No. 18-10-1522 - Amend Chapter 101-3 Fees - Construction Codes, Uniform on first reading by title only.

Roll Call: Yes – Unanimous

Motion adopted.

44. Council Member Savas read the title:

### AMEND CHAPTER 101-3 FEES - CONTRUCTION CODES, UNIFORM

(Ordinance in full on pages 86A through 86D.)

45. Resolution by Council Member Savas 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. 18-10-1522, entitled:

# AMEND CHAPTER 101-3 FEES – CONTRUCTION CODES, UNIFORM

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, May 2, 2018 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.

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

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#### **CONSENT AGENDA**

#### **NEW BUSINESS**

#### \*Resolutions

47. WHEREAS, Jack Czernek has applied for a Limo/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, 2018 subject to requirements of Chapter 246 of the Code of the Borough of Cresskill.

# License No. 18-427 2017 Mercedes GLS 550 Serial # 4JGDF7DE3HA883253

- 48. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that full time employment of Miata Frierson as Violations Clerk in the Cresskill Municipal Court is hereby ratified and confirmed at an annual salary of \$32,000, effective April 9, 2018.
- 49. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Ann Fischer be approved for employment in the 2018 Spring and Summer Recreation Programs as:

Assistant Director

Ann Fischer
126 Brookside Avenue
Cresskill, NJ 07626
Spring Salary: \$1,144.00
Summer Salary: \$5,715.27 (full day)

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

WHEREAS, the following participant was unable to attend;

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

Sam Savitsky (for: Brody Savitsky) 125 7<sup>th</sup> Street Cresskill, NJ 07626 Amount: \$125.00

Cheryl Venturini (for: Anthony Pepitone) 20 Milton Street Cresskill, NJ 07626 Amount: \$130.00

Renata Fattori Mussi (for: Carolina Fattori Mussi) 704 Cottonwood Court Cresskill, NJ 07626 Amount: \$100.00 Jenny Kim (for: Joshua Kim) 46 Center Street Cresskill, NJ 07626 Amount: \$140.00

Chris Curtin (for: Matthew Curtin) 82 Park Avenue Cresskill, NJ 07626 Amount: \$140.00

Amy Cusick (for: Amy Cusick)
7 Deacon Place
Cresskill, NJ 07626
Amount: \$35.00

51. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following April 2018 payroll be ratified and approved:

## April 13, 2018

Current Fund	\$ 331,762.57
Social Security/Medicare	14,593.60
Community Center	2,257.28
Library	11,273.32
-	\$ 359,886.77

52. 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 2018 3<sup>rd</sup> quarter taxes:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
1.04	22	Joseph & Jennifer Fuccillo 24 Burton Place Cresskill, NJ 07626	\$ 9,154.00
91.06	14	Bruce & Lillian Weitz 37 McGrath Drive Cresskill, NJ 07626	\$23,256.00

53. WHEREAS, soil permit applications and Planning Board applications were required for several properties; and

WHEREAS, an escrow account was established for this work; and

WHEREAS, the work has been completed and inspected;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following refund of Developer Escrow account be made:

Account No.	<u>Block</u>	<u>Lots</u>	<u>Applicant</u>	Amount
DE-115	90	19-20	Abigail Alvarez 26 Pendergast Court Alpine, NJ 07620 (for: 158 Truman Drive)	\$ 247.75

### 54. 2018 TEMPORARY BUDGET

WHEREAS, an emergent condition has arisen with respect to various Appropriations listed below and no adequate provision has been made in the 2018 temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

WHEREAS, said total emergency temporary resolutions adopted in the year 2018 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$2,275,000.00;

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A.40A:4-20:

1. The following temporary appropriations be and the same are hereby made for:

# **OPERATIONS - WITHIN CAPS**

Municipal Clerk – Salaries and Wages	\$ 20,000.00
Financial Administration	
Other Expenses	25,000.00
Computerized Data	
Salaries and Wages	2,500.00

Tax Assessment		
Salaries and Wages		2,500.00
Engineering		
Other Expenses		5,000.00
Planning Board		
Other Expenses		10,000.00
Police Department		
Salaries and Wages		300,000.00
Police School Marshalls		
Salaries and Wages		50,000.00
Fire Department		
Salaries and Wages		25,000.00
Emergency Medical Services		
Salaries and Wages		25,000.00
Other Expenses		10,000.00
Fire Hydrant Service		
Other Expenses		10,000.00
Streets and Roads		
Salaries and Wages		80,000.00
Buildings and Grounds		
Other Expenses		10,000.00
Natural Gas		5,000.00
Library		
Other Expenses		60,000.00
Social Security		25,000.00
Defined Retirement Contribution Plan		10,000.00
	Total	\$675,000.00

- 2. That said emergency temporary appropriations will be provided for in the 2018 budget under the various titles listed above.
- 3. That one certified copy of this resolution be filed with the Director of Local Government Services.

Benedict Romeo, Mayor

Barbara A. Nasuto, Borough Clerk

55. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that employment of following people, as approved by the Cresskill Municipal Pool, is hereby ratified and confirmed:

Anne Marie Grieco Pool Manager
Joshua Rodriguez Assistant Pool Manager
James Breheney Assistant Pool Manager

56. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Cresskill Fire Department has furnished a certified list of volunteer members (annexed hereto), who have qualified for credit under the LOSAP program for the Calendar Year 2017 and said list is hereby approved.

# **Motions**

57. Appoint Hadar C. Maresky as Volunteer to the Cresskill Emergency Medical Services for a six-month probationary period.

# Miscellaneous Business

58. Approve the following Raffle License:

RL 1406 Cresskill UNICO May 9 – May 12, 2018

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

- 59. No one wished to be heard.
- 60. Motion by Council Member Tsigounis and seconded by Council Member Cleary to close the meeting to remarks on agenda items.

Roll Call: Yes - Unanimous Motion adopted.

61. Motion by Council Member Tsigounis and seconded by Council Member Savas 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.

62. Motion by Council Member Tsigounis and seconded by Council Member Cleary to adopt all items with an asterisk as a single question.

Roll Call: Yes - Unanimous Motion adopted.

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#### PRESENTATION OF BILLS

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

(Resolution in full on pages 90A through 90K.)

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.]

64. Mr. Calabrese asked what the payment to Daktronics Messaging Service for \$17,000 on the bill list was for. Council Member Olmo said it's for the new electronic message board for the senior center. Mr. Calabrese asked what the work is on East Madison Avenue. Ms. Nasuto said it's not the town, Altice is doing utility work.

Mayor Romeo commended Mr. Calabrese for coming to the Council meetings. You come to the meetings, ask your questions and don't go around rumor mongering. We've treated each other with respect for the last 18 years. There is an undercurrent of people that seem to think something secretive is going on in town and then the rumors spread. They're too lazy to come to a meeting and ask us face to face about things they've heard. I wish more people would come, ask their questions and we'll give them a straight answer. Thank you for being a good citizen. Mr. Calabrese said he wouldn't attend meetings if they were on Facebook or televised. Facebook can be hacked. Also, people watching from home could interpret things differently from what is actually happening. Mayor Romeo totally agreed.

No one else wished to be heard.

65. Motion by Council Member Tsigounis and seconded by Council Member Savas to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

66.	Motion at 8:06 P.M. by Council Member Tsigounis and seconded by Council Member Cleary to adjourn the meeting.			
	Roll Call:	Yes - Unanimous.	Motion adopted.	
	ict Romeo		_	
Mayor			Barbara A. Nasuto Borough Clerk	