

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

NOVEMBER 7, 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 The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:44 P.M.
4. Present: Council Members Cleary, Mueller, Olmo, Savas, Spina, Tsigounis
Also Present: Borough Officials Laufeld, Mann, Chief Wrixon, Deputy Chief Domville, Members of the Environmental Commission
5. Motion by Council Member Tsigounis and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of October 17, 2018.

Roll Call: Yes – Unanimous

Motion adopted.

COMMUNICATIONS

6. Minutes of the following meetings:

Planning Board

October 9 & 23, 2018

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Spina gave an update on the Environmental Commission's work. Their 2017 annual report has been distributed to the Mayor and Council. Some highlights of the report are, their input on the tree protection ordinance and recruiting new volunteers from an open house. As well as their regular events such as the yearly paper shredding, the poster/essay contest for the kids and representation at the Northern Valley Earth Fair. I would like to thank them for their good work.

Council Member Tsigounis said she attended the Senior Board meeting, where she learned senior citizens are eligible for free tickets to the Bergen Pac. Contact Donnajo for information.

At the Historical Committee meeting, we discussed our interest in cleaning up the Tallman House and have spoken to Kevin about it.

Council Member Savas said Recreation's Trunk or Treat was cancelled due to rain. The Cheerleading showcase was Sunday and very successful.

We'll be having a big community meeting for the quasiquicentennial soon and we've chosen May 11th as the opening day, which will be like Cresskill Day.

Council Member Cleary said he received the form from the JIF for Cresskill's dividend check.

8. Borough Clerk Maragliano explained all items on the Consent Agenda.

CONSENT AGENDA

NEW BUSINESS

*Resolutions

9. WHEREAS, the following permits have been issued under Sections 132-91 and 132-27 of the Code of the Borough of Cresskill and cash bonds deposited therefor; and

WHEREAS, the Superintendent of Public Works and Property Maintenance Officer has inspected the work and found it to meet all requirements of the applicable Section;

NOW, THEREFORE, BE IT RESOLVED that the proper officials be and hereby are directed to return the bonds held under the following permits:

| <u>Code Sec.</u> | <u>Permit #</u> | <u>Name</u> | <u>Amount</u> |
|------------------|-----------------|---|---------------|
| 132-27 | 4227 | Steven Yun 324 Knickerbocker Road Cresskill, NJ 07626 | \$50.00 |
| 132-27 | 4229 | A. Macchione Brothers 71 South Newman Street Hackensack, NJ 07601 <i>(for: 320 11th Street)</i> | \$50.00 |
| 132-91 | 4220 | James Cleary 140 Palisade Avenue Cresskill, NJ 07626 | \$50.00 |
| 132-91 | 4225 | A. Macchione Brothers 71 South Newman Street Hackensack, NJ 07601 <i>(for: 58 Roosevelt Street)</i> | \$50.00 |
| 132-91 | 4230 | Vijaya Malkapuram 168 Knickerbocker Road Cresskill, NJ 07626 | \$50.00 |
| 132-91 | 4232 | Maureen & Javier Alvarez 41 Roosevelt Street Cresskill, NJ 07626 | \$50.00 |
| 132-91 | 4234 | Robert Lippman 65 Hillside Avenue Cresskill, NJ 07626 | \$50.00 |

10. A RESOLUTION APPOINTING A MUNICIPAL HOUSING LIAISON
IN THE BOROUGH OF CRESSKILL

WHEREAS, the Council of the Borough of Cresskill, has petitioned the Superior Court for an entry of Judgement of Compliance and Response of it’s Housing Element and Fair Share Plan; and

WHEREAS, the Borough of Cresskill’s Fair Share Plan promotes an Affordable Housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH’s Third Round Substantive Rules (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq., the Borough of Cresskill is required to appoint a Municipal Housing Liaison for the Administration of the Borough of Cresskill's affordable housing program to enforce the requirements of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq.; and

WHEREAS, the Council does hereby adopt the Municipal Housing Official form attached hereto and incorporated herein as if set forth in its entirety.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Cresskill does hereby appoint Francesca Maragliano to the position of Cresskill Municipal Housing Liaison, whose duties include but are not limited to, Administration of the Borough's Affordable Housing Program; and

FURTHER RESOLVED that a copy of this Resolution be tendered to the Mayor and Council of Cresskill, Francesca Maragliano, Municipal Clerk, and Borough Attorney, Christos J. Diktas, Esq.

- 11. Approval to submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Reconstruction of Kennedy Road

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

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as 00610 to the New Jersey Department of Transportation on behalf of the Borough of Cresskill.

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

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
 (Clerk) (Presiding Officer)

- 12. Approval to submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Reconstruction of Engle Street

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

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as 00611 to the New Jersey Department of Transportation on behalf of the Borough of Cresskill.

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

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
 (Clerk) (Presiding Officer)

13. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following October and November 2018 payrolls be ratified and approved:

October 26, 2018

| | |
|--------------------------|------------------|
| Current Fund | \$ 333,131.81 |
| Social Security/Medicare | 12,613.79 |
| Community Center | 1,896.32 |
| Swim Pool | <u>12,151.74</u> |
| | \$ 359,793.66 |

November 7, 2018

| | |
|--------------------------|------------------|
| Current Fund | \$ 334,618.04 |
| Social Security/Medicare | 13,418.91 |
| Community Center | 3,362.51 |
| Swim Pool | <u>12,387.37</u> |
| | \$ 363,786.83 |

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 refunds due to overpayment of 2018 4th quarter taxes:

| <u>BLOCK</u> | <u>LOT</u> | <u>QUAL</u> | <u>NAME</u> | <u>AMOUNT</u> |
|--------------|------------|-------------|---|---------------|
| 301 | 20 | | Dov Shevich & Mariola Astman 106 Jackson Drive Cresskill, NJ 07626 | \$2,563.07 |
| 54.01 | 71 | | Citimortgage, Inc. Tax Department/Mail Code: 1009 P.O. Box 10001 Hagerstown, MD 21749-9601 (for: 67 Cedar Street) | \$1,215.62 |
| 167 | 7 | | DSTGA Incorporated c/o Orly Amir 309 East 87 th Street, Apt. 4J New York, NY 10128 (for: 94 Park Avenue) | \$ 484.20 |

15. Governor's Council on Alcoholism and Drug Abuse Fiscal Grant Cycle
July 2014-June 2020

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Borough of Cresskill further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Borough of Cresskill has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Mayor and Council does hereby authorize submission of a strategic plan for the Cresskill Municipal Alliance grant for fiscal year July 2019-June 2020 in the amount of:

| | |
|------------|------------|
| DEDR | \$9,876.00 |
| Cash Match | \$2,469.00 |
| In Kind | \$7,407.00 |

2. The Mayor and Council acknowledge the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Approved: _____
Benedict Romeo, Mayor

CERTIFICATION

I, Francesca Maragliano, Municipal Clerk of the Borough of Cresskill, County of Bergen, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Mayor and Council on this 7th day of November 2018.

Francesca Maragliano, Municipal Clerk

16. REQUESTING BUS SHELTERS

WHEREAS, NJ TRANSIT has funds for the purchase of bus shelters throughout the State of New Jersey; and

WHEREAS, the governing body of a municipality in New Jersey or the Board of Chosen Freeholders of a county may apply to the New Jersey Transit Corporation for the purchase and installation of bus shelters at legally designated bus stops; and

WHEREAS, the Borough of Cresskill in the interest of promoting public transportation, conservation of energy, traffic safety, and for the convenience of the public endorses the concept of providing bus shelters within its jurisdiction.

NOW, THEREFORE, be it resolved, that the application is hereby made by the Borough of Cresskill to the New Jersey Transit Corporation for the purchase and installation of 1 bus shelter as set for in Exhibit A, made a part hereof.

FURTHER, be it resolved that Mayor Benedict Romeo _____ and Borough Clerk, Francesca Maragliano _____ be authorized to execute an agreement or agreements with the NJ Transit to arrange for the purchase and installation of the shelter.

17. WHEREAS, the Building Department and Clerks office both have a need for additional help; and

WHEREAS, the position was advertised and interviews were conducted;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, that Anna Piantino be approved for full-time employment as a Floater between the Building Dept. and the Borough Clerk’s office, effective November 26, 2018, at an annual salary of \$40,000.00 through December 31, 2019.

18. WHEREAS, escrow money was deposited with the Borough of Cresskill by 35 Union Avenue LLC for work done at 35 - 39 Union Avenue, Block 74, Lots 42-44; and

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

WHEREAS, the Borough Engineer requested a Maintenance Bond of \$84,000 which was posted on December 5, 2013; and

WHEREAS, a partial refund of the Maintenance Bond in the amount of \$73,500 was released on April 28, 2016 and the Borough Engineer has requested an escrow amount to remain in Developer's Trust 1649.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that in accordance with the Borough Engineer's letter dated November 2, 2018, a refund of \$11,877.25 in Developer's Trust 1649 be returned to 35 Union Avenue LLC, 930 Sylvan Avenue, Suite 110, Englewood Cliffs, NJ 07632.

19. WHEREAS, the New Jersey Department of Environmental Protection Green Acres Program (Hereinafter "State") provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of Cresskill desires to further the Public Interest by obtaining a loan of \$0.00 and/or grant of \$276,515.00 from the State to fund the following project(s):

#0208-16-002 Cresskill Borough Park Expansion

NOW, THEREFORE, the Governing Body resolves that Mayor Benedict Romeo is hereby authorized to:

- a) Make application for such a loan and/or such a grant; and
- b) Provide additional application information and furnish such documents as may be required; and
- c) Act as the authorized correspondent of the Borough of Cresskill; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the Borough of Cresskill of the amount of the funding award; and

WHEREAS, the Borough of Cresskill is willing to use the State's funds in accordance with such rules, regulation and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Cresskill that:

1. Mayor Benedict Romeo is hereby authorized to execute an agreement and any amendment thereto with the State regarding and pertaining to any and all Green Acre Funds and/or Grant Project; and
2. The Borough of Cresskill has its matching share of the project, if a match is required, in the amount of \$300,000; and
3. In the event the State's funds are less than the total project cost specified above, the Borough of Cresskill has the balance of funding necessary to complete the project; and
4. The Borough of Cresskill agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
5. This resolution shall take effect immediately.

BE IT FURTHER RESOLVED that a Certified to be True copy of this Resolution be tendered to Amy Sumoski, Project Manager, Green Acres Program; the Mayor and Council of the Borough of Cresskill; Edward Wrixon, Acting Borough Administrator; and Francesca Maragliano, Borough Clerk.

CERTIFICATION:

I, Francesca Maragliano do hereby certify that the forgoing is a true copy of a resolution adopted by the Borough of Cresskill at a meeting held on the 7th day of November, 2018.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 7th day of November, 2018.

Francesca Maragliano, Borough Clerk

Motions

20. Appoint Michelle Franke to the Recreation Committee for term ending December 31, 2020.

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

21. Richard Calabrese, 42 Engle Street asked if the amount in Resolution #11 (#19) is \$30,000 or \$300,000. Mayor Romeo said it's a typo, it should be \$300,000 and Resolution #4 (#12) is for repaving Engle Street. Mr. Calabrese said recently someone had painted blue on his lawn and marked it with two flags. Council Member Olmo said that's a mark out for the water company.

No one else wished to be heard.

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

Roll Call: Yes - Unanimous Motion adopted.

23. 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.

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

Roll Call: Yes - Unanimous Motion adopted.

PRESENTATION OF BILLS

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

(Resolution in full on pages 174A through 174H.)

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.]

26. Richard Calabrese, 42 Engle Street commended the Police Dept. as everyone seems to be obeying the overnight parking ordinance.

I read in the paper the Merritt Field renovation is going to cost \$800,000. Mayor Romeo said we have an engineering firm refiguring the numbers and we've already received about \$300,000 in grant money. CFO Laufeld said we bonded for 1.5 million and will be paying it back with grants and open space funds.

Mr. Calabrese said the speeding on Engle Street is out of control. Deputy Chief Domville said the Police are addressing it. We had the car counter there once and that's one of the areas we'll be using the hand held laser radar we've recently acquired. Chief Wrixon said we're currently getting quotes for a portable speed tracker sign that we'd like to purchase next year.

Mayor Romeo said he would like the Environmental Commission, along with all the other Boards and Organizations in town, to participate in the quasiquicentennial celebration. Susan Rowley said they have tentatively scheduled their shredding day for May 11th which will tie in nicely with the quaquicentennial kickoff celebration.

No one else wished to be heard.

27. 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.

28. Motion at 8:04 P.M. by Council Member Tsigounis and seconded by Council Member Savas to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
Mayor

Francesca Maragliano
Borough Clerk