

## BOROUGH OF CRESSKILL

## MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

MARCH 18, 2020

1. Chief Wrixon 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 7:51 P.M.
4. Present: Council Members Kaplan, Mueller, Olmo, Savas, Spina  
Also Present: Attorney Diktas, Chief Wrixon, Deputy Chief Domville  
Absent: Council Member Cleary
5. Motion by Council Member Savas and seconded by Council Member Olmo to approve the minutes of the Mayor and Council Regular meeting of March 4, 2020.

Roll Call: Yes – Unanimous

Motion adopted.

## COMMUNICATIONS

6. Minutes of the following meeting:

Planning Board

February 25, 2020

Filed.

## REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Spina said the Northern Valley Earth Fair that was scheduled for April 25<sup>th</sup> has been canceled.

Council Member Kaplan said the Board of Health will meet next Monday and discuss the concerns of the Council.

Council Member Savas said all Recreation programs have been canceled and the Community and Senior Centers are closed to the public. The Easter egg hunt and parade have been tentatively postponed until April 18<sup>th</sup> and we will not be serving breakfast. The Independence Day celebration will be on Friday, July 3<sup>rd</sup>. Summer Fun registration has been pushed back to May 1<sup>st</sup>.

## NEW BUSINESS

## INTRODUCTION OF ORDINANCE

Bond Ordinance No. 20-02-1552 – 2020 Road Improvement Program

8. Resolution by Council Member Olmo and seconded by Council Member Savas to amend the 2020 Temporary Capital Budget.

Roll Call: Yes – Council Members Kaplan, Mueller, Olmo, Savas, Spina  
 No – None  
 Absent – Council Member Cleary  
 Abstain – None  
 Resolution adopted.

(Resolution in full on pages 44A through 44B.)

9. Council Member Olmo announced receipt of Supplemental Debt Statement.

(Supplemental Debt Statement in full on pages 44C through 44G.)

10. Motion at 7:53 PM by Council Member Olmo and seconded by Council Member Savas to introduce Bond Ordinance No. 20-02-1552 – 2020 Road Improvement Program on first reading by title only.

Roll Call: Yes – Council Members Kaplan, Mueller, Olmo, Savas, Spina  
 No – None  
 Absent – Council Member Cleary  
 Abstain – None  
 Motion adopted.

11. Council Member Olmo read the title:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS ROAD IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,635,000 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.

(Bond Ordinance in full on pages 44H through 44L.)

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

BE IT RESOLVED that Ordinance 20-02-1552 entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS ROAD IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,635,000 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.

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 1st day of April, 2020, at 7:30 o'clock, P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Mayor and Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Roll Call: Yes – Council Members Kaplan, Mueller, Olmo, Savas, Spina  
 No – None  
 Absent – Council Member Cleary  
 Abstain – None  
 Resolution adopted.

13. Council Member Kaplan asked if there is anything which places an overall limitation on what the borough can bond. Mayor Romeo said there is, but we are very far under that. Council Member Olmo said it's 3% of your total valuation and CFO Laufeld said we are under 1%.

Ordinance No. 20-03-1553 – Ordinance Amending Chapter 230 Streets and Sidewalks of the Revised Ordinances Specifically Street Openings.

14. Motion at 7:55 PM by Council Member Savas and seconded by Council Member Olmo to introduce Ordinance No. 20-03-1553 – Ordinance Amending Chapter 230 Streets and Sidewalks of the Revised Ordinances Specifically Street Openings on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

15. Council Member Savas read the title:

ORDINANCE AMENDING CHAPTER 230 STREETS AND SIDEWALKS  
OF THE REVISED ORDINANCES OF THE BOROUGH OF CRESSKILL,  
SPECIFICALLY STREET OPENINGS

(Ordinance in full on pages 45A through 45H.)

16. 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. 20-03-1553, entitled:

ORDINANCE AMENDING CHAPTER 230 STREETS AND SIDEWALKS  
OF THE REVISED ORDINANCES OF THE BOROUGH OF CRESSKILL,  
SPECIFICALLY STREET OPENINGS

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, April 1, 2020 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.

Ordinance No. 20-04-1554 – Ordinance Amending Article XIII Dumpsters and Other Receptacles for Debris Collection

17. Motion at 7:56 PM by Council Member Savas and seconded by Council Member Olmo to introduce Ordinance No. 20-04-1554 – Ordinance Amending Article XIII Dumpsters and Other Receptacles for Debris Collection on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

18. Council Member Savas read the title:

ORDINANCE AMENDING ARTICLE XIII DUMPSTER AND  
OTHER RECEPTACLES FOR DEBRIS COLLECTION

(Ordinance in full on pages 45I through 45K.)

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



24. WHEREAS, a Planning Board application and Tree Escrow was required for this property; 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's Escrow account be made:

<u>Account No.</u>	<u>Block</u>	<u>Lot</u>	<u>Applicant</u>	<u>Amount</u>
DE-385	14.02	1	Jennifer & Gabriel Hamani 9 Kenwood Road Tenafly, NJ 07670 <i>(for: 277 Highland Street)</i>	\$2,000.00

25. 2020 TEMPORARY EMERGENCY BUDGET

WHEREAS, an emergent condition has arisen with respect to various Appropriations listed below and no adequate provision has been made in the 2020 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 2020 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$450,000.00;

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

Financial Administration	
Other Expenses	\$ 5,000.00
Computerized Data Processing	
Other Expenses	5,000.00
Police Department	
Salaries and Wages	150,000.00
Police School Marshals	
Salaries and Wages	30,000.00
Fire Department	
Salaries and Wages	30,000.00
Emergency Medical Services	
Salaries and Wages	25,000.00
Board of Health	
Salaries and Wages	5,000.00
Recycling	
Other Expenses	40,000.00
Buildings and Grounds	
Other Expenses	50,000.00
Telephone	10,000.00
Capital Improvement Fund	100,000.00
	Total
	\$450,000.00

2. That said emergency temporary appropriations will be provided for in the 2020 budget under the various titles listed above.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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Benedict Romeo, Mayor

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Francesca Maragliano, Borough Clerk

26. WHEREAS, Fire Sub-code official Paul Renaud was not reappointed; and

WHEREAS, the Borough of Cresskill has a need for a temporary Fire Sub-code Official;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Dave Haenelt be appointed as temporary Fire Sub-code Official, effective April 17, 2020.

27. WHEREAS, the Borough of Cresskill, pursuant to Ordinance, has created the Cresskill Volunteer Ambulance & Emergency Services Company (hereinafter "CVAES"); and

WHEREAS, the CVAES Members are appointed by the Mayor and confirmed by the Council; and

WHEREAS, fulfilling the Membership requirements, as established by the Mayor & Council and the Rules and Regulations of the Cresskill Fire Department and Cresskill Emergency Services Department, plus the requirements annotated in Ordinance §15-1 et seq.; and

WHEREAS, the following individuals:

Christopher Derienzo  
Thomas Sullivan

have petitioned the Mayor seeking to become a Member of the CVAES; and

WHEREAS, each Petition/Application has been submitted to the Board of Fire Officers and approved by same, subject to the final approval and appointment by the Mayor and Council;

NOW, THEREFORE, BE IT RESOLVED, that the above individuals are hereby appointed by Mayor Benedict Romeo and each respective appointment is confirmed by the Council, subject to the respective appointee complying with the Cresskill Revised General Ordinances, specifically, §15-1 et seq., specifically §15-5, Requirements of the Volunteer Division; and

BE IT FURTHER RESOLVED, that a Certified to be True Copy of this Resolution be served upon each Appointee; Fire Chief Christopher Ulshoefer; Harold Laufeld, CFO; Edward Wrixon, Borough Administrator; Francesca Maragliano, Borough Clerk

28. RESOLUTION TO PROVIDE MATCHING FUNDS

WHEREAS, New Jersey voters approved the New Jersey Library Construction Bond Act, which authorizes the issuance of State General Obligation Bonds to provide grants for the construction, reconstruction, development, extension, improvement and furnishing of public libraries in the State of New Jersey and funding in an amount not to exceed \$87.5 million will be available in the solicitation for grant applications issued on January 6, 2020; and,

WHEREAS, the Cresskill Public Library Board of Trustees desires to further the public interest by obtaining a matching grant of \$858,588.00 from the aforementioned program to improve the Cresskill Public Library; and,

WHEREAS, the governing body supports the Cresskill Public Library Board of Trustees' application for a matching grant.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill:

1. That Mayor and Council of the Borough of Cresskill intends to provide a portion of the required match for the project in the amount of \$100,000.00 towards the total project cost of \$1,717,176.00; and,

That this resolution shall take effect immediately

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Benedict Romeo, Mayor

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Francesca Maragliano, Borough Clerk

29. RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY  
VIA ON-LINE AUCTION

WHEREAS, the Borough of Cresskill is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough of Cresskill is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, as follows:

1. The sale of surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Borough of Cresskill.
2. The sale will be conducted online and the address of the auction is govdeals.com.
3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
4. A list of the surplus property to be sold is indicated on Schedule A attached hereto.
5. The surplus property as identified shall be sold in an "as is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Borough of Cresskill reserves the right to accept or reject any bid submitted.

Motions

30. Appoint Bill Potkulski to the Recreation Committee for term ending December 31, 2022.

31. Appoint Andrew Bolson to the Library Board of Trustees for term ending December 31, 2024.

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

32. No one wished to be heard.

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

Roll Call: Yes – Unanimous Motion adopted.

34. Motion by Council Member Savas 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.

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

Roll Call: Yes – Unanimous Motion adopted.

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#### PRESENTATION OF BILLS

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

(Resolution in full on pages 50A through 50E.)

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.]

37. Council Member Savas commended the Police and Fire Chiefs, their departments, Members of the Task Force and the Board of Health for the quick response to the Coronavirus situation and infusing calm into the community. Mayor Romeo asked Chief Wrixon to take a photo for the archives of the “social distancing” the Mayor and Council have taken for their meeting. That we could not even sit together because of this pandemic. We will get through this and maybe some of the politics will disappear.

No one else wished to be heard.

38. 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.

39. Motion at 8:02 P.M. by Council Member Savas and seconded by Council Member Olmo to adjourn the meeting.

Roll Call: Yes – Unanimous. Motion adopted.

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Benedict Romeo  
Mayor

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Francesca Maragliano  
Borough Clerk