

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

MARCH 3, 2021

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 7:35 P.M.
4. Present: Council Members Cleary, Kaplan, Mueller, Olmo, Savas, Spina
Also Present: Attorney Diktas, Chief Wrixon, Deputy Chief Domville
5. Motion by Council Member Olmo and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of February 17, 2021.

Roll Call: Yes – Unanimous Motion adopted.

COMMUNICATIONS

6. Minutes of the following meeting:

Planning Board	February 9, 2021
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Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Spina said Dr. Morgan of the BOH is seeking input from the committee members on programs and initiatives for the Mayor’s Wellness Program.

Council Member Kaplan said the Historical Committee is hoping the new structure at 1 Union Avenue will blend in with the other buildings on the block.

Council Member Savas said Recreation’s basketball program is almost over. Also, the Library reopened to the public on March 1st allowing a maximum of 15 people with a 30-minute limit.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Ordinance No. 21-19-1569 –Amend Ch. 275- Article XXVII Wireless Communications Towers and Antennas with the Addition of a New Section Entitled “Telecommunications Facilities in the Public Right of Way”

8. Motion at 7:38 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 21-19-1569 on final reading by title only - Amend Ch. 275- Article XXVII Wireless Communications Towers and Antennas with the Addition of a New Section Entitled “Telecommunications Facilities in the Public Right of Way”.

(Ordinance in full on pages 15A through 15Z in Minutes of Regular Mayor and Council Meeting held February 17, 2021.)

- 9. The Borough Clerk announced the Ordinance was published in The Record on February 19, 2021, posted in Borough Hall, and copies made available to the public.
- 10. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
- 11. No one wished to be heard.
- 12. Motion by Council Member Olmo and seconded by Council Member Cleary to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

- 13. 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. 21-19-1569, entitled:

BOROUGH OF CRESSKILL SMALL CELL WIRELESS ORDINANCE
 AN ORDINANCE TO PROVIDE FOR THE AMENDMENT
 OF BOROUGH ORDINANCE, CHAPTER 275, ARTICLE XXVII
 WIRELESS COMMUNICATIONS TOWERS AND ANTENNAS WITH THE
 ADDITION OF A NEW SECTION ENTITLED
 “TELECOMMUNICATIONS FACILITIES IN THE PUBLIC RIGHT-OF-WAY”

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

Roll Call: Yes – Unanimous Resolution adopted.

- 14. Borough Clerk Maragliano explained all items on the Consent Agenda.

CONSENT AGENDA

NEW BUSINESS

*Resolutions

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

WHEREAS, the following participants did not attend due to the Corona Virus or a scheduling conflict;

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

Yujin Jung <i>(for: Ellie & Erin Jeon)</i> 162 4 th Street Cresskill, NJ 07626 Amount: \$164.00	April Spelbrink <i>(for: Aubriella, Addison & Annelise)</i> 156 South Street Cresskill, NJ 07626 Amount: \$266.50
Laura Marzocchi <i>(for: Nathan & Lucas Marzocchi)</i> 50 Cresskill Avenue Cresskill, NJ 07626 Amount: \$205.00	Shinye Cho <i>(for: Sunwoo & Janie Jekal)</i> 40 Palisade Avenue Cresskill, NJ 07626 Amount: \$123.00

Brenda Jamieson
(for: Hannah Jamieson)
 210 Elm Street
 Cresskill, NJ 07626
 Amount: \$102.50

Connie Joung
(for: Derek Cheng)
 133 Stonegate Trail
 Cresskill, NJ 07626
 Amount: \$60.00

Gina Couch
(for: Julia Couch)
 16 Emerson Street
 Cresskill, NJ 07626
 Amount: \$100.00

Mina Wang
(for: Kayla Wang)
 143 Magnolia Avenue
 Cresskill, NJ 07626
 Amount: \$100.00

Mike Depalo
(for: Michael Depalo)
 54 Linwood Avenue
 Cresskill, NJ 07626
 Amount: \$100.00

Kathy Kim
(for: Katie Kim)
 14 Cedar Street
 Cresskill, NJ 07626
 Amount: \$115.00

Jaeyoon Choi
(for: Justin Cho)
 11 Burton Place
 Cresskill, NJ 07626
 Amount: \$128.13

Gaby Wilner
(for: Mika Wilner)
 65 Lexington Avenue
 Cresskill, NJ 07626
 Amount: \$160.00

Ines Huh
(for: Ines Huh)
 314 11th Street
 Cresskill, NJ 07626
 Amount: 195.00

16. A RESOLUTION RENEWING THE GROUP DENTAL BENEFIT PROGRAM FOR ELIGIBLE EMPLOYEES AND THEIR COVERED DEPENDENTS WITH DELTA DENTAL OF NEW JERSEY, INC.

WHEREAS, the Borough of Cresskill, (hereinafter referred to as the Borough), provides dental benefits to eligible employees and their eligible dependents; and

WHEREAS, the Borough's Health Benefits Consultant, as a matter of due diligence, has negotiated renewal rates for the Borough's Dental Benefits Program, which currently consists of the Delta Premier/Advantage and PPO Plans administered by Delta Dental of NJ, Inc.; and

WHEREAS, the renewal rates presented after negotiation, provide the Borough the following for both plans:

- Provides a renewal with an increase in premium of 1.5% over expiring, and
- Provides a 24-month rate guarantee
- Provides for all coverage/benefits to remain unchanged from the expiring respective plans

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey hereby authorize the renewal of the dental benefits contract with Delta Dental of New Jersey for the period March 1, 2021 through February 28, 2023; and

BE IT FURTHER RESOLVED, the Governing Body does hereby authorize and affirm the implementation of this renewal, which maintains the current plan design of benefits; thereby ensuring the moral and contractual obligation of the Borough; and

BE IT FURTHER RESOLVED, the Mayor and Borough Clerk are hereby authorized and directed to execute the renewal documents in accordance with the existing terms and conditions of the Agreement and rate provisions, as promulgated; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be forwarded to PIA Security Programs, Inc., 429 Hackensack Street, P.O. Box 818, Carlstadt, NJ, Health Benefits Consultant to the Borough, the Borough Chief Financial Officer and Municipal Auditor.

17. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following February 2021 payroll be ratified and approved:

February 26, 2021

Current Fund	\$ 380,367.53
Community Center	3,780.89
Library	<u>11,536.37</u>
	\$ 395,684.79

18. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Joseph Desalvo, Jr., be approved for part time employment in the Building Department as Electrical Field Inspector, effective February 23, 2021, at an annual salary in accordance with Ord. No. 21-18-1568.
19. WHEREAS, numerous residents of the Borough have requested that the Police Department develop and establish a supervised safe zone under camera surveillance; and

WHEREAS, the safe zone is required as a result of internet business transactions; and

WHEREAS, conventional stores are closing and many transactions are being finalized through postal delivery or in person exchange; and

WHEREAS, the Residents are weary of entering into commercial transactions with unknown third-parties and bringing those parties to their residences to consummate the business transactions.

NOW THEREFORE, BE IT RESOLVED, in in an attempt to secure the Health, Safety and Welfare of the Residents of the Borough of Cresskill, the Cresskill Police Department is hereby authorized to create a safety zone under Police supervision and camera surveillance; and

BE IT FURTHER RESOLVED, the Police Department is hereby authorized to advertise, with the assistance of other departments and establish the location of the safe zone and the hours of operation; and

BE IT FURTHER RESOLVED, a Certified Copy of this Resolution shall be served upon all Department Heads and Public Library advising that Safe Zone will be created and available for Residential Commercial Transactions.

20. WHEREAS, cash escrow deposits have been paid to the Borough of Cresskill for legal fees in connection with Zoning Board applications for variances within the Borough of Cresskill; and

WHEREAS, the applications have been heard and approved by the Zoning Board of Adjustment; and

WHEREAS, balances remain in the escrow accounts which are no longer required;

NOW, THEREFORE, BE IT RESOLVED that the following balances in the Trust Accounts be refunded:

<u>ESCROW #</u>	<u>NAME</u>	<u>AMOUNT</u>
ZE 465	D.J. Egarian & Associates 271 Route 4 West, Ste. G208 Fairfield, NJ 07004 <i>(for: 37 7th Street)</i>	\$10.00
ZE 466	Craig Weiss, Esq. 837 Broadway Norwood, NJ 07648 <i>(for: 497 Piermont Road)</i>	\$10.00
ZE 467	John & Jennifer Morgan 122 Truman Drive Cresskill, NJ 07626	\$10.00
ZE 469	Renzo Carcich 24 Douglas Drive Cresskill, NJ 07626	\$10.00
ZE 470	Kfir Sayag & Ginna P. Diaz 117 Park Avenue Cresskill, NJ 07626	\$10.00

21. 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:

William Dahle- FIRE
Anthony Guercio - FIRE
Daniel Vitellaro – FIRE

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

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

22. Council Member Mueller asked for an explanation of Resolution #5 (#19). Deputy Chief Domville said if someone buys something on-line, they can make the transaction safely in our parking lot where there are cameras rather than at their home if they chose.

No one else wished to be heard.

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

Roll Call: Yes – Unanimous Motion adopted.

24. Motion by Council Member Olmo and seconded by Council Member Cleary 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.

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

Roll Call: Yes – Unanimous Motion adopted.

PRESENTATION OF BILLS

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

(Resolution in full on pages 26A through 26F.)

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.]

27. No one wished to be heard.

28. Motion by Council Member Olmo and seconded by Council Member Cleary to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

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

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;

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 although not now anticipated, the Mayor and Council reserve the right to return to open session upon conclusion of the closed session.

Roll Call: Yes - Unanimous.

Resolution adopted.

30. Motion at 7:45 P.M. by Council Member Olmo and seconded by Council Member Cleary to adjourn the meeting.

Roll Call: Yes – Unanimous.

Motion adopted.

Benedict Romeo
Mayor

Francesca Maragliano
Borough Clerk