



Roll Call: Yes – Unanimous

Motion adopted.

## COMMUNICATIONS

11. Minutes of the following meeting:

Planning Board

May 25, 2021

Filed.

## REPORTS OF COMMITTEES AND OFFICIALS

12. Council Member Spina said the BOH continued their Community Outreach programs by taking a tour of King's to help people make healthier diet choices.

Council Member Savas said signups continue for Summer Recreation and we are close to full enrollment. There will be a drive-in movie next Friday night.

Council Member Kaplan said he met with Jason and Donnajo regarding the Senior Center's operations and things are going well.

Council Member Olmo said Pool Commission members were very happy that the Fire Dept. donated funds from their charitable organization for lifeguards for the HSA parties. The HSA's didn't have the ability to fund raise due to Covid.

Council Member Cleary said he checked out the rail trail in New York State.

## UNFINISHED BUSINESS

### ORDINANCE ON FINAL READING

Ordinance No. 21-23-1573 – An Ordinance Prohibiting the Operation of Any Class of Cannabis Businesses within its Geographical Boundaries and Amending Chapter 275-Zoning of the Borough of Cresskill.

13. Motion at 7:53 PM by Council Member Olmo and seconded by Council Member Savas to introduce Ordinance No. 21-23-1573 on final reading by title only - An Ordinance Prohibiting the Operation of Any Class of Cannabis Businesses within its Geographical Boundaries and Amending Chapter 275-Zoning of the Borough of Cresskill.

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

(Ordinance in full on pages 60A through 60I in Minutes of Regular Mayor and Council Meeting held May 19, 2021.)

14. The Borough Clerk announced the Ordinance was published in The Record on May 21, 2021, posted in Borough Hall, and copies made available to the public. Planning Board approval has been received.
15. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
16. No one wished to be heard.

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

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

18. 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. 21-23-1573, entitled:

AN ORDINANCE BY THE BOROUGH OF CRESSKILL IN THE COUNTY OF BERGEN, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING SECTION §275 ET SEQ OF THE ORDINANCE OF THE BOROUGH OF CRESSKILL

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

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

## NEW BUSINESS

### INTRODUCTION OF ORDINANCE

#### Ordinance No. 21-24-1574- An Ordinance Amending Chapter 226-Stormwater Management.

19. Motion at 7:55 PM by Council Member Olmo and seconded by Council Member Savas to introduce Ordinance No. 21-24-1574 - An Ordinance Amending Chapter 226-Stormwater Management on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

20. Council Member Olmo read the title:

AN ORDINANCE AMENDING CHAPTER 226, STORMWATER MANAGEMENT ARTICLE I ENTITLED STORMWATER CONTROL REGULATIONS OF THE REVISED GENERAL ORDINANCE OF THE BOROUGH OF CRESSKILL

(Ordinance in full on pages 76A through 76DD.)

21. 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. 21-24-1574, entitled:

AN ORDINANCE AMENDING CHAPTER 226, STORMWATER MANAGEMENT ARTICLE I ENTITLED STORMWATER CONTROL REGULATIONS OF THE REVISED GENERAL ORDINANCE OF THE BOROUGH OF CRESSKILL

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, July 14, 2021 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. 21-25-1575- An Ordinance Amending Chapter 53-19, Article III-Police Department Organization, Appointments and Promotions.

22. Motion at 7:56 PM by Council Member Savas and seconded by Council Member Olmo to introduce Ordinance No. 21-25-1575 – An Ordinance Amending Chapter 53-19, Article III-Police Department Organization, Appointments and Promotions on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

23. Council Member Savas read the title:

AN ORDINANCE AMENDING CHAPTER 53-19 POLICE DEPARTMENT OF THE  
BOROUGH OF CRESSKILL IN THE COUNTY OF BERGEN,  
STATE OF NEW JERSEY

(Ordinance in full on page 77A.)

24. 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. 21-25-1575, entitled:

AN ORDINANCE AMENDING CHAPTER 53-19 POLICE DEPARTMENT OF THE  
BOROUGH OF CRESSKILL IN THE COUNTY OF BERGEN,  
STATE OF NEW JERSEY

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, July 14, 2021 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. 21-26-1576- An Ordinance Amending Chapter 53-31, Article III-Police Department Organization, Appointments and Promotion.

25. Motion at 7:57 PM by Council Member Savas and seconded by Council Member Spina to introduce Ordinance No. 21-26-1576- An Ordinance Amending Chapter 53-31, Article III-Police Department Organization, Appointments and Promotions on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

26. Council Member Savas read the title:







PLENARY RETAIL CONSUMPTION LICENSE

Fee: \$1,320.00

Dip Swig LLC Lic. No. 0208-33-006-006	Cresskill Tavern	29 E. Madison Ave., Unit #7
Umeya Corporation Lic. No. 0208-33-001-004	Umeya	156 Piermont Road
Jusstemel Inc. Lic. No. 0208-33-005-009	The Peddler	44 E. Madison Ave.

PLENARY RETAIL DISTRIBUTION LICENSE

Fee: \$828.00

Young's Cresskill Liquor, Inc. Lic. No. 0208-44-004-006	Cresskill Liquor	37 Union Avenue
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CLUB LICENSE

Fee: \$156.00

Camp Merritt Post #21 Lic. No. 0208-31-010-001	American Legion	75 Legion Drive
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39. WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of municipal recreation facilities; and,

WHEREAS, the Borough of Cresskill desires to further the public interest by obtaining a grant of \$150,000 from the County Trust Fund to fund the following project: Third Street Recreational Complex: Footbridge Crossing at the Tenakill Brook (Block 65, Lot 865 & Block 41, Lots 1.05 & 1.06) – construct a pre-engineered pedestrian steel truss bridge, approximately 60 feet in length spanning the Tenakill Brook, providing a direct connection between the recently constructed 0.82 mile Walking Trail situated within the Boroughs Third Street Recreational Complex and existing mixed use residential/retail development along the east bank of the Tenakill Brook and,

WHEREAS, the Mayor and Council has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council will hold a public hearing on June 16, 2021 to receive public comments prior to the submission of said application; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the Borough of Cresskill is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project expiration date.

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

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of May 14, 2021, as established by the County; and



2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Borough of Cresskill has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
  3. That the Borough of Cresskill is committed to providing a dollar for dollar cash match for the project; and
  4. That the Borough of Cresskill agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
  5. That this resolution shall take effect immediately.
40. 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 taxes:

<u>TAX PERIOD</u>	<u>BLOCK</u>	<u>LOT</u>	<u>QUAL</u>	<u>NAME</u>	<u>AMOUNT</u>
3 <sup>rd</sup> & 4 <sup>th</sup> qtr 2020	301	19		Yuriy Mirgorodskiy 8589 67 <sup>th</sup> Avenue Rego Park, NY 11374 <i>(for: 100 Jackson Drive)</i>	\$ 2,656.42
3 <sup>rd</sup> qtr 2020	25	10		Corelogic Centralized Refunds P.O. Box 9202 Coppell, TX 75019-9760 <i>(for: 82 Monroe Avenue)</i>	\$ 4,435.66
2 <sup>nd</sup> qtr 2021	44	805		Blueland Title Agency LLC 460 Bergen Boulevard Suite 204 Palisades Park, NJ 07652 <i>(for: 167 8<sup>th</sup> Street)</i>	\$ 2,376.00
2 <sup>nd</sup> qtr 2021	87	17		Safeland Title Agency LLC 550 Kinderkamack Road Suite 110 Oradell, NJ 07649 <i>(for: 269 E. Madison Avenue)</i>	\$ 7,672.00
2 <sup>nd</sup> qtr 2021	47	700		Gold Coast Title Agency LLC 190 Main Street, Suite 305 Hackensack, NJ 07601 <i>(for: 111 6<sup>th</sup> Street)</i>	\$ 1,891.00
2 <sup>nd</sup> qtr 2021	207	4		Joel Kandy & Karen Tzour 37 Buckingham Road Cresskill, NJ 07626	\$ 3,909.00

41. BE IT RESOLVED, as recommended by the Municipal Pool Commission, that the following refund, be authorized from the Municipal Swim Club Account:

Yongbeom Park  
85 6<sup>th</sup> Street  
Cresskill, NJ 07626  
Amount: \$555.00

42. Chapter 159 Resolution – Amendment to 2021 Budget

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any Special Item of Revenue in the budget of any County or Municipality when such item shall have been available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Cresskill requests the Director of Division of Local Government Services to approve the insertion of an Item of Revenue in the 2021 Budget in the sum of \$18,123.84 which is now available from Clean Communities Program.

BE IT FURTHER RESOLVED, that a like sum of \$18,123.84 is hereby appropriated under the caption

General Appropriations  
Operations Excluded from CAPS  
State and Federal Programs Offset by the Revenues  
Clean Communities Program

## 43. WHEREAS, the following permit has been issued under Section 132-27 of the Code of the Borough of Cresskill and cash bond deposited therefor; and

WHEREAS, the Property Maintenance Officer and Superintendent of Public Works 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 bond held under the following permit:

<u>Code Sec.</u>	<u>Permit #</u>	<u>Name</u>	<u>Amount</u>
132-27	4313	Chi-Shen Sung 18 Ridge Road Cresskill, NJ 07626	\$50.00

## 44. WHEREAS, redemption money has been received to redeem Tax Sale Certificate 20-00004, Block 148, Lot 34, also known as 28 Knickerbocker Road Cresskill, NJ in the amount of \$28,794.00;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that, effective immediately, the amount of \$28,794.00 and premium paid by lienholder in the amount of \$35,500.00 for total of \$64,294.00 be paid:

Pam Investors  
127 So. Washington Avenue  
Bergenfield, NJ 07621

## 45. WHEREAS, the six Northern Valley towns of Closter, Cresskill, Demarest, Northvale, Norwood and Tenafly are home to approximately eight miles of a continuous and underutilized segment of the former Erie Lackawanna, now CSX Northern Branch; and

WHEREAS, in 1966 the Erie Railroad terminated its commuter passenger service, and diminished operational and maintenance responsibilities along said corridor; and

WHEREAS, the consolidation of Erie Lackawanna and Penn Central into Conrail in 1976, the Northern Branch fell under the control of Conrail and

WHEREAS, in the late 1970's freight service to New York State was discontinued after Continental Can Company in Piermont closed, and

WHEREAS, after the breakup of Conrail in 1999 the Northern Branch was divided and CSX Transportation, Inc. (CSX) was given the northern section; and

WHEREAS, after many studies and impact statements regarding the use of light rail north to Tenafly and Cresskill, it was decided in 2013 to have the terminus station at the Englewood Hospital and Medical Center, with necessary rail infrastructure extending just past the southern border of Tenafly; and

WHEREAS, freight rail service provided by CSX has been partially and fully discontinued within the borders of the six Northern Valley Towns as evidenced by removal of track, ties, signals and at grade crossing equipment, the loss of shippers, and an increase of neglect; and

WHEREAS, the proposed Northern Valley Green Way will link up at the New York State line in the town of Orangetown with the Joseph B. Clarke Rail-Trail as a segment of the Hudson River Valley Greenway system. The Joseph B. Clarke Rail-Trail also links to the Piermont, South Nyack, and Nyack River trails, and connects Sparkill Park, The Piermont Erie Railroad Pier, Tallman State Park, Bike Route 9, and via the bike and walk path of the Mario Cuomo Bridge will enable access to New York State's extensive network of non-motorized transportation and recreational networks on the eastern side of the Hudson River; and

WHEREAS, the corridor forms a superior connection between and among the communities to this cooperative effort, and enhances the linkage of residential communities, commercial and business sites, schools, civic, institutional and recreational lands and waters; and

WHEREAS, the Mayors and Councils of the six Northern Valley Towns passed appropriate resolutions in early 2017 to authorize the Northern Valley rail-trail project and the formation of an Inter-local "GREEN WAY" Planning Committee; and

WHEREAS, other Northern Valley towns' Mayors and Councils have subsequently also passed similar resolutions of support for the Northern Valley Greenway (NVG) initiative; and

WHEREAS, The New Jersey Department of Transportation Office of Bicycle and Pedestrian Programs has sponsored and funded an official Technical Planning Assistance Study that did not identify any potential fatal flaws with the project's objectives; and

WHEREAS, the NVG Planning Committee has successfully established and developed working relationships with local, county, regional and state stakeholders, acquired letters of support from numerous state and federal elected officials and established strong public support for the project; and

WHEREAS, the County of Bergen has incorporated the Northern Valley Greenway as a visionary opportunity in the Bergen County Parks Master Plan and has been an active participant on the NVG Planning Committee; and

WHEREAS, the towns of the Northern Valley, along with the County of Bergen, State of New Jersey and local organizations have been engaged with the Northern Valley Greenway Committee in the planning and evaluation of non-motorized interurban transportation alternatives and trail opportunities for community development, alternative modes of transportation, public health and public recreational access and these municipal and non-profit organizations have been working cooperatively on this proposal; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill hereby declare that it is their intention to continue to work cooperatively with the other towns of the Northern Valley and other stakeholder organizations in supporting the efforts of the Northern Valley Greenway Planning Committee to pursue reuse of the corridor as a "Green Way": to accommodate non-motorized, public access facility for recreation and transportation use; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Cresskill intend to work cooperatively with the towns of the Northern Valley and other governmental, municipal and non-municipal stakeholders in the planning, design, grant-writing, and other activities necessary to advance corridor reuse; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Cresskill recognize the amount of work such an undertaking involves and as such hereby restate their

agreement with and continued support of the Interlocal “Northern Valley Greenway Planning Committee”, (“Committee”), whose official membership consists of mayoral appointees from the six Northern Valley towns and a representative of the County of Bergen. Each of the six towns and the County of Bergen will have an equal vote on committee actions and decisions with tie votes decided by the NVG Team Leader. The Committee may invite representatives of other stakeholder organizations to join the Committee. The Committee shall meet regularly, keep records, work with other stakeholders to develop a project work plan, host meetings and public events, work with stakeholders and serve as a forum for coordinating municipal, county, state, federal and regional agency activities. The Committee will be an advisory Committee to plan and coordinate the undertaking with the Borough Council maintaining responsibility to take any necessary action, expend any money, enter into any contract or incur any liability. The Committee shall not be authorized to enter into contracts, expend money, maintain a budget, approve expenditures, or incur any liability on behalf of the Borough. With Committee approval, the NVG Team Leader may sign memorandums of understandings to further the Committee’s goals for investigation purposes within the restrictions mentioned elsewhere in this paragraph.

BE IT FURTHER RESOLVED that the Borough of Cresskill recognizes that the County of Bergen is considering passing a supporting resolution and that the other towns in the Northern Valley are considering renewing their supporting resolutions and the Borough of Cresskill encourages those entities to do so and is willing to enter into a memorandum of understanding with those that pass such resolutions.

46. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the following be approved for employment in the 2021 Summer Recreation Program:

Division Supervisors

Jenna Alvarez 41 Roosevelt Street Cresskill, NJ 07626 Salary: \$21.00/hour	Melissa Van Cleft 35 Magnolia Avenue Cresskill, NJ 07626 Salary: \$22.00/hour	Johnny O’Hanlon 45 Pleasant Street Haworth, NJ 07641 Salary: \$22.00/hour
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Matthew Domville 335 Saint Mary Street Hillsdale, NJ 07642 Salary: \$22.00/hour	Jeffrey Domville 335 Saint Mary Street Hillsdale, NJ 07642 Salary: \$22.00/hour	Nicole Bianco 4 Godfrey Place Cresskill, NJ 07626 Salary: \$20.00/hour
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Camp Administrator

Nature

Nurse

Beverly Peluso 274 Jefferson Avenue Cresskill, NJ 07626 Salary: \$21.00/hour	Jacqueline Rogan 45 Kennedy Circle Closter, NJ 07624 Salary: \$20.00/hour	Marlene Stabile 105 West Newell Ave. Rutherford, NJ 07070 Salary: \$30.00/hour
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Maintenance

Maintenance

Events Coordinator

Jason Naccarella 32 Burton Place Cresskill, NJ 07626 Salary: \$21.00/hour	Matthew Naccarella 32 Burton Place Cresskill, NJ 07626 Salary: \$16.00/hour	Amanda Apice 68 Legion Drive Cresskill, NJ 07626 Salary: \$22.00/hour
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47. WHEREAS, Kyong Seop Shin is the taxpayer for real estate designated as Block 301, Lot 13 on the official tax map of the Borough of Cresskill and also known as 56 Jackson Drive, Cresskill, New Jersey (the “Property”); and

WHEREAS, Kyong Seop Shin has made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax year 2020; and

WHEREAS, Kyong Seop Shin has made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax year 2021; and

WHEREAS, Kyong Seop Shin has agreed to withdraw the application to the Tax Court of New Jersey for the year 2020; and

WHEREAS, the parties have agreed that the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall not apply; and

WHEREAS, the Mayor and Council are satisfied that after proper review and analysis, the settlement, as set forth below, is reasonable and in the Borough's best interests;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the adjustments of the assessments of the property specified above be and are hereby approved and ratified as follows:

<u>Year: 2020</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
LAND:	\$ 497,700.00	N/A	\$ 497,700.00
IMPROVEMENTS:	<u>\$ 1,241,900.00</u>	N/A	<u>\$ 1,241,900.00</u>
TOTAL:	\$ 1,739,600.00	N/A	\$ 1,739,600.00

<u>Original Year: 2021</u>	<u>County Board Assessment</u>	<u>Requested Tax Judgment</u>	<u>Court Judgment</u>
LAND:	\$ 500,200.00	N/A	\$ 500,200.00
IMPROVEMENTS:	<u>\$ 1,261,300.00</u>	<u>N/A</u>	<u>\$ 1,211,300.00</u>
TOTAL:	\$ 1,761,500.00	N/A	\$ 1,711,500.00

BE IT FURTHER RESOLVED that Harwood Lloyd, LLC, and hereby is, authorized to execute the Stipulation of Settlement memorializing the settlement of this matter on behalf of the Borough of Cresskill; and

BE IT FURTHER RESOLVED that the proper officials be, and hereby are, authorized to make the necessary adjustments to the assessments.

48. WHEREAS, Joseh and Louann Funicello are the taxpayers for real estate designated as Block 91.05, Lot 19 on the official tax map of the Borough of Cresskill and better known as 359 E. Madison Avenue, Cresskill, New Jersey (the "Property"); and

WHEREAS, Joseh and Louann Funicello have made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax year 2020; and

WHEREAS, Joseh and Louann Funicello have made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax year 2021; and

WHEREAS, Joseh and Louann Funicello have agreed to withdraw the application to the Tax Court of New Jersey for the year 2020; and

WHEREAS, the parties have agreed that the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall not apply; and

WHEREAS, the Mayor and Council are satisfied that after proper review and analysis, the settlement, as set forth below, is reasonable and in the Borough's best interests;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the adjustments of the assessments of the property specified above be and are hereby approved and ratified as follows:

<u>Year: 2020</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
LAND:	\$ 370,400.00	N/A	\$ 370,400.00
IMPROVEMENTS:	<u>\$ 1,408,000.00</u>	N/A	<u>\$ 1,408,000.00</u>
TOTAL:	\$ 1,778,400.00	N/A	\$ 1,778,400.00

<u>Original Year: 2021</u>	<u>County Board Assessment</u>	<u>Requested Tax Judgment</u>	<u>Court Judgment</u>
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LAND:	\$ 372,800.00	N/A	\$ 372,800.00
IMPROVEMENTS:	\$ <u>1,430,100.00</u>	<u>N/A</u>	\$ <u>1,380,100.00</u>
TOTAL:	\$ 1,802,900.00	N/A	\$ 1,752,900.00

BE IT FURTHER RESOLVED that Harwood Lloyd, LLC, and hereby is, authorized to execute the Stipulation of Settlement memorializing the settlement of this matter on behalf of the Borough of Cresskill; and

BE IT FURTHER RESOLVED that the proper officials be, and hereby are, authorized to make the necessary adjustments to the assessments.

49. WHEREAS, Steven and Kim Chang are the taxpayers for real estate designated as Block 150.01, Lot 41.02A on the official tax map of the Borough of Cresskill and better known as 73 Phelps Avenue, Cresskill, New Jersey (the "Property"); and

WHEREAS, Steven and Kim Chang have made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax year 2020; and

WHEREAS, Steven and Kim Chang have made application to the Tax Court of New Jersey to have the assessment of the property listed above adjusted for tax year 2021; and

WHEREAS, Steven and Kim Chang have agreed to withdraw the application to the Tax Court of New Jersey for the year 2020; and

WHEREAS, the parties have agreed that the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall not apply; and

WHEREAS, the Mayor and Council are satisfied that after proper review and analysis, the settlement, as set forth below, is reasonable and in the Borough's best interests;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the adjustments of the assessments of the property specified above be and are hereby approved and ratified as follows:

<u>Year: 2020</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
LAND:	\$ 310,000.00	N/A	\$ 310,000.00
IMPROVEMENTS:	\$ <u>961,300.00</u>	N/A	\$ <u>961,300.00</u>
TOTAL:	\$ 1,271,300.00	N/A	\$ 1,271,300.00

<u>Original Year: 2021</u>	<u>County Board Assessment</u>	<u>Requested Tax Judgment</u>	<u>Court Judgment</u>
LAND:	\$ 318,500.00	N/A	\$ 318,500.00
IMPROVEMENTS:	\$ <u>975,200.00</u>	<u>N/A</u>	\$ <u>925,200.00</u>
TOTAL:	\$ 1,293,700.00	N/A	\$ 1,243,700.00

BE IT FURTHER RESOLVED that Harwood Lloyd, LLC, and hereby is, authorized to execute the Stipulation of Settlement memorializing the settlement of this matter on behalf of the Borough of Cresskill; and

BE IT FURTHER RESOLVED that the proper officials be, and hereby are, authorized to make the necessary adjustments to the assessments.

50. WHEREAS, Ordinance § 275-67 prohibits the storage or parking of certain types of vehicles in residential districts without written authorization in the form of a Resolution adopted by the Mayor and Council at a public meeting; and

WHEREAS, Dennis DeVoy has submitted a written application for approval authorizing the storage of a 1970 Shasta Caravan on the premises of 235 County Road which lies in a residential district; and

WHEREAS, Cresskill Construction Official and Zoning Official Bob Rusch has reviewed the application and recommended that temporary storage of the vehicle at the aforesaid premises be permitted due to circumstances and conditions related to the COVID-19 pandemic, including but not limited to the shortage of alternate storage facilities for such vehicles; and

WHEREAS, the Mayor and Council has received and considered the application and the recommendation;

NOW THEREFORE, BE IT RESOLVED, that the application by Dennis DeVoy for permission to temporarily store a 1970 Shasta Caravan on the premises of 235 County Road be and is hereby approved; and

BE IT FURTHER RESOLVED, that storage of a 1970 Shasta Caravan on the premises of 235 County Road is permitted up to and including September 30, 2021, after which date the vehicle shall be stored elsewhere, in compliance with Ordinance § 275-67; and

BE IT FURTHER RESOLVED, a Certified Copy of this Resolution shall be served upon Dennis DeVoy; Cresskill Construction Official and Zoning Official Bob Rusch; and Cresskill Police Department.

51. WHEREAS, Ordinance § 275-67 prohibits the storage or parking of certain types of vehicles in residential districts without written authorization in the form of a Resolution adopted by the Mayor and Council at a public meeting; and

WHEREAS, Masahiko and Mie Fukano have submitted a written application for approval authorizing the storage of an Air Steam/Flying Cloud recreational vehicle on the premises of 41 Allen Street which lies in a residential district; and

WHEREAS, Cresskill Construction Official and Zoning Official Bob Rusch has reviewed the application and recommended that temporary storage of the vehicle at the aforesaid premises be permitted due to circumstances and conditions related to the COVID-19 pandemic, including but not limited to the shortage of alternate storage facilities for such vehicles; and

WHEREAS, the Mayor and Council has received and considered the application and the recommendation;

NOW THEREFORE, BE IT RESOLVED, that the application by Masahiko and Mie Fukano for permission to temporarily store an Air Steam/Flying Cloud recreational vehicle on the premises of 41 Allen Street be and is hereby approved; and

BE IT FURTHER RESOLVED, that storage of an Air Steam/Flying Cloud recreational vehicle on the premises of 41 Allen Street is permitted up to and including September 30, 2021, after which date the vehicle shall be stored elsewhere, in compliance with Ordinance § 275-67; and

BE IT FURTHER RESOLVED, a Certified Copy of this Resolution shall be served upon Masahiko and Mie Fukano; Cresskill Construction Official and Zoning Official Bob Rusch; and Cresskill Police Department.

52. WHEREAS, Ordinance § 275-67 prohibits the storage or parking of certain types of vehicles in residential districts without written authorization in the form of a Resolution adopted by the Mayor and Council at a public meeting; and

WHEREAS, Sandra Olaya has submitted a written application for approval authorizing the storage of a Heartland Prowler 2017 travel trailer on the premises of 406 Highland Street which lies in a residential district; and

WHEREAS, Cresskill Construction Official and Zoning Official Bob Rusch has reviewed the application and recommended that temporary storage of the vehicle at the aforesaid premises be permitted due to circumstances and conditions related to the COVID-19

pandemic, including but not limited to the shortage of alternate storage facilities for such vehicles; and

WHEREAS, the Mayor and Council has received and considered the application and the recommendation;

NOW THEREFORE, BE IT RESOLVED, that the application by Sandra Olaya for permission to temporarily store a Heartland Prowler 2017 travel trailer on the premises of 406 Highland Street be and is hereby approved; and

BE IT FURTHER RESOLVED, that storage of a Heartland Prowler 2017 travel trailer on the premises of 406 Highland Street is permitted up to and including September 30, 2021, after which date the vehicle shall be stored elsewhere, in compliance with Ordinance § 275-67; and

BE IT FURTHER RESOLVED, a Certified Copy of this Resolution shall be served upon Sandra Olaya; Cresskill Construction Official and Zoning Official Bob Rusch; and Cresskill Police Department.

53. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, that Francesca Maragliano continue to serve as Borough Clerk thereby granting her tenure of office in that position pursuant to N.J.S.A. 40A9-133.6, effective July 1, 2021.
54. 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 individual:

Justin Mason – FIRE & EMS

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 individual is 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

#### Miscellaneous Business

55. Approve the following Raffle License:

RL 1438      American Legion Post #21 Camp Merritt      Jun 16<sup>th</sup> – Dec. 31<sup>st</sup>, 2021



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

56. Mayor Romeo said Borough Clerk Francesca Maragliano has done a great job and well deserving of tenureship. You have been my right-hand person and I greatly appreciate it. Congratulations. Borough Clerk Maragliano thanked everyone and said she greatly appreciates and enjoys working with everyone.

No one else wished to be heard.

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

Roll Call: Yes – Unanimous Motion adopted.

58. Motion by Council Member Savas and seconded by Council Member Spina 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.

59. Motion by Council Member Savas 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

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

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

Roll Call: Yes – Unanimous Resolution adopted.

NEW BUSINESS

61. Mayor Romeo said this is an Open Space public hearing and there are detailed documents on the table for anyone interested. Mayor Romeo gave an update on the 8' wide, 56' long pedestrian bridge across the Tenakill Brook to the Cresskill Commons. We have been working on this project for many years. The cost estimate is \$300,000 and we've applied for \$150,000 in grant money. It will be a great benefit for the residents of Cresskill Commons. If anyone has any questions or comments, please feel free to ask.

No one else wished to be heard.

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

62. Neil Cohen, 265 Piermont Road said the DPW called regarding his drain or sewer line possibly causing a ditch in the road and it would be his responsibility. I didn't understand why we would have to open a main road to figure this out ourselves. I was told Ordinance 20-03-1553 was adopted last year but everyone I asked had never heard of it. Once opened, we found that the drain line was not broken, but there is a massive leak coming out from Suez and it has been going on for years. We had to get a road opening permit and in addition now have a bill for over \$20k. The Borough Engineer came and looked at it and had no answers. He said he would call Suez and so far, we haven't heard

anything back from him. Attorney Diktas said we will sit after the meeting; I will get all the information and call Suez. If necessary, I will file a complaint with the BPU. Mr. Cohen said what he is requesting is that the town notify all homeowners this is something that could be their responsibility. It's additional coverage that could be added to a homeowners' policy. This could financially devastate senior citizens or anyone on a fixed budget. Attorney Diktas said most towns have passed this ordinance because the utility companies come in and rip up the roads. Mr. Cohen said whoever did the original job on Piermont Road made it a complete disaster.

No one else wished to be heard.

63. Motion by Council Member Savas and seconded by Council Member Cleary to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

64. Motion at 8:24 P.M. by Council Member Savas and seconded by Council Member Cleary 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