



- 9. The Borough Clerk announced the Ordinance was published in The Record on August 13, 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 Savas to close the public hearing.

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

- 13. 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. 21-30-1580, entitled:

AN ORDINANCE TO AMEND SALARY ORDINANCE NO. 21-18-1568 TO FIX THE SALARIES, WAGES, COMPENSATION AND OTHER TERMS OF EMPLOYMENT OF CERTAIN POSITIONS OF THE BOROUGH OF CRESSKILL FOR THE CALENDAR YEAR 2021

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

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

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

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CONSENT AGENDA

NEW BUSINESS

\*Resolutions

- 15. WHEREAS, Planning Board applications, soil permit applications and tree escrow were required for several properties; and

WHEREAS, escrow accounts were 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 refunds of Developer Escrow accounts be made:

| <u>Account No.</u> | <u>Block</u> | <u>Lots</u> | <u>Applicant</u>   | <u>Amount</u> |
|--------------------|--------------|-------------|--|---------------|
| DE-421             | 109          | 1           | J. Campoli & Sons<br>28 Milton Street<br>Cresskill, NJ 07626<br><i>(for: 236 Grant Avenue)</i> | \$ 57.75      |



Jung Kang  
*(for: Ahreum & San Kang)*  
 5 Short Place  
 Cresskill, NJ 07626  
 Amount: \$1,025.00

Natalie Melamud  
*(for: Alon Melamud)*  
 328 Highland Street  
 Cresskill, NJ 07626  
 Amount: \$333.13

Ido Avnon  
*(for: Oz Avnon)*  
 35 Churchill Road  
 Cresskill, NJ 07626  
 Amount: \$230.00

HeeJung Lee  
*(for: Jihoon Yang)*  
 80 Lexington Avenue  
 Cresskill, NJ 07626  
 Amount: \$204.85

Jennifer Doherty  
*(for: Isabella Doherty)*  
 206 County Road  
 Demarest, NJ 07627  
 Amount: \$184.50

Jodi McCord  
*(for: Dylan McCord)*  
 115 Stonegate Trail  
 Cresskill, NJ 07626  
 Amount: \$333.13

Seehee Kim  
*(for: Ellie Chang)*  
 73 Phelps Avenue  
 Cresskill, NJ 07626  
 Amount: \$334.00

20. 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> qtr 2021 | 147          | 3.01       |             | CoreLogic Centralized Refunds<br>P.O. Box 9202<br>Coppell, TX 75019<br><i>(for: 89 Jefferson Avenue)</i> | \$ 2,231.96   |
| 1 <sup>st</sup> qtr 2021 | 190          | 3          |             | CoreLogic Centralized Refunds<br>P.O. Box 9202<br>Coppell, TX 75019<br><i>(for: 12 Elmwood Terrace)</i>  | \$ 2,280.00   |
| 3 <sup>rd</sup> qtr 2021 | 165          | 13         |             | Kfir Sayag & Ginna Diaz<br>117 Park Avenue<br>Cresskill, NJ 07626  | \$ 2,796.43   |

21. AUTHORIZATION TO APPROVE OF THE DIRECTOR OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR SCHOOL SUPPLIES DONATIONS PURSUANT TO N.J.S.A. 40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance: and

WHEREAS, N.J.S.A 40A:5-29 provides for receipt of funds from acceptance of bequests and gifts by the municipality to provide for the operating costs to administer this act: and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Borough of Cresskill School Supplies Donations are hereby anticipated as revenue and to expend are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Cresskill, County of Bergen, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for fund entitled School Supplies Donation as per N.J.S.A 40A:4-39.

2. The Borough Clerk of the Borough of Cresskill is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

22. WHEREAS, application has been made by ZOGIANI LLC, T/A Moo Moo’s Italian Steakhouse, 172 Piermont Road, Cresskill, New Jersey, for person-to-person transfer of Plenary Retail Consumption License No. 0208-33-002-017; and

WHEREAS, the said applicant has complied with all applicable requirements of the Statutes of New Jersey; and

WHEREAS, no written objections to this transfer have been received; and

WHEREAS, the applicant has disclosed, and the authority reviewed, the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, the authority has received a written statement under oath, affirming that the transferee is aware there are no obligations outstanding to the New Jersey alcoholic beverage manufacturers, wholesalers, and distributors;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following transfer license be approved:

| <u>APPLICANT</u>                           | <u>T/A</u>   |
|--|--|
| ZOGIANI LLC<br>License No. 0208-33-002-017 | Moo Moo’s Italian Steakhouse<br>172 Piermont Road<br>Cresskill, NJ 07626 |

23. WHEREAS, the Borough of Cresskill is a member of the Riverside Cooperative 35-01-RC; and

WHEREAS, bids were received by the Riverside Cooperative and a contract was awarded to the low bidder, D&L Paving of 675 Franklin Avenue, Nutley New Jersey 07110 on April 7, 2021; and

WHEREAS, Special Projects Engineer, Colliers Engineering & Design by way of letter dated August 20, 2021 (a copy of which is attached) has certified that the work is completed as stated and recommends progress payment #1 in the amount of \$375,901.54 and;

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill that the Borough Treasurer is authorized to make progress payment #1 to D&L Paving in the amount of \$375,901.54

Payment No. 1  
 2021 Riverside Cooperative Paving Program

|                                       |                      |
|---------------------------------------|----------------------|
| Contract Amount (5 Roads)             | \$ 383,174.85        |
| Change Order No. 1                    | \$ 398.16            |
| Amount Completed to Date              | \$ 383,573.00        |
| <u>Less 2% Retainage</u>              | <u>\$ (7671.46)</u>  |
| Subtotal                              | \$ 375,901.54        |
| <u>Less Previous Payment</u>          | <u>\$ 0.00</u>       |
| <b>Amount due Progress Payment #1</b> | <b>\$ 375,901.54</b> |

24. 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.

Miscellaneous Business

25. Approve the following Raffle Licenses:

|        |                        |  |
|--------|------------------------|--|
| RL1439 | Woman’s Club Cresskill | Jan. 18, Feb. 15, Mar. 15,<br>Apr. 19 & May 17, 2022 |
| RL1440 | Pet Res Q Too Inc.     | October 31, 2021                                     |

REMARKS FROM MEMBERS OF THE PUBLIC CONCERNING THE CONSENT AGENDA ONLY [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 meeting to remarks on agenda items.  
  
Roll Call: Yes – Unanimous Motion adopted.
28. Motion by Council Member Savas 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.

- 29. 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

- 30. Resolution by Council Member Olmo and seconded by Council Member Savas:

(Resolution in full on pages 122A through 122H.)

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.]

- 31. Jack Tabibian, owner of Jack’s Lobster Shack at 38 Union Ave. handed out a presentation of various signage. He is requesting signage with arrows be put in the center of town by the railroad tracks advertising the businesses on Union Ave. We don’t have as much exposure as the businesses/restaurants on other streets in town. Council Member Olmo said the area you’re talking about, on the west side of Piermont Road, is owned by CSX railroad and we’ve been trying to work with them for years to widen Madison Avenue. Chief Wrixon said we are in the process of redoing Union Avenue’s streetscape to make it more pleasing to the eye. Mayor Romeo said perhaps we can put some signage on a pole when we have the new streetscape done. Mr. Tabibian asked if he could use two parking spots for outdoor dining using barriers, tents and heaters. Chief Wrixon said taking away parking spaces is going to minimize the traffic flow. A tent in the back would be better. Mr. Tabibian said tents in the back wouldn’t work. Who would I see about getting approval to tent the tables out front for the fall, obviously leaving the 3’ for pedestrian traffic? Mayor Romeo said you would come to the Planning Board. Make up a drawing of what it would look like and bring it back to us.

Mayor Romeo said yesterday he attended a retirement ceremony called a Clap Out for Police Captains Trumbetti and Looby. It was a wonderful, well-deserved memorial for two great guys.

No one else wished to be heard.

- 32. 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.

- 33. Motion at 8:10 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