### **BOROUGH OF CRESSKILL**

### MAYOR AND COUNCIL

CRESSKILL BERGEN COUNTY NEW JERSEY

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#### REGULAR MEETING

**DECEMBER 1, 2021** 

- 1. Johnathan Van Cleft 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 <u>The Record</u> and delivery to all members of the governing body.
- 3. Mayor Romeo called the meeting to order at 7:31 P.M.
- 4. Present: Council Members Cleary, Kaplan, Mueller, Olmo, Savas, Spina Also Present: Attorney Diktas, Chief Wrixon, Deputy Chief Domville, Jason Mitchell
- 5. Resolution by Council Member Savas and seconded by Council Member Olmo:

BE IT RESOLVED, by the Mayor and Council, Borough of Cresskill, that following be appointed full-time Police Officer in the Cresskill Police Department

BE IT FURTHER RESOLVED, effective December 1, 2021, Johnathan Van Cleft is hereby appointed to the position of full-time Police Officer in accordance with the pay scale in PBA Local #180 contract effective 2020.

BE IT FURTHER RESOLVED, a Certified to be True Copy of this Resolution be transmitted to Johnathan Van Cleft, Cresskill Police Department; Edward Wrixon; Cresskill Police Chief; and Alison Altano, Borough CFO.

Roll Call: Yes – Unanimous Resolution adopted.

- 6. Borough Clerk Maragliano swore in Police Officer Johnathan Van Cleft.
- 7. Motion by Council Member Savas and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of November 17, 2021.

Roll Call: Yes – Unanimous Motion adopted.

## **COMMUNICATIONS**

8. Minutes of the following meetings:

Board of Health September 27, 2021 Planning Board November 9, 2021

Filed.

# REPORTS OF COMMITTEES AND OFFICIALS

9. Council Member Savas said the Menorah lighting was tonight and the Christmas tree lighting on Sunday, December 5. There will be refreshments before the tree lighting at the Community Center at 4:00 pm. Santa's mailbox is located at the Community Center. Winter sports start this weekend.

Council Member Kaplan said he attended the Menorah lighting.

Council Member Olmo said the DPW is doing a good job picking up leaves.

#### UNFINISHED BUSINESS

#### ORDINANCE ON FINAL READING

Ordinance No. 21-32-1582 - An Ordinance Entitled Electric Vehicle Parking Regulations
Supply/Service Equipment (EVSE) & Make Ready Parking Spaces

10. Motion at 7:41 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 21-32-1582 on final reading by title only, An Ordinance Entitled Electric Vehicle Parking Regulations Supply/Service Equipment (EVSE) & Make Ready Parking Spaces.

Roll Call: Yes – Unanimous

Motion adopted.

(Ordinance in full on pages 147A through 147G in Minutes of Regular Mayor and Council Meeting held November 17, 2021.)

- 11. The Borough Clerk announced the Ordinance was published in <u>The Record</u> on November 19, 2021, posted in Borough Hall, and copies made available to the public. Planning Board approval has been received.
- 12. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
- 13. Tom Bauer, 48 Hillside Avenue asked if the electric parking spaces were also for bicycles. Mayor Romeo said that any new parking areas built after July 1, 2021 you need to include two terminals for charging electric cars.

No one else wished to be heard.

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

Roll Call: Yes – Unanimous

Motion adopted.

15. 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. 21-32-1582, entitled:

# AN ORDINANCE ENTITLED ELECTRIC VEHICLE PARKING REGULATIONS SUPPLY/SERVICE EQUIPMENT (EVSE) & MAKE-READY PARKING SPACES

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

Roll Call: Yes – Unanimous

Resolution adopted.

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

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**CONSENT AGENDA** 

**NEW BUSINESS** 

## \*Resolutions

17. WHEREAS, the Borough retained the services of the Honorable Thomas P. Olivieri, P.J.Ch. (Ret) as its Municipal Hearing Officer to review and issue a legal opinion in the matter of "JY"; and

WHEREAS, the Hearing Officer conducted a review of disciplinary proceedings on July 12, 2021, July 13, 2021, and July 14, 2021; and

WHEREAS, the Hearing Officer has presented his Findings of Fact and recommendation to the Council;

NOW, THEREFORE, BE IT RESOLVED, that the Council does hereby accept the ruling recommendations issued by the Hon. Thomas P. Olivieri, P.J.Ch. (Ret) in the matter of JY; and

BE IT FURTHER RESOLVED, that a Certified to be True copy of this Resolution shall be placed in JY's Personnel File; and sent to Edward Wrixon, Borough Administrator; and Christos J. Diktas, Esq., Borough Attorney.

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

WHEREAS, the following participants were unable to attend;

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

Fatma Orsun (for: Burhan Alacatag) 112 Magnolia Avenue Cresskill, NJ 07626 Amount: \$185.00

Connie Joung (for: Derek Cheng) 133 Stonegate Trail Cresskill, NJ 07626 Amount: \$170.00

Guray Gurocak (for: Ryan Gurocak) 11 Chestnut Street Cresskill, NJ 07626 Amount: \$150.00

Hyun Ju Oh (for: Lucien Kim) 54 Magnolia Avenue Cresskill, NJ 07626 Amount: \$170.00

Thomas Lee (for: Sophie Lee) 120 East Madison Avenue Cresskill, NJ 07626 Amount: \$185.00

Jill Roberts (for: Mia Roberts) 15 Johnson Court Cresskill, NJ 07626 Amount: \$165.00 Dario Bordokan (for: Miguel Bordokan) 127 Stongate Trail Cresskill, NJ 07626 Amount: \$165.00

Esther Chung (for: Ethan Chung) 82 Linwood Avenue Cresskill, NJ 07626 Amount: \$170.00

Mira Han (for: Mathew Han) 123 Phelps Avenue Cresskill, NJ 07626 Amount: \$170.00

Krystal Kougias (for: Peter Kougias) 18 Churchill Road Cresskill, NJ 07626 Amount: \$150.00

Alicia Kim (for: Logan Kim)
72 Willis Avenue
Cresskill, NJ 07626
Amount: \$300.00

Maria Shieh (for: Dustin Tong)
7 Churchill Road
Cresskill, NJ 07626
Amount: \$165.00

Cindy Chan (for: Rhett Chan) 166 South Street Cresskill, NJ 07626 Amount: \$165.00

Jennifer Fuccillo (for: Christopher Fuccillo) 24 Burton Place Cresskill, NJ 07626 Amount: \$170.00

JIsoo Kim (for: Claire Kim) 166 6<sup>th</sup> Street Cresskill, NJ 07626 Amount: \$170.00

Hannah Lee (for: Addi Lee) 273 Jefferson Avenue Cresskill, NJ 07626 Amount: \$170.00

Janie Rhee

(for: Katie & Matthew Rhee) 34 Heather Hill Road Cresskill, NJ 07626 Amount: \$355.00 19. BE IT RESOLVED, by the Mayor and Council, Borough of Cresskill, that the following be appointed as part-time Police Dispatchers in the Cresskill Police Department.

BE IT FURTHER RESOLVED, effective Nunc Pro Tunc to November 18, 2021 the following are hereby appointed to the position of part-time Police Dispatcher.

Name	Effective date	Salary
Brian Coyman	November 18, 2021	\$22.95
Vincent Pizzuto	November 18, 2021	\$22.95
Stephanie Poerio	November 18, 2021	\$22.95

#### 20. RESOLUTION AMENDING PERSONNEL POLICIES AND PROCEDURES

WHEREAS, it is the policy of the Borough of Cresskill to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Borough of Cresskill maintains a Policies and Procedures Manual to effectuate the efficient and consistent treatment of all employees and further, to ensure that employees and prospective employees are treated in a manner consistent with the laws and regulations cited above; and

WHEREAS, the Municipal Excess Liability Joint Insurance Fund (hereinafter, the MEL), for which the Borough of Cresskill is a member, requires the update of the Borough of Cresskill's Policies and Procedures Manual to ensure compliance and adherence to recent changes to Federal and State laws and regulations and through recent court case rulings.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the revised Personnel Policies and Procedures Manual is hereby adopted.

BE IT FURTHER RESOLVED that as with past revisions to the Manual, these personnel policies and procedures revisions shall apply to all Borough of Cresskill officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough of Cresskill employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Mayor and Council.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough of Cresskill's Risk Management Consultant, PIA, Inc. for their review and filing with the MEL in accordance with the requirements set forth by the Fund.

21. A RESOLUTION TO AFFIRM THE BOROUGH OF CRESSKILL'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of the Borough of Cresskill to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act,

WHEREAS, the Mayor and Council of the Borough of Cresskill has determined that certain procedures need to be established to accomplish this policy;

NOW, THEREFORE BE IT ADOPTED by the Mayor and Council that:

<u>Section 1:</u> No official, employee, appointee or volunteer of the Borough of Cresskill by whatever title known, or any entity that is in any way of part of the Borough of Cresskill shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer or entity is engaged in or acting on behalf of the Borough of Cresskill's business or using the facilities or property of the Borough of Cresskill.

<u>Section 2</u>: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of Cresskill to provide services that otherwise could be performed by the Borough of Cresskill.

<u>Section 3</u>: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

<u>Section 4</u>: The Mayor and Council shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint, so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

<u>Section 5:</u> No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

<u>Section 6</u>: The Mayor and Council shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough of Cresskill as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

<u>Section 7</u>: The Borough Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

<u>Section 8</u>: At least annually, the Mayor and Council shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Cresskill. This communication shall include a statement from the governing body expressing an unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Cresskill's web site.

**Section 9**: This resolution shall take effect immediately.

**Section 10**: A copy of this resolution shall be published in the official newspaper of the Borough of Cresskill in order for the public to be made aware of this policy and the Borough of Cresskill's commitment to the implementation and enforcement of this policy.

22. 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</u> <u>PERIOD</u>	<u>BLOCK</u>	LOT	QUAL	<u>NAME</u>	AN	<u>MOUNT</u>
4 <sup>th</sup> qtr 2021	90.01	21		CoreLogic Centralized Refunds P.O. Box 9202 Coppell, TX 75019 (for: 17 Loman Court)	\$	652.01
4 <sup>th</sup> qtr 2021	116	26		Min J. Lee 84 Roosevelt Street Cresskill, NJ 07626	\$ 2	2,304.00

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

WHEREAS, the DPW Superintendent and Property Maintenance Officer have 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:

Code Sec.	Permit #	<u>Name</u>	<u>Amount</u>
132-27	4309	Christopher & Giselle Beck 14 Jackson Drive Cresskill, NJ 07626	\$50.00
132-27	4320	Space Construction LLC 95 Glenwood Avenue Leonia, NJ 07605 (for: 112 Magnolia Avenue)	\$50.00

24. WHEREAS, the Borough of Cresskill is required, pursuant to the Municipal Land Use Law (MLUL), to conduct periodic Master Plan Re-examination Reports; and

WHEREAS, the Borough has requested quotes from various Planners to provide consulting planning services in preparation of a Statutorily required Master Plan Reexamination Report; and

WHEREAS, Burgis Associates, Inc. has presented a Proposal dated November 2, 2021, for the preparation of the Statutorily required Master Plan Re-examination Report; and

WHEREAS, a copy of the Proposal is attached hereto and incorporated herein as if set forth in its entirety; and

WHEREAS, the Planning Contract for professional services shall not exceed fourteen thousand dollars (\$14,000.00) without prior Council approval;

NOW THEREFORE BE IT RESOLVED, that the Council does hereby appoint Joseph H. Burgis at Burgis Associates, Inc. to prepare the Statutory Master Plan Re-examination Report as outlined in their Professional Service Proposal incorporated herein;

BE IT FURTHER RESOLVED, that a certified to be true copy of this Resolution be served upon Joseph H. Burgis at Burgis Associates, Inc.; Robert Ulshoefer, Planning Board Chairman; Borough Administrator Ed Wrixon; Borough Clerk, Francesca Maragliano, Borough CFO, Alison Altano.

25. BE IT RESOLVED, by the Mayor and Council, Borough of Cresskill, does hereby permanently appoint the following person, Michael Stevens as Cresskill Police Officer;

BE IT FURTHER RESOLVED, effective December 1, 2021, Michael Stevens is classified as permanently appointed Cresskill Police Officer.

Name Effective date
Michael Stevens December 1, 2021

BE IT FURTHER RESOLVED, a Certified to be True Copy of this Resolution be transmitted to Michael Stevens, Cresskill Police Department; Edward Wrixon; Cresskill Police Chief; James Domville, Deputy Police Chief; and Alison Altano, Borough CFO.

26. BE IT RESOLVED, by the Mayor and Council, Borough of Cresskill, does hereby permanently appoint the following person, Bryan Gil as Cresskill Police Officer;

BE IT FURTHER RESOLVED, effective December 1, 2021, Bryan Gil is classified as permanently appointed Cresskill Police Officer.

Name Effective date Bryan Gil December 1, 2021

BE IT FURTHER RESOLVED, a Certified to be True Copy of this Resolution be transmitted to Bryan Gil, Cresskill Police Department; Edward Wrixon; Cresskill Police Chief; James Domville, Deputy Police Chief; and Alison Altano, Borough CFO.

27. Governor's Council on Alcoholism and Drug Abuse Fiscal Grant Cycle July 2020-June 2025

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 2023 in the amount of:

DEDR \$3,836.33 Cash Match \$959.08 In Kind \$2,877.25

	the Municiprequirements		cluding the administrative compliance and audit  Approved:	
			Benedict Romeo, Mayor	
		CER	TIFICATION	
	State of New	Jersey, do hereby certif	Clerk of the Borough of Cresskill, County of Bergen, by the foregoing to be a true and exact copy of a yor and Council on this 1st day of December 2021.	
			Francesca Maragliano, Municipal Clerk	
		MEMBERS OF THE P y Deputy Borough Clerk	UBLIC CONCERNING THE CONSENT AGENDA Patricia A. McKim.]	
28.	No one wished to be heard.			
29.	Motion by Council Member Savas and seconded by Council Member Mueller to close the meeting to remarks on agenda items.			
	Roll Call:	Yes – Unanimous	Motion adopted.	
30. Motion by Council Member Savas and all items marked with an asterisk as a			nd seconded by Council Member Cleary to consider a single question.	
			c announced that copies of all items marked with an ough Hall and made available to the public.	
	Roll Call:	Yes – Unanimous	Motion adopted.	
31.	Motion by C items with a	nd seconded by Council Member Cleary to adopt all estion.		
	Roll Call:	Yes – Unanimous	Motion adopted.	
		***	******	
PRES	SENTATION (	OF BILLS		
32.	Resolution b	by Council Member Olm	o and seconded by Council Member Cleary:	
		(Resolution in full o	n pages 160A through 160E.)	
	D 11 G 11	<b>3</b> 7 <b>1</b> 7 '	D 14 1 4 1	

## **PRESE**

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.]

33. Soo Park, 89 Heather Hill Rd., asked what you expect from your site visit with the USACE. Mayor Romeo said two USACE members are coming and will look at the high school and all the brooks with our Borough Engineer and Borough officials to see what they can do to help. We will present our ideas for some retention ponds to them. Council Member Savas said while in D.C. she spoke to Mr. Pollock of the USACE and the first thing they must do is a site study. Congressman Pascrell has been very helpful, and Mayor Romeo has heard back from the State. Mayor Romeo said we were supposed to have a call yesterday with Tim Hillman of the Governor's office, but they canceled last minute and said they would call to reschedule.

Yelena Migardos, 129 Heather Hill Rd., asked what the state is going to do. Council Member Savas said her report is on the borough website and contains a lot of helpful links.

Charles Achkar, 110 Lexington Ave., asked if the Council is going to intervene to get the money quicker than waiting on the referendum. Mayor Romeo said the BOE is a separate entity. Quarterly we give them the monies dictated by law, and they pay their own bills. We advised them on what steps to take to get the ball rolling, however they decided to go in a different direction. Mr. Achkar asked if the Borough Council can get an emergency bond for the school. Council Member Olmo said legally we cannot. Mayor Romeo said the most economical way to fund this is to pass the referendum.

Francis Reiner, 19 Pierce Ave., said he reached out to four Municipal Attorneys and did some research and there are multiple examples of municipalities where the Mayor and Council have bonded for capital improvements for BOE facilities in non-emergency situations. Also, my wife called the municipal local assistance bureau and spoke to Eileen Brennan, a Municipal Technical Advisor and she said it was not illegal to have a shared service agreement where the Mayor and Council bonded for improvements to the BOE. I think there was a huge opportunity for this Mayor and Council to step in and save this town and get the kids back in school. Council Member Kaplan asked what was the nature of these shared services in East Brunswick.

Marna Albanese, 19 Pierce Ave., said the agreement she read was straight forward. The concept of the shared service was that the entire borough benefited from these capital improvements.

Mayor Romeo said he spoke to the Business Administrator in East Brunswick who said the previous B.A. was there for 44 years and the shared service agreement was very weak. I went to our Bond Counsel and called Tim Hillmann from the Governor's office and we were told not to do it. Attorney Diktas said East Brunswick is a different school district which is appointed by the Mayor and Council. There are different rules and regulations for an appointed board and an elected board. Every legal opinion we got was no. Mr. Reiner said you should have done something, and you chose to do nothing. Mr. Reiner asked what happens if the referendum doesn't pass. Mayor Romeo said nobody has an answer to that. Attorney Diktas said if the referendum fails the BOE could go into a lease purchase agreement, which we are not permitted by law to do.

Dimple Kabadi-Berger, 5 Lambs Lane asked if there was any validity to what the Governor said on the news last night that he's been in constant communication with our town. Mayor Romeo said I as well as other people have gotten through to people in his office, but not spoken to him. They told us the next step is to go to the Bergen County Improvement Authority (BCIA), and there's your money. However, that's a five-year payoff and the BOE would have to pay a million and a half a year, which they can not do.

Rami Applbaum, 471 Piermont Rd., said he is very disappointed, you're not doing anything. Mayor Romeo said we've been working on this. You have no idea how much we've done behind the scenes. Council Member Savas said she went to the USACE in Washington D.C.

Nurit Shiber, 11 Elmwood Terrace said she met with the Mayor yesterday and he expressed his willingness to sit with the BOE and parent presentation on a bi-weekly basis to understand how to jointly handle this crisis. What can the Council do to help get this referendum passed? Mayor Romeo said we can write a letter to the residents supporting it. Mayor Romeo said the BOE needs to become very active in the campaign to get this passed. I would have each board member get a group of volunteers and the Saturday before the election knock on every door and ask they get out and vote and get this passed for the kids.

Nancy Chin, 58 Westervelt Place asked what can be done about the traffic congestion at the County and Piermont Rd. intersection. Chief Wrixon said that's in Demarest, it's a county road and we can't change the flow of traffic. I'll ask the County to look at it.

Melissa Presta, 14 Weil Place asked if a bond is not possible what about a Special Emergency Appropriation. Mayor Romeo said the State said that's not how it's done.

David Berger, 5 Lambs Lane asked if there is anything the Mayor and Council can do to be more aggressive publicly against the Governor. Mayor Romeo said we've been calling his office daily and we're not getting anywhere.

Alba Shick, 27 Churchill Rd., said on the news the Governor is saying he is helping us. We need to fight back through the media saying this is not true.

Attorney Diktas said everything you've presented to us, we've tried. They keep telling us no. Ms. Shick had a great idea bringing this to the media.

Sarah Barrs, 18 Eisenhower Drive asked what the consequences would be if we did something the state advised us against doing. Attorney Diktas said the Attorney General will sanction the town; the money will not be able to be repaid and we'll lose funding for the repayment of the money. We could lose 40% of the grant funding from the DOE that they said they would give us to offset this problem.

Jeremy Makris, 32 Jackson Drive asked if anyone from the Mayor and Council or from the Borough is working on this problem from 9 to 5 every day. Mayor Romeo said he and the Council Members are on the phone constantly. Council Member Savas said isn't that what the project manager the BOE hired does.

Council Member Spina said this is unprecedented. There is not a guidebook to follow. We're two independently elected bodies with a common interest. If there was an opportunity to act unilaterally, a check would have been written. The only person that can write a check unilaterally is the Governor. He knows the issue and he hasn't done it.

A resident asked if there is a way to put things through our Office of Emergency Mgmt. Creating a team with our OEM to work with Trenton. Mayor Romeo said our OEM has been working with the BOE from the very beginning.

Nicole Zitomer, 285 Jefferson Ave., asked what the Borough can do going forward to keep the parents updated with the steps they're taking. Can a member of the Mayor and Council go to a BOE meeting? Mayor Romeo said he would attend the meeting.

Amy Cusick, 7 Deacon Place and a BOE member said through the BOE architects they had spoken to companies that could replace the boilers. They gave us a general timeframe, but the full cost must be paid. We will have to go out to bid and Epic, our project management company, will work to see who the best company for the job is. Mayor Romeo said it's not just replacing the boilers; it's also raising them.

No one else wished to be heard.

34. 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.

35. Motion at 9:29 P.M. by Council Member Savas and seconded by Council Member Cleary to adjourn the meeting.

Roll Call:	Yes – Unanimous.	Motion adopted.
Benedict Romeo		
Mayor		
		Francesca Maragliano
		Borough Clerk