

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

ANNUAL MEETING

JANUARY 2, 2019

1. Mayor Romeo called the meeting to order at 6:06 P.M.
2. Father Sam Citero gave the Invocation.
3. The Salute to the Flag and Pledge of Allegiance was led by the American Legion Post 21.
4. The Borough Clerk announced that this is the Annual 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.
5. Roll Call: Council Members Cleary, Olmo, Spina, Tsigounis
Also present: Attorney Diktas, Borough Officials Laufeld, Hamlett, Fire Chief Ulshoefer, Deputy Chief Domville, Assembly Members Huttle and Johnson

6. Borough Clerk Maragliano administered the Oath of Office to:

<u>Name</u>	<u>Position</u>	<u>Term ending December 31</u>
Gregory Mueller	Council Member	2021
Kathleen Savas	Council Member	2021

7. Roll Call: Council Members Cleary, Mueller, Olmo, Savas, Spina, Tsigounis
8. Resolution by Council Member Tsigounis and seconded by Council Member Savas:

BE IT RESOLVED that the Rules and Regulations (Bylaws) governing the meetings and business of the Mayor and Council for the year 2019 be and hereby are adopted as printed.

(By Laws in full on pages 1A through 1E.)

Roll Call: Yes – Unanimous Resolution adopted.

9. Mayor Romeo introduced Assembly Members Huttle and Johnson.
10. Assembly Member Huttle said we're here to wish everyone a happy and healthy New Year. Your meetings are relaxed and without much controversy and representing Cresskill is one of the jewels in our district. You don't ask for much and on behalf of the State if you need anything we're here to help, regardless of party affiliation because we are all residents of District 37. Congratulations to Council Members Savas and Mueller and Attorney Diktas. And thank you to Mayor Romeo for your hospitality.

Assembly Member Johnson said we are working on the issue with First Responders in our area. We'll work together to make a more efficient system for those that you serve.

11. Mayor Romeo called for nominations for President of the Council.
12. Council Member Olmo was nominated by Council Member Spina and seconded by Council Member Mueller.

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

13. No other nominations were offered.
14. Mayor Romeo closed the nominations.
15. Vote on Council Member Olmo.
 Roll Call: Yes – Council Members Cleary, Mueller, Olmo, Savas, Spina, Tsigounis
 No - None
 Absent – None
 Abstain – None
 Motion adopted.
16. Mayor Romeo declared Council Member Olmo President of the Council.
17. Mayor Romeo appointed Lerch, Vinci & Higgins as Auditor for the year 2019 and asked for confirmation.
18. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.
19. Mayor Romeo appointed Christos Diktas Esq., as Borough Attorney for the year 2019 and asked for confirmation.
20. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.
21. Mayor Romeo appointed Gina A. Calogero, Esq. as Prosecutor for the year 2019 and asked for confirmation.
22. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.
23. Mayor Romeo appointed Elsbeth Crusius Esq. as Alternate Prosecutor for the year 2019 and asked for confirmation.
24. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.
25. Mayor Romeo appointed James F. Foley, Esq. as Public Defender for the year 2019 and asked for confirmation.
26. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.
27. Mayor Romeo appointed Jordan D. Yuelys, Esq. as Alternate Public Defender for the year 2019 and asked for confirmation.
28. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.
29. Mayor Romeo appointed Rogut, McCarthy, Troy LLC as Bond Attorney for the year 2019 and asked for confirmation.
30. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.
31. Mayor Romeo appointed Azzolina & Feury Engineering, Inc. as Engineer for the year 2019 and asked for confirmation.
32. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
 Roll Call: Yes – Unanimous Motion adopted.

33. Mayor Romeo appointed Diktas, Schandler, Gillen PC and Morrison Mahoney LLP as Tax Appeal Attorneys for the year 2019 and asked for confirmation.
34. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
Roll Call: Yes – Unanimous Motion adopted.
35. Mayor Romeo appointed David F. Corrigan as Labor Attorney for the year 2019 and asked for confirmation.
36. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
Roll Call: Yes – Unanimous Motion adopted.
37. Mayor Romeo appointed McNerney & Associates, Inc. and Paul Hoelscher as Appraisers for the year 2019 and asked for confirmation.
38. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
Roll Call: Yes – Unanimous Motion adopted.
39. Mayor Romeo appointed David B. Thompson, CEO from Phoenix Advisors, LLC, as Financial Advisors/Disclosure Agents for the year 2019 and asked for confirmation.
Roll Call: Yes – Unanimous Motion adopted.
40. Motion by Council Member Olmo and seconded by Council Member Cleary to confirm.
Roll Call: Yes – Unanimous Motion adopted.
41. Resolution by Council Member Olmo and seconded by Council Member Savas:
- WHEREAS, there exists a need for a Borough Attorney, Borough Auditor, Prosecutors, Public Defenders, Bond Attorney, Engineer, Labor Attorney, Tax Appeal Attorneys, Tax Appraisers, and Financial Advisors/Disclosure Agents; and
- WHEREAS, funds are available for these purposes;
- NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the names the Mayor just read are awarded without competitive bidding as professional services under provisions of the Local Public Contracts Law.
- Roll Call: Yes – Unanimous Resolution adopted.
42. Borough Clerk Maragliano administered the Oath of Office to Borough Attorney Christos Diktas, Esq.
43. Mayor Romeo appointed the following committees for 2019 and asked confirmation:

STANDING COMMITTEES

Building	Cleary, Mueller
Finance	Olmo, Mueller, Spina
Tax Appeal Liaison	Mueller
House and Grounds	Cleary, Savas
Public Relations	Cleary
Public Utilities	Cleary
Public Works	Olmo, Cleary
Real Estate	Mueller
Sanitation	Savas, Spina

OTHER COMMITTEES

Fire/EMS	Olmo, Cleary, Savas
Police and License	Cleary, Mueller, Savas

SPECIAL COMMITTEES

Memorial Day	Mayor Benedict Romeo
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LIAISON OFFICIALS

Bergen Community Museum	Cleary
Board of Education	Olmo
Board of Health	Tsigounis
Borough Offices	Cleary, Spina, Tsigounis
Community Center	Savas, Olmo
Emergency Management	Cleary, Savas, Olmo
Environmental Commission	Spina
Historical Committee	Tsigounis, Spina
Library Board	Savas
Local Assistance Board	Spina
Municipal Alliance	Savas
Municipal Pool Commission	Olmo, Spina
Recreation Committee	Savas, Olmo
Senior Citizens	Tsigounis, Savas
Zoning Board of Adjustment	Olmo, Spina

44. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.
Roll Call: Yes – Unanimous Motion adopted.

45. Mayor Romeo appointed the following for the year 2019 and asked confirmation:

Assessment Search Officer	Francesca Maragliano
Elections Official	Francesca Maragliano
Historian	Tom Sites
Insurance Fund Commissioner	James Cleary
Alternate Insurance Fund Commissioner	Gregory Mueller
Municipal Coordinator of Emergency Management	Christopher Ulshoefer
Deputy Municipal Coordinators of Emergency Management	Christopher Saraceno
Personnel Officer	James Cleary
Deputy Personnel Officer	Kathleen Savas
Public Agency Compliance Officer	Kevin Terhune
Qualified Purchasing Agent	Joseph Citro

46. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.
Roll Call: Yes – Unanimous Motion adopted.

47. Mayor Romeo appointed the following and asked confirmation:

<u>Name</u>	<u>Position</u>	<u>Term Ending December 31:</u>
Jihad Rizk	Board of Health	2021
Carmela Ferrito	Municipal Alliance Comm.	2019
Lana Shtofmakher	Municipal Alliance Comm.	2019
John Birnie	Municipal Alliance Comm.	2019
Jeremy Luciano	Municipal Alliance Comm.	2019
Laura E. Brenner	Municipal Alliance Comm.	2019
Barbara Mann	Municipal Alliance Comm.	2019
Cathy White	Municipal Alliance Comm.	2019
Sarah Barrs	Municipal Alliance Comm.	2019
Gina Marie Loiacono	Municipal Alliance Comm.	2019
Robert Ulshoefer	Municipal Alliance Comm.	2019
Edward Wrixon	Emergency Management	2021
Donnajo Pascetta	Emergency Management	2021
Dan Riccardo	Emergency Management	2021
Janet Tessaro	Emergency Management	2021
Robert Ulshoefer	Emergency Management	2021
Susan Rowley	Environmental Commission	2021
Anthony Greco	Environmental Commission	2021
Rosolia Fiordilino	Environmental Commission	2021

Thomas Sites	Historical Committee/Preservation	2021
Carol Banicki	Historical Committee/Preservation	2021
Janet Ecke	Historical Committee/Preservation	2021
Lisa N. Weddle	Historical Committee/Preservation	2021
Barbara Mann	Joint Use Committee	2019
John Massaro	Joint Use Committee	2019
Beth DelVecchio	Joint Use Committee	2019
Michael Hamlett	Joint Use Committee	2019
Kevin Terhune	Joint Use Committee	2019
Jeffrey Calder	Planning Board	2022
Thomas Durakis	Planning Board	2022
Elliott Malone	Planning Board	2022
Marc DeStefano	Pool Commission	2021
Brenda Jamieson	Pool Commission	2021
Gregory Dedeian	Pool Commission	2021
George Kassab	Recreation Committee	2021
Carmen Crstantiello	Recreation Committee	2021
Anna Kebabjian	Recreation Committee	2021
Maryrose Pasi	Senior Bd. Of Trustees	2021
Joseph Lepore	Senior Bd. Of Trustees	2021
Omar Cruz	Senior Bd. Of Trustees	2021
Kevin Terhune	Shade Tree Committee	2019
Frank DeCarlo	Shade Tree Committee	2019
Kathy Schultz-Rummel	Zoning Board of Adjustment	2022
Gail Westerfeld	Zoning Board of Adjustment	2022

48. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.
Roll Call: Yes – Unanimous Motion adopted.

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

BE IT RESOLVED that Councilwoman Simone Tsigounis be appointed as the Class III Planning Board Member for the term ending December 31, 2019.

Roll Call: Yes – Unanimous Resolution adopted.

50. Mayor Romeo appointed the following Marshals for the year 2019 and asked confirmation.

BOROUGH OFFICIALS

Mayor	Benedict Romeo
Council Members	James A. Cleary
	Gregory K. Mueller
	Hector Olmo
	Kathleen W. Savas
	Mark Spina
	Simone Tsigounis
Assessor	James A. Anzevino
Borough Clerk	Francesca Maragliano
Chief Financial Officer	Harold Laufeld
Construction Official	Robert Rusch
Court Administrator	Craig Ferdinand
Tax Collector	Harold Laufeld

SPECIAL POLICE

Peter DeVries (Captain)	John Amicucci
Michael Morrison	Kevin Peter
Michael Stevens	Goewoone Jung

SPECIAL OFFICERS (Matrons)

Kristina Reissner	Cathy Hughes
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51. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.
Roll Call: Yes – Unanimous Motion adopted.
52. Mayor Romeo appointed the following to the Department of Public Works for 2019 and asked confirmation:
- Public Works Manager: Kevin Terhune
Asst. Public Works Manager: Robert Karach
Foreman: Thomas Reuter
Foreman: William LaTourette
53. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.
Roll Call: Yes – Unanimous Motion adopted.
54. Mayor Romeo appointed the following for the year 2019 and asked confirmation:

POLICE PHYSICIANS

Holy Name Hospital Occupational Health Services
Gerald Lee, M.D. (Medical Pronouncements)

55. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.
Roll Call: Yes – Unanimous Motion adopted.
56. Mayor Romeo appointed Father Sam Citero as Police and Fire Chaplain for the year 2019 and asked confirmation.
57. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.
Roll Call: Yes – Unanimous Motion adopted.

NEW BUSINESS

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

59. BE IT RESOLVED that the Mayor, Borough Clerk and Chief Financial Officer be and hereby are authorized to sign jointly all checks and notes drawn against the Borough of Cresskill and Municipal Swim Club Accounts for the year 2019 with the exception of payroll checks, which shall be signed only by the Chief Financial Officer or, during his/her absence, by the Deputy Tax Collector; and
- BE IT FURTHER RESOLVED that the President of the Council, the Deputy Borough Clerk and Deputy Tax Collector be and hereby are authorized to sign jointly the aforementioned checks and notes in the absence of the Mayor, Borough Clerk and Chief Financial Officer.
60. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the following banking institutions are hereby designated as official depositories of the Borough for the year 2019:

Bank of America
PNC Bank
Northern Valley-Englewood Savings & Loan Assn.
M & T Bank
State Cash Management Fund

J.P. Morgan Chase
 Valley National Bank
 TD Banknorth
 First Commerce Bank

61. WHEREAS, the Mayor and Council of the Borough of Cresskill deems it advisable and in the public interest to keep surplus monies invested in interest bearing accounts or securities;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, New Jersey, that the Chairman of the Finance Committee and/or the Chief Financial Officer are, and they are hereby, authorized to invest Borough funds from time to time when available for such investments and not required for normal use by the Municipality; and

BE IT FURTHER RESOLVED that a report of all such investments be submitted to the Mayor and Council for ratification at the next succeeding Council meeting following the date of investment of funds.

62. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, in order to realize the greatest possible interest from Borough funds, that the Chief Financial Officer or, in his/her absence, the Deputy Tax Collector, be and hereby are authorized to transfer funds in official depositories by telephonic or electronic instructions from checking to savings accounts as well as from savings to checking accounts.

63. WHEREAS, N.J.S.A. 40A:5-17 allows for the cancellation of property tax refunds or delinquent amounts of less than \$10.00; and

WHEREAS, the Governing Body may authorize a municipal employee chosen by said body to process, without further action on their part, any cancellation of property tax refunds or delinquencies of less than \$10.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey, hereby authorize the Tax Collector to cancel said tax amounts as deemed necessary.

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Tax Collector and Borough Auditor.

64. BE IT RESOLVED that the following checking accounts be opened with Bank of America NJ for the year 2019:

Cresskill Municipal Court Account
 Cresskill Municipal Court Bail Account, and

BE IT FURTHER RESOLVED that the Judge of the Municipal Court of the Borough of Cresskill and the Administrator of said court and the Deputy Administrator be, and hereby are, designated as authorized signatories for this account.

65. WHEREAS, the Borough of Cresskill, as a contracting unit, may without advertising for bids, purchase any materials, supplies or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury pursuant to the provisions of N.J.S.A. 40A:11-21; and

WHEREAS, the Municipal Council of the Borough of Cresskill intends to evidence an agreement with the referenced State contract vendors through this resolution and a properly executed purchase order, which agreement shall be subject to all the conditions applicable to the current State Contract; and

WHEREAS, the Governing Body of the Borough of Cresskill authorize the Borough's Departments to purchase items from an approved New Jersey State Contract Vendor within the thresholds hereinafter stated;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Cresskill hereby authorizes the Borough's Departments to purchase the necessary items from an approved New Jersey State Contract Vendor within the thresholds specifically stated in a purchase order; and

BE IT FURTHER RESOLVED by the Governing Body of the Borough of Cresskill, that pursuant to the rules of the Local Finance Board of the State of New Jersey no amount of this contract shall be chargeable or certified until such time as goods are ordered or otherwise called for prior to placing the order and a certification of availability of funds is made by the Chief Financial Officer upon receipt of a properly executed purchase order. The individual issuing the purchase order shall have the obligation of securing the necessary certification as to the availability of funds from the Chief Financial Officer; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2019 or upon the expiration of the vendor's State Contract, whichever event occurs first.

66. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey, that the Mayor and Borough Clerk be, and hereby are, authorized to sign all standard contracts and agreements, after approval of the Borough Attorney, on behalf of the Borough of Cresskill.
67. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill in the County of Bergen and the State of New Jersey, that in accordance with the provisions of NJSA 54:4-67, interest will be charged at the rate of Eight (8%) percent per annum on the first \$1,500.00 of delinquent taxes, sewer rentals and assessments and Twelve (12%) percent on any amount in excess of \$1,500.00 for delinquent taxes, sewer rentals and assessments, except that no interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same became payable; and

BE IT FURTHER RESOLVED that if the office of the Collector of Taxes is closed on the tenth of February, May, August or November, then the forgiveness of interest above described shall be extended to include the first business day thereafter; and

BE IT RESOLVED that the amount of interest to be paid at the rate of Eight (8%) percent or Twelve (12%) percent, as the case may be, as provided for in this Resolution, shall be computed from the first day of the current quarter unless the taxes for such quarter are paid during the first ten (10) days of said quarter.

BE IT FURTHER RESOLVED that the Tax Collector be authorized to hold the annual Tax Sale on delinquent taxes as required by P.L. 1997 Chapter 99.

68. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the following newspaper, which is published in the County of Bergen and has a circulation within the Borough of Cresskill, is hereby appointed as official newspaper of the Borough for the year 2019.

The Record

69. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill as follows:

Pursuant to NJSA 10:4-8(d) of the New Jersey Public Meetings Act, the following newspapers shall be designated to receive and/or publish notices of meetings of the governing body because they have the greatest likelihood of informing the public within the Borough of Cresskill of such meetings:

Newark Star Ledger
The New York Times
The North Jersey Suburbanite
The Record
Twin-Boro News

70. BE IT RESOLVED, as provided in Revised Statutes 40:55D-56, that the Borough Clerk is hereby designated as the official to make and issue certificates as to whether or not subdivisions have been approved by the Planning Board or Governing Body; and

BE IT FURTHER RESOLVED that in the absence of the Borough Clerk, the Deputy Borough Clerk is hereby designated as such official.

71. WHEREAS, the Borough of Cresskill is a current member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, the Fund Bylaws require the appointment of a Risk Management Consultant, and

WHEREAS, the Borough of Cresskill desires the services of a Risk Management Consultant to perform various services in connection with its membership in the insurance fund; and

WHEREAS, the judgmental nature of the duties of Risk Management Consultant renders comparative bidding impractical.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Cresskill does hereby appoint Frank Covelli, PIA McCarthy Forde, 429 Hackensack Street, PO Box 818, Carlstadt, New Jersey as its Risk Management Consultants for a one year term; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute a Risk Management Consultant's Agreement and to cause a notice of this decision to be published according to State statutes; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to PIA McCarthy Forde and to the Bergen County Municipal Joint Insurance Fund.

72. WHEREAS, the Borough of Cresskill, referred to as the "Borough", has elected membership to the Bergen County Municipal Joint Insurance Fund, hereinafter referred to as the "Fund", for the provision of insurance coverages, in accordance with N.J.S.A. 40A: 10-6 et. seq.; and

WHEREAS, in accordance with the Bylaws of the Fund and the regulations promulgated by the New Jersey Departments of Banking and Insurance and Community Affairs that require the Borough to appoint a Fund Commissioner and Alternate Commissioner to represent the Borough relative to the functions of the Fund;

NOW, THEREFORE, BE IT RESOLVED the Mayor and Council of the Borough of Cresskill do hereby appoint James Cleary as Fund Commissioner and Gregory Mueller as the Alternate Fund Commissioner for a one year term commencing January 1, 2019 through December 31, 2019.

73. WHEREAS, N.J.S.A. 40A:5-14 requires that each municipality designate a Cash Management Plan for the deposit of local monies; and

WHEREAS, the Cash Management Plan for the Borough of Cresskill is on file with the Borough Clerk and Chief Financial Officer;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Cresskill adopt the Cash Management Plan for the year 2019.

74. Payments Between Meeting Dates

WHEREAS, it becomes necessary at times to issue checks for certain fixed charges which are due on periodic dates, such as County Taxes, Payroll and other miscellaneous items, which dates frequently occur between Council meetings.

NOW, THEREFORE, BE IT RESOLVED that the proper Borough Officials be and are hereby authorized to issue and sign checks for payment when such payments become due for ratification at the next following meeting.

75. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the Borough, utilizing the bid threshold of \$40,000, hereby appoints Joseph Citro as the Qualified Purchasing Agent authorized to exercise the duties of a purchasing agent pursuant to N.J.S.A. 40A:11-2(30), with specific relevance to the authority, responsibility and accountability of the purchasing activity of the contracting unit in accordance with the salary ordinance.

BE IT FURTHER RESOLVED, that in accordance with N.J.A.C. 5:34-5.2, the Cresskill Borough Clerk is authorized and directed to forward a certified copy of this resolution and a copy of Joseph Citro's certification to the Director of the Division of Local Government Services.

76. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Azzolina & Feury, Inc. be, and hereby is, authorized to update the Cresskill Tax Map, the Zoning Map of Cresskill, and the Election District Map of Cresskill in order to reflect any changes approved by the Planning Board, Zoning Board of Adjustment and Mayor and Council for 2019.
77. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Kevin Terhune be, and hereby is, appointed as Recycling Coordinator commencing January 1, 2019 through December 31, 2019.

78. Fee for Returned Checks

WHEREAS, N.J.S.A. 40:5-18 provides for the imposition of a service charge to be added to any amount owing to the municipality if payment tendered on the account was tendered by a check which was returned for insufficient funds.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Chief Financial Officer is hereby authorized to impose a \$35.00 fee for all returned checks to any Accounts of the Municipality.

79. Bergen County Law Enforcement Mutual Aid Resolution

WHEREAS, the police departments in Bergen County have a day to day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order, and

WHEREAS, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, riots, terrorist incidents and bombings, state and national emergencies, and

WHEREAS, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies, and

WHEREAS, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App. A:9-40.6, and

WHEREAS, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property, and

WHEREAS, it is also recognized that the Borough of Cresskill Chief of Police, in accordance with the provisions of N.J.S.A. 40A:14-118 and under the authority of the Bergen County Prosecutor, has the authority to assign officers to a Task Force, Rapid Deployment Team, or Regional SWAT Team operated in conjunction with the Bergen County Prosecutor's Office, and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Cresskill to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the police Department of the Borough of Cresskill, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force, and

BE IT FURTHER RESOLVED that a copy of the Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, and all municipalities in the County of Bergen.

80. INTERBORO MUTUAL AID GROUP AGREEMENT

WHEREAS, it is the intent of the undersigned municipalities, its fire departments and respective fire companies to enter into a mutual aid and assistance program pursuant to and required be law as set forth in NJAC 5:75A-2.2; and

WHEREAS, this agreement is intended to supersede any earlier agreements which may have been signed between the parties hereto; and

WHEREAS, this agreement shall be by and between the following boroughs, towns, municipalities, fire departments and fire companies and the parties agree to be bound thereby;

Alpine	Dumont	Norwood
Bergenfield	Harrington Park	Old Tappan
Closter	Haworth	Rockleigh
Cresskill	New Milford	Tenafly
Demarest	Northvale	

WHEREAS, it is necessary to have an agreement to define the obligations and duties of the parties of the Interboro Mutual Aid Group;

NOW, THEREFORE, BE IT RESOLVED, in consideration of the mutual promises and covenants contained herein, the parties covenant and agree as follows:

- (1) Call for assistance: All calls for assistance among the Mutual Aid members shall be made through the dispatch facility of the department or municipality for the department or municipality requiring assistance to the dispatch facility for the town from which assistance is requested. The request for assistance shall come from the Fire Chief or other ranking officer in charge of the fire or emergency incident. The town(s) requesting the assistance shall give the following information: location of the fire or emergency incident, route to be taken, and type of equipment requested. Towns requesting assistance shall have a police radio car on the town boundary line to meet the apparatus and escort them to the location of the fire or emergency incident if needed.
- (2) The Fire Chief, Deputy Fire Chief, Assistant Fire Chief or ranking officer in charge of the fire department that called for assistance shall be in charge of the fire or emergency incident in accordance with NJAC 5:75 et seq. Apparatus reporting in from other towns shall report to the Staging Officer or other appropriate Commander at the scene prior to placing apparatus and personnel to work.
- (3) There shall be no charge imposed against any member municipality or department receiving personnel, apparatus or equipment.
- (4) Cost recovery may only be imposed where permitted by the New Jersey Uniform Fire Code; federal, state and local laws allowing for cost recovery involving hazardous material incidents; or cost recovery that is considered recoverable under law from responsible parties.

(5) Each of the aforementioned municipalities agrees to assume the cost of loss or damage to its own equipment.

(6) It is understood and agreed that in the event of the failure of any of the departments to respond to the call for assistance, the department and municipality failing to respond shall in no way be liable.

(7) It is understood that the Agreement will take effect and be operative by all municipalities and departments that sign same until such time as any municipality or department provides notice of their intent to withdraw from the mutual aid group. A 30-day written notice shall be given by any party to this Agreement of their intention to withdraw from this Agreement. The agreement shall remain in full force thereafter as regards the remaining signators.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Mayor and Council of all aforementioned municipalities.

81. A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CRESSKILL AWARDDING A CONTRACT TO AND APPOINTING DR. BARBARA SCHREIBMAN TO THE POSITION OF MEDICAL DIRECTOR OF THE CRESSKILL VOLUNTEER AMBULANCE & EMERGENCY SERVICES CO. (CVAES) OPERATING UNDER CRESSKILL FIRE DEPARTMENT EMS (CFDEMS)

WHEREAS, the Borough of Cresskill (“Borough”) is required pursuant to State law and the regulations of the State Department of Health and Senior Services to employ a medical director certified in emergency medicine for the Cresskill Volunteer Ambulance & Emergency Services Co. (“CVAES”) operating under Cresskill Fire Department EMS (“CFDEMS”); and

WHEREAS, the Mayor and Council of the Borough have determined that employing a part-time Medical Director for the CFDEMS is in the best interest of the Borough; and

WHEREAS, said services are recognized as “professional services” as same shall be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6); and

WHEREAS, the Borough is empowered by law to appoint and employ professionals, technical advisors and experts as the Borough may determine to be necessary for its efficient operation; and

WHEREAS, in accordance with Chapter 15, Cresskill Volunteer Ambulance & Emergency Services Co. operating under Cresskill Fire Department EMS (CFDEMS), of the Municipal Code of the Borough, the Borough is authorized to appoint members to the CFDEMS; and

WHEREAS, the Borough wishes to appoint Dr. Barbara Schreiberman, Assistant Director of Emergency Medicine at Englewood Hospital and Medical Center, to the position as Medical Director for the CFDEMS to perform such professional medical services in accordance with guidelines from the Supervisor of the CFDEMS, attached hereto; and

WHEREAS, Dr. Schreiberman possesses the requisite expertise and licenses to serve as Medical Director; and

WHEREAS, the Mayor and Council of the Borough are desirous of awarding a contract to Dr. Schreiberman to serve as Medical Director in accordance with the procedures mandated under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution awarding contracts for “professional services” without competitive bidding and the agreement between the parties must be available for public inspection; and

WHEREAS, the services as Medical Director will be performed by Dr. Schreiberman at an annual cost of \$5,000, which amount is less than the threshold of \$17,500 under the New Jersey Local Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.4 et seq., and, therefore, the contract is not subject to the provisions of the New Jersey Local Unit Pay-To-Play Law; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose,

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

1. That Dr. Barbara Schreiberman be awarded a contract and appointed to the position of Medical Director for the CFDEMS.
2. That Dr. Schreiberman shall perform the services described in a memo, attached hereto, from the Supervisor of the CFDEMS for the annual compensation in the amount of \$5,000.
3. That a notice of the contract award shall be published and this resolution must be available for public inspection, in accordance with the requirements of N.J.S.A. 40A:11-1 et seq.
4. That the Chief Financial Officer has certified that current funds are available for this purpose.
5. That no further action of the Borough shall be required.

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

82. No one wished to be heard.

83. 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.

84. 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.

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

Roll Call: Yes - Unanimous Motion adopted.

86. Mayor Romeo announced the election of the following officers for 2019 for the Volunteer Division of the Cresskill Fire Department and asked confirmation.

Assistant Chief	Michael Morrison
Captain	Kenneth Mann
Lieutenant	Brian Buccino

87. Motion by Council Member Olmo and seconded by Council Member Savas to confirm.

Roll Call: Yes – Unanimous Motion adopted.

MISCELLANEOUS BUSINESS

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

(Temporary Budget in full on pages 14A through 14C.)

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

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

89. No one wished to be heard.
90. 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.

91. Mayor Romeo delivered the New Year's address.

(Mayor Romeo's New Year's address in full on pages 14D through 14J.)

92. Father Sam Citero gave the Benediction.
93. Motion at 6:42 PM by Council Member Olmo and seconded by Council Member Savas to adjourn the meeting.

Roll Call: Yes – Unanimous Motion adopted.

Benedict Romeo
 Mayor

Francesca Maragliano
 Borough Clerk