

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

JUNE 19, 2019

1. CFO Laufeld led the Salute to the Flag and Pledge of Allegiance.
2. The Borough Clerk announced that this is a Regular Meeting of the Mayor and Council of which at least 48 hours' notice has been given by posting in the Borough Hall, publication in The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:36 P.M.
4. Present: Council Members Cleary, Mueller, Olmo, Savas
Also Present: Attorney Diktas, Borough Officials Laufeld, Chief Wrixon, Deputy Chief Domville
Absent: Council Members Spina, Tsigounis
5. Motion by Council Member Olmo and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of June 5, 2019.

Roll Call: Yes – Unanimous

Motion adopted.

COMMUNICATIONS

6. Minutes of the following meeting:

Planning Board

May 28, 2019

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Savas said Summer Fun camp starts July 1st.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Ordinance No. 19-06-1538 Amend Zoning Chapter 275-3, Article II

8. Motion at 7:37 PM by Council Member Olmo to introduce Ordinance No. 19-06-1538 – Amend Zoning Chapter 275-3, Article II on final reading by title only.
9. A second motion was not made; therefore the second reading of Ordinance No. 19-06-1538 has failed.

Bond Ordinance No. 19-07-1539 – Multipurpose Bond Ordinance

10. Motion at 7:38 PM by Council Member Olmo and seconded by Council Member Mueller to introduce Bond Ordinance No. 19-07-1539 – Multipurpose Bond Ordinance on final reading by title only.

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

11. Council Member Olmo read the title:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,295,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

(Bond Ordinance in full on pages 97A through 97D in Minutes of Regular Mayor and Council Meeting held June 5, 2019.)

12. The Borough Clerk announced the Ordinance was published in The Record on June 7, 2019, posted in Borough Hall, and copies made available to the public
13. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
14. No one wished to be heard.
15. Motion by Council Member Olmo and seconded by Council Member Mueller to close the public hearing.

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

16. Resolution by Council Member Olmo and seconded by Council Member Mueller:

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. 19-07-1539, entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CRESSKILL, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,295,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

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

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

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:

- | | |
|---|---|
| <p>Eunmi Kim
<i>(for: Daniel Choi)</i>
296 Highland Street
Cresskill, NJ 07626
Amount: \$50.00</p> | <p>Sangyoung Kim
<i>(for: David Lee)</i>
401 11th Street
Cresskill, NJ 07626
Amount: \$340.00</p> |
| <p>Tommy Demaras
<i>(for: Daniella Demaras)</i>
11 Buckingham Road
Cresskill, NJ 07626
Amount: \$340.00</p> | <p>Sung Joon Kim
<i>(for: Ashley Kim)</i>
12 Engle Street
Cresskill, NJ 07626
Amount: \$60.00</p> |
| <p>Steve McAnulty
<i>(for: Thomas & James McAnulty)</i>
40 Florence Avenue
Cresskill, NJ 07626
Amount: \$700.00</p> | <p>Seon Yeong Kim
<i>(for: Chloe & Samuel Kim)</i>
62 Grant Avenue
Cresskill, NJ 07626
Amount: \$890.00</p> |
| <p>David Jung
<i>(for: Aidan Jung)</i>
63 Carleton Terrace
Cresskill, NJ 07626
Amount: \$400.00</p> | |

19. WHEREAS, applications have been made to the Mayor and Council of the Borough of Cresskill for renewal of liquor licenses and the proper fees have been paid therefor; and

WHEREAS, all applicants have complied with the laws of the State of New Jersey and ordinances of the Borough of Cresskill;

NOW, THEREFORE, BE IT RESOLVED that the following licenses be approved for the year commencing July 1, 2019 and ending June 30, 2020, subject to approval of the Police and Fire Departments:

PLENARY RETAIL CONSUMPTION LICENSE

Fee: \$1,320.00

- | | | |
|---|-------------------------|--|
| <p>Dip Swig LLC
Lic. No. 0208-33-006-006</p> | <p>Cresskill Tavern</p> | <p>29 E. Madison Ave.,
Unit #7</p> |
| <p>P.B.F.G.T., LLC
Lic. No. 0208-33-007-011</p> | <p>Pocket</p> | |
| <p>Umeya Corporation
Lic. No. 0208-33-001-004</p> | <p>Umeya</p> | <p>156 Piermont Road</p> |

RRACI, LLC Lic. No. 0208-33-002-016	Delvina	172 Piermont Road
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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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20. Chapter 159 Resolution – Amendment to 2019 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 2019 Budget in the sum of \$18,889.26 which is now available from Clean Communities Program.

BE IT FURTHER RESOLVED, that a like sum of \$18,889.26 is hereby appropriated under the caption

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

- 21. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Alice Vellella be approved as Summer Fun Camp Division Supervisor for the 2019 Summer Recreation Program at a rate of \$22 per hour.
- 22. BE IT RESOLVED that the following solicitor’s licenses, which have been approved by the Chief of Police, be issued under the provisions of Chapter 140 of the Code of the Borough of Cresskill for the term ending December 31, 2019:

Aptive Environmental
19 State Route 10E
Succasunna, NJ 07876
Purpose: Pest Control Services

19-982 Joseph Janson	19-983 Jose Moreno	19-984 Graeme Perriton
19-985 Alec Stump	19-986 Bradley Simmons	19-987 Christopher Roberts
19-988 Parker Frame	19-989 Paden Clark	19-990 Dallin Perry

19-991 Wyatt Baker	19-992 Raymond Brazier	19-993 Joshua Westbrook
19-994 Hunter Saunders	19-995 Benjamin Osguthorpe	19-996 Andrew Munsey
19-997 Enrique Cahua	19-998 Derek Boyer	19-999 Victor Alveno
19-1000 Sterling Smith	19-1001 Rogelio Mendoza	19-1002 Logan Hudson
19-1003 Guillermo Soto	19-1004 Jennison Smith	19-1005 Noah Simmons

23. WHEREAS, *N.J.S.A.* 40A:65-1 *et seq.*, the “Uniformed Shared Services and Consolidation Act,” authorizes contracts between government agencies, counties and/or municipalities for the sharing of services within their respective jurisdictions; and

WHEREAS, the governing bodies of the County of Bergen and the Borough of Cresskill deem it to be in the best interests of the people in their respective communities to enter into such a shared service agreement for the resurfacing of certain county roads as described in the shared service agreement prepared by the County of Bergen.

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF CRESSKILL, Bergen County, New Jersey, pursuant to the provisions of *N.J.S.A.* 40A:65-1 *et seq.*, that the Mayor is hereby authorized to execute, and the Borough Clerk to attest, a Shared Services Agreement between the Borough of Cresskill and the County of Bergen, for the sharing of services for the resurfacing of certain county roads as described in the shared service agreement prepared by the County of Bergen, a copy of which is on file in the office of the Borough Clerk, and is available for public inspection.

24. 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 refund due to overpayment of 2019 2nd quarter taxes:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
125	14	Sung Hee Kim 1134 Blanch Avenue Norwood, NJ 07648 <i>(for: 18 Florence Avenue)</i>	\$ 3,359.00

25. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following June 2019 payrolls be ratified and approved:

June 7, 2019

Current Fund	\$ 337,730.77
Social Security/Medicare	14,517.08
Community Center	2,597.34
Library	10,966.60
Swim Pool	<u>12,584.77</u>
	\$ 378,396.56

June 21, 2019

Current Fund	\$ 337,548.62
Social Security/Medicare	14,244.49
Community Center	2,723.67
Library	11,813.45
Swim Pool	<u>11,501.01</u>
	\$ 377,831.24

26. WHEREAS, 6 Madison Avenue Associates, LLC, (Hereinafter “Madison”) and the Borough of Cresskill have entered in to an Affordable Housing Agreement, which restricts occupancy of Madison’s property to income eligible occupants and establishes and controls the rent for a specified period of time as more fully described in the Declaration of Covenants, Conditions and Restrictions; and

WHEREAS, the Agreement is submitted to the Municipality pursuant to the Fair Housing Act, N.J.S.A. 52:27D-301 et seq., and Housing described in Section 2 of the Agreement, has been designated as Affordable Rental Housing Units defined by the Act; and

NOW, THEREFORE, BE IT RESOLVED, that the Council hereby accepts the Calculations as presented in the Affordable Housing Agreement and directs Mayor Benedict Romeo to execute this Document on behalf of the Borough of Cresskill; and

BE IT FURTHER RESOLVED, that the Borough Attorney is directed to Record the Affordable Housing Agreement and Attachments with the Bergen County Clerk as required by Law.

BE IT FURTHER RESOLVED, a Certified to be True Copy of this Resolution be served upon Shirley Bishop, Court Appointed Special Master; Joshua D. Bauers, Esq., COAH Attorney; Steven Lydon, P.P., Municipal Planner; and Christos J. Diktas, Esq., Borough Attorney; Francesca Maragliano, Borough Clerk.

27. WHEREAS, the Borough of Cresskill Police Department has recommended to the Council that, under a Test Program, certain Municipal Roadways be rerouted; and

WHEREAS, the Test Program will give the Police Department, Traffic Division, adequate data to determine whether the recommendation of permanent directional Traffic Flow should be submitted to the Council;

NOW, THEREFORE, BE IT RESOLVED, that

1. Allen Street shall be a One-Way for a length of 194 feet from Piermont Road, as more fully described in the undated Azzolina & Fuery Engineering Map attached hereto and incorporated herein as if set forth in its entirety;

BE IT FURTHER RESOLVED, that this Traffic Rerouting shall be conducted as a Test Program until December 31, 2019, at which time the Council will determine whether to extend the Traffic Test Pattern or to permanently Ordain the directional flow of traffic;

BE IT FURTHER RESOLVED, that a Certified to be True Copy of this Resolution be served upon all Residents residing on Allen Street;

BE IT FURTHER RESOLVED, that the Council does hereby declare that the Cresskill Police Department shall have N.J.S.A. Title 39 powers over the implementation of the One-Way traffic pattern on Allen Street as stated herein.

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

28. No one wished to be heard.
29. Motion by Council Member Olmo 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 Olmo and seconded by Council Member Mueller 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.

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

Roll Call: Yes – Unanimous Motion adopted.

PRESENTATION OF BILLS

32. Resolution by Council Member Olmo and seconded by Council Member Mueller:

(Resolution in full on pages 108A through 108H.)

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. Richard Calabrese, 42 Engle Street asked why the FAR ordinance failed. Attorney Diktas said after meeting with our Municipal Planner Steve Lydon, he asked that we hold off adopting it at this time because we are making modifications. It will be reintroduced at a later date.

Mr. Calabrese said the previous administration would not allow the public to speak at COW meetings. Is that still the case? Mayor Romeo said this administration has always allowed the public to speak and ask questions. Mr. Calabrese said he has some questions for the DPW Superintendent about driveway paving and the trimming of borough trees.

Mr. Calabrese asked what the cost is to the taxpayers for the Merritt Field project. Mayor Romeo said after the grants and the Open Space funds we'll be receiving, approximately \$700,000. Mr. Calabrese asked when the project will be completed. Acting Administrator Wrixon said it should have been completed or near completion, but the weather has really delayed the project.

Deputy Chief Domville commended Traffic Officer Grubecki for the great job he did with the traffic light problem we had at the Madison Avenue/Jefferson Avenue intersection. Everything went very smoothly and we didn't have a single complaint.

No one else wished to be heard.

34. Motion by Council Member Olmo and seconded by Council Member Mueller to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

35. Motion at 7:59 P.M. by Council Member Olmo and seconded by Council Member Mueller to adjourn the meeting.

Roll Call: Yes – Unanimous. Motion adopted.

Benedict Romeo
Mayor

Francesca Maragliano
Borough Clerk