

## BOROUGH OF CRESSKILL

## MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

ANNUAL MEETINGJANUARY 3, 2024

1. Administrator Lavin led the Salute to the Flag and Pledge of Allegiance.
2. Council Member Spina called the meeting to order at 6:12 P.M.
3. 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.
4. Roll Call: Council Members Kaplan, Savas, Schultz-Rummel, Spina
5. Borough Clerk Maragliano certified the 2023 General Election results of the Borough of Cresskill.
6. Borough Clerk Maragliano administered the Oath of Office to Mayor-elect Benedict Romeo
7. Mayor Romeo assumed the chair.
8. Borough Clerk Maragliano administered the Oath of Office to:
 

<u>Name</u>	<u>Position</u>	<u>Term ending December 31</u>
Hector Olmo	Council Member	2026
Arthur McLaughlin	Council Member	2026
9. Roll Call: Council Members Kaplan, McLaughlin, Olmo, Savas, Schultz-Rummel, Spina  
Also present: Attorney Diktas, Borough Officials Lavin, Hamlett, Chief Domville, Chief Ulshoefer, Lt. Luciano
10. Father Sam Citero gave the Invocation.
11. Resolution by Council Member Spina and seconded by Council Member Olmo:
 

BE IT RESOLVED that the Rules and Regulations (Bylaws) governing the meetings and business of the Mayor and Council for the year 2024 be and hereby are adopted as printed.

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

Roll Call:      Yes – Unanimous                      Resolution adopted.
12. Mayor Romeo called for nominations for President of the Council.
13. Council Member Savas was nominated by Council Member Kaplan and seconded by Council Member Spina.
14. No other nominations were offered.
15. Mayor Romeo closed the nominations.
16. Vote on Council Member Savas.

Roll Call: Yes – Council Members Kaplan, McLaughlin, Olmo, Schultz-Rummel,  
 Spina  
 No - None  
 Absent – None  
 Abstain – Council Member Savas  
 Motion adopted.

17. Mayor Romeo declared Council Member Savas President of the Council.
18. Mayor Romeo asked for confirmation for the following professionals for the year 2024.
19. Mayor Romeo appointed Lerch, Vinci & Bliss as Auditor for the year 2024
20. Mayor Romeo appointed Christos Diktas Esq., as Borough Attorney for the year 2024.
21. Mayor Romeo appointed Gina A. Calogero, Esq. as Prosecutor for the year 2024.
22. Mayor Romeo appointed Elsbeth Crusius Esq. as Alternate Prosecutor for the year 2024.
23. Mayor Romeo appointed James F. Foley, Esq. as Public Defender for the year 2024.
24. Mayor Romeo appointed Jordan D. Yuelys, Esq. as Alternate Public Defender for the year 2024.
25. Mayor Romeo appointed Rogut, McCarthy, Troy LLC as Bond Attorney for the year 2024.
26. Mayor Romeo appointed Azzolina & Feury Engineering, Inc. as Engineer for the year 2024.
27. Mayor Romeo appointed Diktas Gillen PC and Chasan, Lamparello, Mallon & Cappuzzo PC as Tax Appeal Attorneys for the year 2024.
28. Mayor Romeo appointed David F. Corrigan as Labor Attorney for the year 2024.
29. Mayor Romeo appointed McNerney & Associates, Inc. as Appraiser for the year 2024.
30. Mayor Romeo appointed David B. Thompson, CEO from Phoenix Advisors, LLC, as Financial Advisors/Disclosure Agents for the year 2024.
31. Mayor Romeo appointed Joseph H. Burgis, Burgis Associates, Inc., as Professional Planner Consultant for the year 2024.
32. Mayor Romeo appointed AM Consultants as Fixed Assets Inventory Specialist for the year 2024.
33. Mayor Romeo appointed Bruno Associates as Grant Writer for the year 2024.
34. Resolution by Council Member Savas and seconded by Council Member Olmo:

WHEREAS, there exists a need for a Borough Attorney, Borough Auditor, Prosecutors, Public Defenders, Bond Attorney, Engineer, Labor Attorney, Professional Planner Consultant, Tax Appeal Attorneys, Tax Appraiser, Financial Advisors/Disclosure Agents, Professional Planner Consultant, Fixed Assest Inventory Specialist and Grant Writer; 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.

35. Mayor Romeo appointed the following committees for 2024 and asked confirmation:

STANDING COMMITTEES

Building	Schultz-Rummel, McLaughlin
Finance	Olmo, Schultz-Rummel, Spina
Tax Appeal Liaison	Schultz-Rummel
House and Grounds	Savas, McLaughlin
Public Relations	McLaughlin
Public Utilities	McLaughlin
Public Works	Olmo, McLaughlin
Real Estate	Schultz-Rummel
Sanitation	Savas, Spina

OTHER COMMITTEES

Fire/EMS	Olmo, Savas, Kaplan
Police and License	Savas, Schultz-Rummel, Spina

SPECIAL COMMITTEES

Memorial Day	Mayor Benedict Romeo
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LIAISON OFFICIALS

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

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

Roll Call: Yes – Unanimous Motion adopted.

37. Mayor Romeo appointed the following for the year 2024 and asked confirmation:

Assessment Search Officer	Francesca Maragliano
Elections Official	Francesca Maragliano
Insurance Fund Commissioner	Arthur McLaughlin
Alternate Insurance Fund Commissioner	Kathy Schultz-Rummel
Municipal Coordinator of Emergency Management	Christopher Ulshoefer

Deputy Coordinator of Emergency Management	James Lyons
Personnel Officer	Kathleen Savas
Public Agency Compliance Officer	James Noseworthy
Qualified Purchasing Agent	Joseph Citro

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

Roll Call: Yes – Unanimous Motion adopted.

39. Mayor Romeo appointed the following and asked confirmation:

<u>Name</u>	<u>Position</u>	<u>Term Ending December 31:</u>
John Morgan	Board of Health	2026
Clara Lee	Board of Health	2026
Lana Shtofmakher	Municipal Alliance Comm.	2024
Michael Poling	Municipal Alliance Comm.	2024
Michael Stevens	Municipal Alliance Comm.	2024
Laura E. Brenner	Municipal Alliance Comm.	2024
Cathy White	Municipal Alliance Comm.	2024
Sarah Barrs	Municipal Alliance Comm.	2024
Gina Marie Loiacono	Municipal Alliance Comm.	2024
Robert Ulshoefer	Municipal Alliance Comm.	2024
James Noseworthy	Emergency Management	2026
Christopher Ulshoefer	Emergency Management	2026
Mike Morrison	Emergency Management	2026
James Lyons	Emergency Management	2026
William Celentano	Environmental Commission	2026
Joe Ulrich	Environmental Commission	2026
Elinor Romer	Garden Committee	2024
Doris Blasi	Garden Committee	2024
Sheri Kaplan	Garden Committee	2024
Alysia Rodriguez	Garden Committee	2024
John Massaro	Joint Use Committee	2024
Beth DelVecchio	Joint Use Committee	2024
Michael Hamlett	Joint Use Committee	2024
James Noseworthy	Joint Use Committee	2024
Jason Mitchell	Joint Use Committee	2024
Robert Ulshoefer	Planning Board	2027
Simone Tsigounis	Planning Board	2027
David Berger	Planning Board	2027
Renee Sarubbi	Pool Commission	2026
Alix Grubbs	Pool Commission	2026
Helen Ruis	Senior Bd. Of Trustees	2026
James Noseworthy	Shade Tree Committee	2024
Frank DeCarlo	Shade Tree Committee	2024
Robert Cleary	Zoning Board of Adjustment	2027

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

Roll Call: Yes – Unanimous Motion adopted.

41. Resolution by Council Member Savas and seconded by Council Member Spina:

BE IT RESOLVED that Council Member Kathy Schultz-Rummel be appointed as the Class III Planning Board Member for the term ending December 31, 2024.

Roll Call: Yes – Unanimous Resolution adopted.

42. Mayor Romeo appointed the following Marshals for the year 2024 and asked confirmation.

BOROUGH OFFICIALS

Mayor	Benedict Romeo
Council Members	Leslie Kaplan
	Arthur J. McLaughlin
	Hector Olmo
	Kathleen W. Savas
	Kathy Schultz-Rummel
	Mark Spina
Assessor	James A. Anzevino
Borough Clerk	Francesca Maragliano
Acting Chief Financial Officer	Dianne Lavin
Construction Official	Robert Rusch
Court Administrator	Craig Ferdinand
Public Works Superintendent	James Noseworthy

SPECIAL POLICE

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

SPECIAL OFFICERS (Matrons)

Kristina Reissner

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

Roll Call: Yes – Unanimous Motion adopted.

44. Mayor Romeo appointed the following for the year 2024 and ask confirmation:

BOROUGH PHYSICIAN

John Morgan, M.D.

POLICE & FIRE CHAPLAIN

Father Sam Citero

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

Roll Call: Yes – Unanimous Motion adopted.

46. Mayor Romeo announced the election of the following officers for 2024 for the Volunteer Division of the Cresskill Fire Department and asked confirmation.

Assistant Chief	Michael Morrison
Captain	Kenneth Mann
Lieutenant	Travis Morrison
Lieutenant	Benito Gueche

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

Roll Call: Yes – Unanimous Motion adopted.

NEW BUSINESS

INTRODUCTION OF ORDINANCES

Ordinance No. 24-01-1637 – An Ordinance to Fix the Salaries, Wages and Compensation for the Police P.B.A. Local #180.

Ordinance No. 24-02-1638 – An Ordinance to Fix the Salaries, Wages and Compensation for the Fire Department IAFF Local 4896.

- 48. Motion at 6:29 PM by Council Member Olmo and seconded by Council Member Savas to introduce Ordinance Nos. 24-01-1637 and 24-02-1638.

Roll Call: Yes – Council Members Kaplan, McLaughlin, Olmo, Savas, Schultz-Rummel, Spina  
No - None  
Absent – None  
Abstain - None  
Motion adopted.

(Ordinances in full on pages 5A through 5E.)

- 49. Resolution by Council Member Olmo and seconded by Council Member Spina:

BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill in the County of Bergen and State of New Jersey, that the following Ordinances entitled:

Ordinance No. 24-01-1637 – An Ordinance to Fix the Salaries, Wages and Compensation for the Police P.B.A. Local #180.

Ordinance No. 24-02-1638 – An Ordinance to Fix the Salaries, Wages and Compensation for the Fire Department IAFF Local 4896.

now pass on first reading and remain on file with the Borough Clerk for public inspection until public hearing thereon and further consideration thereof.

Such hearing shall be held at the Borough Hall in Cresskill on Wednesday, January 17, 2024 at 7:00 P.M., or as soon thereafter as it can be reached, at which time and place all persons interested in said ordinances will be heard.

The Borough Clerk is hereby directed to publish said ordinances with the notice of hearing thereon, in an official newspaper according to law, also to mail copies of said ordinances when and as required by law.

Roll Call: Yes – Council Members Kaplan, McLaughlin, Olmo, Savas, Schultz-Rummel, Spina  
No - None  
Absent – None  
Abstain - None  
Resolution adopted.

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

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CONSENT AGENDA

NEW BUSINESS

\*Resolutions

51. 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 2024 with the exception of payroll checks, which shall be signed only by the Chief Financial Officer.

BE IT FURTHER RESOLVED that the President of the Council, and the Deputy Borough Clerk 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.

52. 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 2024:

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  
 ConnectOne Bank

53. 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.

54. 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 Borough Clerk, 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.

55. 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.

56. BE IT RESOLVED that the following checking accounts be opened with Northern Valley-Englewood Savings and Loan Assn. for the year 2024:

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.

57. 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, 2024 or upon the expiration of the vendor's State Contract, whichever event occurs first.

58. 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.

59. 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.

60. 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 2024.

The Record

61. 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

62. 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.

63. 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, Professional Insurance Associates (PIA), A Division of World Insurance Associates, LLC, 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 Professional Insurance Associates (PIA), A Division of World Insurance Associates, LLC and to the Bergen County Municipal Joint Insurance Fund.

64. 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 Arthur McLaughlin as Fund Commissioner and Kathy Schultz- Rummel as the Alternate Fund Commissioner for a one-year term commencing January 1, 2023 through December 31, 2023.

65. 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 2024.

66. 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.

67. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the Borough, utilizing the bid threshold of \$44,000, 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.

68. 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 2024.

69. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that James Noseworthy be, and hereby is, appointed as Recycling Coordinator commencing January 1, 2024 through December 31, 2024.

70. 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 \$20.00 fee for all returned checks to any Accounts of the Municipality.

71. WHEREAS, per N.J.A.C. 5:30-9A.6 and 5:31-4.1 the Borough of Cresskill is not requiring vendors to sign the "Claimant's Certification and Declaration" on purchase orders under \$2,650.00 except for the following:

- 1) Employee reimbursements and services by other individuals.

WHEREAS, the Borough shall have the discretion to require vendor or claimant certification as the Borough deems necessary and appropriate.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that this regulation becomes effective.

72. 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.

Attest:

Approved:

\_\_\_\_\_  
Francesca Maragliano, Borough Clerk

\_\_\_\_\_  
Benedict Romeo, Mayor

73. 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.

74. A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CRESSKILL AWARDING 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 Schreibman, 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. Schreibman 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. Schreibman 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. Schreibman 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 Schreibman be awarded a contract and appointed to the position of Medical Director for the CFDEMS.
2. That Dr. Schreibman 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.

75. DESIGNATION OF PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, the State of New Jersey, Division of Contract Compliance and Equal Employment Opportunity, in accordance with N.J.A.C. 17:27-3.5, requires that each public agency annually designate an officer or employee to serve as its public agency compliance officer by January 10<sup>th</sup> of each year;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Cresskill, County of Bergen, State of New Jersey hereby designates James Noseworthy, Acting Superintendent of Public Works as the Public Agency Compliance Officer (P.A.C.O.) for the year 2024; and

BE IT FURTHER RESOLVED that Acting Superintendent of Public Works be authorized and directed to forward a copy of the within resolution to the State of New Jersey, Division of Contract Compliance and Equal Employment Opportunity for their records.

76. A RESOLUTION AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES CONTRACT WITH CGP&H

WHEREAS, CGP&H is an approved New Jersey Department of Community Affairs Affordable Housing Administrative Agent; and

WHEREAS, CGP&H is currently responsible for monitoring thousands of units of affordable housing throughout 40 municipalities in New Jersey.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill, in the County of Bergen and State of New Jersey does hereby re-appoint CGP&H as its Affordable Housing Administrative Agent for year 2024.

BE IT FURTHER RESOLVED, that the scope and Professional Requirements to be undertaken by CGP&H shall be fully delineated in a Contract between the Borough and CGP&H; and

BE IT FURTHER RESOLVED that the Mayor of the Borough of Cresskill or his designee be and is hereby authorized to execute the annexed Professional Service Contract with CGP&H on behalf of the Borough of Cresskill; and

BE IT FURTHER RESOLVED, that a Certified True Copy of this Resolution be transmitted to CGP&H, 1249 South River Road, Suite 301, Cranbury, New Jersey 08512; Dianne Lavin, Chief Financial Officer; Francesca Maragliano, Borough Clerk; and Steven Lydon, Borough Planner.

- 77. WHEREAS, the Council of the Borough of Cresskill does hereby appoint Neglia Engineering as Special Projects Borough Engineer, pursuant to a non “fair and open” process; and

WHEREAS, the Special Projects Borough Engineer appointment shall be effective January 1, 2024 and shall terminate December 31, 2024;

NOW THEREFORE, BE IT RESOLVED, that the Council does hereby appoint Neglia Engineering as its Special Projects Borough Engineer through a non “fair and open” process for the calendar year 2024; and

BE IT FURTHER RESOLVED that a Certified to be True Copy of this Resolution be Served upon to David Juzmeski, PE, PP, Neglia Engineering.; Francesca Maragliano, Borough Clerk; and Dianne Lavin, Chief Financial Officer.

- 78. WHEREAS, P.L. 2011, c. 78 had a sunset provision on the required healthcare contributions; and

WHEREAS, after the full implementation of contribution set forth in section 39 healthcare contributions becomes a negotiated item; and

WHEREAS, the Borough of Cresskill has negotiated with the contracting units for the healthcare contributions and all parties have agreed on the following:

**SINGLE  
COVERAGE**

	%	%	%	%
	Jan-Dec	Jan-Dec	Jan-Dec	Jan-Dec
	Year 2024	Year 2025	Year 2026	Year 2027
	<u>YEAR 1</u>	<u>YEAR 2</u>	<u>YEAR 3</u>	<u>YEAR 4</u>
SALARY				
less than 20,000	6.00	6.00	6.00	6.00
20,000 - 24,999	6.50	6.50	6.50	6.50
25,000 - 29,999	7.75	7.75	7.75	7.75
30,000 - 34,999	9.25	9.25	9.25	9.25

35,000 - 39,999	10.00	10.00	10.00	10.00
40,000 - 44,999	10.50	10.50	10.50	10.50
45,000 - 49,999	11.75	11.75	11.75	11.75
50,000 - 54,999	15.50	15.50	15.50	15.50
55,000 - 59,999	17.50	17.50	17.50	17.50
60,000 - 64,999	20.00	20.00	20.00	20.00
65,000 - 69,999	21.25	21.25	21.25	21.25
70,000 - 74,999	23.00	23.00	23.00	23.00
75,000 - 79,999	23.00	23.00	23.00	23.00
80,000 - 94,999	23.00	23.00	23.00	23.00
95,000 and over	23.00	23.00	23.00	23.00

**FAMILY  
COVERAGE**

	% Jan-Dec Year 2024	% Jan-Dec Year 2025	% Jan-Dec Year 2026	% Jan-Dec Year 2027
SALARY	<u>YEAR 1</u>	<u>YEAR 2</u>	<u>YEAR 3</u>	<u>YEAR 4</u>
less than 25,000	5.00	5.00	5.00	5.00
25,000 - 29,999	5.50	5.50	5.50	5.50
30,000 - 34,999	6.25	6.25	6.25	6.25
35,000 - 39,999	6.75	6.75	6.75	6.75
40,000 - 44,999	7.50	7.50	7.50	7.50
45,000 - 49,999	8.75	8.75	8.75	8.75
50,000 - 54,999	10.50	10.50	10.50	10.50
55,000 - 59,999	11.75	11.75	11.75	11.75
60,000 - 64,999	13.75	13.75	13.75	13.75
65,000 - 69,999	15.00	15.00	15.00	15.00
70,000 - 74,999	16.75	16.75	16.75	16.75
75,000 - 79,999	17.50	17.50	17.50	17.50
80,000 - 84,999	18.00	18.00	18.00	18.00
85,000 - 89,999	19.25	19.25	19.25	19.25
90,000 - 94,999	20.50	20.50	20.50	20.50
95,000 - 99,999	21.25	21.25	21.25	21.25
100,000-109,999	23.00	23.00	23.00	23.00
110,000 and over	23.00	23.00	23.00	23.00

**MEMBER/SPOUSE OR PARENT /CHILD  
COVERAGE**



	%	%	%	%
	Jan-Dec	Jan-Dec	Jan-Dec	Jan-Dec
	Year 2024	Year 2025	Year 2026	Year 2027
SALARY	<u>YEAR 1</u>	<u>YEAR 2</u>	<u>YEAR 3</u>	<u>YEAR 4</u>
less than 25,000	5.25	5.25	5.25	5.25
25,000 - 29,999	6.00	6.00	6.00	6.00
30,000 - 34,999	6.75	6.75	6.75	6.75
35,000 - 39,999	7.50	7.50	7.50	7.50
40,000 - 44,999	8.00	8.00	8.00	8.00
45,000 - 49,999	9.25	9.25	9.25	9.25
50,000 - 54,999	12.50	12.50	12.50	12.50
55,000 - 59,999	13.75	13.75	13.75	13.75
60,000 - 64,999	16.25	16.25	16.25	16.25
65,000 - 69,999	17.50	17.50	17.50	17.50
70,000 - 74,999	19.25	19.25	19.25	19.25
75,000 - 79,999	20.00	20.00	20.00	20.00
80,000 - 84,999	20.50	20.50	20.50	20.50
85,000 - 99,999	21.75	21.75	21.75	21.75
100,000 and over	23.00	23.00	23.00	23.00

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the above captioned contribution percentages be approved and applicable to all contracting units and non-contracting employees for years 2024 through 2027.

79. WHEREAS, there exists in the BOROUGH OF CRESSKILL a need for the services of a firm specializing in the investigation, research, planning, preparation and pursuit of programs submitted to various federal, state and county authorities and foundations for obtaining vital financial and other aid for municipal programs; and

WHEREAS, such services involve professional knowledge and public relations consultants as well as specialized knowledge of available federal, state, county and foundation grant programs and the numerous applications, submissions and actions necessary to obtain and successfully pursue such programs and involve such qualified services and knowledge that specifications cannot reasonably be formulated and public bidding is not feasible; and

WHEREAS, the need for such services is great and immediate and the necessary funds are available;

WHEREAS, Section 40A:11-5 of the Local Public Contracts Law exempts professional services from public bidding.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the BOROUGH OF CRESSKILL, New Jersey, as follows:

1. For the reasons above stated, it is hereby determined that such services and programs

involve such qualitative and professional services that drawing of specifications is not practical and public bidding is not appropriate, feasible or required.

2. The contract for the performance of all necessary professional consultation and work involved in the study of federal, state, county and foundation grant programs on behalf of the BOROUGH OF CRESSKILL, New Jersey, and the related research, planning, preparation and submission for such programs is hereby awarded to Bruno Associates, Inc., 1373 Broad Street, Suite 203B, Clifton, NJ 07013, without competitive or public bidding.
  3. Bruno Associates, Inc. shall be paid for such services at a total sum of \$34,500.00, commencing January 1, 2024 and terminating December 31, 2024.
  4. No programs shall be applied for without Council approval.
80. A RESOLUTION OF THE MAYOR OF COUNCIL OF THE BOROUGH OF CRESSKILL ADOPTING A FORM REQUIRED TO BE USED FOR THE FILING OF NOTICES OF TORT CLAIMS AGAINST THE BOROUGH IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY TORT CLAIMS ACT, N.J.S.A. 59:8-6.

WHEREAS, the New Jersey Tort Claims Act, N.J.S.A. 59:8-6, provides that a public entity may adopt a form to be completed by claimants seeking to file a Notice of Tort Claim against the public entity; and

WHEREAS, the Borough of Cresskill is a public entity covered by the provisions of the New Jersey Tort Claims Act; and,

WHEREAS, the Mayor and Council deem it advisable, necessary, and in the public interests to adopt a Notice of Tort Claim form in the form attached hereto and made a part hereof.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Cresskill assembled in public session the 3<sup>rd</sup> day of January 2024, that the attached Notice of Tort Claim form be and hereby is adopted as the official Notice of Tort Claim form for the Borough of Cresskill; and,

BE IT FURTHER RESOLVED, that all persons making claims against the Borough of Cresskill, pursuant to the New Jersey Tort Claims Act, N.J.S.A. 59:8-1, et. seq., be required to complete the form herein adopted as a condition of compliance with the notice requirement of the New Jersey Tort Claims Act.

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

81. No one wished to be heard.
82. Motion by Council Member Savas and seconded by Council Member Olmo to close the meeting to remarks on agenda items.

Roll Call: Yes - Unanimous Motion adopted.

83. Motion by Council Member Savas and seconded by Council Member Olmo 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.

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

Roll Call: Yes - Unanimous Motion adopted.

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MISCELLANEOUS BUSINESS

- 85. Resolution by Council Member Olmo and seconded by Council Member Schultz-Rummel:

Roll Call: Yes – Council Members Kaplan, McLaughlin, Olmo, Savas, Schultz-Rummel,  
 Spina  
 No - None  
 Absent – None  
 Abstain - None  
 Resolution adopted.

(Temporary Budget in full on pages 17A through 17C.)

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

- 86. No one wished to be heard.
- 87. Motion by Council Member Savas and seconded by Council Member Olmo to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

- 88. Mayor Romeo delivered the New Year’s address.

(Mayor Romeo’s New Year’s address in full on pages 17D through 17N.)

- 89. Father Sam Citero gave the Benediction.
- 90. Motion at 6:48 PM by Council Member Savas and seconded by Council Member Olmo 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