

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

AUGUST 14, 2024

1. Barbara Costa 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 7:06 P.M.
4. Present: Council Members McLaughlin, Olmo, Schultz-Rummel, Spina
Also Present: Attorney Diktas, Administrator Lavin, Chief Domville, Captain Lanzilotti
Absent: Council Members Kaplan, Savas
5. Motion by Council Member Spina and seconded by Council Member Olmo to approve the minutes of the Mayor and Council Regular meeting of July 17, 2024.

All in Favor. None Opposed.

Motion adopted.

COMMUNICATIONS

6. Minutes of the following meetings:

Planning Board

July 9 & 23, 2024

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. No reports.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Ordinance No. 24-14-1650 – Amend Chapter 128 Fire Prevention Specifically Article IV Fire Watch and Standby.

8. Motion at 7:08 PM by Council Member Olmo and seconded by Council Member Schultz-Rummel to hear Ordinance No. 24-14-1650 on final reading by title only, Amend Chapter 128 Fire Prevention Specifically Article IV Fire Watch and Standby.

Roll Call: Yes – Unanimous

Motion adopted.

(Ordinance in full on page 100A in Minutes of Regular Mayor and Council Meeting held July 17, 2024.)

9. The Borough Clerk announced that the Ordinance was published in The Record on July 19, 2024, posted in Borough Hall, and copies made available to the public.

10. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
11. No one wished to be heard.
12. Motion by Council Olmo and seconded by Council Member Schultz-Rummel to close the public hearing.

Roll Call: Yes – Unanimous Motion adopted.

13. Resolution by Council Member Olmo seconded by Council Member Schultz-Rummel:

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. 24-14-1650, entitled:

AMEND CHAPTER 128 FIRE PREVENTION SPECIFICALLY ARTICLE IV
FIRE WATCH AND STANDY

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

Roll Call: Yes – Unanimous Resolution adopted.

NEW BUSINESS

INTRODUCTION OF ORDINANCE

Ordinance No. 24-15-1651 – Amend Salary Ordinance No. 23-35-1636 to Fix the Salaries, Wages, Compensation and Other Terms of Employment of Certain Positions of the Borough of Cresskill for the Calendar Year 2024.

14. Motion at 7:09 PM by Council Member Olmo and seconded by Council Member Spina to introduce Ordinance No. 24-15-1651 – Amend Salary Ordinance No. 23-35-1636 to Fix the Salaries, Wages, Compensation and Other Terms of Employment of Certain Positions of the Borough of Cresskill for the Calendar Year 2024.

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

(Ordinance in full on page 105A.)

15. 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 Ordinance No. 24-15-1651 entitled:

AMEND SALARY ORDINANCE NO. 23-35-1636 TO FIX THE SALARIES, WAGES,
COMPENSATION AND OTHER TERMS OF EMPLOYMENT OF CERTAIN
POSITIONS OF THE BOROUGH OF CRESSKILL FOR THE CALENDAR YEAR
2024

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, September 4, 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 ordinance with the notice of hearing thereon, in an official newspaper according to law, also to mail copies of said ordinance when and as required by law.

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

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

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

WHEREAS, the following participant was unable to attend;

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

Steve Choi
 (for: Elena Choi)
 5 Short Place
 Cresskill, NJ 07626
 Amount: \$200.00

18. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following June 2024 and July 2024 payrolls be ratified and approved:

<u>June 14, 2024</u>	
Current Fund	\$ 346,389.99
Community Center	2,214.90
Swim Pool	11,844.80
Library	<u>15,466.06</u>
	\$ 375,915.75

<u>June 28, 2024</u>	
Current Fund	\$ 392,847.40
Community Center	3,276.33
Swim Pool	10,982.75
Library	<u>16,488.12</u>
	\$ 423,594.60

<u>July 12, 2024</u>	
Current Fund	\$ 360,776.97
Community Center	4,838.06
Swim Pool	23,639.75
Library	<u>16,919.57</u>
	\$ 406,174.35

<u>July 26, 2024</u>	
Current Fund	\$ 408,488.20
Community Center	4,456.17
Swim Pool	32,219.42
Library	<u>15,688.36</u>
	\$ 460,852.15

19. WHEREAS, the Borough of Cresskill, pursuant to Ordinance, has created the Cresskill Volunteer Ambulance & Emergency Services Company (hereinafter “CVAES”); and

WHEREAS, the CVAES Members are appointed by the Mayor and confirmed by the Council; and

WHEREAS, fulfilling the Membership requirements, as established by the Mayor & Council and the Rules and Regulations of the Cresskill Fire Department and Cresskill Emergency Services Department, plus the requirements annotated in Ordinance §15-1 et seq.; and

WHEREAS, the following individuals:

Timothy Slattery – Volunteer Fire Division
Chase Wolfer – Volunteer Fire Division
Iris Brahimllari – Per Diem EMS Division

have petitioned the Mayor seeking to become a Member of the CVAES; and

WHEREAS, each Petition/Application has been submitted to the Board of Fire Officers and approved by same, subject to the final approval and appointment by the Mayor and Council;

NOW, THEREFORE, BE IT RESOLVED, that the above individuals are hereby appointed by Mayor Benedict Romeo and each respective appointment is confirmed by the Council, subject to the respective appointee complying with the Cresskill Revised General Ordinances, specifically, §15-1 et seq., specifically §15-5, Requirements of the Volunteer Division; and

BE IT FURTHER RESOLVED, that a Certified to be True Copy of this Resolution be served upon each Appointee; Fire Chief Christopher Ulshoefer; Dianne Lavin, Administrator; Francesca Maragliano, Borough Clerk

20. RENEWAL OF MEMBERSHIP IN THE BERGEN COUNTY MUNICIPAL JOINT INSURANCE FUND

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

WHEREAS, said renewed membership terminates as of December 31, 2024 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW, THEREFORE, be it resolved as follows:

1. The Borough of Cresskill agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality’s intention to renew its membership.

21. **RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY
VIA ON-LINE AUCTION**

WHEREAS, the Borough of Cresskill is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough of Cresskill is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

1. The sale of surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Borough of Cresskill.
 2. The sale will be conducted online and the address of the auction is govdeals.com.
 3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
 4. A list of the surplus property to be sold is indicated on Schedule A attached hereto.
 5. The surplus property as identified shall be sold in an “as is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
 6. The Borough of Cresskill reserves the right to accept or reject any bid submitted.
22. WHEREAS, during the 2022 Road Program through the Riverside Cooperative, Mr. and Mrs. Bovino’s property, located at 216 8th Street Block 33 Lot 345, Cresskill, New Jersey, was allegedly damaged as a result of the work performed by this contract; and
- WHEREAS, Borough Engineer Paul Azzolina negotiated a settlement between Mr. and Mrs. Bovino and the Principles of American Asphalt Trucking LLC; and
- WHEREAS, the settlement will release American Asphalt Trucking LLC, and the Borough of Cresskill, upon receipt of payment to the Bovinos in the amount of SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00); and
- WHEREAS, the settlement funds were netted from a payment due to American Asphalt Trucking LLC from the Borough of Cresskill.
- NOW THEREFORE BE IT RESOLVED, that Irene and Brian Bovino have executed a Release dated July 25, 2024, which will unequivocally releases American Asphalt Trucking LLC and the Borough of Cresskill from the alleged damage to the property known as 216 8th Street, Cresskill, New Jersey; and
- BE IT FURTHER RESOLVED, that the CFO is hereby authorized to tender a check in the amount of Seven Thousand Five Hundred Dollars (\$7,500.00) from the General Treasury to Mr. and Mrs. Bovino in full settlement of the claim arising from the property known as 216 8th Street, Cresskill, New Jersey; and
- BE IT FURTHER RESOLVED, that a Certified to be True Copy of this Resolution be tendered to the following: Mr. and Mrs. Bovino; American Asphalt Trucking LLC; Paul Azzolina, Borough Engineer; Dianne Lavin, Borough CFO; Francesca Maragliano, Borough Administrator; and Christos J. Diktas, Esq., Borough Attorney.
23. WHEREAS, the property located at 45 Legion Dr, also known as Block 178, Lot 11 has been redeemed. The Tax Collector has received (1) one check in the amount of \$301,396.80 for payment of lien Certificate No. 20-00005; and

WHEREAS, the Borough is holding a \$122,600.00 premium in a Trust Account for the above mentioned lien.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Treasurer is hereby authorized to issue one (1) municipal check in the amounts of \$269,718.21 and \$122,600.00 respectively for a total of \$392,318.21 as follows:

Payable to:

Rothman Realty, LLC
411 Grand Avenue
Englewood, NJ 07631-0000

24. BE IT RESOLVED, that the Council hereby authorizes Mayor Benedict Romeo to execute the Fair Share Housing deed restriction encumbering the property know as 1 Union Avenue, Cresskill NJ 07626 formally known as Block No. 74, Lots 47.47 and 47.03.

Miscellaneous Business

25. Approved the following Raffle License:

RL 1470 Woman's Club Cresskill	Jan. 21, Feb. 18, Mar. 18, Apr. 15 & May 20, 2025
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REMARKS FROM MEMBERS OF THE PUBLIC CONCERNING THE CONSENT AGENDA ONLY [Reported by Deputy Borough Clerk Patricia A. McKim.]

26. No one wished to be heard.
27. Motion by Council Member Spina and seconded by Council Member Olmo to close the meeting to remarks on agenda items.

Roll Call: Yes – Unanimous Motion adopted.

28. Motion by Council Member Spina 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.

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

Roll Call: Yes – Unanimous Motion adopted.

PRESENTATION OF BILLS

30. Resolution by Council Member Olmo and seconded by Council Member Spina:

(Resolution in full on pages 109A through 109N.)

Roll Call: Yes – Unanimous Resolution adopted.

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

31. Mayor Romeo thanked Chief Domville, Capt. Lanzilotti and Barbara Costa for their handling of the bicyclists that deliver for Wonder restaurant. Capt. Lanzilotti said the attorney for Wonder said they will be diminishing the amount of time they will be hanging around and be put through greater background checks.

No one else wished to be heard.

32. Motion at 7:15 P.M. by Council Member Spina and seconded by Council Member Olmo to close the meeting and adjourn.

All in Favor. None Opposed.

Motion adopted.

Benedict Romeo
Mayor

Francesca Maragliano
Borough Clerk