BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL BERGEN COUNTY NEW JERSEY

REGULAR MEETING

SEPTEMBER 1, 2021

- 1. Deputy Chief Domville led the Salute to the Flag and Pledge of Allegiance.
- 2. The Borough Clerk announced that this is a Regular Meeting of the Mayor and Council of which at least 48 hours' notice has been given by posting in the Borough Hall, publication in <u>The Record</u> and delivery to all members of the governing body.
- 3. Mayor Romeo called the meeting to order at 7:37 P.M.
- 4. Present: Council Members Cleary, Kaplan, Mueller, Olmo, Savas, Spina Also Present: Attorney Diktas, Chief Wrixon, Deputy Chief Domville
- 5. Motion by Council Member Savas and seconded by Council Member Olmo to approve the minutes of the Mayor and Council Regular meeting of August 11, 2021.

Roll Call: Yes – Unanimous Motion adopted.

COMMUNICATIONS

6. Minutes of the following meeting:

Planning Board August 10, 2021

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Savas said the camps are over and we've gotten good feedback especially on the class on how to write code for computers. We will be putting the new basketball floor in when the season is over in March due to a delay in the delivery of materials.

UNFINISHED BUSINESS

ORDINANCE ON FINAL READING

Ordinance No. 21-30-1580 – Amend Salary Ordinance No. 21-18-1568

8. Motion at 7:40 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 21-30-1580 on final reading by title only, An Ordinance to amend Salary Ordinance No. 21-18-1568 to fix the salaries, wages, compensation and other terms of employment of certain positions of the Borough of Cresskill for the calendar year 2021.

Roll Call: Yes – Council Members Cleary, Kaplan, Mueller, Olmo, Savas, Spina

No – None Absent – None Abstain – None Motion adopted.

(Ordinance in full on page 109A in Minutes of Regular Mayor and Council Meeting held August 11, 2021.)

- 9. The Borough Clerk announced the Ordinance was published in <u>The Record</u> on August 13, 2021, 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 Member Olmo and seconded by Council Member Savas to close the public hearing.

Roll Call: Yes – Council Members Cleary, Kaplan, Mueller, Olmo, Savas, Spina

No – None Absent – None Abstain – None Motion adopted.

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

BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, in the County of Bergen and State of New Jersey, that Ordinance No. 21-30-1580, entitled:

AN ORDINANCE TO AMEND SALARY ORDINANCE NO. 21-18-1568 TO FIX THE SALARIES, WAGES, COMPENSATION AND OTHER TERMS OF EMPLOYMENT OF CERTAIN POSITIONS OF THE BOROUGH OF CRESSKILL FOR THE CALENDAR YEAR 2021

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

Roll Call: Yes – Council Members Cleary, Kaplan, Mueller, Olmo, Savas, Spina

No – None Absent – None Abstain – None Resolution adopted.

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

CONSENT AGENDA

NEW BUSINESS

*Resolutions

15. WHEREAS, Planning Board applications, soil permit applications and tree escrow were required for several properties; and

WHEREAS, escrow accounts were established for this work; and

WHEREAS, the work has been completed and inspected;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following refunds of Developer Escrow accounts be made:

Account No.	Block	<u>Lots</u>	<u>Applicant</u>	<u>Amount</u>
DE-421	421 109 1		J. Campoli & Sons 28 Milton Street Cresskill, NJ 07626 (for: 236 Grant Avenue)	\$ 57.75

\$ 2,194.75

DE-282 32 363-364 John Finetto

576 Mc Cullough Place Haworth, NJ 07641 (for: 159 Magnolia Avenue)

16. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that pursuant to the recommendation of the Library Board of Trustees, the following part time employment be made retroactively:

Juliana Lezaja P/T Circulation Assistant \$15.00/per hour Eff. August 16, 2021

17. BE IT RESOLVED, as recommended by the Municipal Pool Commission, that the following refunds for 2021, be authorized from the Municipal Swim Club Account and Municipal Swim and Dive Team Account:

Dominick Ambrosini 57 Merritt Avenue Cresskill, NJ 07626

Swim Club Membership refund: \$ 645.00 Swim & Dive Team refund: \$ 240.00

Sandra Selick 177 Westervelt Avenue Tenafly, NJ 07670 Swim Club Membership refund: \$965.00

18. BE IT RESOLVED that the following solicitor's license, which has been approved by the Deputy 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, 2021:

Little Monster
41 Allen Street
Cresskill, NJ 07626
Purpose: Food Truck
#21-1020 Masahiko Fukano

19. 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:

Einat Stern Chai Elyse Kenan Jennifer Zhelenzyak (for: Rotem Chai) (for: Maya Kenan) (for: Jacob Zhelenzyak)
251 Brookside Avenue 130 Morningside Avenue 168 5th Street
Cresskill, NJ 07626 Cresskill, NJ 07626
Amount: \$152.38 Amount: \$251.09 Amount: \$100.00

Hyeeun Kang Hiroshi Kataoka Marisa Menzel (for: Gianna Kim) (for: Shoma Kataoka) (for: Maddie & Mia Menzel) 329 Concord Street 453 12th Street 26 Devonshire Road Cresskill, NJ 07626 Cresskill, NJ 07626 Amount: \$153.50 Amount: \$735.00 Amount: \$245.00

Hwajo KimSung Wook KimYongbeom Park(for: Aiden Kim)(for: Ian Kim)(for: Jooahn Park)159 Broadway39 Park Avenue85 6th StreetCresskill, NJ 07626Cresskill, NJ 07626Cresskill, NJ 07626Amount: \$394.63Amount: \$164.00Amount: \$230.63

Jung Kang Natalie Melamud Ido Avnon (for: Ahreum & San Kang) (for: Alon Melamud) (for: Oz Avnon) 5 Short Place 328 Highland Street 35 Churchill Road Cresskill, NJ 07626 Cresskill, NJ 07626 Cresskill, NJ 07626 Amount: \$1,025.00 Amount: \$333.13 Amount: \$230.00 HeeJung Lee Jennifer Doherty Jodi McCord (for: Isabella Doherty) (for: Jihoon Yang) (for: Dylan McCord) 80 Lexington Avenue 206 County Road 115 Stonegate Trail Cresskill, NJ 07626 Demarest, NJ 07627 Cresskill, NJ 07626 Amount: \$204.85 Amount: \$184.50 Amount: \$333.13

Seehee Kim (for: Ellie Chang)
73 Phelps Avenue
Cresskill, NJ 07626
Amount: \$334.00

20. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Tax Collector be, and hereby is, authorized to effect the following tax refunds due to overpayment of taxes:

TAX PERIOD	BLOCK	<u>LOT</u>	QUAL	NAME	AMOUNT
3 rd qtr 2021	147	3.01		CoreLogic Centralized Refunds P.O. Box 9202 Coppell, TX 75019 (for: 89 Jefferson Avenue)	\$ 2,231.96
1 st qtr 2021	190	3		CoreLogic Centralized Refunds P.O. Box 9202 Coppell, TX 75019 (for: 12 Elmwood Terrace)	\$ 2,280.00
3 rd qtr 2021	165	13		Kfir Sayag & Ginna Diaz 117 Park Avenue Cresskill, NJ 07626	\$ 2,796.43

21. AUTHORIZATION TO APPROVE OF THE DIRECTOR OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR SCHOOL SUPPLIES DONATIONS PURSUANT TO N.J.S.A. 40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance: and

WHEREAS, N.J.S.A 40A:5-29 provides for receipt of funds from acceptance of bequests and gifts by the municipality to provide for the operating costs to administer this act: and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Borough of Cresskill School Supplies Donations are hereby anticipated as revenue and to expend are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Cresskill, County of Bergen, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for fund entitled School Supplies Donation as per N.J.S.A 40A:4-39.

- 2. The Borough Clerk of the Borough of Cresskill is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.
- 22. WHEREAS, application has been made by ZOGIANI LLC, T/A Moo Moo's Italian Steakhouse, 172 Piermont Road, Cresskill, New Jersey, for person-to-person transfer of Plenary Retail Consumption License No. 0208-33-002-017; and

WHEREAS, the said applicant has complied with all applicable requirements of the Statutes of New Jersey; and

WHEREAS, no written objections to this transfer have been received; and

WHEREAS, the applicant has disclosed, and the authority reviewed, the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, the authority has received a written statement under oath, affirming that the transferee is aware there are no obligations outstanding to the New Jersey alcoholic beverage manufacturers, wholesalers, and distributors;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following transfer license be approved:

APPLICANT

ZOGIANI LLC

License No. 0208-33-002-017

Moo Moo's Italian Steakhouse
172 Piermont Road

Cresskill, NJ 07626

23. WHEREAS, the Borough of Cresskill is a member of the Riverside Cooperative 35-01-RC; and

WHEREAS, bids were received by the Riverside Cooperative and a contract was awarded to the low bidder, D&L Paving of 675 Franklin Avenue, Nutley New Jersey 07110 on April 7, 2021; and

WHEREAS, Special Projects Engineer, Colliers Engineering & Design by way of letter dated August 20, 2021 (a copy of which is attached) has certified that the work is completed as stated and recommends progress payment #1 in the amount of \$375,901.54 and;

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill that the Borough Treasurer is authorized to make progress payment #1 to D&L Paving in the amount of \$375,901.54

Payment No. 1 2021 Riverside Cooperative Paving Program

Amount due Progress Payment #1	\$ 375,901.54
Less Previous Payment	\$ 0.00
Subtotal	\$ 375,901.54
Less 2% Retainage	\$ (7671.46)
Amount Completed to Date	\$ 383,573.00
Change Order No. 1	\$ 398.16
Contract Amount (5 Roads)	\$ 383,174.85

24. 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.

Miscellaneous Business

25. Approve the following Raffle Licenses:

RL1439	Woman's Club Cresskill	Jan. 18, Feb. 15, Mar. 15, Apr. 19 & May 17, 2022
RL1440	Pet Res Q Too Inc.	October 31, 2021

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 Savas and seconded by Council Member Cleary to close the meeting to remarks on agenda items.

Roll Call: Yes – Unanimous Motion adopted.

28. Motion by Council Member Savas 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.

29.	Motion by Council Member Savas and seconded by Council Member Cleary to adopt all items with an asterisk as a single question.		
	Roll Call:	Yes – Unanimous	Motion adopted.
		:	**
PRES	ENTATION (OF BILLS	
30.	Resolution b	y Council Member Olmo	and seconded by Council Member Savas:
		(Resolution in full on	pages 122A through 122H.)
	Roll Call:	Yes – Unanimous	Resolution adopted.
		THE PUBLIC FOR THE y Borough Clerk Patricia	GOOD AND WELFARE OF THE BOROUGH A. McKim.]
31.	presentation of town by the as much experience of the control of t	of various signage. He is he railroad tracks advertious as the businesses/respectate area you're talking about and we've been trying ief Wrixon said we are in more pleasing to the eye pole when we have the not asked if he could use that aters. Chief Wrixon said ow. A tent in the back work. Who would I see about leaving the 3' for Planning Board. Make upon a said yesterday he attered at the said yesterday he attered as the railroad and the said yesterday he attered as the railroad and the said yesterday he attered as the railroad tracks advertised as the railroad tracks and the said yesterday he attered as the railroad tracks and the said yesterday he attered as the railroad tracks advertised as the railroad tracks and the railroad tracks are tracked as the railroad tracks are tracked as the railroad tracks and tracks are tracked as the railroad t	obster Shack at 38 Union Ave. handed out a requesting signage with arrows be put in the center sing the businesses on Union Ave. We don't have staurants on other streets in town. Council Member out, on the west side of Piermont Road, is owned by a to work with them for years to widen Madison the process of redoing Union Avenue's streetscape e. Mayor Romeo said perhaps we can put some ew streetscape done. Wo parking spots for outdoor dining using barriers, I taking away parking spaces is going to minimize ould be better. Mr. Tabibian said tents in the back out getting approval to tent the tables out front for pedestrian traffic? Mayor Romeo said you would p a drawing of what it would look like and bring it maded a retirement ceremony called a Clap Out for the tables of the country. It was a wonderful, well-deserved memorial for
	two great gu		. It was a wonderful, well deserved memorial for
	No one else	wished to be heard.	
32.	Motion by Council Member Savas and seconded by Council Member Cleary to close the meeting to remarks from the public.		
	Roll Call:	Yes – Unanimous	Motion adopted.
33.	Motion at 8: to adjourn the	•	ber Savas and seconded by Council Member Cleary
	Roll Call:	Yes – Unanimous.	Motion adopted.
Bened Mayor	lict Romeo		

Francesca Maragliano

Borough Clerk