

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – May 16, 2017**

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The Council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at **7:00PM**.

PRESENT: Mayor Dassing, Council President Cascarano, Councilman Hauser, O'Donnell, Capozzoli, Brown, and Rodgers

ALSO PRESENT: Deputy Clerk, Lisa O'Neill, Borough Administrator, Paul Carelli & Borough Attorney, Greg Mascera

Adequate notice of this Council Business/Conference meeting was given on January 1, 2016. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey. Official newspapers of the Borough were notified of this meeting by mail. Notice was posted and all persons requesting notice were sent same.

PLEDGE OF ALLIGENCE

**APPROVAL OF MINUTES:
May 2, 2017**

Moved by Council President Cascarano, seconded by Councilman Brown. No Discussion. On roll call, all present voted in the affirmative. Councilman Capozzoli abstain. Minutes approved 05/18/17.

INTRODUCTION OF ORDINANCES

ORDINANCE #1331-17: AN ORDINANCE AMENDING CHAPTER 60 ARTICLE II OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION TITLED ANIMALS, ARTICLE II DOGS

Moved by Councilman Capozzoli, seconded by Councilman Cascarano. No Discussion. On roll call, all present voted in the affirmative. Ordinance introduced 05/18/17.

ORDINANCE #1332-17: CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Moved by Council President Cascarano, seconded by Councilman Rodgers. No Discussion. On roll call, all present voted in the affirmative. Ordinance introduced 05/18/17.

OPEN PUBLIC COMMENTS ON RESOLUTIONS

Moved by Councilman Brown, seconded by Councilman Capozzoli to open meeting to the Public.

RESOLUTIONS – CONSENT AGENDA

5-134: AUTHORIZING THE APPOINTMENT OF Charles Pierce AS A JUNIOR FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

5-135: AUTHORIZING THE APPOINTMENT OF David Schmertz AS A RETURNING FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

5-136: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #12-00016, Block 54, Lot 2.05

5-137: AUTHORIZING THE TAX COLLECTOR TO REFUND TAX OVERPAYMENT FOR BLOCK 53, LOT 7, 31 WESTVILLE AVENUE, CALDWELL, NJ 07006

5-138: RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDERS (1) FOR THE WASHBURN PLACE, HANFORD PLACE, AND LINCOLN TERRACE WATER MAIN REPLACEMENT PROJECT IN THE AMOUNT OF \$7,050.00 – NEW TOTAL CONTRACT AMOUNT \$632,370.00

5-139: AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH MAY 16, 2017 FOR 2017/2016 BILLS IN THE TOTAL AMOUNT OF \$711,078.73

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5-140: RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO SEEK THE SERVICES OF A PROFESSIONAL TO PREPARE BID SPECIFICATIONS FOR THE REPLACEMENT OF THE INDOOR POOL DEHUMIDIFICATION SYSTEM FOR THE CALDWELL COMMUNITY CENTER FOR AN AMOUNT NOT TO EXCEED \$5,000.00

CONSENT

Moved by Councilman Hauser, seconded by Council President Cascarano. Discussions Ensued. On roll call, all voted in the affirmative. Resolutions approved 05/18/17.

5-141: RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR ENTER INTO A CONTRACT WITH MUNICIPAL CARDS, LLC

Moved by Council President Cascarano, seconded by Councilman Capozzoli. No Discussion. On roll call, Council President Cascarano, Councilman Hauser, Capozzoli, Brown and Rodgers voted in the affirmative. Councilman O'Donnell abstained. Resolution approved 05/18/17.

INTRODUCTION OF THE 2017 MUNICIPAL BUDGET

Introduction of the 2017 Municipal Budget – Borough of Caldwell

Mayor Dassing read the Budget Introduction

Moved by Council President Cascarano, seconded by Councilman Brown. Discussions Ensued. On roll call, all present voted in the affirmative. Introduced Budget approved 05/16/18.

COUNCIL COMMITTEE REPORTS

Council President Cascarano reported that the Health Department met and at a prior meeting he brought up an idea that his wife had in starting a children's Health initiative through the Health Department. Maria Burak has come up with some good ideas and we are also asking the public for some ideas and we hope to start this summer. Some ideas are planting gardens, cooking classes, and parent child activities like yoga.

Councilman Brown reported that on behalf of the Borough and the Environmental Commission they would like to thank the Solar Conservation Service of Essex, Hudson and Passaic Counties as they assisted in the Borough getting the Pollinator plants for the Pollinator Garden on Personette Street. The plants themselves were donated by the Pinelands Nursery in Columbus, New Jersey and we will have these plants planted and they will be attracting butterflies, birds and bees. Thank you to the volunteers that help with the Garden too.

Councilman Hauser reported that there was a DPW meeting and the highlights are they received pricing for a new truck along with hitch and go which allows one vehicle to have multiple uses the cost is in the \$70,000 range. Discussion continued on options for the Street Sweeper and doing something with Essex Fells which Paul is going to follow up on. We need to do something one way or the other in regards to the Street Sweeper. He asked if a sewer board meeting can be scheduled and after discussion the Mayor and Council discussed the 2nd meeting in July.

REPORT OF MAYOR:

Mayor Dassing thanked the Fire Department for a lovely dinner on Saturday night at the Cedar Hill Country Club in Livingston and a good time was had by all. The amount of years with all the awards of volunteer services is a lot of volunteers in one room. Councilman Hauser responded that working in the town for the last several years it's amazing to him hearing how many sirens there are in the middle of the day where they are running out on calls, stopping what they are doing to go. Mayor Dassing congratulated our centenarians in Caldwell we have twin sisters that were born 100 years ago on May 18th, Margaret (Zullo) Russo and Helen Zullo. Congratulations and she wishes them the very best. We have received good news from Sustainable New Jersey we have received \$2,000 that will enrich the activities of our Environmental Commission and will continue to help us improve the Environment for our residents.

REPORT OF BOROUGH ADMINISTRATOR:

Paul Carelli reported:

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- We have introduced our 2017 Municipal Budget tonight as far as statistics go the average residential increase will be \$27.00.
- He did a bar chart that shows 41% are going down because of the Re-Val and 59% will see an increase.
- He did meet with the Health plan consultant again and they would like to meet with the consultant from the PBA because they didn't totally understand what we are trying to do. They have also provided him with a letter saying that the plan is equal and better. I would like to provide them with this.
- In regards to the odor violations at the plant he did not receive a response about coming to a meeting to explain these violations. Instead they did respond to our Health Officer, Mike Fitzpatrick who had asked for a meeting and I met him at the sewer plant along with Phil LaVecchi and Eric. We gave him a tour of what we do and how things are handled he seemed to be pretty impressed by that. Mr. Fitzpatrick was asked to meet with us by the Essex Regional Health Commission.
- He is meeting with the Teamsters again next week for the discussion of their contract negotiations.
- The environmental study will be starting for the Green Acres on Thursday and he hopes to have that report by the next meeting.
- The lighting upgrades are completed.
- Construction permits have been filed for the HVAC in the buildings.
- As far as the lighting on the parking deck Chris and I have started working on the capital budget because we need to appropriate money.
- Glenn Beckmeyer has identified two companies that can fabricate the stairs on the deck that were rusty and we are waiting for quotes.
- Water main replacements are moving along.

Councilman Brown spoke with Bill Frint in regards to the hydrant replacements and the mapping of the locations of the new hydrants. Bill will be updating our maps and the fire department will be getting them.

REPORT OF BOROUGH ATTORNEY:

Greg Mascera reported that he will be meeting Thursday with Peter Byrne with regards to the Landmark lawsuit. There will be representatives from Topology as well. Also, he has received correspondence and has spoken to an attorney about property on Smull who is interested in developing multifamily housing on Smull Avenue. We are moving forward with fair housing and are in compliance and the next court session is the end of June. Executive Session will be in regards to the Marinaro Litigation.

OPEN PUBLIC MEETING:

Moved by Councilman Brown, seconded by Council President Cascarano to open meeting to the Public.

Henderson Cole, 63 Crane Street is concerned about having four districts in the Community Center. He feels the districts should go back to Grover Cleveland Middle School.

On a motion made by Council, seconded by Council unanimously affirmed, the Council moved into Executive Session at 7:45P.M.

Mayor Dassing read the following statement: BE IT HEREBY RESOLVED in accordance with the provisions of N.J.S.A. 10:12 and 13, the public shall be excluded from the Executive Session of the Governing Body which is being held for the discussion of the following subject matters: 1. Pending or anticipated litigation or contract negotiation; 2. Personnel matters; 3. This Executive Session shall continue for an indefinite period of time and upon termination of the Executive Session, the Governing Body may choose to resume the public portion of the meeting. The discussion, which shall be conducted in closed session, shall be disclosed upon termination of litigation or contractual matter, upon resolution of the personnel matter with consent of said person or persons and as provided by N.J.S.A. 4-12 but in no case later than two (2) years from this date. These minutes shall be available as soon as the matter is resolved or not later than two years hence. The Executive Session will be discussion of the Marinaro Litigation.

The Executive Session was adjourned and upon a motion by Council President Cascarano, seconded by Councilman Brown, the Council Business Conference Meeting was opened to the public and the press at 8:10PM.

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There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Brown, seconded by Council President Cascarano unanimously affirmed by all members present, the meeting was adjourned at 8:10PM.

Prepared by: _____
Lisa O'Neill, Deputy Borough Clerk

DATE