

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – January 15, 2019**

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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 7:15PM.

PRESENT: Mayor Kelley, Council President Rodgers, Councilman O'Donnell, Lace, Cole and Schmidt

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

ABSENT: Councilman Capozzoli

Adequate notice of this Council Business/Conference meeting was given on January 1, 2019. 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:
December 18, 2018**

Moved by Councilman Cole, seconded by Council President Rodgers. No Discussion. On roll call, Council President Rodgers, O'Donnell, Lace and Cole all voted in the affirmative. Councilman Schmidt abstained. Minutes approved 01/15/19.

January 1, 2019

Moved by Councilman Cole, seconded by Council President Rodgers. No Discussion. On roll call, all voted in the affirmative. Minutes approved 01/15/19.

OPEN PUBLIC COMMENTS ON RESOLUTIONS

Moved by Councilman Cole, seconded by Council President Rodgers to open meeting to the Public.

RESOLUTIONS – CONSENT AGENDA

- 1-39:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #18-00004, Block 24, Lot 7, 42 PARK AVENUE, CALDWELL, NJ 07006
- 1-40:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #18-00002, Block 12, Lot 3.01, 48 HILLSIDE AVENUE, CALDWELL, NJ 07006
- 1-41:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #16-00020, Block 53, Lot 12, 340 BLOOMFIELD AVENUE, CALDWELL, NJ 07006
- 1-42:** AUTHORIZING THE APPOINTMENT OF SENIOR ADVISORY BOARD
- 1-43:** AUTHORIZING THE APPOINTMENT OF ENVIRONMENTAL COMMISSION MEMBER
- 1-44:** AUTHORIZING THE APPOINTMENT OF ZONING BOARD OF ADJUSTMENT MEMBER
- 1-45:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – HSA Trinity Academy – Off Premise/ 50/50 Raffle – February 8, 2019 – 10:00PM
- 1-46:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Hadassah Caldwell, Inc. – Off Premise/ Merchandise Raffle – April 9, 2019 – 7:30PM – 10:00PM
- 1-47:** RESERVED
- 1-48:** RESERVED
- 1-49:** RESERVED

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1-50: RESERVED

1-51: RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FROM WHICH THE PUBLIC IS EXCLUDED

CONSENT

Moved by Councilman Cole, seconded by Councilman Rodgers. No Discussion. On roll call, all voted in the affirmative. Resolutions approved 01/15/19.

1-52: AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH DECEMBER 31, 2018 FOR 2018/2017 BILLS IN THE TOTAL AMOUNT OF \$688,443.01

Moved by Councilman Cole, seconded by Councilman Rodgers. No Discussion. On roll call, Council President Rodgers, Councilman O'Donnell, Cole & Schmidt voted in the affirmative. Councilman Lace abstained. Resolution approved 01/15/19.

1-53: AUTHORIZING THE APPOINTMENT OF DANIEL M. BERGMAN AS A FULL-TIME CROSSING GUARD IN THE BOROUGH OF CALDWELL EFFECTIVE IMMEDIATELY AT ANNUAL RATE OF \$5,720.00

1-54: AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JANUARY 15, 2019 FOR 2019/2018 BILLS IN THE TOTAL AMOUNT OF \$1,730,597.95

1-55: AUTHORIZING THE AWARD OF A CONTRACT FOR CLEANING SERVICES – CALDWELL COMMUNITY CENTER FOR A MONTHLY AMOUNT OF \$2,896.00 TO AAA FACILITY SOLUTIONS LLC, 40 EAST PIERREPONT AVENUE – SUITE 1, RUTHERFORD, NJ 07070

1-56: RESOLUTION RATIFYING THE TEMPORARY/ EMERGENCY APPOINTMENT OF DAVID HOPKINS FOR THE LICENSED SEWER OPERATION SERVICES ON JANUARY 1, 2019

CONSENT

Moved by Councilman Cole, seconded by Councilman Rodgers. No Discussion. On roll call, all voted in the affirmative. Resolutions approved 01/15/19.

COUNCIL COMMITTEE REPORTS:

Councilman Lace reported on the Community Center there was discussion with Rosemarie Sutherlin and Councilwoman Schmidt on the new cleaning company AAA Facility Solutions which will save the Borough \$25,000.00 per year for cleaning costs. They met the contractors and toured the facility and Director Sutherlin believes this new contract and her increase oversight will help make the Community Center more efficient. They also spoke about the bond ordinance that was approved by the Borough Council for \$300,000 for a new Dectron heating unit along with other AC upgrades. There have been many complaints from the members on the Wi-Fi which currently is Comcast and the Director has suggested switching to Verizon. The quote provided by Verizon is \$139.00 per month which he and Councilwoman Schmidt believe is a reasonable price. There is a need for touch pads for the swim meets and the cost is roughly \$6,000 each. She also feels that the cost for the pool use of JCHS needs to be revisited at some point in the future. Councilman Lace reported on the Environmental Commission and Barbara Davis from the Land Conservancy she was there to guide the Commission on their updated Open Space Plan which should have been included in last year's re-examination report. They discussed plans for Earth Day and passed a unanimous resolution to try and find funding for working with the Rutgers cooperative extension water research's program and develop more impervious coverage reduction action Plan. The Commission hopes to meet with Dr. Chris Obropta, Director of the Water Resources Program. There are two commissioners that are participating in the Green Infrastructure champions training program. Also, the Commission has agreed to hold its meetings on the 1st Thursday of the month for 2019. Councilman Lace read a note from one of the youngest resident that he has every received from, Aubrey Lace, 21 Welshman Court, would like everyone to please stop using plastic bags and please use reusable bags. The Planning Board had their reorganizational meeting and Chair, Vice-Chair and Secretary were reappointed along with the Engineer and Attorney.

Councilwoman Schmidt reported that she attended the Library Board of Directors meeting last week and it was inspiring to see these dedicated people giving their time and knowledge to support our Library. The Children's room is open and the entire collection once again is available for borrowing. The space looks wonderful and new furniture will be ordered soon to replace the furniture that was damaged during the August storm. Also, a new book drop has been placed at the entrance of the parking garage. The Borough received an insurance payment just over \$74,000 and the Library Foundation has raised close to \$22,000 to cover the gap needed to recover all the library material loses. Our Library Director Claudine Pascale is planning on placing orders for the replacement of the

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furniture as soon as this week. The Library Foundation has been a great assistance and they have agreed to pay for basement windows in the Children's room as well as the Director's office. They estimate that the work will be done at the beginning of February. The Foundation will be holding two important fund raising events in 2019, The Murder Mystery Fundraiser will be on April 6th and Wine Tasting on May 2nd. The major focusing of these fundraisers would be for a potential elevator project. She received the 2019 Budget for the Library along with supporting documents which will be forwarded to the finance committee for consideration.

Caldwell Board of Health will have their free rabies clinic on Saturday, January 26 from 10AM to Noon at the Caldwell Fire House at the Roseland Avenue entrance. Dogs must be on a leash and Cats must be in a cage. For more information please call 973-403-4623 in case of snow or bad weather. 2019 Dog licenses will be for sale at this clinic.

REPORT OF MAYOR:

John Kelley reported that he has focused on the Parking Deck and he has met with the Borough Engineer Glenn Beckmeyer and Mario Bifalco and they reviewed the information that was gathered and some of the repairs that had been done in prior years on the deck and reviewed the structural damage with the concrete not the steel. The next day he met with Bill England, Planning & Zoning Board Engineer, along with a structural Engineer from his firm ARH and did the same with him. He has received a report from ARH and he will be reviewing that and it's leading towards and Engineer Study a Spec Study and the price on that is around \$16,000. It appears not the design but the construction and maintenance that has been performed on the concrete not the steel the structural steel appears sound but that will be determined once a more detail study is conducted. The Parking lease that is behind Foodtown was terminated in September, 2018 and there are issues with that and need to be resolved with the particular section behind Foodtown and we will be learning more about that in future meetings. US Post Office following the election there was parking license that appears to be signed for parking behind 14 Park Avenue and there needs to be plans on how we will utilize that parking and determine whether we would generate revenue or not. On January 16th there is a grand re-opening of the Bow Tie Cinema with a ribbon cutting and those who can attend; please I encourage you to attend. Last Friday Council President Rodgers and I attended the West Essex First Aid Squad Dinner it was a great event. He has also met with the PSE&G Representative Karen Fryer with regards to a project that the former Mayor had begun with regards to lighting on Bloomfield Avenue and they will continue to work together. His focus with PSE&G right now is the parking deck the lighting underneath the deck to LED and clearly we don't want to put the lights in before we have done repairs. A meeting needs to be scheduled with the Police Chief in regards to the Street Fair security.

REPORT OF BOROUGH ADMINISTRATOR:

Paul Carelli reported:

- He received a report from our License Water Operator that the 8" water mains both on Francis Place and Central Place are installed and operational.
- There are three new Mueller Hydrants installed at the corner of Ravine and Francis between Ravine and Central Place and between Central Place and Farrington.
- There are also two new Mueller Hydrants installed on Central Place and the corner of Francis Place and the corner of Central Avenue. The old hydrants on Francis Place have been removed.
- All six of these hydrants are operational.
- We have the numbers from our Tax Assessor for the ratable in Town for 2019 the Borough saw an increase in net valuation in about 4.4 million dollars which equates to about a \$32,000 impact to the Budget.
- The last couple of years the ratable have gone down and we start off in the negative this year we are \$32,000 on the plus side.
- He had the CFO draft a fund balance for the end of the year and last year we ended the year with 973,000.00 fund balances right now he is projecting 1.1 million. The big question mark is we received what they call municipal revenue not anticipate, anticipated about \$471,000.00 which was a past reimbursement that we received. This will depend on the auditor and how she classifies that.
- The Borough received a joint violation for the sewer plant last year it was an odor complaint. The County of Essex the Department of Health were at the sewer plant and basically they sniff and decided that there was an odor and gave us and Mott McDonald a \$5,000.00 fine. Phil LiVecchi went down to see Dr. Festa who is in charge of that and we pleaded our case to him and the fine went away.

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Mayor Kelley reported that one of the resolutions in the consent agenda 1-56 for a licensed sewer operator the ratification helped us to maintain the licenses for collection services and Mott McDonald, Mr. David Hopkins, was able to accommodate us.

REPORT OF COUNTY LIAISON:

Patricia Keenan reminded everyone to look at the County website for any upcoming events. Also, if anyone has any concerns in between the meetings or anytime please feel free to contact her via email or cell.

OPEN PUBLIC MEETING:

Moved by Councilman Lace, seconded by Councilman O'Donnell to open meeting to the Public.

On a motion made by Councilman Lace, seconded by Councilman O'Donnell unanimously affirmed, the Council moved into Executive Session at 7:49P.M.

Mayor Kelley 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 Personnel rice notice Borough Administrator, Attorney/Client Privileges, Potential Litigation, and Sewer Operator.

The Executive Session was adjourned and upon a motion by Councilman Lace, seconded by Council President Rodgers the Council Business Conference Meeting was opened to the public and the press at 8:15PM.

1-58: RESOLUTION AUTHORIZING THE TERMINATION OF THE BOROUGH ADMINISTRATOR

Moved by Council President Rodgers, seconded by Councilman Lace. No Discussion. On roll call, Council President Rodgers, Councilman Cole, Lace & Schmidt voted in the affirmative. Councilman O'Donnell abstained. Resolutions approved 01/15/19.

1-59: RESOLUTION AUTHORIZING A CONTRACT WITH THE BANKER GROUP LLC FOR SERVICES AS ACTING BOROUGH ADMINISTRATOR

Moved by Councilwoman Schmidt, seconded by Council President Rodgers. No Discussion. On roll call, all voted in the affirmative. Resolutions approved 01/15/19.

There being no additional business to be conducted a motion to adjourn the meeting was made by Council President Rodgers, seconded by Councilman Lace unanimously affirmed by all members present, the meeting was adjourned at 8:30PM.

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

DATE