

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – January 19, 2016**

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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 Capozzoli, Councilman Hauser, O'Donnell, Brown, Cascarano and Rodgers

ALSO PRESENT: Deputy Clerk, Lisa O'Neill, Borough Administrator, Paul Carelli, and 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:
December 16, 2015**

Moved by Councilman Cascarano, seconded by Council President Capozzoli. No Discussion. On roll call, Council President Capozzoli, Councilman Hauser, O'Donnell, Brown and Cascarano voted in the affirmative. Councilman Rodgers abstained. Minutes approved 01/19/16.

January 5, 2016

Moved by Councilman Brown, seconded by Councilman Cascarano. No Discussion. On roll call, all present voted in the affirmative. Minutes approved 01/19/16.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

Moved by Councilman Cascarano, seconded by Council President Capozzoli to open to the Public for Consent Agenda

RESOLUTIONS – CONSENT AGENDA

1-40: APPROVING A TOW OPERATOR'S LICENSE AJACO TOWING, INC IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

1-41: APPROVING A TOW OPERATOR'S LICENSE C & L TOWING SERVICE IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

1-42: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –HSA Lincoln School/ Off Premise – 50/50 Raffle, April 18, 2015 – 3:00PM – 8:00PM

1-43: APPROVING A TOW OPERATOR'S LICENSE CRIGER AUTO BODY IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

1-44: APPROVING A TOW OPERATOR'S LICENSE TRITON TOWING, LLC IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

1-45: APPROVING A TOW OPERATOR'S LICENSE CAMP AUTO & TRUCK PARTS, INC IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

1-46: RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS – CALDWELL CANNONS SWIM TEAM REQUIRED BY N.J.S.A 40a:5-29

1-47: 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 12, 2016 – 7:30PM – 10:00PM

1-48: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #15-00010, Block 54, Lot 20

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- 1-49:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #14-00022, Block 54, Lot 1.1
- 1-50:** RESOLUTION APPROVING AN APPLICATION FOR A SEWER CONNECTION FOR WROBEL HOME BUILDERS, LLC. 24 CORTLANDT ROAD, ROSELAND NJ, BLOCK 23, LOT 21-4
- 1-51:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH DECEMBER 31, 2015 FOR 2015 BILLS IN THE TOTAL AMOUNT OF \$643,275.18
Moved by Councilman Cascarano, seconded by Council President Capozzoli. No Discussion. On roll call, Council President Capozzoli, Councilman Hauser, O'Donnell, Brown and Cascarano voted in the affirmative. Councilman Rodgers abstained. Minutes approved 01/19/16.
- 1-52:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JANUARY 19, 2016 FOR 2016 BILLS IN THE TOTAL AMOUNT OF \$1,772,170.22
- 1-53:** AUTHORIZING THE BOROUGH ADMINISTRATOR TO ADVERTISE AND RECEIVE PROPOSALS FOR BANKING SERVICES FOR THE BOROUGH OF CALDWELL
- 1-54:** RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER (1) FOR THE ELM-HATFIELD-ERWIN ROAD IMPROVEMENT PROJECT IN THE AMOUNT OF \$1,815.00 – NEW TOTAL CONTRACT AMOUNT \$384,983.45

CONSENT

Moved by Councilman Cascarano, seconded by Council President Capozzoli. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 01/19/16.

COUNCIL COMMITTEE REPORTS:

Councilman Hauser reported that at the Historic Commission meeting there was discussion on the Commission needing a Class A member. This member is someone who has a professional degree in architecture and this person does not need to be a resident of Caldwell.

Councilman Cascarano reported that the Caldwell Health Department is sponsoring their annual free rabies clinic on January 30th at the Fire house on the lower level on Roseland Avenue from 1PM – 2:30PM. Dogs should be on a leash and cats in a carrier. The Caldwell Health Department has a new web page that lists the current health information as well as the clinic programs. You can log into Caldwell-nj.com and click on the Board of Health link

REPORT OF MAYOR:

Mayor Dassing reported that she met with John Linson, Town arborist, who has an extensive report on the trees that need to be removed, pruned and the trees that need to be replanted. The Mayor requested a Wind Shield Survey which was done in November. There were members of the Environmental Commission, Councilman Brown and DPW Director and they have formulated a preliminary plan. The Mayor thanked Mr. Linson for his work and the Environmental Commission for their work on the tree ordinance which was discussed. The Mayor met with Tap which is the Alternate Press and they offer a calendar to towns for free and if we can give them a name that we would like to have as the heading and a logo and the tap would host it and certain people would have access to put up events for the Borough. Discussions Ensued.

REPORT OF BOROUGH ADMINISTRATOR

Paul Carelli reported on the following:

- Tax maps were updated and sent to the State.
- He is getting ready for an auction for Electricity.
- He received an email from Councilman Capozzoli in regards to the Library budget and we are having a finance meeting on Thursday night and we will be able to give guidance to the Library.
- A resolution was passed tonight for banking services providing a payroll service and he will have that on line this week.
- He spoke to Adam Brewer about the EVS Agreement and everyone is in agreement.
- He would like to propose an upgrade to the website and in addition to that Channel 35 has been down because of an old system and computer. He is working on using the video system and needs a little training.

REPORT OF BOROUGH ATTORNEY:

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Greg Mascera reported that PSE&G was granted approval from West Caldwell for the Solar Panels at the Sewer plant. Construction should start in four (4) months and the lease can be executed. Mayor Dassing responded that there was a question at the Zoning Board in West Caldwell by a West Caldwell resident it was inferred that there was contaminated soil at the sewer plant which is not true and she would like the Zoning Board to know that we have done our dual diligence with regard to the removal of the soil and having permits said to be cleaned and we have complied with the landscaping plan that has been done. The Mayor would like this addressed and an official letter to put in a file for future records. Greg continued he spoke to David Paris, attorney for North Caldwell, in regards to the sewer payment in Escrow and they have resolved the issue of the sewer payment and he expects payment. He thanked Mr. Paris for his cooperation. He has been working on the Peeler project but has nothing to report right now.

REPORT OF POLICE CHIEF:

James Bongiorno reported that Detective Sgt. Palatucci and himself attended a dinner at the Essex County Hospital and we were invited by ADAPT Essex County Coalition to prevent alcohol drug abuse and they thanked our police department for the work we did in 2015. Specifically, for our prescription drug drop box and we are working with them on public service announcement to try and educate the public on the box. Also, for our portable prescription drug box that we take to different sites around the Borough. For the last quarter of 2015 we have collected 66 ½ pounds. The final initiative was the students from Caldwell University went into liquor stores and posted stickers that when you buy for underage people and the penalties that are associated with that. With the approaching snow the Chief reminded everyone of the snow ordinances vehicles off the roadway so road crew can clear curb to curb and please clear out fire hydrants.

REPORT OF ESSEX COUNTY LIASSON

Patricia Keenan reported that there will be a healthy living kids club that will be taking place at the Environmental Center for ages 8-12 from January to May with such themes as healthy living, exercise, yoga and helping others. The cost is \$8.00 per session. The Essex County Deer management program is taking place at the South Mountain Hilltop Reservation starting today through March 1st on various dates. Additional information can be found on the county website.

NEW BUSINESS:

Councilman Hauser asked when someone is exiting the parking lot at Calandra's where the two pillars are, there is a sign no left hand turn on the pillar and you can't see the sign once you get past the pillars. He asked about putting a sign across Bloomfield Avenue and after discussion the Chief will contact Mario because it was originally there.

OPEN PUBLIC MEETING:

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

Ann Marchioni, Co-Chair Environmental Commission she wanted to commend the Council for their support for our solar for all projects which has commented in hopefully solar panels in the sewer plant. They received an anonymous support from West Caldwell and the presentation by PSE&G was extempore and she learned a lot. One of the most important factors about this panel project is it is going to be resilient and that means when the grid goes down the sewer plant will be able to continue functioning because of the special varies that are connected to the solar panels. We are the first in New Jersey to have at our sewer plant. In the current issue of the ANNEC report which is available on line. There is a lovely write up and the title is "Good things come in small parcels". It was a lovely article on the Personette Street property. Mr. Marchioni and Richard Cummings have written a wonderfully illustrated highlight of the century Grover Cleveland Park 1913 – 2013 to purchase the cost is \$26.75.

On a motion made by Councilman Brown and seconded by Councilman Capozzoli, unanimously affirmed, the Council moved into Executive Session at 7:46P.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

