



***BOROUGH OF CALDWELL
NEW JERSEY***



**COUNCIL BUSINESS MEETING
February 2, 2016 - Revised**

Caldwell Council Chambers
1 Provost Square
Caldwell, New Jersey 07006
7:00pm



Council Chambers
1 Provost Square Caldwell, NJ

Borough of Caldwell Council Business Meeting

AGENDA - REVISED

Phone: (973) 226-6100
Website: www.caldwell-nj.com

February 2, 2016 / 7:00PM

MAYOR
Ann Dassing

BOROUGH COUNCIL
Pasquale Capozzoli - President
Richard Hauser
Thomas O'Donnell
Kristian Brown
John Cascarano
Frank Rodgers

CALL TO ORDER

Honorable Ann Dassing, Mayor of the Borough of Caldwell Presiding

Roll Call
Statement of Compliance w/ Open Public Meetings Act
Pledge of Allegiance to the Flag

APPROVAL OF MINUTES

January 19, 2016

OATH OF OFFICE

• Oaths of Office – Caldwell Volunteer Fire Department

1. First Assistant Chief Andrew Pollara
2. Second Assistant Chief Brian Hebrank
3. Captain Mark Guiliano
4. Lieutenant Glenn Snider
5. Lieutenant Louis Biscotti
6. Lieutenant Brian Maclay

INTRODUCTION OF ORDINANCE

ORDINANCE# 1317-16: AN ORDINANCE CREATING CHAPTER 195 OF THE CODE OF THE BOROUGH OF CALDWELL TO PROHIBIT SMOKING ON PROPERTY OWNED BY THE BOROUGH OF CALDWELL

OPEN PUBLIC COMMENTS ON RESOLUTIONS

Members of the public are invited to comment at this time on any resolution.

RESOLUTIONS - CONSENT AGENDA

All items listed on the Consent Agenda are considered to be routine and will be acted upon by a single motion. There will be no separate discussion of these items unless members of the Council request specific items to be removed for separate action.

2-55	AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #15-00002, Block 5 Lot 4
2-56	AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Giblin Association



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Frank Rodgers

2-57	RESOLUTION FOR EMERGENCY ACTION AWARDING A NO BID CONTRACT FOR AN AMOUNT NOT TO EXCEED \$20,000
2-58	AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH FEBRUARY 2, 2016 FOR 2015/2016 BILLS IN THE AMOUNT OF \$1,368,071.40
2-59	AUTHORIZING THE APPOINTMENT OF KARL H. SCHWEER, JR. AS A SUBSTITUTE CROSSING GUARD IN THE BOROUGH OF CALDWELL EFFECTIVE IMMEDIATELY AT AN HOURLY RATE OF \$16.00 PER HOUR

COUNCIL COMMITTEE REPORTS

Borough Council Members

REPORT OF MAYOR

Mayor Dassing

REPORT OF BOROUGH ADMINISTRATOR

Paul M. Carelli

REPORT OF BOROUGH ATTORNEY

Greg Mascera

REPORT OF COUNTY LIAISON

Patricia Keenan

OPEN PUBLIC MEETING

Members of the public are invited to comment at this time on any issues, whether or not on the agenda

EXECUTIVE SESSION

Closed Session

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.



Council Chambers

1 Provost Square Caldwell, NJ

Borough of Caldwell Council Business Meeting

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Phone: (973) 226-6100

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February 2, 2016 / 7:00PM

MAYOR

Ann Dassing

BOROUGH COUNCIL

Pasquale Capozzoli - President

Richard Hauser

Thomas O'Donnell

Kristian Brown

John Cascarano

Frank Rodgers

ADJOURNMENT

Additional items may be added to this agenda. Final action may be taken on all matters listed or added to this agenda. This agenda was prepared as of 01/29/2016 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 01/29/2016 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – January 19, 2015**

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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

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
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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:

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
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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 ANJEC 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

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – January 19, 2015**

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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 Personnel issue.

The Executive Session was adjourned and upon a motion by Councilman Hauser seconded by Council Cascarano, the Council Business Conference Meeting was opened to the public and the press at 8:22P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Brown, seconded by Councilman Cascarano unanimously affirmed by all members present, the meeting was adjourned at 8:22P.M.

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

DATE



BOROUGH OF CALDWELL NEW JERSEY



ORDINANCE# 1317-16

AN ORDINANCE CREATING CHAPTER 195 OF THE CODE OF THE BOROUGH OF CALDWELL TO PROHIBIT SMOKING ON PROPERTY OWNED BY THE BOROUGH OF CALDWELL

BE IT ORDAINED by the Council of the Borough of Caldwell as follows:

That the Code of the Borough of Caldwell, New Jersey be amended by Adding Chapter 195, as herein set forth:

S 195- 1 Title

This Chapter shall be known and may be cited as the “No Smoking Ordinance” of the Borough of Caldwell.

S 195-2 Policy Statement

Pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good of government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

Previous State legislation which prohibited municipalities from passing strict local smoking laws that differed from the State standards was repealed and the State now expressly authorizes municipalities to enact strict ordinances regulating smoking under N.J.S.A. 26:3D-63; and

2C:33-13b also provides that the owner and/or operator of a public place, such as public parks and recreational areas, may prohibit smoking on such property; and

The governing body recognizes the well-known health and safety risks posed by smoking and finds that it is within the public interest to prohibit smoking in public buildings and on Borough owned public property, such as public parks and recreation areas; and

The governing body also finds that the appearance of parks and recreation areas can be enhanced and the limited resources of the Borough’s Department of Public Works can be conserved if smoking were banned from such areas, thereby keeping such areas free of the litter typically generated by the smoking of cigarettes, such as cigarette butts, ashes and packaging.

§195-3 Definitions. As used in this Chapter, the following words and phrases shall have the following meanings:

ENCLOSED AREA shall mean all areas between a floor and a ceiling, extending to the outer perimeter walls of a structure.

PARKS AND RECREATIONAL FACILITIES shall include all public parks, playgrounds, ball fields, publicly owned or leased by the Borough of Caldwell and all property owned or leased by the Borough of Caldwell upon which the public is invited or upon which the public is permitted and where individuals gather for recreational activities, including all areas adjacent to such facilities, including, but not limited to, any parking area, driveway or drive aisle.

MUNICIPAL BUILDINGS AND GROUNDS shall include all structures and property owned, leased, rented and/or operated by the Borough of Caldwell, and/or occupied by Borough employees and used for official business of the Borough of Caldwell.



BOROUGH OF CALDWELL NEW JERSEY



SMOKING -- The burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an electronic smoking device.

§195-4. Prohibition of smoking in public places; signs.

A. Smoking shall be prohibited in all Municipal Buildings as defined herein. No-smoking signs or the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section) shall be clearly, sufficiently and conspicuously posted at each Municipal Building entrance and within each closed area where smoking is prohibited by this Chapter. The signs shall be clearly visible to the public and shall contain letters or a symbol which contrast in color with the sign, indicating that smoking is prohibited therein. The sign shall also indicate that violators are subject to a fine.

B. Smoking shall be prohibited within a thirty-five-foot radius of the front entrance of all Municipal Buildings. No-smoking signs or the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section) shall be clearly, sufficiently and conspicuously posted both on the building and at the thirty-five-foot perimeter of the front entrance of all Municipal Buildings where smoking is prohibited by this Chapter. The signs shall be clearly visible to the public and shall contain letters or a symbol which contrast in color with the sign, indicating that smoking is prohibited therein. The sign shall also indicate that violators are subject to a fine.

C. Smoking shall be prohibited in all public parks and recreation facilities owned or leased by the Borough of Caldwell and all property owned or leased by the Borough of Caldwell upon which the public is invited or upon which the public is permitted and where individuals gather for recreational activities, including all areas adjacent to such facilities, including, but not limited to, any parking area, driveway or drive aisle, which have been designated with no-smoking signs. No-smoking signs or the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section) shall be clearly, sufficiently and conspicuously posted in all areas regulated by this Chapter. The signs shall be clearly visible to the public and shall contain letters or a symbol which contrasts in color with the sign, indicating that smoking is prohibited at the designated area. The sign shall also indicate that violators are subject to a fine.

D. Smoking shall be prohibited in all vehicles registered to the Borough of Caldwell.

S 195-5 Enforcement.

The enforcement authority of this Chapter shall be the Police Department, Fire Department, Recreation Department, Public Works Department and Health Department of the Borough of Caldwell.

S 195-6 Violations and Penalties.

A. Unless another penalty is expressly provided by New Jersey statute, every person convicted of a violation of any section of this Chapter or any supplement hereto shall be subject to a fine not less than \$250 for the first offense and a fine not less than \$500 for each subsequent offense..

B. Any municipal employee found in violation of this Chapter may, in addition to the violation and penalties set forth herein, be subject to discipline in accordance with the provisions of the Borough of Caldwell's policies and procedures.

S 195-6 Severability.

If any section or provision of this Chapter shall be deemed to be invalid by any court, the same shall not affect the other sections or provisions of this Chapter that can be given effect without the invalid section or provision.



**BOROUGH OF CALDWELL
NEW JERSEY**



S 195-7 Conflicts.

All ordinances or parts of ordinances held to be inconsistent herewith are hereby repealed to the extent of such inconsistency.

DATE OF FIRST READING: February 2, 2016 DATE OF SECOND READING: March 1, 2016
DATE OF PUBLICATION: February 11, 2016 DATE OF ADOPTION: March 1, 2016

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

O'Donnell						Capozzoli				
Hauser						Brown				
Durkin						Cascarano				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor

This ordinance, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-55

Date of Adoption: February 2, 2016

TITLE:

AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #15-00002, Block 5 Lot 4

WHEREAS, at the Borough of Caldwell Tax Sale held on December 23, 2015, a lien was sold on Block 5, Lot 4 also known as 115 Bloomfield Avenue in Caldwell, NJ for delinquent taxes, water; and

WHEREAS, this lien, known as Tax Sale Certificate 15-00002, was sold to US BANK CUST BV002 at a premium \$29,000.00; and

WHEREAS, the HOMEOWNER has effected redeemed the Certificate 15-00002 in the amount of \$14,416.80; and

NOW THEREFORE BE IT RESOLVED that authorization is hereby given to issue a check in the amount of \$43,416.80 payable to US BANK CUST BV002 TRUST for the redemption of Tax Sale Certificate 15-00002

Certificate 15-00002

PRINCIPAL.....	\$	14,364.80
PREMIUM.....	\$	29,000.00
RECORDING FEES.....	\$	52.00
TOTAL REDEMPTION.....	\$	43,416.80

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Capozzoli						Brown				
Hauser						Cascarano				
O'Donnell						Rodgers				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.

BOROUGH OF CALDWELL

1 PROVOST SQUARE
 CALDWELL, NJ 07006
 TEL (973)403-4632 FAX (973)226-6102

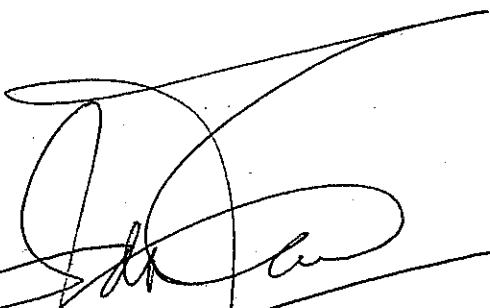
REQUISITION	
NO.	R6-00049

SHIP TO	IDA RENNE TAX COLLECTION 1 PROVOST SQUARE CALDWELL, NJ 07006
VENDOR	US BANK CUST BV002 TRUST/CRDTR US BANK CUST BV002 TRST & CRDT 50 S. 16TH ST, STE 2050 PHILADELPHIA, PA 19102-2513

VENDOR #: 03806

ORDER DATE: 01/25/16
 DELIVERY DATE:
 STATE CONTRACT:
 F.O.B. TERMS:

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00	LIEN REDEMPTION 15-00002	T-11-55-286-009	14,364.8000	14,364.80
1.00	LIEN RECORDING FEES 15-00002	T-11-55-286-010	52.0000	52.00
1.00	LIEN PREMIUM 15-00002	T-11-55-286-008	29,000.0000	29,000.00
			TOTAL	43,416.80



 REQUESTING DEPARTMENT DATE



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-56

Date of Adoption: February 2, 2016

TITLE:

AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Giblin Association

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the Borough Council be an is hereby authorized and directed to certify that the Mayor and Council have no objection to the granting of a Special Liquor permit to offer alcoholic beverages at a special social affair to be conducted by the following:

Giblin Association
P.O. Box 27
Caldwell, New Jersey 07006

Event to Be Held:

Caldwell University
120 Bloomfield Avenue
Caldwell, New Jersey 07006

February 2, 2016
4:30PM – 9:00PM

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Capozzoli						Brown				
Hauser						Cascarano				
O'Donnell						Rodgers				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
P.O. BOX 087, 140 EAST FRONT STREET
TRENTON, NJ 08625-0087

**APPLICATION FOR
SOCIAL AFFAIR PERMIT [SA]**

APPLICATION MUST BE SUBMITTED AT LEAST TWO WEEKS PRIOR TO THE EVENT.
Applications must be accompanied by a fee of \$100.00 PER DAY for Civic, Religious, or Educational Organizations; \$150.00 PER DAY for all other NON-PROFIT organizations, in the form of a check or money order payable to the DIVISION OF ALCOHOLIC BEVERAGE CONTROL.

NOTICE: ORGANIZATIONS MAKING APPLICATION FOR THE FIRST TIME, MUST SUBMIT PROOF OF NON-PROFIT STATUS IN NEW JERSEY. COMBINATIONS OF CERTIFICATE OF INCORPORATION, CHARTER OR BY-LAWS, FEDERAL TAX EXEMPT CERTIFICATE, FINANCIAL RECORDS AND MEMBERSHIP LIST (NAMES AND ADDRESSES INCLUDED) ARE ACCEPTABLE FORMS OF PROOF. THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL RESERVES THE RIGHT TO REQUEST ADDITIONAL INFORMATION IF DOCUMENTATION SUBMITTED IS NOT SUFFICIENT.

Pursuant to N.J.S.A. 33:1-74 and N.J.A.C. 13:2-5.1, the undersigned makes application for a Special Permit to sell, dispense and serve alcoholic beverages for consumption at an affair as stated herein:

- Organization Information**
- Name of Organization: GIBLIN ASSOCIATION
Address: P.O. Box 27 Caldwell NJ 07006
 - Does organization hold a liquor license? Yes No If yes, _____ 31 _____
(CLUB LICENSE'S ONLY)
 - Has organization held a special permit for Social Affair during the past 3 years? Yes No If no, supply proof of non-profit status from NOTICE paragraph above. Previous Permit No: _____
 - Contact Bob Sharkey Phone Number: 973-454-8347
 - E-mail address RSHARKEY@LOCAL68.ORG
 - Mailing address P.O. Box 27 Caldwell NJ 07006

- Premises Information**
- Location of premises where affair will be held: (Describe Specifically)
Name of premises CALDWELL UNIVERSITY
Address of premises 120 Bloomfield Ave Caldwell NJ 07006
 - Is the above named premises licensed? Yes No If yes, _____
 - Are the premises where the affair is to be held owned by a municipality, county or state? Yes No
If yes, state the name of owner _____
For what purposes are premises used? EDUCATION
 - Does the premise conduct mercantile business? Yes No If yes, what is sold? _____

Event Information

10. What date(s) will affair be held and between what hours alcoholic beverages will be dispensed (Dates must be consecutive to be on one application):

MM/DD/YY	START	END
2/21/2016	4:30 am <input type="checkbox"/> pm <input checked="" type="checkbox"/>	9 am <input type="checkbox"/> pm <input checked="" type="checkbox"/>
1/1	am <input type="checkbox"/> pm <input type="checkbox"/>	am <input type="checkbox"/> pm <input type="checkbox"/>
1/1	am <input type="checkbox"/> pm <input type="checkbox"/>	am <input type="checkbox"/> pm <input type="checkbox"/>

Rain Date (only one rain date): _____

- What is the specific fundraising event being held? GIBLIN ASSOC. IN SUPPORT OF ITS MISSION OF ASSISTING CHARITABLE & COMMUNITY ORGANIZ.
- How is a charge assessed? Ticket Contribution Other: _____
- Who is the recipient of the proceeds? GIBLIN ASSOC 501 (C) 3 (S) (SPECIFY OTHER) REGISTERED ORGANIZATION

14. Check the types of alcoholic beverages to be dispensed if permit is granted:
 Wine Distilled Spirits Malt Alcoholic Beverages

15. What are cup sizes for alcoholic beverages? Wine 8 oz. Beer 10 oz. Spirits 1 1/2 oz.

16. How many people are expected to attend your event on a daily basis? 600

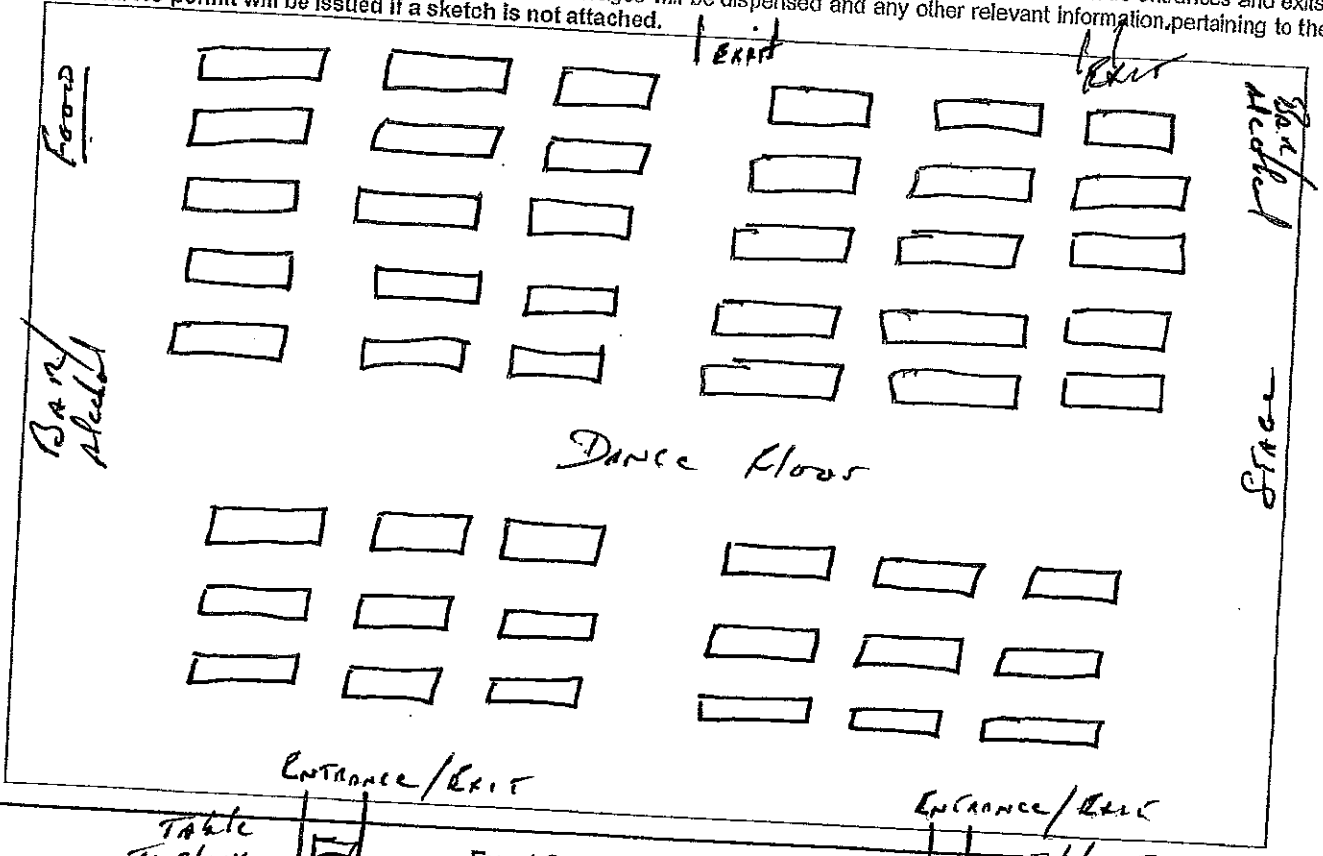
17. What is the approximate age group of the attendees? 45 yrs.

18. Will persons under the legal age to consume alcohol be in attendance? Yes No

19. Explain in detail the security plans for the event. The plan should include the number of people checking for ID's, plans to prevent pass-offs to minors, the type of security at the event, the limit of alcoholic beverages per transaction, and any other relevant information pertaining to the event. Please attach another sheet if necessary.

Essex County Sheriff's Department AND
Caldwell University Security Personnel will
be providing security.

20. Please use the space below or attach a detailed sketch of the area to be licensed. The sketch should include entrances and exits, ID checking area(s), location of where alcoholic beverages will be dispensed and any other relevant information pertaining to the event. No permit will be issued if a sketch is not attached.



Event Organizer Information

• Is the event being handled by a promoter, Production Company, or other entities? Yes No If yes, attach contract.

Company Name _____
 Company Contact _____
 Phone Number _____ Title _____

NO PERMIT WILL BE GRANTED UNLESS WRITTEN APPROVALS FOR BELOW ARE OBTAINED
ORIGINAL SIGNATURES ONLY

If a Special Permit is granted, applicant agrees that alcoholic beverages will not be sold or served to anyone under the legal age, nor will such persons be permitted to consume alcoholic beverages at aforesaid affair and certifies that all conditions set forth in said Permit, all rules and regulations pertaining thereto and all ordinances and/or resolutions of the municipality where aforesaid affair is to be held will be complied with; and that permission is hereby given the Director of the Division of Alcoholic Beverage Control, Division of Taxation, and their duly authorized investigators and agents, and to any local peace officer to investigate the sale of alcoholic beverages at the social affair for which this application is made.

Gambling, mock gambling and gambling paraphernalia are not permitted on the premises licensed by the Special Permit unless otherwise approved by the Legalized Games of Chance Commission (973) 273-8000. I HEREBY CERTIFY THAT THIS ORGANIZATION HAS NOT EXCEEDED ITS LIMIT OF 12 SPECIAL PERMITS DURING THIS CALENDAR YEAR.

Michael Morris President
(Signature of Authorized Officer and Title)

G.I.B.L. ASSOCIATION
(Name of Organization)

Date of Signature 1-8-16

I hereby certify that there is no objection to the granting of a Special Permit to above applicant to sell alcoholic beverages at the affair to be held on aforesaid date and premises, subject to, however, the following Special Conditions (if any):

[Signature]
(Signature of Chief of Police)

Caldwell Borough
(Municipality where affair is to be held)

Date of Signature 01/21/16

I hereby certify that the License Issuing Authority of this municipality has no objection to the granting of a Special Permit herein applied for and consents thereto. I further certify that the issuance of said Permit is not contrary to any local ordinance, resolution, regulation or policy which would prohibit same.

[Signature]
(Signature of Clerk)

Caldwell
(Municipality where affair is to be held)

Date of Signature: January

The following consent is to be signed by the person so authorized of the premises where the affair is to be held.

I hereby certify that I am the person in charge of the premises upon which the herein affair will be held, that I am fully authorized to and do hereby certify that there are no objections to the sale and service of alcoholic beverages upon such premises at such affair. I HEREBY CERTIFY THAT THIS PREMISE HAS NOT EXCEEDED ITS LIMIT OF 25 SPECIAL PERMITS DURING THIS CALENDAR YEAR.

[Signature]
(Signature and Title)

Date of Signature 1-14-16

NOTE: THE DIVISION MUST BE NOTIFIED FOR CANCELLATION OR RESCHEDULING PRIOR TO THE DATE OF THE EVENT.

Issuance of the Special Permit will allow the organization to purchase alcoholic beverages for resale at the affair specified in the application from any licensed wholesaler or retailer. All advertising, tickets, etc., for the affair which contain reference to alcoholic beverages must include this Permit Number.



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-57

Date of Adoption: February 2, 2016

TITLE:

RESOLUTION FOR EMERGENCY ACTION AWARDING A NO BID CONTRACT FOR AN AMOUNT NOT TO EXCEED \$20,000

WHEREAS, on January 22, 2016, Chris Christie, the Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey, declared a State of Emergency throughout the state in Executive Order No. 202; and

WHEREAS, In accordance with NJSA 40A:11-6, New Jersey Public Contract Law, no bid emergency contracts are permitted to be awarded during a State of Emergency, and;

WHEREAS, the Mayor and Council has authorized the Borough Administrator to enter into contracts for an amount not to exceed \$20,000; and,

WHEREAS, in conjunction with the declared State of Emergency, the Borough Administrator was caused to contract for the immediate removal of snow on Bloomfield Avenue and in the Borough parking lots; and,

WHEREAS, the Chief Financial Officer certified that the funds for the emergency were available.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Caldwell hereby ratify the Borough Administrator's action in awarding an emergency contract for snow removal in an amount not exceeding \$25,000.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Capozzoli						Brown				
Hauser						Cascarano				
O'Donnell						Rodgers				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-58

Date of Adoption: February 2, 2016

TITLE:

AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH FEBRUARY 2, 2016 FOR 2015/2016 BILLS IN THE TOTAL AMOUNT OF \$1,368,071.40

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that,

WHEREAS, certain bills which are contained on the bills list which is annexed hereto and incorporated herein have been submitted to the Borough of Caldwell for payment, and;

WHEREAS, pursuant to N.J.S.A. 40A:5:16, it has been certified to the governing body that the goods or services for which said bills were submitted have been received by or rendered to the Borough of Caldwell, and;

WHEREAS, the Director of Finance of the Borough of Caldwell has certified to the governing body that there are funds legally appropriated and available in the current operating budget for the payment of said bills and that the said payment will not result in the disbursement of public monies or in the encumbering of same in excess of the 2015 and/or 2016 appropriation for said purpose;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Caldwell that the, Borough Administrator and Deputy Clerk be and are hereby authorized to sign checks in payment of the bills set forth in the annexed schedule.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Capozzoli						Brown				
Hauser						Cascarano				
O'Donnell						Rodgers				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-59

Date of Adoption: February 2, 2016

TITLE:

AUTHORIZING THE APPOINTMENT OF KARL H. SCHWEER, JR. AS A SUBSTITUTE CROSSING GUARD IN THE BOROUGH OF CALDWELL EFFECTIVE IMMEDIATELY AT AN HOURLY RATE OF \$16.00 PER HOUR

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey, that they do hereby authorize the appointment of the following person as a substitute Crossing Guard effective immediately.

Karl H. Schweer, Jr.
550 Bloomfield Avenue, Apt. 30
Caldwell, NJ 07006

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Capozzoli						Brown				
Hauser						Cascarano				
O'Donnell						Rodgers				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor