



***BOROUGH OF CALDWELL
NEW JERSEY***



**COUNCIL BUSINESS MEETING
February 7, 2012**

Borough Hall 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

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

February 7, 2012

MAYOR
Ann Dassing

BOROUGH COUNCIL
Richard Hauser – President
Peter Murray
John Coyle
Thomas O'Donnell
John Kelley
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 17, 2012

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.

- 2-47: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – HAS Washington Elementary School/ Off Premise – 50/50 Raffle / March 1, 2012 – 6:00PM – 9:00PM
- 2-48: AUTHORIZING ISSUANCE OF ONE (1) TAXICAB LICENSES TO CYC, Inc., 60 Roseland Avenue, Caldwell, NJ 07006. APPLICATION AND APPLICANT HAVE BEEN APPROVED BY APPROPRIATE MUNICIPAL DEPARTMENT
- 2-49: AUTHORIZING THE CANCELLATION OF SMALL BALANCES ON TAX ACCOUNTS FOR THE YEAR ENDING 12/31/11.
- 2-50: AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH FEBRUARY 7, 2012 FOR 2012 BILLS IN THE TOTAL AMOUNT OF \$2,975,373.48
- 2-51: AUTHORIZING THE APPOINTMENT OF RECREATION COMMITTEE MEMBER
- 2-52: AUTHORIZING THE APPOINTMENT OF TRAFFIC COMMITTEE MEMBER
- 2-53: AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Caldwell/West Caldwell Education Foundation, Inc.
- 2-54: RESOLUTION SUPPORTING THE NEW JERSEY EMPLOYER SUPPORT GUARD AND RESERVE (ESGR) WITH THEIR EMPLOYMENT INITIATIVE PROGRAM (EIP)



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MAYOR
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RESOLUTIONS - CONSENT AGENDA (continued)

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 AWARD OF A PROFESSIONAL SERVICES CONTRACT TO CREW ENGINEERS, INC. FOR DESIGN, BIDDING, AND CONSTRUCTION RELATED SERVICES FOR THE ESSEX FELLS WATER SUPPLY INTERCONNECTION METER FACILITY PROJECT

PUBLIC WORKS / UTILITIES

Councilman Coyle

Liaison: Open Space / Environmental / Tree Removal

COMMUNITY CENTER

Councilman O'Donnell

Liaison: Planning Board / Local Board of Assistance / Senior Advisory Board

FINANCE

Council President Hauser

Liaison: Library Board of Trustees / Recreation

PUBLIC SAFETY

Councilman Murray

Liaison: Rent Board / Traffic Committee

PERSONNEL / HEALTH AND HUMAN SERVICES

Councilman Rodgers

Liaison: Board of Health / Senior Citizens Transportation

COMMUNITY OUTREACH

Councilman Kelley

Liaison: Board of Education / Community Development / Camp Wyanokie

REPORT OF MAYOR

Mayor Dassing

REPORT OF ADMINISTRATOR

Paul M. Carelli

REPORT OF ATTORNEY

Gregory Mascera



Council Chambers
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Borough of Caldwell Council Business Meeting

AGENDA

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MAYOR
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John Kelley
Frank Rodgers

OLD BUSINESS

NEW BUSINESS

Members of the Governing Body may choose to bring up new items at this time.

1. Chief James Bongiorno – Lemon Law Discussion
2. Discussion - Parking, Meter fees, On-street parking.
3. Sergeant Fred Arnold - Street Ordinances

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.

1. Personnel
2. 14 Park Avenue

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 2/3/2012 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 2/3/2012 in compliance with P. L. 1975, c 213

Lisa O'Neill, Acting Borough Clerk.

**BOROUGH OF CALDWELL
COUNCIL REORGANIZATIONAL MEETING
MINUTES – January 17, 2012**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:02 PM

PRESENT: Mayor Dassing, Council President Richard Hauser, Councilman Murray, Coyle, O'Donnell, Kelley and Rodgers

ALSO PRESENT: Paul Carelli, Borough Administrator, Lisa O'Neill, Acting Borough Clerk and Borough Attorney, Greg Mascara

ABSENT:

Adequate notice of this Council Business/Conference meeting was given on January 1, 2012. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2012. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2012. Notice was posted and all persons requesting notice were sent same.

APPROVAL OF MINUTES:

December 27, 2011

Moved by Councilman Murray, seconded by Councilman Coyle. No Discussion. On roll call, Councilman Murray, Hauser, Coyle and O'Donnell voted in the affirmative. Councilman Kelley and Rodgers abstained. Minutes approved 01/17/12.

January 1, 2012

Moved by Councilman Coyle, seconded by Councilman Kelley. No Discussion. On roll call, all present voted in the affirmative. Minutes approved 01/17/12.

PRESENTATION:

Marie Lanfrank – Chairman of the Caldwell-West Caldwell Education Foundation Board

Marie Lanfrank gave a brief summary of what the Caldwell-West Caldwell Education Foundation does. She spoke about the newest fundraiser which is Dancing with the Stars. The Community members that volunteered for this event are Barbara Adams, Principle at Washington School, Rebecca Thorton, Rose Mediterranean Restaurant, Teresa Akersen, Patch Editor, Joe Cecere, West Caldwell Councilman, Dr. Gerardi, Superintendent, Nick Cafone, Husband of West Caldwell Teacher, Mary Davidson, Board of Education Member, Pat NocitoGuerrero-Brazilian Jiu-Jitsu, Lisa Manfre, Italian Teacher, Pasquale Masetto, Essex Chamber of Commerce. Tickets are \$7 for students and senior citizens and \$10 for adults.

Councilman Kelley asked for 10 student and senior citizen tickets and 10 of the adult tickets to sell.

Maureen McNish – President of the Board of Education

Maureen spoke about Ron Skopak who has announced his retirement.

DEPARTMENT HEAD PRESENTATION

William Frint – Licensed Water Operator/Borough of Caldwell
Caldwell Water System Update

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

RESOLUTIONS – CONSENT AGENDA

1-32: AUTHORIZING THE APPOINTMENT OF SERGEANT ANTHONY MARTA AS LIEUTENANT OF THE CALDWELL POLICE DEPARTMENT

**BOROUGH OF CALDWELL
COUNCIL REORGANIZATIONAL MEETING
MINUTES – January 17, 2012**

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- 1-33:** AUTHORIZING THE APPOINTMENT OF OFFICER George Henderson AS SERGEANT OF THE CALDWELL POLICE DEPARTMENT
- 1-34:** AUTHORIZING THE APPOINTMENT OF OFFICER Michael Geary AS SERGEANT OF THE CALDWELL POLICE DEPARTMENT
- 1-35:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00018 PAYABLE TO ISAAC MORADI
- 1-36:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00021 US Bank Crestar Capital, LLC
- 1-37:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00023 US Bank Crestar Capital, LLC
- 1-38:** Reserved – On Hold.
- 1-39:** AUTHORIZING THE APPOINTMENT OF ZONING BOARD OF ADJUSTMENT MEMBER - Joseph Norton
- 1-40:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00013 Isaac Moradi
- 1-41:** AUTHORIZING THE REFUND OF OVERPAYMENT OF 2012 TAXES FOR BLOCK 506 LOT 44, 141 PARK AVENUE, WEST CALDWELL, NJ 07006.
- 1-42:** 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
- 1-43:** RESOLUTION AUTHORIZING AMENDMENTS IN THE LOCAL SUPPLEMENTAL VIOLATIONS BUREAU FINE SCHEDULE OF THE BOROUGH OF CALDWELL MUNICIPAL COURT
- 1-44:** Reserved – Executive Session Discussion – Personnel (no action taken after executive session)
- 1-45:** Reserved – Executive Session Discussion - DPW Contract
- 1-46:** AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Borough of Caldwell

CONSENT

Moved by Councilman Coyle, seconded by Councilman Murray. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 01/17/12.

Councilman Murray spoke about Resolution #1-43 has to do with Parking violation fees and this is a correction that if you park after hours it would have been a \$70 fine this resolution brings the fine down to \$40.

COMMUNITY RELATIONS:

Councilman Coyle reported that we are trying to get a committee meeting set up before the end of January. We are also discussing a possible sewer utility board meeting to discuss a number of issues related to the upgrade sewer plant that may not be able to wait until the regularly scheduled board meeting.

Greg Mascara responded that his recommendation would be a special meeting should be set up.

After discussion the sewer meeting will be advertised for January 31, 2012 at 6:00PM.

Greg Mascara suggested advertising a sewer utility meeting once a month. After discussion a notice was to be advertise in the paper, the third Tuesday of the month that a sewer utility may be discussed at the meeting.

**BOROUGH OF CALDWELL
COUNCIL REORGANIZATIONAL MEETING
MINUTES – January 17, 2012**

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Councilman O'Donnell reported that as far as the Community Center we have three things to address. The first is the woman's locker room the second is to remove the downstairs area there are two bathrooms and there is a wall that is taking a considerable amount of space we are going to remove that wall and the two bathrooms and open the area for more equipment. We are going to take down the ceiling and open up the room and give it a different look. We are looking to paint the downstairs area as well as the lobby and hallways. Frank from Flower land will like to get involve with the Community Center and provide his design experience and give us some consideration on the plants and flowers that we use.

Council President Hauser reported that Caldwell College both received there invoice for their first installment of the Kiwanis Oval and they already paid on time. I have started the process to get the first quarterly advisory Council meeting scheduled with West Caldwell around the Recreation issues. There is a budget committee meeting scheduled Thursday morning.

Councilman Murray reported that our two new police vehicles have been delivered. The Chief and I have communicated with Rabbi Haberman about the emphasis on security around the temple considering the current events that did happen in Bergen County and we assured him that he and his congregation would be safe and the Chief also discussed special details around there. Our Police ceremony will be on Thursday night honoring Chief Dombrowski, Rob Fortunato in their retirement as well as the new promotions and new hirers. It will be at Caldwell College at 7:00PM and invitations have been sent out. Some of the issues that the Chief and I have been working on, the concern of signage, we were first under the impression that by 2012 we would have to replace every sign or every traffic sign in the town do to new reflective tape and things of that nature which has been mandated by the Government. The good news is all we have to have is a plan by 2012 and it doesn't have to be done 2015. We are talking about a pretty hefty capital expenditure on that. As far as the Crossing guards, posts are being evaluated and reviewed for changes and new process for hiring is being prepared. As far as enforcement goes some notable numbers in 2011 there is a 33% increase in summons that were issued over 2010 which generated 63% increase of revenue over 2010. There is a crosswalk safety program that will be developed in the spring time and radar enforcement details are being scheduled based on high complaint areas. We are working with the DPW Committee on dangerous roads in town and based on the priority form based on conjunction with Mr. Frint just brought up. I could not be more proud of our decision of the Chief not only for November and December but what you have carried through today. We are really looking forward to next Thursday night honoring you guys. There was a third round of grant money that was paid out and we were not on the list. I called a few people and sometimes there are thirteen to fourteen different rounds.

Chief Bongiorno spoke about the three new officers in their training program, in three weeks will be on their own. The three promoted officers have been doing very well. Year to date so far we are 125 calls more this year then last year at this time so we have been very busy.

Councilman Rodgers requested that he can get copies of policies and employee handbook.

Councilman Kelley reported that he has attended a couple Board of Education meetings and he has reached out and started to meet and develop relationships with the members. I have scheduled a tentative meeting with Jeff Weinman at Camp Wyanokie for next week.

Mayor Dassing reported that at the Historic Meeting one of the members located a pretty neat survey that was done in 1986 by the State. It consists of a lot of homes that were here back in the late 1800's early 1900's. We also discovered that on January 26th we will be 120 years old. In 2017 Caldwell will be 125 years old. I would like to thank my

**BOROUGH OF CALDWELL
COUNCIL REORGANIZATIONAL MEETING
MINUTES – January 17, 2012**

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Committee members, they are very energetic. We are hoping to attract people that are interested in the town. If you have post cards or photographs we will get them, scan them, and then return them to you. The Committee did ask if we could have a line in the budget. There is a ceremony at Drew in March and it will be about \$75.00 per person. A dinner and a movie is back for the 4th year. Caldwell Merchant Association is bringing it back it will be every Wednesday, January 25th – February 29th. We have Bangkok Kitchen, Calandra's Italian Village, Cloverleaf Tavern, Hog Wild BBQ, Ocha Japanese Restaurant, Pizza and Sandwich Barn and Rose Mediterranean between the hours of 5:00PM – 7:00PM. You get a 20% discount on dinner and you will receive a \$2.00 off coupon for admission to Caldwell Cinema for any Wednesday until May 23rd. I have signed us up for the Mayor's wellness campaign we are now going to be a healthy town. In the County there are about seven towns involved. We are also in the league magazine for our e-ticket.

REPORT OF ADMINISTRATOR:

Paul Carelli reported that the Borough renovations have been started. Next on the docket are the hallway and the Mayor's office. We are basically refurbishing all the offices. We did allocate \$280,000 for Borough Hall upgrades. We still need to address the roof and some things next door. I have renegotiated the price with Meter Products we received a better price for them to refurbish our meters. There was discussion about raising the parking meter from .25 to .50 per hour and for putting meters in the parking lots. Paul Carelli spoke about projects that will be moving forward. He will be ordering the netting for the Oval, putting up stop signs on Brookside, waiting for a schedule from Tilcon to do Gladding Road. We did put an application for CDBG for a walkway from the Parking deck to the Library. Discussion was made about the intersection on Roseland and Bloomfield Avenue. There was a concern about the flags on the Green and we have ordered new flags.

NEW BUSINESS:

Mayor Dassing read a memo from Paul Milani, Construction Official, advising us of the fact that our escrow fees for our Planning and Zoning Boards need to be adjusted. The application fees and our escrow fees need updating. He also suggested an ordinance for pods and dumpsters and changing the ordinance from a 4' fence to a 6' fence. Discussions Ensued.

Robert Colaizzo, 7 Hatfield Street, he asked about the light on Roseland and Bloomfield Avenue. They took the green arrow away on Westville but not on Bloomfield Avenue. He also welcomed Councilman Rodgers and Councilman Kelley.

On a motion made by Councilman Coyle and seconded by Councilman Kelley, unanimously affirmed, the Council moved into Executive Session at 8:53PM

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. Mayor responds that the Executive Session will be discussion of Personnel issues, 14 Park Avenue, and DPW Contract.

The Executive Session was adjourned and upon a motion by Councilman O'Donnell, seconded by Councilman Coyle, the Council Business Conference Meeting was opened to the public and the press at 9:59P.M.

**BOROUGH OF CALDWELL
COUNCIL REORGANIZATIONAL MEETING
MINUTES – January 17, 2012**

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1:45 BOROUGH OF CALDWELL COLLECTIVE BARGAINING AGREEMENT WITH TEAMSTERS LOCAL 97 (CALDWELL DEPARTMENT OF PUBLIC WORKS)

CONSENT

Moved by Councilman Coyle, seconded by Councilman O'Donnell. No Discussion. On roll call, all present voted in the affirmative. Resolutions approved 01/17/12.

The Executive Session was adjourned and upon a motion by Councilman Murray, seconded by Councilman O'Donnell, the Council Business Conference Meeting was opened to the public and the press at 10:00P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Piazza, seconded by Councilman Murray, unanimously affirmed by all members present, the meeting was adjourned at 10:00P.M.

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

DATE



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-47

Date of Adoption: February 7, 2012

TITLE:

AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE – HAS Washington Elementary School/ Off Premise – 50/50 Raffle / March 1, 2012 – 6:00PM – 9:00PM

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the following be and is hereby granted a raffle license in accordance with the application filed. Applicant and application has been approved by the Borough Council.

RA-1231 HSA Washington Elementary School
Off Premise – 50/50 Raffle
March 1, 2012 – 6:00PM – 9:00PM

FURTHER BE IT RESOLVED that the Clerk be and is hereby authorized to sign a statement of Findings and Determination granting said license and the Borough Clerk be and is hereby authorized to sign said license.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-48

Date of Adoption: February 7, 2012

TITLE:

AUTHORIZING ISSUANCE OF ONE (1) TAXICAB LICENSES TO CYC, Inc., 60 Roseland Avenue, Caldwell, NJ 07006. APPLICATION AND APPLICANT HAVE BEEN APPROVED BY APPROPRIATE MUNICIPAL DEPARTMENTS

.

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey, that they have no objections to the issuance of one (1) Taxicab Licenses to CYC, Inc., 60 Roseland Avenue, Caldwell, New Jersey 07006 from February 8, 2012 through March 31, 2013. Applicant and application have been approved by the appropriate municipal departments

2000 Chrysler Town and Country 1C4GP64L0YB607646
1995 Chevy Caprice 1G1BL52W6SR125638

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-49

Date of Adoption: February 7, 2012

TITLE:

AUTHORIZING THE CANCELLATION OF SMALL BALANCES ON TAX ACCOUNTS FOR THE YEAR ENDING 12/31/11

WHEREAS, NJSA 40A:5-17.1 provides that a municipality may authorize the cancellation of tax delinquencies of less than ten (\$10.00) dollars.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that authorization is hereby give to cancel balances for 2011 as follows:

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT TO CANCEL</u>
3	3.07	.02
5	4.07	4.13
17	11	4.41
30	24	4.22
36	10	.03
36.01	1.01	8.49
54	3.42	3.49
56	10.14	.40
66	1.16	.01
72	1.07	7.33
TOTAL		\$32.98

BE IT FURTHER RESOLVED by the Borough Council of the Borough of Caldwell, State of New Jersey that the Tax collector is hereby authorized to process, the cancellation of any property tax delinquency of less than (\$10.00) dollars

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser					O'Donnell				
Murray					Kelley				
Coyle					Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-50

Date of Adoption: February 7, 2012

TITLE:

AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH FEBRUARY 7, 2012 FOR 2012 BILLS IN THE TOTAL AMOUNT OF \$2,975,373.48

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 2011 and/or 2012 appropriation for said purpose;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Caldwell that the, Borough Administrator and Assistant Treasurer 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

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-51

Date of Adoption: February 7, 2012

TITLE:

AUTHORIZING THE APPOINTMENT OF RECREATION COMMITTEE MEMBER

BE IT RESOLVED by Mayor Ann Dassing hereby appoints the following person to the Recreation Committee for the terms set forth below. Mayor Dassing has requested the consent of the Council, that they do hereby authorize the appointment of the following Recreation Committee Member:

Councilman Peter Murray

Council Representative

Expires December 31, 2012

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Murray						O'Donnell				
Hauser						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-52

Date of Adoption: February 7, 2012

TITLE:

AUTHORIZING THE APPOINTMENT OF TRAFFIC COMMITTEE MEMBER

BE IT RESOLVED by Mayor Ann Dassing hereby appoints the following person to the Traffic Committee for the terms set forth below. Mayor Dassing has requested the consent of the Council, that they do hereby authorize the appointment of the following Traffic Committee Member:

Councilman John Kelley

Council Representative

Expires December 31, 2012

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Murray						O'Donnell				
Hauser						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-53

Date of Adoption: January 17, 2012

TITLE:

AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Caldwell/West Caldwell Education Foundation, Inc.

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:

Caldwell/West Caldwell Education Foundation, Inc.
P.O. Box 96
Caldwell, NJ 07006

Event to Be Held:

Caldwell College
120 Bloomfield Avenue
Caldwell, New Jersey 07006

April 22, 2012
4:00PM – 7:00PM

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



BOROUGH OF CALDWELL NEW JERSEY



Resolution No: 2-54

Date of Adoption: February 7, 2012

TITLE:

RESOLUTION SUPPORTING THE NEW JERSEY EMPLOYER SUPPORT GUARD AND RESERVE (ESGR) WITH THEIR EMPLOYMENT INITIATIVE PROGRAM (EIP)

WHEREAS, on Tuesday, January 24, the Commander-in-Chief of our Armed Forces reminded all Americans that, “Above all, our freedom endures because of the men and women in uniform who defend it,” and that “... this generation of heroes has made the United States safer and more respected around the world.”; and

WHEREAS, the President, further, promised, “As they come home, we must serve them as well as they’ve served us. That includes giving them the care and the benefits they have earned ... And it means enlisting our veterans in the work of rebuilding our nation.”; and

WHEREAS, National Guard and Reserve forces today total over 1 million service members and represent 48 percent of our total military force; while every day around the globe, thousands of men and women in uniform, including dedicated members of the National Guard and Reserves, risk their lives and make great sacrifices to defend our national interests, serving extended tours away from their homes, families and jobs; and

WHEREAS, at the same time, we are now seeing unprecedented levels of unemployment and underemployment among members of the Guard and Reserve, as up to 22 percent of Guard and Reserve members face unemployment; and

WHEREAS, in this time of economic uncertainty, the Employer Support Guard and Reserve (ESGR) is focusing on connecting employers with the talented pool of service members and their spouses, with the intent of facilitating meaningful employment opportunities; and

WHEREAS, to further this goal, the New Jersey ESGR has launched an Employment Initiative Program (EIP), which is a collaborative effort with federal agencies including the Department of Labor (Veterans Affairs), the Department of Veterans, the Small Business Administration and the Office of Personnel Management; and

WHEREAS, the goal is to enhance the employment process and serve as an effective resource for service members and employers. ESGR is also partnering with Employer Partnership of the Armed Forces (EPAF) through EIP with a high-tech and high-touch approach; and

WHEREAS, for almost a year, now, the United States Chamber of Commerce has also endeavored to find employment for our returning veterans and the spouses of those who continue to serve, at home and abroad, with its Hiring Our Heroes program; and

WHEREAS, the Hiring Our Heroes program is a nationwide effort to help veterans and military spouses find meaningful employment, in partnership with the Department of Labor Veterans Employment and Training Service (DOL VETS), to improve public-private sector coordination in local communities, where veterans and their families are returning every day; and

WHEREAS, despite those efforts, the unemployment rate for veterans of our Armed Forces in our Nation and in our State continues to exceed the over-all rate; and

WHEREAS, in order to take the lead on advancing the EIP to the next level, the New Jersey ESGR has enlisted strong and positive support from corporate leaders, the New Jersey State Chamber of Commerce, US Dept. of Labor/VETS and the New Jersey League of Municipalities; and

WHEREAS, it is incumbent on all of us to prove that New Jersey cares for the men and women in uniform who risk their lives and make great sacrifices to defend our national interests; and

WHEREAS, this employment initiative can be New Jersey’s way of saying thank you to the men and women who made great sacrifices to protect our nation’s freedom; and

WHEREAS, local officials throughout the State of New Jersey, working together through the League of Municipalities, and with the New Jersey ESGR, their local and State Chambers of Commerce, and local business leaders can help to advance basic fairness to our vets and their families by pursuing one simple goal: to allow America’s over one million unemployed veterans and military spouses to follow their dreams, instead of spending their lives just trying to catch up.

NOW THEREFORE BE IT RESOLVED, on this 7th day of February, 2012 that the Borough Council of Caldwell, New Jersey recognizes that we will never be able to repay the debt we owe to all members of our armed forces; and

BE IT FURTHER RESOLVED, that in gratitude, the Borough of Caldwell pledges its enthusiastic and unqualified support for the Employment Initiative Program of the New Jersey Employer Support Guard and Reserves; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the New Jersey State League of Municipalities and to our neighboring municipalities.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Murray						O'Donnell				
Hauser						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor

This resolution, 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 7, 2012

TITLE:

AUTHORIZING AWARD OF A PROFESSIONAL SERVICES CONTRACT TO CREW ENGINEERS, INC. FOR DESIGN, BIDDING, AND CONSTRUCTION RELATED SERVICES FOR THE ESSEX FELLS WATER SUPPLY INTERCONNECTION METER FACILITY PROJECT

WHEREAS, the Borough has determined that there is a need to hire an engineering firm to provide design, bidding, and construction related services for the Essex Fells Water Supply Interconnection Meter Facility Project; and

WHEREAS, the Borough of Caldwell advertised for and received bids for Essex Fells Water Supply Interconnection Meter Facility Project on January 17, 2012, and:

WHEREAS, the Borough of Caldwell received bids from one (1) engineering firm, and;

WHEREAS, it is the desire of the Borough Council of the Borough of Caldwell, New Jersey to award a contract to Crew Engineers, Inc., 1250 Route 23 North, Butler, New Jersey 07405, and;

WHEREAS, Crew Engineers, Inc. has agreed to provide these services for a lump sum cost of \$30,000 for design and bidding services and a fee not to exceed \$23,900 for construction-related services, and;

WHEREAS, the governing body of the Borough of Caldwell pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Caldwell that they do hereby award a contract to Crew Engineers, Inc. subject to an agreement to be approved and executed by the Borough Administrator.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser					O'Donnell				
Murray					Kelley				
Coyle					Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-56

Date of Adoption: February 7, 2012

TITLE:

RESOLUTION AUTHORIZING A PARKING METER RATE OF \$0.50 PER HOUR FOR ALL PARKING METERS IN THE BOROUGH OF CALDWELL

WHEREAS, there exists a need to set the Parking Meter rate in the Borough of Caldwell; and

WHEREAS, the rate has been proposed and endorsed by the Caldwell Borough Council.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Caldwell is hereby authorizing a parking meter rate of \$0.50 per hour.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Caldwell hereby request the Borough Administrator to set the rate on all parking meters in the Borough.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-57

Date of Adoption: February 7, 2012

TITLE:

ESTABLISHING THE ELECTION OF MEMBERS OF THE CALDWELL-WEST CALDWELL BOARD OF EDUCATION AS THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER

WHEREAS, P.L. 2011, c. 202 authorizes changing the election date of school board members from the third Tuesday in April to the first Tuesday after the first Monday in November (the General Election); and

WHEREAS, Such action requires the adoption of a resolution by a school district or the municipality or municipalities constituting such district, as set forth in P.L. 2011, c. 202; and

WHEREAS, P.L. 2011, c. 202 requires that the change to a November election remain in effect for four years; and

WHEREAS, P.L. 2011, c. 202 eliminates the annual voter referendum on the proposed general fund tax levy (i.e., the base budget which is at or below the statutory tax levy cap) in school districts where board of education members are elected at the General Election; and

WHEREAS, P.L. 2011, c. 202 requires that an additional general fund tax levy proposal (i.e., for an expenditure in excess of the tax levy cap) be presented to voters as a separate question at the General Election; and

WHEREAS, The Mayor and Council of the Borough of Caldwell believes that the financial interest of its constituents is safeguarded by the state's tax levy cap and the thorough review of the proposed school budget by the Executive County Superintendent and the Executive County School Business Administrator; and

WHEREAS, The Mayor and Council of the Borough of Caldwell believes that more citizens will participate in the selection of school board members at the General Election than on the third Tuesday in April and that the higher level of participation will foster positive interest in our public schools; and

WHEREAS, The Mayor and Council of the Borough of Caldwell is committed to the non-partisan status of school board membership and the non-partisan conduct of school elections, and believes this principle will not be compromised by conducting board member elections in November.

NOW, THEREFORE, BE IT RESOLVED,

That, pursuant to P.L. 2011, c. 202, the Mayor and Council of the Borough of Caldwell changes the annual election date for school board members from the third Tuesday in April to the November General Election, beginning in 2012; and be it further

RESOLVED, That, pursuant to P.L. 2011, c. 202, the annual organization meeting of the Caldwell-West Caldwell Board of Education will take place in the first week of January following the November General Election and that the board of education's next organization meeting will take place in the first week of January 2013; and be it further

RESOLVED, That, pursuant to P.L. 2011, c. 202, members of the Caldwell-West Caldwell Board of Education whose terms would have expired by May 2012 will continue to serve in office until the January 2013 organization meeting; and be it further



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-58

Date of Adoption: February 7, 2012

TITLE:

**AUTHORIZING THE BOROUGH CLERK TO ADVERTISE AND RECEIVE SEALED
BIDS TO FURNISH AND INSTALL A GENERATOR FOR THE MUNICIPAL COMPLEX**

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey, that they do hereby authorize the Borough Clerk to advertise and receive sealed bids to furnish and install a generator for the Municipal Complex.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-59

Date of Adoption: February 7, 2012

TITLE:

AUTHORIZING THE BOROUGH ADMINISTRATOR TO PREPARE A REQUEST FOR PROPOSAL FOR PROFESSIONAL ARCHITECTURAL SERVICES FOR THE DESIGN OF COMMUNITY CENTER RENOVATIONS AND ADVERTISE FOR THE RECEIPT OF BIDS FOR THE CONSTRUCTION AND RENOVATION PHASE

WHEREAS, the Borough has determined that there is a need to hire an architectural firm to provide design and bid specifications for the renovation of the Caldwell Community Center fitness room, locker rooms, and front desk area; and

WHEREAS, the Borough has determined that the construction and renovation phase of the project will exceed \$17,500; and

WHEREAS, the architectural design services will provide the Borough with the necessary specifications to advertise for the receipt of bids.

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that they do hereby authorize the Borough Administrator to prepare a request for proposal for professional architectural services for the design of the Caldwell Community Center renovations and advertise for the receipt of bids for the construction phase of the renovation.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor

RESOLVED, That this resolution be transmitted to the Essex County Clerk; the Essex County Board of Elections and/or Superintendent of Elections; the Caldwell Acting Borough clerk(s) and school board secretary or secretaries; the Department of State, Division of Elections; the Department of Education’s Executive County Superintendent; and the Department of Community Affairs, Division of Local Government Services; and be it further

RESOLVED, That a copy of this resolution also be provided to the New Jersey School Boards Association and New Jersey State League of Municipalities.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O’Neill, Acting Borough Clerk

Ann Dassing, Mayor

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 2-60

Date of Adoption: February 7, 2012

TITLE:

RESOLUTION AUTHORIZING THE DEPUTY COURT ADMINISTRATOR TO RECEIVE AN HOURLY COMPENSATION RATE OF \$17.00 FOR CALDWELL MUNICIPAL COURT SESSIONS

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey, that they do hereby authorize the Deputy Court Administrator to receive an hourly compensation rate of \$17.00 for Caldwell Municipal Court sessions.

BE IT FURTHER RESOLVED, the hourly rate of pay is retroactive to January 1, 2012 pending certification of funds by the Chief Financial Officer.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						O'Donnell				
Murray						Kelley				
Coyle						Rodgers				

Lisa O'Neill, Acting Borough Clerk

Ann Dassing, Mayor