

BOROUGH OF CALDWELL, N.J.
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – February 10, 2009

The Council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:11 P.M.

PRESENT: Councilman Lawshe, Dassing, Slattery, Curley, Norton and Brennan

ALSO PRESENT: Borough Administrator, Maureen Ruane, Borough Attorney, Stuart Koenig, Esq., Deputy Clerk, Beth Bush Telepan

ABSENT: Mayor Gartland

Adequate notice of this Council Business/Conference meeting was given on January 15, 2009. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 15, 2009. Four official newspapers of the Borough were notified of this meeting by mail on January 15, 2009. Notice was posted and all persons requesting notice were sent same.

PRESENTATIONS:

INTRODUCTION OF ORDINANCES: None

PUBLIC HEARINGS: None

RECEIVING OF BIDS: None

APPROVAL OF MINUTES: January 27, 2009
January 27, 2009 Executive Session
February 3, 2009
February 3, 2009 Executive Session

RESOLUTIONS:

2-41 Authorizing redemption of tax lien certificate #08-00022, Block 66, Lot 1.12, 12 Dorset Circle, Caldwell, New Jersey 07006, Glen Puzino

Moved by Councilman Slattery, seconded by Councilman Brennan. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

2-42 Authorizing the issuing of license for raffle to Caldwell College, On-Premise – Spring Raffle, June 17, 2009 – 3:00 P.M.

Moved by Councilman Slattery, seconded by Councilman Brennan. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

2-43 Authorizing the issuing of license for raffle to Caldwell College, On-Premise – Book Raffle, August 12, 2009 – 3:00 P.M.

Moved by Councilman Brennan, seconded by Councilman Lawshe. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

2-44 Authorizing the issuing of license for raffle to Caldwell College, On-Premise – Holiday Raffle, December 16, 2009 – 3:00 P.M.

Moved by Councilman Slattery, seconded by Councilman Brennan. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

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- 2-45 Appointing Rebecca M. Roth as Tax Collector for the Borough of Caldwell for a four year term commencing January 1, 2009 and expiring December 31, 2012 with an annual salary of \$50,000 for the year 2009

Moved by Councilman Brennan, seconded by Councilman Slattery. Various discussion ensued. A motion was made by Councilman Norton, seconded by Councilman Lawshe to table the resolution. Various discussion ensued. On roll call vote Councilman Lawhse, Dassing and Norton voted in the affirmative, Councilman Slattery, Curley and Brennan voted in the negative, Motion did not carry. Various discussion ensued. A previous motion was made to vote on the resolution by Councilman Brennan and seconded by Councilman Slattery. On Roll call vote Councilman Lawhse, Dassing and Norton voted in the negative, Councilman Slattery, Curley and Brennan voted in the affirmative. Motion did not carry.

- 2-46 Authorizing appointment of Mr. Anthony Lardieri as acting plumbing subcode official for a period of sixty days effective February 17, 2009 with an annual pro-rated salary of \$7,000.00

Moved by Councilman Brennan, seconded by Councilman Norton. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

- 2-47 Authorizing payment of bills and the issuance of checks for the period through February 10, 2009 in the total amount of \$3,155,182.43

Moved by Councilman Norton, seconded by Councilman Slattery. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

- 2-48 Authorizing appointment of committee members for the Community Development Block Grant Program for the year 2009

Moved by Councilman Dassing, seconded by Councilman Norton. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

- 2-49 Authorizing appointment of designee to serve on the Essex County Solid Waste Advisory Council

Moved by Councilman Slattery, seconded by Councilman Norton. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

- 2-50 Funding of Municipal Public Libraries

Moved by Councilman Norton, seconded by Councilman Lawshe. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 2/10/09.

- 2-51 Designating a list of official holidays in year 2009 from March 2009 to December 2009

Moved by Councilman Brennan, seconded by Councilman Norton. Discussion ensued. Councilman Slattery wanted the resolution amended to include the statement that in 2010 Columbus Day will no longer be an official Municipal Holiday. On roll call vote, all members present voted in the affirmative. Resolution adopted as amended 2/10/09.

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REPORT OF COMMITTEE CHAIRMEN AND MEMBERS:

Councilman Lawshe – Reported that he has not attended a Board of Education meeting because he has been working round the clock on the 2009 Budget with the Finance Committee. The Finance Committee met on Monday night and the meeting lasted until 11:30 PM.

Councilman Slattery – Reported that she attended the Board of Health Reorganization Meeting tonight. The Board elected the same officers as last year. Councilman Slattery reported that Bloomfield, which the Borough of Caldwell has a shared service for Health Officer, has lost their current Health Officer and by law they need to fill that position within six months. Currently the Borough of Caldwell will be using the Essex Regional Organization, they are representatives of all the communities in Essex County and there is also someone from West Caldwell that can fill in. Councilman Slattery also requested that the contract with the Bloomfield Board of Health be discussed in executive session.

Councilman Dassing – Reported that the Caldwell Community Center Committee Meeting will be on Friday, February 13, 2009 at 8:00 A.M. Items on the agenda include the 2009 budget and new membership incentives as well as marketing ideas and the corporate banner sponsorship program. Councilman Dassing also reported that the Shared Services Committee will meet on February 24, 2009 at 6:00 P.M. Councilman Dassing thanked Beth Bush Telepan and Maureen Ruane for getting the committee copies of the Borough's existing shared services contracts. Councilman Dassing also reported that the Taste of the Caldwells will be on March 29, 2009. This year they will have a 50/50 raffle and a silent auction. This event benefits the Caldwell-West Caldwell Education Foundation. There will be about 22 different restaurants at the event, tickets are \$45.00 each.

Councilman Curley – Reported that the Police Committee Meeting will be this Thursday, February 12, 2009 followed by a Construction/Code Enforcement Committee meeting. Councilman Curley also reported on the Fire Department's monthly report.

Councilman Norton – Reported that he does not yet have a date for the next Finance Committee Meeting. In the past week Councilman Norton had the Administrator put together budgets for the Council's review. The remaining department heads will be presenting their budgets at a Special Council Meeting on February 17, 2009. After that meeting, we will pin down a date for the next Finance Committee Meeting. Councilman Norton urged everyone on the Council to put on their taxpayer hat and trim the budget as best they can, this year we should have a 0% tax increase.

Councilman Brennan – Reported that the Public Works/Water Committee Meeting will be held on Tuesday, February 17, 2009 at 8:00 AM. Councilman Brennan also reported that he will be presenting to the Council an Anti Harassment Policy.

Administrator, Maureen Ruane – reported that the Rotary Club made a \$100.00 donation to the Senior Citizen Center for their Valentine's day luncheon.

Borough Attorney, Stuart Koenig, Esq. – Reported on the Detective Bureau and the positions in the Detective Bureau. Upon review of the police contract and the ordinance there is nothing that requires that there be a sergeant in the Detective Bureau. It is the determination of the Chief that it can be a patrolman or sergeant in the Detective Bureau. Mr. Koenig requested that the Council discuss the memo on the Faloni Property in Executive Session. Mr. Koenig also reported that he has a memo coming to the Council in regards to the sewer utility and the user fees and issues that have developed of major importance and he would like to discuss this at the next Council Meeting.

NEW BUSINESS – Councilman Norton requested that the Open Public Portion of the meeting be moved to the beginning of the meeting agenda. This item will be discussed at the Conference Meeting of March 3, 2009.

OPEN MEETING: Council President Jeff Curley opened the meeting to the public at 7:54 P.M. Dan Flynn of 24 Westville Avenue said that in the summer of 2007 the Army Corp of

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Engineers came out to examine the Pine Brook. Mr. Flynn had questions regarding whether the Condo Association was advised of the danger of the wall behind the condominiums was in danger of collapsing and the damage that may occur. Karen Lembo of 76 Gould Place asked the Council to look in their packets this weekend for various information regarding The Big Read. Seeing no one from the public wishing to be heard Council President Jeff Curley declared the meeting closed to the public at 7:56 PM.

On a motion made by Councilman Slattery, and seconded by Councilman Brennan, unanimously affirmed, the Council moved into Executive Session in order to discuss matters of personnel, acquisition of property, potential litigation and matters of contract. Said motion was unanimously approved and the Council went into Executive Session at 7:57 P.M.

The Executive Session was adjourned and upon motion by Councilman Dassing, seconded by Councilman Norton the Council Business Conference Meeting was opened to the public and the press at 9:08 P.M. All those previously in attendance were present.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Brennan, seconded by Councilman Norton, unanimously affirmed by all members present, the meeting was adjourned at 9:09 PM.

Prepared by:

Beth Bush Telepan
Deputy Clerk

Date