

**BOROUGH OF CALDWELL  
COUNCIL BUSINESS/CONFERENCE MEETING  
MINUTES – March 15, 2016**

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The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 6:00PM

**PRESENT:** Mayor Dassing, Council President Capozzoli, Councilman Hauser, O'Donnell, Brown, Cascarano and Rodgers

**ALSO PRESENT:** 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**

**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. The Executive Session will be Personnel – Caldwell Community Center – Director Interviews.

The Executive Session was adjourned and upon a motion by Councilman Brown seconded by Council Cascarano, the Council Business Conference Meeting was opened to the public and the press at 7:06P.M.

**PRESENT:** Mayor Dassing, Council President Capozzoli, Councilman Hauser, O'Donnell, Brown, Cascarano and Rodgers

**ALSO PRESENT:** Lisa O'Neill, Deputy Clerk, Borough Administrator, Paul Carelli, and Borough Attorney, Greg Mascera

**APPROVAL OF MINUTES:  
February 16, 2016**

Moved by Councilman Hauser, seconded by Council President Capozzoli. No Discussion. On roll call, all voted in the affirmative. Minutes approved 03/01/16.

**PRESENTATION:**

1. Claudine Pascale / Library Presentation  
Claudine gave a presentation on the Library's Strategic Plan for 2016-2018

**OPEN PUBLIC COMMENTS ON RESOLUTIONS:**

Moved by Councilman Cascarano, seconded by Councilman Brown to open to the Public for Consent Agenda

**RESOLUTIONS – CONSENT AGENDA**

**3-78:** AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – ROTARY –KIWANIS CALDWELL STREET FAIR, INC.

**3-79:** AUTHORIZING THE APPOINTMENT OF ZONING BOARD OF ADJUSTMENT MEMBERS

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- 3-80:** AUTHORIZING THE ISSUANCE OF A PERMIT FOR PEDDLER LICENSE OR IN ACCORDANCE WITH APPLICATION FILED. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE BOROUGH CLERK'S OFFICE – Said Elsayed
- 3-81:** AUTHORIZING THE LIEN REDEMPTION OF TAX LIEN CERTIFICATE #14-00009, Block 12 Lot 3.01
- 3-82:** RESOLUTION AUTHORIZING 2016 APPROPRIATION RESERVE TRANSFERS
- 3-83:** RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REFUND TAX OVERPAYMENT FOR BLOCK 65 LOT 2, 80 BLOOMFIELD AVENUE, CALDWELL, DUE TO TAX COURT JUDGEMENT 2014 & 2015 TAX BOARD JUDGEMENT
- 3-84:** AUTHORIZING THE LIEN REDEMPTION OF TAX LIEN CERTIFICATE #15-00008, Block 38 Lot 2.06
- 3-85:** AUTHORIZING THE TAX COLLECTOR TO REFUND TAX OVERPAYMENT FOR BLOCK 56 LOT 6, 48 ROSELAND AVENUE, CALDWELL, NJ 07006, DUE TO TAX COURT JUDGEMENT. 2015 STATE TAX BOARD JUDGEMENT
- 3-86:** AUTHORIZING THE APPOINTMENT OF Joseph Shvartsman AS A FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT
- 3-87:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH MARCH 15, 2016 FOR 2016 BILLS IN THE TOTAL AMOUNT OF \$739,401.37

Moved by Councilman Cascarano, seconded by Councilman O'Donnell. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 03/15/16.

- 3-88:** RESOLUTION AUTHORIZING A ONE YEAR EXTENSION OF EXISTING CONTRACT WITH JAMES R. HAAS LANDSCAPE SPECTRUM LLC, 128 HILLSIDE AVENUE, WEST CALDWELL, NJ 07006 FOR LAWN MAINTENANCE SERVICES IN THE BOROUGH OF CALDWELL

**CONSENT**

Moved by Councilman Cascarano, seconded by Councilman O'Donnell. Discussions Ensued. On roll call, all present voted in the affirmative. Councilman Rodgers abstained. Resolutions approved 03/15/16.

**COUNCIL COMMITTEE REPORTS:**

**Councilman Hauser** reported that there was a Historic Preservation meeting and the State agency CLG has determined that without the district wording within the Historic Preservation ordinance there will not be any funding available. Mr. Cowell explained that you need to be certified as a local government and we can't be certified if there is a restriction on the zoning power. The zoning power allows you to make districts without the homeowner's approval.

**Councilman Brown** reported the Environmental Commission will be having Earth/Arbor Day will be held on Saturday, April 30<sup>th</sup>. There will be a bike swap and they will be giving out saplings which have been donated to the Environmental Commission. They are doing a native species seed purchase. Also James Caldwell High School and the Environmental Commission will be having a shared shredding event and all proceeds will benefit the James Caldwell Scholarship fund. There will be an annual contest which will be announced next week for grades K-2nd, 3-5<sup>th</sup> grade, 6-8<sup>th</sup> grade, College students and adults this year's topic is actions doing for the Environment. On Friday he attended a shared service meeting with Councilman Hauser and Rodgers they discussed possible areas that they can share and it was a very positive discussion.

**REPORT OF MAYOR:**

**Mayor Dassing** the County can meet with us in regards to the traffic light on Gould and they gave her two dates that they can meet one is March 21<sup>st</sup> at 2:00PM and March 28<sup>th</sup> at 2:00PM. Caldwell Merchants Art on the Avenue will be on Saturday, May 21<sup>st</sup>. Councilman Brown and herself had a conference call with See Click Fix and there is an app that you can download on your phone so when a resident sees something in town like a pot hole or a tree down they can download a picture and it would be sent to the proper departments. Mayor Dassing welcomed and thanked Joseph Shvartsman as a new member in the Fire Department.

**REPORT OF BOROUGH ADMINISTRATOR**

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**Paul Carelli reported on the following:**

- He received the schedule for the clarifier and they have started the fabrication at 16 weeks which puts us at July 15<sup>th</sup>. Clarifier 1 will be completed on September 15<sup>th</sup> and Clarifier 2 on October 30<sup>th</sup>.
- The sand filter upgrade we will adopt the ordinance April 5<sup>th</sup> and Hatch Mott will start on 1 sand filter.
- Electricity auction has been pushed back two weeks.
- He has prepared an RFP for the Compost facility.
- There was a study done last year for sewer surcharges and he received a proposal for \$79,000.00 for Passaic Avenue to do Phase I which is cleaning out a lot of the system.
- The Bus is being lettered.
- He received information today from the Business Administrator of the School and he ran some numbers for a potential tax impact for the Caldwell amount. We are looking at an average increase of \$336.00. The schools fiscal year starts July 1<sup>st</sup> to June 30<sup>th</sup> so basically when you are calculating how that will impact our tax rate he has to take half of last year's budget and half of this year's budget. The debt service for the portion of Caldwell is \$632,000.00 and he put it all in the first half. If he put the tax debt service in second half of this year first half of next year we could lower the impact for the residents by about \$130.00.

**Councilman Brown** asked who governor's the municipal lot behind Jack's there is a light pole that has been hit or missing. Chief Bongiorno responded that it is Public Service and they have reported it several times and have sent them pictures.

**NEW BUSINESS:**

1. Ordinance Review – Special Improvement District  
This ordinance will be introduced on April 5<sup>th</sup> Council meeting.

**REPORT OF BOROUGH ATTORNEY:**

**Greg Mascera** reported that he is in the final version of the EVS agreement. He also looked into the Jitney Bus and in his opinion it is prohibited in Caldwell. After discussion Greg will look into a private company providing the services.

**REPORT OF POLICE CHIEF:**

**James Bongiorno** reported with the warmer weather there is more pedestrian traffic and he asks that motorist and pedestrians work together. Have the pedestrian use the crosswalks and motorist please stop when pedestrians are at crosswalks. The liaison at the last meeting talked about the Right to Know training and Sgt. Henderson will be attending.

**OPEN PUBLIC MEETING:**

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

**David Cowell, 29 Brookside Avenue** thanked the Mayor and Council for bringing a special improvement district into Caldwell. On Saturday the Annual Congress of Grover Cleveland will take place at the Presbyterian Church in Caldwell at 9AM.

On a motion made by Councilman Brown and seconded by Council Cascarano, unanimously affirmed, the Council moved into Executive Session at 8:33P.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 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 for Community Center Director.

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The Executive Session was adjourned and upon a motion by Councilman Cascarano seconded by Council Brown, the Council Business Conference Meeting was opened to the public and the press at 9:05P.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 9:05PM.

Prepared by: \_\_\_\_\_  
Lisa O'Neill, Deputy Borough Clerk

\_\_\_\_\_  
DATE