

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – April 1, 2014**

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 Hauser, Councilman O'Donnell, Kelley, Rodgers, Durkin and Capozzoli

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, 2014. 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.

Mayor Dassing spoke about the beautiful flowers that were received from Frank Delisanti and the staff from Flowerland with a note saying "In support of the Resolution for the ½ way to Valentine's Day Motion. Caldwell Flowerland and the local merchants gratefully appreciate the thought and support behind this resolution". The resolution 4-90 proclaims August 14, 2014 as ½ St. Valentine's Day.

APPROVAL OF MINUTES:

March 18, 2014

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli. No Discussion. On roll call, all present voted in the affirmative. Minutes approved 04/01/14.

INTRODUCTION OF ORDINANCE:

Ordinance #1289-14: AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CALDWELL BY ADDING A CHAPTER TITLED "DUMPSTERS"

Moved by Councilman Hauser, seconded by Councilman Rodgers. Discussions Ensued. On roll call, all present voted in the affirmative. Ordinance Introduced on 03/18/14.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli to open to the Public for Consent Agenda

RESOLUTIONS – CONSENT AGENDA

4-86: AUTHORIZING THE APPOINTMENT OF Jared Hoholick AS A FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

4-87: AUTHORIZING THE APPOINTMENT OF David Eucker AS A FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

4-88: AUTHORIZING THE APPOINTMENT OF Steven Salduto AS A FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

4-89: AUTHORIZING THE APPOINTMENT OF Brian Macclay AS A FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

4-90: RESOLUTION PROCLAIMING AUGUST 14, 2014 HALF ST. VALENTINE'S DAY

4-91: AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Kiwanis Club of Caldwell-West Essex

4-92: AUTHORIZING THE ISSUANCE OF LICENSE FOR MOTOR VEHICLE LOT LICENSE IN ACCORDANCE WITH APPLICATION FILED. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT, CONSTRUCTION DEPARTMENT AND THE BOROUGH CLERK'S OFFICE – Jamie Classic Cars, 103 Bloomfield Avenue, Caldwell, NJ – Anthony Thio

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- 4-93: AUTHORIZING THE ISSUANCE OF LICENSE FOR MOTOR VEHICLE LOT LICENSE IN ACCORDANCE WITH APPLICATION FILED. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT, CONSTRUCTION DEPARTMENT AND THE BOROUGH CLERK'S OFFICE – North Jersey Collision, LLC, 139 Roseland Avenue, Caldwell, NJ – Phil Innarella
- 4-94: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 13-00006 BLOCK 17, LOT 4
- 4-95: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 13-00003 BLOCK 7.01, LOT 1.01
- 4-96: RESOLUTION AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS
- 4-97: PULLED
- 4-98: GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT EXTENSION
JANUARY 1, 2014 TO JUNE 30, 2014 RESOLUTION

CONSENT

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli. Discussion Ensued. On roll call, all present voted in the affirmative. Resolutions approved 04/01/14.

COUNCIL COMMITTEE REPORTS:

Councilman Durkin no report
Councilman Capozzoli no report

Councilman O'Donnell reported that there was a 2nd Finance Committee meeting and we will be introducing the Budget hopefully on the 15th or by May 1st.

Councilman Hauser reported on the shared service meeting with the Board of Ed and West Caldwell. The meeting revolved around the Budget and continued discussion on shared services. There is apparently more interest now from the Board of Ed to have discussions around combined DPW structure with West Caldwell and Caldwell that meeting has been scheduled for April 24th. There was discussion on Technology and on the tax rate as a result of the Board of Ed Budget.

Councilman Rodgers read a flyer from the Caldwell Public Library which will be honoring Janet & Bob Markman on Wednesday, April 9th at 6:30PM – 7:30PM. The program highlights NJ Trolley Presentation and the guest speaker is Mr. Tony Hall. Light Refreshments will be served. R.S.V.P. at 973-226-287 or librarian@caldwellpl.org.

Councilman Kelley no report

Mayor Dassing reported that today was the first day of Fire Prevention in Caldwell. The fire official email address is fireofficial@caldwell-nj.com it is Mark Guiliano who is a volunteer fireman in our fire department. Mr. Capozzoli and I met with Gary Garamella and Mark and they are ready to launch the program and there should be a press release out from the Fire Department. Also, Mr. Guiliano wrote a federal grant for their FAITH Program which is Firefighters Assistance in the Home. "The Caldwell Volunteer Fire Department is committed to the safety of all Borough residents towards that end we are implementing FAITH which stands for Firefighters Assistance in the Home program which is available to any interested parties especially appropriate to seniors and any households with special needs as detailed inside this brochure participation in this program can reduce your homes risk of fire and better prepare you in the event of a fire and provided fire fighters with important information prior to the arrival at an emergency which may expedite to protect you and your loved ones". Mark has submitted a grant for a total of \$41,485.00 to support the education and awareness project for the FAITH and also some other items such as smoke detectors for the hearing impaired, a Tablet computer, a digital camera, and a hand held gas carbon monoxide meter, extended life smoke detectors, promotional costs and the cost to print the brochures. He can be reached at 973-403-4629 and she wishes him well. She has received from the land conservancy a request to fund an environmental resource inventory update the cost is \$10,000 and it would give us a complete environmental inventory of which includes our soils, wet lands our vegetation wild life land use, historical and cultural features, flood hazardous areas and preserved and public lands. It counts for a certain amount of points for our Sustainable Jersey designation which then will ultimately authorize us to go out for grants for projects related to the environment. Caldwell use to be called Denver of the East we were environmental conscience when we were first formed.

REPORT OF ADMINISTRATOR:

Paul Carelli reported that the Cleaning service will start next week at the Community Center.

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He would like to have a draft Budget out to the Finance Committee by the end of the week.

They presented the capital ordinance plan request from each department and what they were looking at. The committee asked me to go back and prioritize that by year 2014, 2015 & 2016. He asked everyone to provide their requests looking three years out and they basically did that. Roughly the requests range from 1.5 million dollars and we have \$650,000 already budgeted we would need to do another \$850,000 for a capital ordinance. We talked about as far as capital was some initiatives of the Community Center the pool and some other alternatives in regards to the salt water.

He has a meeting with the Teamsters for Public Works on Friday at 2PM about their contract. There was a complaint to PEOSH regarding the Public Works garage about the fumes. PEOSH will be here on Thursday at 9:30AM to inspect the place and there is some paperwork that we have to put together for them.

Councilman Hauser asked if the capital list includes roadways or is that something separate. Paul responded that the plan going forward is basically to have a general capital ordinance Chris and Bob have been working on going back almost thirteen years of ordinances that are still in our system and some had balances and some didn't. The road projects we will do as they come up. In the future water projects stand on their own and road projects.

Councilman Hauser asked if anything was done on the Brookside Avenue and Westville intersection. Paul responded that Glenn had scheduled a meeting with the County Representatives on Monday at 10:30AM but his Mom passed away on Sunday afternoon. He will be back on Thursday and he will reschedule it.

REPORT OF ATTORNEY:

Greg Mascera reported that Lisa O'Neill attended a meeting at the JIFF and the topic came up Caldwell's light duty policy and there is nothing in our ordinance for light duty. He spoke to Lisa about that and we obviously have to consider the Police contract and the new Public works contract. Fells Manor is having difficulty with policing traffic within fells manor and they want to grant Title 39 which is the New Jersey Statute Traffic Violation governs traffic regulations. They want to grant Title 39 jurisdiction to the Borough and Chief Bongiorno is in agreement.

REPORT OF ESSEX COUNTY LIASSON:

James Jorgensen reported that he attended a press conference that was held at the County Executive a Cherry Blossom 10K Run at Branch Brook Park to announce the run which goes straight through April 18th. He hopes everyone gets a chance to see the Cherry Blossoms.

NEW BUSINESS:

1. Snow and Sidewalk Ordinance Draft – Greg Mascera

Greg Mascera reported that this is a re-write of provisions of Chapter 207 which has to do with removing snow from property of which someone owns and depositing it in the street or across the street and removing it from sidewalks that about public streets and it regulates where that snow has to go or where that snow cannot go. It also talks about for commercial purposes section 207 8-1 snow and ice shall be removed within four hours after accumulation or by 12 noon. For residential purposes snow and ice will be removed within eight hours after accumulation or by 8PM. Discussion Ensued. There will be an introduction on April 15th.

OLD BUSINESS:

1. Complete Streets Resolution

Mayor Dassing reported that the resolution was sent to Council last week on Complete Streets and there was a sample resolution from Dover and she hoped that everyone could read it and if they had any questions because she would like to put a similar resolution on for April 15th so we can be a Complete Streets Community. It is a non-binding Resolution and it fits into the timing with regards to the re-examination of the master plan that we are doing. The philosophy is to try and share the road whenever you can with pedestrians and cyclist and you make public transportation more desirable and easy to access. It's a philosophy that she would like to adopt for our Town. There are grants available. Discussion Ensued. There will be an introduction on April 15th.

OPEN PUBLIC MEETING:

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli to Open meeting to the Public.

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Moved by Councilman Hauser, seconded by Councilman Capozzoli to go into Executive Session.

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 discussion contract at the Sewer Plant and DPW.

The Executive Session was adjourned and upon a motion by Councilman O'Donnell, seconded by Councilman Capozzoli, the Council Business Conference Meeting was opened to the public and the press at 8:34PM

4-99: AUTHORIZING THE AWARD OF CONTRACT FOR THE CALDWELL WASTEWATER TREATMENT PLANT-OPERATION AND MAINTENANCE SERVICES TO HATCH MOTT MACDONALD OPERATING SERVICES, 111 WOOD AVENUE SOUTH, ISELIN, NEW JERSEY 08830

Mayor Dassing thanked the Committee Greg Seaman, Glenn Beckmeyer, Greg Mascera and Paul Carelli for your diligence and for making this happen.

Moved by Councilman O'Donnell, seconded by Councilman Hauser. Discussion Ensued. On roll call, all present voted in the affirmative. Resolution approved 04/01/14.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Hauser, seconded by Councilman Capozzoli unanimously affirmed by all members present, the meeting was adjourned at 8:34P.M.

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

DATE