

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – April 2, 2013**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at **7:07PM**

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

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

ABSENT:

Adequate notice of this Council Business/Conference meeting was given on January 1, 2013. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2013. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2013. Notice was posted and all persons requesting notice were sent same.

**APPROVAL OF MINUTES:
March 19, 2013**

Moved by Councilman Coyle seconded by Councilman O'Donnell. No Discussion. On roll call, all present voted in the affirmative. Minutes approved 04/02/13.

PRESENTATION:

James Caldwell High School & Grover Cleveland Middle School students – Climate Change

INTRODUCTION OF ORDINANCE:

Supplemental Debt Statement – May 2, 2013

ORDINANCE# 1276-13: BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$570,050 FOR VARIOUS WATER MAIN IMPROVEMENTS IN AND BY THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$570,050 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

Moved by Councilman Coyle, seconded by Councilman O'Donnell. Discussions Ensued. On roll call, all present voted in the affirmative. Ordinance was Introduced on 05/07/13.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

RESOLUTIONS – CONSENT AGENDA

Discussion on Parking issues and suggestions

4-105: 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

4-106: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 12-00005 PAYABLE TO MTAG SERV. CUST FOR ATCF 11 NJ

4-107: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 12-00011 PAYABLE TO US BANK CUST-PROCAP 11, LLC.

4-108: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 12-00019 PAYABLE TO US BANK CUST-PROCAP 11, LLC.

4-109: RESOLUTION AUTHORIZING 2013 APPROPRIATION RESERVE TRANSFERS

4-110: RESOLUTION TO AMEND RESOLUTION 1-48 AUTHORIZING BUDGET TRANSFERS FOR CALENDAR YEAR 2012

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4-111: AUTHORIZING THE APPOINTMENT OF KEVIN HERSH AS A CROSSING GUARD IN THE BOROUGH OF CALDWELL FOR THE 2012-2013 SCHOOL YEAR AT AN ANNUAL RATE OF \$5,720.00 EFFECTIVE MARCH 12, 2013

4-112: AUTHORIZING THE HIRING OF PART-TIME PERSONNEL IN THE CALDWELL COMMUNITY CENTER

CONSENT

Moved by Councilman Hauser, seconded by Councilman Coyle. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 04/02/13.

COUNCIL COMMITTEE REPORTS:

Councilman Durkin reported that the Finance Committee will be meeting at 7:30am on Saturday to go over the Budget and is hoping to introduce at the next Council meeting. He commended the students from JCHS on their presentation. The Environmental Commission is having an Earth Day/Arbor Day 2013 Contest slogan that Ann Marchioni came up with is TREES ARE TERRIFIC! For students in Caldwell and the Caldwell-West Caldwell School District grades K-2, 3-5 & 6-8, 9-12, College & Residents. All entries must be received by Friday, April 26th at the Caldwell Borough Hall before 4:30PM or Saturday, April 27th at the Caldwell Public Library between 9am & noon. The winners will be announced at Tree Day, May 4th and prizes will be awarded May 7 at the Council Meeting.

Councilman Hauser reported that in regards to recreation there was a joint meeting with West Caldwell. One of the things that were discussed is West Caldwell passed a resolution for 1.3 million dollars to upgrade a number of fields. We agreed to an idea in concept to contribute towards capital improvements on an annual basis. They have approached us with opportunities to help maintain the field. What West Caldwell has chosen not to do is ask us to help finance the renovations that they have done in the past year including this 1.3 million dollars but what they have asked is for us to consider giving them \$25,000 a year this being the first year as a token towards the 1.3 million dollars that they are setting aside. He would strongly suggest that we consider incorporating this into the budget discussions. One of the large things that they are doing is putting lighting on Memorial Park. We went over the dollars that have received to date towards the Kiwanis Oval Maintenance fund things are moving as anticipated with the exception of advertising dollars there have been no advertising fees received from the College or on behalf of either West Caldwell or Caldwell. Part of the agreement with Caldwell College is we would get 50% of the revenue proceeds from the advertising for signs and things of that nature. There are a number of new programs that have been put in place which are very well received by the kids and adults. **Councilman Hauser** read a letter from West Caldwell in regards to the Memorial Day Parade and they ask for any nominations for Grand Marshall for this year's parade please pass on to the committee. We continue to meet and discuss the Community Center and finalize the policies and procedures document which was given to Greg. **Greg Mascera** responded that the policies and procedures are complete and the specific rules in regards to each part of the facilities I have not reviewed yet he will need to sit down with Rob. **Councilman Hauser** responded just to make this clear to the public while some of the things in there are new or are added essentially is a culmination of a lot things already in place and we are trying to blend it into one document. **Greg Mascera** responded that there should be a resolution once it is finalized essentially adopting the procedures and rules and regulations and replacing to the extent that this would supersede any.

Councilman Kelley asked the question, if the \$25,000 a year was in the Budget part of the agreement that you signed. **Councilman Hauser** responded no, the agreement talked about was, if they came to us looking for us to help finance a project then we would present to the Council and we would vote on it, if it was something we needed to finance, which this is not, then it would need to go through a voting process. They just asked as a good will gesture is to put down \$25,000 towards the 1.3 million dollars. **Councilman Kelley** asked if that would change next year. **Councilman Hauser** responded that they were hoping that we would continue to do that for several years. **Paul Carelli** responded that there is a line item for the share service agreement and he said we would just add another line under that for \$25,000. Discussions Ensued. **Councilman Kelley** spoke about the Senior Transportation and he was unable to attend the meeting but Maria did share with him the meeting notes. Paul responded that he is waiting for the final answer from Greg and then the agreement will be going out. Councilman Kelley spoke about the bus reports and they are consistent with the calculations that Paul came up with and the agreement that you put forth. Camp Wyanokie has a meeting that will be in conflict with the Caldwell Merchants association meeting so I will probably have to defer to Councilman Durkin

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and Mayor Dassing. He should have updates on both of those at the next Council Meeting. On April 17th at the Caldwell Library, Dick Cummings is Grover Cleveland Park Conservancy Historian and he will be speaking on the history of Grover Cleveland Park. In addition the Grover Cleveland Park Conservancy holds a volunteer event to help clean up the Grover Cleveland Park this year's event is on Saturday, April 20th from 9am – noon.

Mayor Dassing reported that the first Library Gala meeting is on Friday at 8:30am at Jersey Mac's for anyone interested in coming she will buy breakfast. The fundraiser will be held on Thursday, November 20th at the Green Brook Country Club at 6:30pm. The Mayor attended meet the Mayor's breakfast at Crane's Mill on Saturday and the President of PSE&G was there talking about the energy strong program. We passed a resolution for that and he thanked Caldwell for their support. There were twenty Mayors who attended from Essex County and Eastern Morris County. She met with a Solar Company along with Paul Carelli and they have two manufacturing sites in the nation where they manufacture solar panels in Federal prisons. They will be taking a look at our Community Center, Sewer plant and potentially the Community Center Parking Deck to put panels up. They may have some investors that will help with cost. They also have solar panel bus stops that motion sensor lights that only come on when someone is in bus stops. It will have Wi-Fi ability and a screen that is connected with amber alert and we can put information about community events. They fund and maintain the sites and is all powered by the sun. She will be attending the Complete Streets seminar at the County and will be bringing the information there to have the bus stops all along Bloomfield Avenue.

REPORT OF ADMINISTRATOR:

Paul Carelli, reported that they are progressing with our budget preparation for 2013. We have started to utilize the Edmunds software to its fullest capacity. When we finalize our budget documents that will be distributed to the Council and you will see a lot more detail this year. We are just about completed with our bank recs which will be automated through Edmunds and Chris will be able to issue reports each month. The payroll is now incorporated on the bill list. There will be a sewer board meeting at 6:00pm on April 16th before the Council meeting. We will be having a meeting on April 24th at 1:00PM for the Borough Employees to roll out the employee incentive plan.

OLD BUSINESS:

Water Main Improvement Project – Update

Paul Carell reported that the project on Brookside Avenue is well under way and making good progress. We did introduce the Supplement Bond ordinance which will fund the remainder of the project which is the Cedars. The bids were opened and I will forward that to Council. The bids were almost a \$100,000 less than Crews estimate. The next step is to adopt the ordinance on May 7th and award the contract the same night. Discussions Ensued.

NEW BUSINESS:

OPEN PUBLIC MEETING:

Tom Kelly, 48 Roseland Avenue spoke about the balls still coming from the field into the parking lot. He has a problem not having access to the rest rooms at the Community Center. He has a problem with Roseland Avenue and the traffic is backing up at least a half mile.

Ann Marchioni, 85 Brookside Avenue she thanked the Council for entertaining the students from the Middle School. Ms. Kinkle has done an exceptional job throughout her years as a teacher at the Middle School. She spoke about the tree contest.

Kimberly DeOlivera, The Progress she introduced herself and she will be attending the meetings.

On a motion made by Councilman O'Donnell and seconded by Councilman Hauser, unanimously affirmed, the Council moved into Executive Session at 8:18PM.

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

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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 Dassing responds that the Executive Session will be discussion of litigation matters of Gleason and potential litigation of Ms. Cherone.

The Executive Session was adjourned and upon a motion by Councilman Coyle, seconded by Councilman Kelley, the Council Business Conference Meeting was opened to the public and the press at 8:31P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Coyle, seconded by Councilman Hauser, unanimously affirmed by all members present, the meeting was adjourned at 8:31P.M.

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

DATE