

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – May 14, 2019**

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The Council Business meeting of the Borough Council of the Borough of Caldwell was called to order at Caldwell University at 7:15PM.

PRESENT: Mayor Kelley, Council President Rodgers, Councilman O'Donnell, Capozzoli, Lace and Cole

ALSO PRESENT: Deputy Clerk, Lisa O'Neill & Borough Administrator, Thomas Banker

ABSENT: Councilwoman Schmidt & Borough Attorney, Vincent Nuzzi

ABSENT AT ROLL CALL: Councilman Cole

Adequate notice of this Council Business/Conference meeting was given on January 1, 2019. 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

**APPROVAL OF MINUTES:
April 23, 2019**

Moved by Councilman Lace, seconded by Councilman Cole. No Discussion. On roll call, all voted in the affirmative. Minutes approved 05/14/19.

OPEN PUBLIC MEETING – ANY TOPIC

Max Time: 3min per speaker

Members of the public are invited to comment at this time on ANY issues, whether or not on the agenda

INTRODUCTION OF ORDINANCE

ORDINANCE #1362-19: BOND ORDINANCE PROVIDING FOR ROAD IMPROVEMENTS TO GOULD PLACE, WAKEFIELD PLACE AND WARD PLACE IN AND BY THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$190,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$190,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

Moved by Councilman Cole, seconded by Councilman O'Donnell. Discussion Ensued. On roll call, all voted in the affirmative. Councilwoman Schmidt absent. Ordinance Introduced 05/14/19.

OPEN PUBLIC COMMENTS ON RESOLUTIONS

Moved by Council President Rodgers, seconded by Councilman Cole to open meeting to the Public.

Tom Banker discussed adding Resolution 4-136

RESOLUTIONS – CONSENT AGENDA

5-137: AUTHORIZING REFUND OF OVERPAYMENT, BLOCK 54, LOT 6.403, 105 Roseland Avenue, unit 403, Caldwell, NJ

Moved by Councilman Lace, seconded by Councilman O'Donnell. Discussions Ensued. On roll call, all voted in the affirmative. Resolution approved 05/14/19

5-138: RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR LICENSED SEWER OPERATOR SERVICES FOR THE CALENDAR YEAR 2019

Motion was made by Councilman Capozzoli to move Resolution 5-138 from consent agenda, seconded by Council President Rodgers. All voted in the affirmative.

5-139: AUTHORIZING THE APPOINTMENT OF SANDRA A. LAUER AS A FULL-TIME CROSSING GUARD IN THE BOROUGH OF CALDWELL EFFECTIVE IMMEDIATELY AT ANNUAL RATE OF \$5,720.00

5-140: AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH MAY 2, 2019 FOR 2019/2018 BILLS IN THE TOTAL AMOUNT OF \$1,975,156.58

5-141: RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FROM WHICH THE PUBLIC IS EXCLUDED For the Meeting of May 2, 2019

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- 5-142:** AUTHORIZING THE BOROUGH ADMINISTRATOR TO ADVERTISE AND RECEIVE BIDS FOR BIO SOLIDS HAULING AT THE CALDWELL WASTERWATER TREATMENT PLANT
- 5-143:** RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR BOROUGH ENGINEER SERVICES FOR THE CALENDAR YEAR 2019
- 5-144:** AUTHORIZING AN INTERLOCAL SERVICE AGREEMENT FOR ANIMAL CONTROL SERVICES AND MUNICIPAL HUMANE LAW ENFORCEMENT OFFICER SERVICES BETWEEN THE TOWNSHIP OF BLOOMFIELD AND THE BOROUGH OF CALDWELL EFFECTIVE JANUARY 1, 2019 THROUGH DECEMBER 31, 2021
- 5-145:** AUTHORIZING AN INTERLOCAL SERVICE AGREEMENT FOR HEALTH SERVICES BETWEEN THE TOWNSHIP OF BLOOMFIELD AND THE BOROUGH OF CALDWELL EFFECTIVE JANUARY 1, 2019 THROUGH DECEMBER 31, 2023
- 5-146:** RESOLUTION OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY AUTHORIZING AN EMERGENCYTEMPORARY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-20 IN THE AMOUNT OF \$21,750 TO FUND HOUSING ELEMENT AND FAIR SHARE PLAN AREA-WIDE REHABILITATION DESIGNATION
- 5-147:** AUTHORIZING APPOINTMENT OF GLENN BECKMEYER AS PLANNING AND ZONING BOARD ENGINEER FOR THE YEAR 2019
- 5-148:** AUTHORIZING APPOINTMENT OF GLENN BECKMEYER AS STORM WATER MANAGER FOR THE YEAR 2019
- 5-149:** AUTHORIZING THE REFUND OF A CONSTRUCTION DEPARTMENT PERMIT PAYMENT PAYABLE TO VIVINT SOLAR DEVELOPER, LLC
- 5-150:** AUTHORIZING AWARD OF A PROFESSIONAL SERVICES CONTRACT TO TOPOLOGY FOR HOUSING ELEMENT AND FAIR SHARE PLAN AREA-WIDE REHABILITATION DESIGNATION FOR THE BOROUGH OF CALDWELL FOR AN AMOUNT OF \$21,750.00

CONSENT

Moved by Councilman Lace, seconded by Councilman O'Donnell. Discussions Ensued. On roll call, all voted in the affirmative. Resolutions approved 05/14/19.

- 5-138:** RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR LICENSED SEWER OPERATOR SERVICES FOR THE CALENDAR YEAR 2019

Moved by Councilman O'Donnell, seconded by Councilman Lace. Discussions Ensued. On roll call, all voted in the affirmative. Resolution approved 05/14/19.

On a motion made by Council President Rodgers, seconded by Councilman Cole unanimously affirmed, the Council moved into Executive Session at 7:45P.M.

Mayor Kelley 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 and Personnel matters.

The Executive Session was adjourned and upon a motion by Councilman Cole, seconded by Councilman O'Donnell the Council Business Conference Meeting was opened to the public and the press at 8:22PM.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Lace, seconded by Councilman Cole unanimously affirmed by all members present, the meeting was adjourned at 8:22PM.

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

DATE