BOROUGH OF CALDWELL
NEW JERSEY

COUNCIL BUSINESS MEETING
June 16, 2015

Caldwell Council Chambers
1 Provost Square
Caldwell, New Jersey 07006
7:00pm
CALL TO ORDER

Honorable Ann Dassing, Mayor of the Borough of Caldwell Presiding

Roll Call
Statement of Compliance w/ Open Public Meetings Act
Pledge of Allegiance to the Flag

APPROVAL OF MINUTES

June 4, 2015

PUBLIC HEARING AND ADOPTION OF ORDINANCES

ORDINANCE# 1308-15: CALENDAR YEAR 2015 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

ORDINANCE# 1306-15: REFUNDING BOND ORDINANCE OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR THE CURRENT REFUNDING OF ALL OR A PORTION OF CERTAIN GENERAL OBLIGATION REFUNDING BONDS, SERIES 2005A, APPROPRIATING $3,800,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE BOROUGH OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015 IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING $3,800,000 FOR FINANCING THE COST THEREOF

OPEN PUBLIC COMMENTS ON RESOLUTIONS

Members of the public are invited to comment at this time on any resolution.

RESOLUTIONS - CONSENT AGENDA

All items listed on the Consent Agenda are considered to be routine and will be acted upon by a single motion. There will be no separate discussion of these items unless members of the Council request specific items to be removed for separate action.

<table>
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<th>#</th>
<th>Resolution</th>
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<tr>
<td>6-130</td>
<td>RESOLUTION CERTIFYING THAT ALL MEMBERS OF THE GOVERNING BODY HAVE REVIEWED, AT A MINIMUM, THE GENERAL COMMENTS AND RECOMMENDATIONS SECTIONS OF THE FISCAL YEAR 2014 ANNUAL AUDIT</td>
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<td>6-131</td>
<td>RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR 2014 AUDIT REPORT</td>
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<td>6-132</td>
<td>AUTHORIZING THE APPOINTMENT OF RICHARD P. ALLOWAY AS ELECTRICAL SUBCODE OFFICIAL/INSPECTOR FOR AN ANNUAL SALARY OF $8,000 EFFECTIVE FEBRUARY 19, 2015</td>
</tr>
<tr>
<td>6-133</td>
<td>AUTHORIZING ISSUANCE OF ONE TAXICAB LICENSES TO Star Taxi &amp; Car Service, 340 Bloomfield Avenue, Caldwell, NJ 07006. APPLICATION AND APPLICANT HAVE BEEN APPROVED BY APPROPRIATE MUNICIPAL DEPARTMENTS</td>
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## Agenda - Revised

**Council Business Meeting**  
Borough of Caldwell  
1 Provost Square Caldwell, NJ  
June 16, 2015 / 7:00PM

### Agenda Items

<table>
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<tr>
<th>Item</th>
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<tr>
<td>6-134</td>
<td>Authorizing the appointment of Daniel Maclay as a Junior Firefighter in the Caldwell Volunteer Fire Department</td>
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<td>6-135</td>
<td>Authorizing the issuing of a Special Liquor Permit. Applicant and Application has been approved by the Police Department and the Clerk’s Office – The Carolin Fund a Non-Profit Organization</td>
</tr>
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<td>6-136</td>
<td>Authorizing the 2015 Equivalent Connection Charge of $328.91 per Equivalent Connection, based on the number of Equivalent Connections and the application of the Sewer User Agreements between the Borough of Caldwell and the Sewer User Municipalities of West Caldwell, North Caldwell, Essex Fells, Fairfield and Roseland</td>
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<tr>
<td>6-137</td>
<td>Authorizing payment of bills and the issuance of checks for the period through June 16, 2015 for 2014/2015 bills</td>
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<tr>
<td>6-138</td>
<td>Authorizing the issuance of renewal liquor licenses for the period July 1, 2014 through June 30, 2015. Applications and applicants have been approved by appropriate Municipal Departments</td>
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<td>6-139</td>
<td>Resolution to cancel capital balances</td>
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<tr>
<td>6-140</td>
<td>Authorizing the lien redemption of certificate #12-00002 Block 10, Lot 17.02</td>
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<tr>
<td>6-141</td>
<td>Authorizing the lien redemption of certificate #14-00014 Block 3, Lot 2</td>
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<tr>
<td>6-142</td>
<td>Resolution requesting the County of Essex to perform a traffic study for the feasibility of a traffic signal at the intersection of Bloomfield Avenue and Gould Place in the Borough of Caldwell</td>
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</table>

### Public Hearing and Adoption of the 2015 Municipal Budget

**Members of the public are invited to comment at this time on the 2015 Municipal Budget**

Budget Document – Sheet 41/42

### Council Committee Reports

- **Councilman Kris Brown**

#### Borough Council Members

#### Report of Mayor

- **Mayor Dassing**

#### Report of Borough Administrator

- **Paul M. Carelli**
Borough of Caldwell Council Business Meeting
AGENDA - REVISED

Phone: (973) 226-6100
Website: www.caldwell-nj.com
June 16, 2015 / 7:00PM

REPORT OF BOROUGH ATTORNEY
Greg Mascera

REPORT OF ESSEX COUNTY LIAISON
James Jude Jorgensen, QPA

OPEN PUBLIC MEETING
Members of the public are invited to comment at this time on any issues, whether or not on the agenda

EXECUTIVE SESSION
Closed Session

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.

ADJOURNMENT

Additional items may be added to this agenda. Final action may be taken on all matters listed or added to this agenda. This agenda was prepared as of 06/12/2015 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 06/12/2015 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.
The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:03PM.

PRESENT: Mayor Dassing, Councilman Hauser, Durkin, Capozzoli, Brown and Cascarano

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

ABSENT: Council President O’Donnell

Adequate notice of this Council Business/Conference meeting was given on January 1, 2015. 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:
May 19, 2015

Moved by Councilman Capozzoli, seconded by Councilman Cascarano. No Discussion. On roll call, all present voted in the affirmative. Minutes approved 06/04/15.

INTRODUCTION OF ORDINANCES:

ORDINANCE# 1309-15: BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS IN AND BY THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING $950,000


PUBLIC HEARING AND ADOPTION OF ORDINANCES:

ORDINANCE# 1307-15: ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF $185,000 FOR THE PREPARATION AND EXECUTION OF A COMPLETE REVALUATION OF REAL PROPERTY IN AND BY THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY.

Moved by Councilman Capozzoli, seconded by Councilman Cascarano. Discussions Ensued. On roll call, all present voted in the affirmative. Ordinance Adopted 06/04/15.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

Moved by Councilman Brown, seconded by Councilman Cascarano.

RESOLUTIONS – CONSENT AGEND

6-121: AUTHORIZING AN AWARD OF A PROFESSIONAL SERVICES CONTRACT TO THE LAND CONSERVANCY OF NEW JERSEY IN THE BOROUGH OF CALDWELL

6-122: RESOLUTION AWARDING A CONTRACT TO RUSSELL REID WASTE HAULING AND DISPOSAL SERVICE CO., INC, 200 SMITH STREET, PO BOX 130, KEASBEY, NJ 08732 FOR BIO SOLIDS HAULING AND DISPOSAL AT THE CALDWELL WASTEWATER TREATMENT PLANT

6-123: AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT - APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK’S OFFICE – ACAP

6-124: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #06-00010 BLOCK 41.01, LOT 34

BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – June 4, 2015

Page 2 of 3

6-126: SPECIAL EMERGENCY RESOLUTION PURSUANT TO N.J.S.A. 40A:4-55 TO AUTHORIZE NOTES FOR THE REVALUATION OF ALL REAL PROPERTY LOCATED IN THE BOROUGH OF CALDWELL

6-127: AUTHORIZING THE AWARD OF CONTRACT FOR THE REVALUATION OF ALL REAL PROPERTY LOCATED IN THE BOROUGH OF CALDWELL TO PROFESSIONAL PROPERTY APPRAISERS, 101 SOUTH ROUTE 130, SUITE 301, CINNAMINSON, NJ 08077 FOR AN AMOUNT OF $177,558.00

6-128: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #06-00010 BLOCK 41.01, LOT 34

6-129: AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH BOSWELL ENGINEERING FOR PROVIDING DESIGN AND CONSTRUCTION SERVICES FOR BROOKSIDE AVENUE – SECTION 3 ROAD IMPROVEMENTS FOR A FEE NOT TO EXCEED $8,500.00 FOR THE DESIGN PHASE AND $33,000 FOR THE CONSTRUCTION PHASE

CONSENT
Moved by Councilman Brown, seconded by Councilman Cascarano. Discussions ensued. On roll call, all present voted in the affirmative. Resolutions approved 06/04/15.

COUNCIL COMMITTEE REPORTS:
Councilman Hauser reported that at the Senior Transportation meeting they had a vendor who brought a bus for everyone to look at and ask questions and everyone got on the bus and asked lots of questions. They voted and approved the purchase of the bus predicated on the grant money awarded to Roseland, West Caldwell and Caldwell and the important thing here is there is a 90 day lead time that the grant money is authorized so we are talking maybe October or November. There was discussion on the sale of the existing bus.

REPORT OF MAYOR:
Mayor Dassing reported that she attended an ANJEC which is the Association of New Jersey Environmental Commission, Garden Party and a Silent Auction in Chesterfield, New Jersey. Caldwell was acknowledged as one of eighteen Municipalities in the State of New Jersey who received a grant from the Association. If you would like to take a drive stop at Fernbrook Farms it’s a farm to table B&B and there is a restaurant. Everything is grown on the land. On the last Friday of each month in June, July, August and September there will be free concerts on the green. There will be food from various restaurants for sale starting with the June concert the Great WaZu will be providing food and a lot of the Musicians from Caldwell Academy of Music will be performing. In July singer song writers, a woman by the name of Pastel and a woman who sang with Katie Perry who lives in Caldwell. In August Jazz night with a Sinatra sound alike and in September we are thinking something for young people. The website will be up soon and the concerts are free and start at 7PM. The Mayor thanked Mark Giuliano’s Mom for making scones for this evening everyone is enjoying them. Mayor Dassing met with Mario Bifalco, Councilman Capozzoli, Chief Bongiorno, Mark Giuliano and Paul Carelli to review items in downtown that is in need of attention and one of the issues is the brick work. The DPW will be starting work on those bricks.

REPORT OF BOROUGH ADMINISTRATOR
Paul Carelli reported on the following:
- Public hearing and adoption of the Budget on June 16th.
- The Re-val is awarded tonight.
- The Court had their windows put in today.
- Every two months we have a safety meeting which is required by the JIFF. There was discussion on training for Public Works we will be doing Hazmat training in confined space and Harassment training. We will be doing an Employee manual training and we are setting up customer service training.

Councilman Hauser asked Paul about the grates on Cooks Lane there are steel plates across it and it has collapsed several times and Paul responded that they are aware of that and he will follow up with Mario.

Paul continued with his report:
- The striping and the handicap spaces for the ADA compliance started on Sunday. The Company walked through all the areas with Mario and Paul and he will be striping and doing all the signage as well.

Greg Mascera responded that the Borough was not found not to be in compliance, it was ordered as part of a settlement were the Borough agreed without any liability and or wrong doing and agreed to make accommodations voluntarily.
OPEN PUBLIC MEETING:
Moved by Capozzoli, seconded by Cascarano to open meeting to the Public.

On a motion made by Capozzoli and seconded by Cascarano, unanimously affirmed, the Council moved into Executive Session at 7:35PM.

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 of agreement with County lunch program and Personnel.

The Executive Session was adjourned and upon a motion by Councilman Hauser seconded Councilman Brown, the Council Business Conference Meeting was opened to the public and the press at 7:56PM.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Cascarano, seconded by Councilman Capozzoli unanimously affirmed by all members present, the meeting was adjourned at 7:57PM.

Prepared by: ____________________     ____________
Lisa O'Neill, Deputy Borough Clerk      DATE
BOROUGH OF CALDWELL
NEW JERSEY

ORDINANCE# 1306-15

REFUNDING BOND ORDINANCE OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR THE CURRENT REFUNDING OF ALL OR A PORTION OF CERTAIN GENERAL OBLIGATION REFUNDING BONDS, SERIES 2005A, APPROPRIATING $3,800,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE BOROUGH OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015 IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING $3,800,000 FOR FINANCING THE COST THEREOF

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Borough of Caldwell, in the County of Essex, New Jersey (the “Borough”) is hereby authorized to currently refund all or a portion of the $3,495,000 outstanding principal amount of the Borough’s General Obligation Refunding Bonds, Series 2005A, consisting of General Improvement Refunding Bonds (the “General Improvement Refunded Bonds”) and Sewer Utility Refunding Bonds (the “Sewer Utility Refunded Bonds” and, together with the General Improvement Refunding Bonds, the “Refunded Bonds”), originally issued in the aggregate principal amount of $7,660,000, dated July 1, 2005, which amount matures on July 1 in each of the years 2016 through 2024, inclusive, and which are subject to redemption in whole or in part on any date on or after July 1, 2015 at the option of the Borough at a redemption price equal to 100% of the principal amount of the Refunded Bonds to be redeemed, plus accrued interest to the date fixed for redemption.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof and the costs of issuance associated therewith, negotiable refunding bonds are hereby authorized to be issued in one or more series in the aggregate principal amount not exceeding $3,800,000 consisting of General Improvement Refunding Bonds (the “General Improvement Refunding Bonds”) and Sewer Utility Refunding Bonds (the “Sewer Utility Refunding Bonds” and, together with the General Improvement Refunding Bonds, the “Refunding Bonds”) pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding $150,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The Borough desires to provide for all or a portion of the principal amount of the Refunded Bonds outstanding and the interest and redemption premium, if any, thereon in order to provide for savings in debt service as a result of lower interest rates in the bond markets.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough is increased by the authorization of the Refunding Bonds provided in this refunding bond ordinance by $3,800,000, and that an amount equal to $3,499,800 (representing the principal amount of the Refunded Bonds of $3,495,000, plus the principal amount of the allocated portion of the Sewer Utility Refunding Bonds in excess of the principal amount of the Sewer Utility Refunded Bonds of $4,800) will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by that law.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, which consent will be so endorsed upon satisfaction of N.J.A.C. 5:30-2.5.
DATE OF FIRST READING: May 19, 2015
DATE OF PUBLICATION: May 28, 2015
MOVED:
SECONDED:

DATE OF SECOND READING: June 16, 2015
DATE OF ADOPTION: June 16, 2015
MOVED:  
SECONDED:

RECORD OF COUNCIL VOTE

Councilman: __________ presented the following resolution - Seconded by Councilman: __________

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<tr>
<th>COUNCILMAN</th>
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Lisa O’Neill, Deputy Clerk  
Ann Dassing, Mayor

This ordinance, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Caldwell in the County of Essex finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 2% increase in the budget for said year, amounting to $142,890 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council of the Borough of Caldwell hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Caldwell in the County of Essex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Borough of Caldwell shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to $250,057, and that the CY 2015 municipal budget for the Borough of Caldwell be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

DATE OF FIRST READING: May 19, 2015
DATE OF SECOND READING: June 16, 2015
DATE OF PUBLICATION: May 21, 2015
DATE OF ADOPTION: June 16, 2015

RECORD OF COUNCIL VOTE

Councilman: _______________ presented the following resolution - Seconded by Councilman: _______________

COUNCILMAN       Yes       No       Absent       Abstain
______________________
O'Donnell          Capozzoli
Hauser             Brown
Durkin             Cascarano

Lisa O'Neill, Deputy Clerk
Ann Dassing, Mayor

This ordinance, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit: R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Caldwell, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RECORD OF COUNCIL VOTE

Councilman: __________________________________ presented the following resolution - Seconded by Councilman: __________________________

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Lisa O’Neill, Deputy Clerk  Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
We, members of the governing body of the Borough of Caldwell, in the County of Essex, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Borough Council of the Borough of Caldwell, in the County of Essex;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2014;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled “Comments and Recommendations.”

(L.S.) (L.S.)
(L.S.) (L.S.)
(L.S.) (L.S.)
(L.S.) (L.S.)
(L.S.) (L.S.)
(L.S.) (L.S.)

Lisa O'Neill – Deputy Clerk

Sworn to and subscribed before me this

________ Day of ____________

________________________
Notary Public of New Jersey

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.
BOROUGH OF CALDWELL

PART III

COMMENTS AND RECOMMENDATIONS

YEAR ENDED DECEMBER 31, 2014
BOROUGH OF CALDWELL
COMMENTS AND RECOMMENDATIONS

Contracts and Agreements Required to be Advertised for N.J.S.A. 40A:11-4

N.J.S.A. 40A:11-3 states:

a. "When the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the total sum of $17,500, the contract may be awarded by a purchasing agent when so authorized by ordinance or resolution, as appropriate to the contracting unit, of the governing body of the contracting unit without public advertising for bids, except that the governing body of any contracting unit may adopt an ordinance or resolution to set a lower threshold for the receipt of public bids or the solicitation of competitive quotations. If the purchasing agent is qualified pursuant to Subsection b. of Section 9 of P.L. 1971, C.198 (N.J.S.A. 40A:11-9), the governing body of the contracting unit may establish that the bid threshold may be up to $25,000. Such authorization may be granted for each contract or by a general delegation of the power to negotiate and award such contracts pursuant to this section.

b. Any contract made pursuant to this section may be awarded for a period of 24 consecutive months, except that contracts for professional services pursuant to subparagraph (i) of paragraph (a) of subsection (1) of section 5 of P.L. 1971, C.198 (N.J.S.A. 40A:11-5) may be awarded for a period not exceeding 12 consecutive months. The Division of Local Government Services shall adopt and promulgate rules and regulations concerning the methods of accounting for all contracts that do not coincide with the contracting unit's fiscal year.

c. The Governor, in consultation with the Department of the Treasury, shall, no later than March 1 of every fifth year beginning in the fifth year after the year in which P.L.1999, C.440 takes effect, adjust the threshold amount and the higher threshold amount which the governing body is permitted to establish, as set forth in subsection a. of this section, or the threshold amount resulting from any adjustment under this subsection, in direct proportion to the rise or fall of the index rate as that term is defined in section 2 of P.L. 1971, C.198 (N.J.S.A. 40A:11-2), and shall round the adjustment to the nearest $1,000. The Governor shall, no later than June 1 of every fifth year, notify each governing body of the adjustment. The adjustment shall become effective on July 1 of the year in which it is made."

N.J.S.A. 40A:11-4 states: "Every contract awarded by the contracting agent for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold, shall be awarded only by resolution of the governing body of the contracting unit to the lowest responsible bidder after public advertising for bids and bidding therefor, except as is provided otherwise in this act or specifically by any other law. The governing body of a contracting unit may, by resolution approved by a majority of the governing body and subject to subsections b. and c. of this section, disqualify a bidder who would otherwise be determined to be the lowest responsible bidder, if the governing body finds that it has had prior negative experience with the bidder."

Effective January 1, 2011 and thereafter, the bid threshold in accordance with N.J.S. 40A:11-3 and 40A:11-4 (as amended) is $17,500 and with a qualified purchasing agent the bid threshold may be up to $36,000.

The governing body of the municipality has the responsibility of determining whether the expenditures in any category will exceed the threshold within the fiscal year. Where question arises as to whether any contract or agreement might result in violation of the statute, the Borough attorney's opinion should be sought before a commitment is made.

The minutes indicated that bids were requested by public advertising per N.J.S.A. 40A:11-4. The minutes also indicated that resolutions were adopted and advertised authorizing the awarding of contracts or agreements for "Professional Services" and "Extraordinary Unspecifiable Services" per N.J.S.A. 40A:11-5.

Inasmuch as the system of records did not provide for an accumulation of payments for categories for the performance of any work or the furnishing or hiring of any materials or supplies, the results of such an accumulation could not reasonably be ascertained. Disbursements were reviewed, however, to determine whether any clear-cut violations existed. None were noted.
Collection of Interest on Delinquent Taxes, Utility Rents and Assessments

The statute provides the method for authorizing interest and the maximum rates to be charged for the nonpayment of taxes, utility charges or assessments on or before the date when they would become delinquent.

On January 1, 2014, the governing body adopted the following resolution authorizing interest to be charged on delinquent taxes and utility charges:

"BE IT RESOLVED by the Borough Council of the Borough of Caldwell, NJ pursuant to R.S. 54:4-67, as amended and supplemented, that the rate of interest to be charged for the non-payment of taxes or assessments on or after the date when they become delinquent shall be as follows:

1. No interest shall be charged if payment of any installment so due is made within ten (10) days of the date the same shall be payable; and
2. Upon expiration of the ten (10) day period as aforesaid, the rate of interest shall be eight (8) percent on the first $1,500.00 of the delinquency and eighteen (18) percent thereafter on any amount in excess of $1,500; and
3. A penalty shall be charged to a taxpayer with a delinquency in excess of $10,000 who fails to pay that delinquency prior to the end of the calendar year in the amount of 6% of the delinquency.

FURTHER, BE IT RESOLVED that

4. Any water or sewer account remaining unpaid after due date on each billing shall be subject to a penalty of ten (10) percent of the unpaid balance."

It appears from tests of the Collector's records that interest was collected in accordance with the foregoing resolution.

Delinquent Taxes and Tax Title Liens

An accelerated tax sale was held on December 18, 2014.

The following comparison is made of the number of tax title liens receivable on December 31, of the last three years:

<table>
<thead>
<tr>
<th>Year</th>
<th>Number of Liens</th>
</tr>
</thead>
<tbody>
<tr>
<td>2014</td>
<td>-0-</td>
</tr>
<tr>
<td>2013</td>
<td>-0-</td>
</tr>
<tr>
<td>2012</td>
<td>-0-</td>
</tr>
</tbody>
</table>

Verification of Delinquent Taxes and Other Charges

A test verification of delinquent charges and current payments was made in accordance with the regulations of the Division of Local Government Services, including the mailing of verification notices as follows:

<table>
<thead>
<tr>
<th>Type</th>
<th>Number Mailed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Payment of 2014 and 2015 Taxes</td>
<td>30</td>
</tr>
<tr>
<td>Payment of 2014 and 2015 Water Rents</td>
<td>20</td>
</tr>
<tr>
<td>Payment of 2014 Excess Sewer Rents</td>
<td>15</td>
</tr>
</tbody>
</table>
BOROUGH OF CALDWELL
COMMENTS AND RECOMMENDATIONS
(Continued)

New Jersey Administrative Code Accounting Requirements

The Division of Local Government Services has established three (3) accounting requirements which are prescribed by the New Jersey Administrative Code. They are as follows:

1. Maintenance of an encumbrance accounting system.
2. Fixed assets accounting and reporting system.
3. General ledger accounting system.

The Borough maintains encumbrance, fixed assets and general ledger accounting systems.

Outside Offices

During our review of the Community Center operations, we noted the following:

a. Individual log-ons are not assigned for each employee who utilizes the same Community Center cash drawer. Also, corrections to postings of receipts in the Community Center’s accounting software are approved by either the Community Center Director or the Front Desk Supervisor, who are not independent of collections. However, their involvement with cash collections is kept to a minimum. In 2012, the Borough installed security cameras in certain areas of the Community Center, including the front desk where cash is collected.

b. Not all cash collections are deposited within forty-eight hours of receipt in accordance with New Jersey state statute.

It is recommended that:

a. Each employee who is designated to collect funds at the Community Center is at least assigned an individual log on within the registration software. Also, the cash drawer should be formally proven at the end of each employee’s assignment to the cash drawer at the Community Center. Consideration should be given to assigning individual cash drawers to each Community Center employee responsible for collections. Corrections to postings of receipts in the Community Center’s accounting software should be approved by a Community Center employee independent of collections.

b. Greater care be taken to ensure that all cash collections are deposited within forty-eight hours of receipt in accordance with New Jersey state statute.

Management’s Response

The Borough will continue to evaluate job duties and systems controls at the Community Center, including the possibility of a central cashier. Also, extra care will be taken to ensure all cash receipts are deposited in a timely manner.

Sewer Utility Operating

The Borough does not have formal written sewer fees contracts with the various municipalities in which sewer rates and terms are established to help ensure collection of sewer billings. It is recommended that the Borough implement formal written contracts with the various municipalities for sewer fees.
BOROUGH OF CALDWELL
COMMENTS AND RECOMMENDATIONS
(Continued)

Sewer Utility Operating (Cont’d)

Management’s Response

The Borough is in the process of negotiating contract terms with the various municipalities.

As of December 31, 2014, the Borough had an operating deficit in the Sewer Utility Operating Fund at year end. The operating deficit was primarily due to a large consumer accounts receivable due from a local municipality. As the Borough has put plans in place to ensure that future operating deficits do not occur, a formal recommendation is not warranted.

Municipal Court

The report of the Municipal Court has been forwarded to the Division of Local Government Services and the Borough Magistrate under separate cover. Reflected below is a summary of receipts and disbursements for the year ended December 31, 2014.

RECEIPTS AND DISBURSEMENTS FOR THE YEAR ENDED DECEMBER 31, 2014

<table>
<thead>
<tr>
<th>Description</th>
<th>Dec. 31, 2013</th>
<th>Receipts</th>
<th>Disbursements</th>
<th>Dec. 31, 2014</th>
</tr>
</thead>
<tbody>
<tr>
<td>Municipal Treasurer:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fines and Costs</td>
<td>$21,042.92</td>
<td>$285,980.27</td>
<td>$286,320.03</td>
<td>$20,703.16</td>
</tr>
<tr>
<td>P.O.A.A. Fines</td>
<td>122.00</td>
<td>1,696.00</td>
<td>1,662.00</td>
<td>156.00</td>
</tr>
<tr>
<td>Public Defender</td>
<td>1,090.00</td>
<td>1,065.00</td>
<td></td>
<td>25.00</td>
</tr>
<tr>
<td>State Treasurer</td>
<td>15,947.08</td>
<td>196,099.98</td>
<td>200,093.22</td>
<td>11,953.84</td>
</tr>
<tr>
<td>County Treasurer</td>
<td>5,068.00</td>
<td>61,821.25</td>
<td>62,963.25</td>
<td>3,926.00</td>
</tr>
<tr>
<td>Conditional Discharge Fee</td>
<td></td>
<td>1,347.00</td>
<td>1,402.00</td>
<td>(55.00)</td>
</tr>
<tr>
<td>Weights and Measures</td>
<td></td>
<td>450.00</td>
<td></td>
<td>450.00</td>
</tr>
<tr>
<td>Restitution</td>
<td></td>
<td>60.00</td>
<td></td>
<td>60.00</td>
</tr>
<tr>
<td>Cash Bail</td>
<td>495.00</td>
<td>18,692.00</td>
<td>18,705.00</td>
<td>482.00</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$42,675.00</strong></td>
<td><strong>$567,236.50</strong></td>
<td><strong>$572,210.50</strong></td>
<td><strong>$37,701.00</strong></td>
</tr>
</tbody>
</table>

During our review of the Municipal Court records, we noted the following:

a. Although the Court Administrator had made a significant effort in voiding older tickets on the tickets assigned to an officer but not issued report, there were still a large number of tickets on the tickets assigned to an officer but not issued report which had been issued over six months ago. Also, certain tickets selected for testing could not be located.

b. During our review of the bank reconciliations for the regular account, we noted that there are reconciling differences beginning in September of 2013. Also, not all receipts collected in a particular month were disbursed by the fifteenth of the following month.

c. During our review of the Bail account, we noted that there are a number of items of bail held on account that related to cases that appeared to have been closed in prior years. We also noted that the total outstanding bail on account does not agree with the reconciled book balance for the bail account.
BOROUGH OF CALDWELL
COMMENTS AND RECOMMENDATIONS
(Continued)

Municipal Court (Cont’d)

It is recommended that:

a. The Court Administrator continue to pursue collection of the older tickets on the tickets assigned to an officer but not issued report so that these tickets may be voided and pursue disposition of any tickets on these reports which cannot be located.

b. Reconciling differences on the monthly bank reconciliations be investigated and resolved and greater care be taken to ensure that receipts collected in the regular account in a particular month are disbursed by the fifteenth of the following month.

c. Older items of bail held on account be investigated and refunded or forfeited as deemed appropriate. Also, the total outstanding bail on account be reconciled with the bail account book balance on a monthly basis.

Management’s Response

The Court Administrator will continue to pursue collection from the respective officers of the older tickets on the tickets assigned to an officer but not issued report so they may be voided and pursue disposition of any tickets which cannot be located. Also, the Court Administrator will review and resolve the reconciling differences on the monthly bank reconciliations and ensure receipts are disbursed in a timely manner. Additionally, the Court Administrator will review and resolve older bail items held on account and ensure that the total outstanding bail on account is reconciled with the bail cash balance on a monthly basis.

Management Suggestions

Older Federal and State Grant Reserves

There are various appropriated reserves in the grant fund which have been on the Borough’s records for several years. It is suggested that older grant reserve balances be reviewed for possible cancellation.

Parking Meter Collections

The internal controls over parking meter collections should be considered to ensure that sufficient controls are in place.

Status of Prior Year Recommendations

The Borough has initiated a corrective action plan to resolve comments and recommendations from the 2013 audit report. The prior year recommendation with respect to the availability of an outstanding check list for the court accounts and vouchers being approved before goods are ordered or services are rendered were resolved during the current year. The remaining prior year recommendations have been repeated in the current year’s audit and corrective action with respect to these recommendations is in the process of being implemented.
BOROUGH OF CALDWELL
SUMMARY OF RECOMMENDATIONS

It is recommended that:

1. Consideration be given to providing for a more adequate segregation of duties with respect to the recording and treasury functions.

2. Community Center:
   a. Each employee who is designated to collect funds at the Community Center is at least assigned an individual log on within the registration software. Also, the sole cash drawer should be formally proven at the end of each employee's assignment to the cash drawer at the Community Center. Consideration should be given to assigning individual cash drawers to each Community Center employee responsible for collections. Corrections to postings of receipts in the Community Center's accounting software should be approved by a Community Center employee independent of collections.
   b. Greater care be taken to ensure that all cash collections are deposited within forty-eight hours of receipt in accordance with New Jersey state statute.

3. Sewer Operating Utility:
   a. The Borough implement formal written contracts with the various municipalities for sewer fees.

4. Municipal Court:
   a. The Court Administrator continues to pursue collection of the older tickets on the tickets assigned to an officer but not issued report so that these tickets may be voided and pursue disposition of any tickets on these reports which cannot be located.
   b. Reconciling differences on the monthly bank reconciliations be investigated and resolved and greater care be taken to ensure that receipts collected in the regular account in a particular month are disbursed by the fifteenth of the following month.
   c. Older items of bail held on account be investigated and refunded or forfeited as deemed appropriate. Also, the total outstanding bail on account be reconciled with the bail account book balance on a monthly basis.

*****
BOROUGH OF CALDWELL
NEW JERSEY

Resolution No: 6-131
Date of Adoption: June 16, 2015

TITLE:
RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR 2014 AUDIT REPORT

WHEREAS, the Division of Local Government Services requires the Chief Financial Officer to file a "Corrective Action Plan", attached hereto, outlining the actions to be taken by the Borough relative to the findings and recommendations in the annual audit report; and

WHEREAS, the "Corrective Action Plan" shall be prepared by the Chief Financial Officer with assistance from other officials affected by the audit findings and recommendations; and

WHEREAS, the governing body is required by resolution, to approve the "Corrective Action Plan"; and

WHEREAS, the "Corrective Action Plan", as prepared by the Chief Financial Officer and approved by the governing body, shall be placed on file and made available for public inspection in the office of the Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Caldwell, in the County of Essex, State of New Jersey that it hereby approves the "Corrective Action Plan" for the Fiscal Year 2014 Audit Report submitted by the Chief Financial Officer.

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

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<tr>
<th>COUNCILMAN</th>
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Lisa O’Neill, Deputy Clerk
Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
Borough of Caldwell
Corrective Action Plan

Borough of Caldwell
County of Essex
Audit Report Year: December 31, 2014

Department: Finance/Administration
Respondent: Chris Battaglia/Paul Carelli

Finding 2014-01:

The borough does not maintain an adequate segregation of duties with respect to the recording and treasury functions.

Explanation and Corrective Action Plan

The Borough Administrator will work to reassign duties to allow for separation of functions that place too much control over a transaction or class of transactions that would enable a person to perpetuate errors and prevent detection within a reasonable period of time. The Borough is exploring the option of filling a full-time cashiering position.

Status/Date Completed: Ongoing

Comments and Recommendations:

Outside Offices:

Department: Community Center
Respondent: Robert Paterson

Finding 1: Community Center

a. Individual log ons are not assigned for each employee who utilizes the one Community Center cash drawer. Also, corrections to postings of receipts in the Community Center’s accounting software are approved by either the Community Center Director or the Front Desk Supervisor, who are not independent of collections.

b. Not all cash collections are deposited within forty-eight hours of receipt in accordance with New Jersey state statute.

Recommendation:

a. It is recommended that each employee who is designated to collect funds at the drawer is at least assigned an individual log on within the registration software. Also, the sole cash drawer should be formally proven at the end of each employee’s assignment to the cash drawer at the Community Center. Consideration should be given to assigning individual cash drawers to each Community Center employee responsible for collections. Corrections to postings of receipts in the Community Center’s accounting software be approved by a Community Center employee independent of collections.
Borough of Caldwell
Corrective Action Plan

b. Greater care be taken to ensure that all cash collections are deposited within forty-eight hours of receipt in accordance with New Jersey state statute.

Explanation and Corrective Action Plan

a. Transactions entered into software are time-stamped and labeled with employee initials. A scheduling overlap has been implemented to allow the subsequent employee to reconcile the cash drawer prior to taking over collections. All transactions are monitored with video surveillance. The director will look to assign individual login IDs within the registration software.

b. Greater care will be taken to ensure that all cash collections are deposited within forty-eight hours of receipt in accordance with New Jersey state statute.

Date Initiated: July 2013

Status/Date Completed: Ongoing
Department: Sewer
Respondent: Greg Seaman

Finding 2: Sewer Utility

The Borough does not have formal written sewer fees contracts with the various municipalities in which sewer rates and terms are established to help ensure collection of sewer billings.

Recommendation:

It is recommended that the Borough has formal written contracts with the various municipalities for sewer fees.

Explanation and Corrective Action Plan

The Borough will obtain formal written contracts with the various municipalities for sewer fees.

Date Initiated: Immediately

Status/Date Completed: Ongoing
Department: Municipal Court
Respondent: Leanne O'Hern

Finding 3: Municipal Court

There were a large number of tickets on the tickets assigned to an officer but not issued report which has been issued over six months ago. Also, certain tickets selected for testing could not be located.

Recommendation:

It is recommended that the Court Administrator pursues collection of the older tickets on the tickets assigned to an officer but not issued report so that these tickets may be voided and pursue disposition of any tickets on these reports which cannot be located.

Explanation and Corrective Action Plan
The court administrator will pursue collection from the respective officers of the older tickets on the tickets assigned to an officer but not issued report.

Date Initiated Immediately

Status/Date Completed: Ongoing

Finding 4: Municipal Court

There are reconciling differences beginning in September 2013. Also, not all receipts collected in a particular month were disbursed by the fifteenth of the following month.

Recommendation:

Reconciling differences be investigated and greater care be taken to ensure that receipts collected in the regular account in a particular month are disbursed by the fifteenth of the following month.

Explanation and Corrective Action Plan

The court administrator will review and resolve reconciling differences. The court administrator will take extra care to ensure that receipts collected in the regular account in a particular month are disbursed by the fifteenth of the following month.

Date Initiated Immediately

Status/Date Completed: Ongoing
Finding 5: Municipal Court

There are a number of items of bail held on account that related to cases that appeared to have been close in prior years. The total outstanding bail on account does not agree with the reconciled book balance for the bail account.

Recommendation:

It is recommended that older items of bail held on account be investigated and refunded or forfeited as deemed appropriate. Also, the total outstanding bail on account be reconciled with the bail account book balance on a monthly basis.

Explanation and Corrective Action Plan

The court administrator will review and resolve older bail held on account and reconcile the outstanding bail on account with the bail account book balance on a monthly basis.

Date Initiated: Immediately

Status/Date Completed: Ongoing

Prepared by: Chris Battaglia

Dated: June 9, 2015
BOROUGH OF CALDWELL
NEW JERSEY

Resolution No: 6-132
Date of Adoption: June 16, 2015

TITLE:

AUTHORIZING THE APPOINTMENT OF RICHARD P. ALLOWAY AS ELECTRICAL SUBCODE OFFICIAL/INSPECTOR FOR AN ANNUAL SALARY OF $8,000 EFFECTIVE FEBRUARY 19, 2015

WHEREAS, the Borough of Caldwell promulgated requests for qualifications for Electrical Subcode Official; and,

WHEREAS, Richard P. Alloway has met all of the required qualifications for the position of Electrical Subcode Official; and,

WHEREAS, the Borough of Caldwell desires to appoint Richard P. Alloway to the position of Electrical Subcode Official/Inspector, effective June 15, 2015.

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that they do hereby appoint Mr. Richard P. Alloway to the position of Electrical Sub Code Official/Inspector effective June 15, 2015 for an annual salary of $8,000.00. The term of the appointment shall run from June 15, 2015 through June 15, 2019.

RECORD OF COUNCIL VOTE

Councilman: __________ presented the following resolution - Seconded by Councilman: __________

<table>
<thead>
<tr>
<th>COUNCILMAN</th>
<th>Yes</th>
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Lisa O’Neill, Deputy Clerk
Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
BOROUGH OF CALDWELL
NEW JERSEY

Resolution No: 6-133
Date of Adoption: June 16, 2015

TITLE:

AUTHORIZING ISSUANCE OF ONE (7) TAXICAB LICENSES TO Star Taxi & Car Service, 340 Bloomfield Avenue, Caldwell, NJ 07006. APPLICATION AND APPLICANT HAVE BEEN APPROVED BY APPROPRIATE MUNICIPAL DEPARTMENTS.

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey, that they have no objections to the issuance of one (1) Taxicab Licenses to Star Taxi & Car Service, 340 Bloomfield Avenue, Caldwell, New Jersey 07006 from June 17, 2015 through March 31, 2016. Applicant and application have been approved by the appropriate municipal departments

2004 GMC Yukon Wagon 1GKFK66U04J244561

RECORD OF COUNCIL VOTE

Councilman: ___________ presented the following resolution - Seconded by Councilman: ______________

<table>
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<tr>
<th>COUNCILMAN</th>
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Lisa O’Neill, Deputy Clerk  Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
Resolution No: 6-134  
Date of Adoption: June 16, 2015  

TITLE:  
AUTHORIZING THE APPOINTMENT OF Daniel Maclay AS A JUNIOR FIREFIGHTER  
IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT  

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey, that they do hereby authorize the appointment of Daniel Maclay, 23 Grover Lane, West Caldwell, New Jersey as a junior firefighter in the Caldwell Volunteer Fire Department.

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

<table>
<thead>
<tr>
<th>COUNCILMAN</th>
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Lisa O’Neill, Deputy Clerk  
Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
Resolution No: 6-123
Date of Adoption: June 16, 2015

TITLE:
AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – THE CAROLIN FUND A NON-PROFIT ORGANIZATION

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the Borough Council be an is hereby authorized and directed to certify that the Mayor and Council have no objection to the granting of a Special Liquor permit to offer alcoholic beverages at a special social affair to be conducted by the following:

The Caroline Fund
96 Central Avenue
Caldwell, NJ 07006

Event to Be Held:

Cloverleaf Tavern
395 Bloomfield Avenue
Caldwell, NJ 07006

September 12, 2015
11:30AM – 4:00PM

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

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<th>COUNCILMAN</th>
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Lisa O’Neill, Deputy Clerk
Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
Resolution No: 6-136
Date of Adoption: June 16, 2015

TITLE:


BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that they do hereby adopt the 2015 equivalent connection charge based on the Sewer User Agreements with West Caldwell, North Caldwell, Essex Fells, Fairfield and Roseland and the calculations performed by the Borough Administrator and Borough Sewer Director.

BE IT RESOLVED by the Borough Council of the Borough of Caldwell that the number of equivalent connections per sewer user municipality used for the purposes of the calculations shall be in accordance with the number of connections adjusted through the implementation of the 2015 Caldwell Sewer Utility sewer connection audit and connections reported by each municipality through December 31, 2014 as follows:

<table>
<thead>
<tr>
<th>Municipality</th>
<th>Connections</th>
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</thead>
<tbody>
<tr>
<td>Caldwell</td>
<td>3,069.3</td>
</tr>
<tr>
<td>West Caldwell</td>
<td>4,506.0</td>
</tr>
<tr>
<td>North Caldwell</td>
<td>2,023.6</td>
</tr>
<tr>
<td>Essex Fells</td>
<td>787.9</td>
</tr>
<tr>
<td>Roseland</td>
<td>2,985.2</td>
</tr>
<tr>
<td>Fairfield</td>
<td>110.0</td>
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<tr>
<td>TOTAL:</td>
<td>13,482.0</td>
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NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the equivalent connection charge is set at $328.91 per equivalent connection and that the Borough Administrator be authorized to forward bills to the sewer user municipalities.

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: __________________

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Lisa O’Neill, Deputy Clerk
Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
BOROUGH OF CALDWELL
NEW JERSEY

Resolution No: 6-137
Date of Adoption: June 16, 2015

TITLE:

AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH
JUNE 16, 2015 FOR 2014/2015 BILLS IN THE TOTAL AMOUNT OF $2,652,526.75

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that,

WHEREAS, certain bills which are contained on the bills list which is annexed hereto and incorporated herein have been submitted to the Borough of Caldwell for payment, and;

WHEREAS, pursuant to N.J.S.A. 40A:5-16, it has been certified to the governing body that the goods or services for which said bills were submitted have been received by or rendered to the Borough of Caldwell, and;

WHEREAS, the Director of Finance of the Borough of Caldwell has certified to the governing body that there are funds legally appropriated and available in the current operating budget for the payment of said bills and that the said payment will not result in the disbursement of public monies or in the encumbering of same in excess of the 2014/2015 appropriation for said purpose;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Caldwell that the Chief Financial Officer and Borough Administrator be and are hereby authorized to sign checks in payment of the bills set forth in the annexed schedule.

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: __________________

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Lisa O’Neill, Deputy Clerk                    Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
Resolution No: 6-138  
Date of Adoption: June 16, 2015  

TITLE:  
AUTHORIZING THE ISSUANCE OF RENEWAL LIQUOR LICENSES FOR THE PERIOD JULY 1, 2014 THROUGH JUNE 30, 2015. APPLICATIONS AND APPLICANTS HAVE BEEN APPROVED BY APPROPRIATE MUNICIPAL DEPARTMENTS

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey, that the following be and is hereby-granted liquor license renewal for the period July 1, 2015 through June 30, 2016. Applicant and application have been inspected, investigated and approved by the appropriate Municipal Department

Sunrise Shoprite Liquors Inc.  
478 Bloomfield Avenue  
Caldwell, NJ 07006

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

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Lisa O’Neill, Deputy Borough Clerk
Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
**BOROUGH OF CALDWELL**  
**NEW JERSEY**

Resolution No: 6-139  
Date of Adoption: June 16, 2015

**TITLE:**  
RESOLUTION TO CANCEL CAPITAL BALANCES

**WHEREAS,** certain Capital balances remain dedicated to projects now completed; and

**WHEREAS,** it is necessary to formally cancel said balances, so that the unexpended balances may be returned to Capital improvement fund, credited to Capital Fund Balance or to a Reserve to Pay Debt Service, and unused debt authorizations may be canceled; and

**WHEREAS,** receivable balances remain on the Capital balance sheet

**WHEREAS,** it is necessary to formally cancel the receivable balances from the balance sheet

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Caldwell that the following unexpended and dedicated balances be canceled:

### GENERAL CAPITAL - IMPROVEMENT AUTHORIZATIONS

<table>
<thead>
<tr>
<th>ORDINANCE</th>
<th>PURPOSE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1225-10</td>
<td>VARIOUS CAPITAL IMPROVEMENTS</td>
<td>$558.00</td>
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<tr>
<td>1252-12</td>
<td>VARIOUS CAPITAL IMPROVEMENTS</td>
<td>$10,835.57</td>
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</tbody>
</table>

**WATER CAPITAL - IMPROVEMENT AUTHORIZATIONS**

<table>
<thead>
<tr>
<th>ORDINANCE</th>
<th>PURPOSE</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>1178-07; 1231-11</td>
<td>WATER CAPITAL PROJECTS</td>
<td>$104,487.09</td>
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<tr>
<td>1198-09; 1245-12</td>
<td>WATER CAPITAL IMPROVEMENTS</td>
<td>$37,569.80</td>
</tr>
<tr>
<td>1249-12; 1276-13</td>
<td>WATER MAIN IMRPOVEMENTS</td>
<td>$118,000.00</td>
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**RECORD OF COUNCIL VOTE**

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

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Lisa O’Neill, Deputy Borough Clerk  
Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
BOROUGH OF CALDWELL
NEW JERSEY

Resolution No: 6-140
Date of Adoption: June 16, 2015

TITLE:
AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #12-00002 BLOCK 10, LOT 17.02

WHEREAS, at the Borough of Caldwell Tax Sale held on December 20, 2012, a lien was sold on Block 10, Lot 17.02 also known as 82 Arlington Avenue in Caldwell, NJ for delinquent Tax; and

WHEREAS, this lien, known as Tax Sale Certificate 12-00002 was sold to MTAG CUST FOR ALTERNA FUND 1, LLC

WHEREAS, the HOMEOWNER has effected redeemed the Certificate 12-00002 in the amount of $47,419.62 WITH A PREMIUM AMOUNT OF $5,500.00 TO ALSO BE RETURNED TO THE LIEN HOLDER; and

NOW THEREFORE BE IT RESOLVED, that authorization is hereby given to issue a check in the amount of $14,735.18 payable to MTAG CUST FOR ALTERNA FUND 1, LLC for the redemption of Tax Sale Certificate 12-00002.

Certificate 12-00002

PRINCIPAL………………………………………… $47,367.62
RECORDING FEES………………………………       52.00
PREMIUM…………………………………………   5,500.00

TOTAL……………………………………………... $52,919.62

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

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Lisa O’Neill, Deputy Clerk  Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
Resolution No: 6-141
Date of Adoption: June 16, 2015

TITLE:
AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #14-00014 BLOCK 3, LOT 2

WHEREAS, at the Borough of Caldwell Tax Sale held on December 18, 2014, a lien was sold on Block 10, Lot 17 also known as 82 Arlington Avenue in Caldwell, NJ for delinquent Tax; and

WHEREAS, this lien, known as Tax Sale Certificate 14-00014 was sold to US BANK CUST-PRO-CAPITAL 5 STERLING, US BANK GLOBAL CORP TRUST; and

WHEREAS, the HOMEOWNER has effected redeemed the Certificate 14-00014 in the amount of $3,235.18 WITH A PREMIUM AMOUNT OF $11,500.00 TO ALSO BE RETURNED TO THE LIEN HOLDER; and

NOW THEREFORE BE IT RESOLVED, that authorization is hereby given to issue a check in the amount of $14,735.18 payable to US BANK CUST-PROCAPITAL 5 STERLING US BANK GLOBAL TRUST for the redemption of Tax Sale Certificate 14-00014.

Certificate 14-00014

PRINCIPAL………………………………………… $ 3,183.18
RECORDING FEES………………………………  52.00
PREMIUM…………………………………………  11,500.00

TOTAL……………………………………………... $14,735.18

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

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Lisa O’Neill, Deputy Clerk       Ann Dassing, Mayor

This resolution, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.
Resolution No: 6-142  
Date of Adoption: June 16, 2015

TITLE:

RESOLUTION REQUESTING THE COUNTY OF ESSEX TO PERFORM A TRAFFIC STUDY FOR THE FEASIBILITY OF A TRAFFIC SIGNAL AT THE INTERSECTION OF BLOOMFIELD AVENUE AND GOULD PLACE IN THE BOROUGH OF CALDWELL

WHEREAS, the Borough of Caldwell in the County of Essex and State of New Jersey has concerns about the safety of the intersection of Bloomfield Avenue and Gould Place due to a high volume of traffic; and

WHEREAS, Bloomfield Avenue is a county road and County of Essex had control over this roadway; and

WHEREAS, the Borough of Caldwell believes that a traffic study and improvements to the intersection would be in the best interests of the health, safety and welfare of the residents of the Borough of Caldwell.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Caldwell duly assembled in public session this 16th day of June, 2015, hereby request the County of Essex to perform a traffic study at the intersection of Bloomfield Avenue and Gould Place for the feasibility of the installation of a traffic signal.

BE IT FURTHER RESOLVED that a true copy of this Resolution be sent to the members of the Essex County Board of Chosen Freeholders and to the Essex County Department of Public Works.

RECORD OF COUNCIL VOTE

Councilman: ________________ presented the following resolution - Seconded by Councilman: ________________

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Lisa O’Neill, Deputy Clerk  Ann Dassing, Mayor

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