



***BOROUGH OF CALDWELL  
NEW JERSEY***



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**COUNCIL BUSINESS  
MEETING June 18, 2013**

Borough Hall Council Chambers  
1 Provost Square  
Caldwell, New Jersey 07006  
7:00pm



Council Chambers  
1 Provost Square Caldwell, NJ

# Borough of Caldwell Council Business Meeting

## AGENDA

Phone: (973) 226-6100  
Website: [www.caldwell-nj.com](http://www.caldwell-nj.com)

June 18, 2013

MAYOR  
Ann Dassing

BOROUGH COUNCIL  
Richard Hauser – President / CCC  
Thomas O'Donnell / Public Safety  
John Coyle / Public Works  
John Kelley / Community Relations  
Frank Rodgers / Personnel  
Edward Durkin Jr. / Finance

### 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

May 21, 2013  
June 6, 2013

### PRESENTATION

1. Lieutenant Marc Driggs / Proclamation
2. Gladys Rambaosa and Family / singing

### 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.*

- 6-158:** AUTHORIZING THE BOROUGH OF CALDWELL TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED 2013 TAX BILLS IN ACCORDANCE WITH CHAPTER 72, P.L. 1994
- 6-159:** AUTHORIZING THE AWARD OF A CONTRACT FOR BROOKSIDE AVENUE ROADWAY IMPROVEMENTS, NJDOT TRUST FUNDS OF \$265,000 TO GRANADA CONSTRUCTION CORPORATION, 147 THOMAS STREET, NEWARK, N.J. 07114 IN THE AMOUNT OF \$254,358.50
- 6-160:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JUNE 18, 2013 FOR 2012/2013 BILLS IN THE TOTAL AMOUNT OF \$4,705,199.51
- 6-161:** RESOLUTION AUTHORIZING CANCELATION OF OUTSTANDING CHECKS
- 6-162:** RESOLUTION AUTHORIZING CHANGE FUNDS
- 6-163:** AUTHORIZING THE APPOINTMENT OF RENT REVIEW BOARD MEMBER
- 6-164:** AUTHORIZING THE TRANSFER OF TAX PAYMENT FROM ONE TAX ACCOUNT TO ANOTHER



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### 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.*

- 6-165:** AUTHORIZING THE REFUND OF OVERPAYMENT OF 2013 TAXES FOR BLOCK 68 LOT 2.07, FOR 20 KNOLLWOOD TERRACE, CALDWELL, NJ
- 6-166:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell Merchant Association, On Premise / 50/50 Raffle – July 4, 2013 – 12:00PM – 4:30PM
- 6-167:** RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO ENTER INTO A LEASE AGREEMENT WITH FORD MOTOR CREDIT FOR A TERM OF 3 YEARS AND AN ANNUAL LEASE PAYMENT AMOUNT NOT TO EXCEED \$10,900.
- 6-168:** AUTHORIZING THE ISSUANCE OF RENEWAL LIQUOR LICENSES FOR THE PERIOD JULY 1, 2013 THROUGH JUNE 30, 2014. APPLICATIONS AND APPLICANTS HAVE BEEN APPROVED BY APPROPRIATE MUNICIPAL DEPARTMENTS
- 6-169:** RESOLUTION APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 24.01, Lot 45, Richard Angerer, 22 Park Terrace, West Caldwell, NJ 07006
- 6-170:** RESOLUTION TO AMEND RESOLUTION 5-142 APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 21.01, Lot 8.03, Green Brook Country Club 100 W. Green Brook Road, North Caldwell, NJ

### PUBLIC HEARING OF THE 2013 MUNICIPAL BUDGET

*Members of the public are invited to comment at this time on the 2013 Caldwell Municipal Budget*

### COUNCIL COMMITTEE REPORTS

*Borough Council Members*

*Members of the Borough Council may choose to report on their respective committees.*

### REPORT OF MAYOR

*Mayor Dassing*

### REPORT OF ADMINISTRATOR

*Paul M. Carelli*

Administrator Report – June 18, 2013



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### REPORT OF ATTORNEY

*Gregory Mascera*

### OLD BUSINESS

1. Annual Contract Resolution – Licensed Water Operator

### NEW BUSINESS

*Members of the Governing Body may choose to bring up new items at this time.*

### 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 6/14/2013 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 6/14/2013 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.

**BOROUGH OF CALDWELL  
COUNCIL BUSINESS/CONFERENCE MEETING  
MINUTES – May 21, 2013**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at **7:02PM**

**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:  
May 7, 2013**

Moved by Councilman Coyle seconded by Councilman Rodgers. No Discussion. On roll call, Council President Hauser, Coyle, O'Donnell, Rodgers and Durkin, voted in the affirmative. Councilman Kelley abstained. Minutes approved 05/21/13.

**PRESENTATION:**

- 1. Caroline Mescia / Grover Cleveland Conservancy**
- 2. Swearing in Auxiliary Police Officers**
- 3. Caldwell Merchants Association – Art on the Avenue**

**OPEN PUBLIC COMMENTS ON RESOLUTIONS:**

**June Cowell, 29 Brookside Avenue**, thanking the Council for resolving 14 Park Avenue.

**RESOLUTIONS – CONSENT AGENDA**

**5-139:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell Merchants Association/ On Premise – 50/50 Raffle, June 1, 2013 – 10:AM – 5:00PM – Rain Date June 2, 2013 – 12:00PM – 5:00PM.

**5-140:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE - Caldwell West Caldwell Lacrosse Club, Inc./ Off Premise – 50/50 Raffle, June 25, 2013 - 7:00PM.

Moved by Councilman O'Donnell, seconded by Councilman Coyle. No Discussion. On roll call, Council President Hauser, O'Donnell, Kelley, Rodgers and Durkin voted in the affirmative. Councilman Coyle abstained. Resolution approved 05/21/13.

**5-141:** AUTHORIZING THE REFUND OF OVERPAYMENT OF 2013 TAXES FOR BLOCK 33 LOT 1.05, FOR 26 CATON TERRACE, CALDWELL, NJ

**5-142:** RESOLUTION APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 21.01, Lot 8.03, Green Brook Country Club 100 W. Green Brook Road, North Caldwell, NJ

**5-143:** RESOLUTION TO AUTHORIZE THE RE-TRANSFER OF 14 PARK AVENUE AND FOR THE MAYOR TO SIGN ALL RELATED DOCUMENTS AND TO CONDUCT ALL RE-TRANSFER ACTIVITIES.

**5-144:** AUTHORIZING THE APPOINTMENT OF THE CALDWELL AUXILIARY POLICE OFFICERS

**BOROUGH OF CALDWELL  
COUNCIL BUSINESS/CONFERENCE MEETING  
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**5-145:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH MAY 21, 2013 FOR 2012/2013 BILLS IN THE TOTAL AMOUNT OF \$5,240,391.85

**5-146:** DISPOSAL OF OBSOLETE CALDWELL PUBLIC LIBRARY WEIL-McLAIN MODEL 80 WATER AND STEAM BOILER

**CONSENT**

Moved by Councilman O'Donnell seconded by Councilman Hauser. No Discussion. On roll call, all present voted in the affirmative. Resolution approved 05/21/13.

**COUNCIL COMMITTEE REPORTS:**

**Councilman Durkin** reported that the Environment Commission they collected 3500lbs of documents that were shredded. They also raised \$100 from Pennies for Playgrounds monies to build playgrounds in memory of students in Newton. He extended his congratulations to Project Main Street for planting their Arbor Day Tree. The answers to the questions from last Council meeting were handed out to the Council for review. He attended the Police Auxiliary Graduation and he is very proud of our first class and our Chief was the king of speaker.

**Councilman Rodgers** reported that the Senior Advisory met last week and Maria Burak asked that he would announce the following; if you are a senior and you want to ride the bus in the Parade contact Betty by tomorrow. Anyone interested in the senior lunches which are held Monday, Wednesday, Thursday and Friday you will need to call at least one day in advance. There will be Blood Pressure on May 21<sup>st</sup> and for more information please contact Maria Burak at 973-403-4637. Bridge is on Tuesday's at Noon, Fitness on Tuesday's and Thursday's classes begin at 11:00am and the cost is \$2.00. Also, there will be a Canadian Island Cruise in October price is \$689.00 from October 5<sup>th</sup> – 10<sup>th</sup>. The Superintendent of schools is having the last series of open agenda meetings tomorrow night at 7:00PM at the Harrison School. As far as Personnel goes we are ready to start working on the Employee Handbook.

**Councilman O'Donnell** reported that they will be having a traffic meeting on June 6<sup>th</sup> at 6:00PM and he asked Mr. Christensen and Mr. Colaizzo if they are available. He is very impressed by the Auxiliary Police with their enthusiasm, youth and their energy and as the Chief pointed out ex Councilman Peter Murray spearheaded this and the Chief picked it up and ran with it and made it happen. Everything that we witnessed tonight initially and solely is the works of Councilman Murray.

**Councilman Hauser** reported that there will be a Library Board meeting this Thursday. In regards to the Caldwell Community Center he has been trying to get the committee together including Rob Paterson to address a couple of concerns that have come up. One from a resident about an unsafe issue that they were concerned with and they have been refunded their money and the second matter that had to do with Camp being run out at the Oval that has the Community Center logo attached to it and the process has not gone through Recreation. He asked if the Policies and Procedures is done and up on the website. **Paul Carelli** responded that he will get it on the website this week.

**Councilman Kelley** reported that the Rent Board has elected two new officers Frank Galante and Gus Lembo. Camp Wyanokie is holding its annual camp meeting on June 22<sup>nd</sup> but there have been some issues recently, there has been some damage at the camp. He gave credit to Corner Butcher Block, Brian Provost who is contributing food for the event, hamburgers and hotdogs and it will be a great outing. He acknowledged the events on Saturday where five Councilmen and the Mayor were attending the Beautification Day event and it went very well and he enjoyed participating in that event.

**Councilman Coyle** reported the on the 8<sup>th</sup> of May the Planning Board reviewed an application from Calandra's for a new entry way for the Calandra's Italian Village they requested a number of variances for some signage as part of the structure that they would like to build. Their application met with full planning board approval. Because this is a County road it will need to go back to the County for final approval before it is constructed.

**Mayor Dassing** thanked the Auxiliary Police, Chief Bongiorno and Officer Stabile for making this a reality. She thanked the Project Main Street and the 80 volunteers for Caldwell Beautification Day. So much was accomplished in just three hours and the feeling of

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commentary among the group was very evident and a special thanks to the Caldwell PD who helped keep everyone safe crossing and also the DPW who rigged up the sprinklers. The Mayor reported that she has received a promise of \$10,000 from two local merchants to fund the lease for the four our Police car. PSE&G will have a follow up meeting on June 3<sup>rd</sup> at 7:00PM in the Community Center. Bring your questions and concerns, the area engineer and forester will be on hand to answer them and Mr. Everton Scott is going to report on what has been done since our meeting this past winter. She learned that we did not receive the NJDOT Streetscape grant but we will be meeting with the NJDOT Rep. We will be meeting to see what we did and what we can improve on and we will be submitting again. There is a share service meeting with the Board of Ed myself, Council President Hauser, Borough Administrator and West Caldwell Governing Body at 6:00PM, May 29<sup>th</sup> at Harrison School. Discussion is on DPW services, phone, and technology and hopefully it will be a successful meeting. The Library event the Legacy of Literacy will be held on November 21<sup>st</sup> at Green Brook Country Club at 6PM. There are three honorees locked in. Dorothea Benton Frank who is a NY times bestselling author she has about 28 books to her credit and a resident of Montclair is going to be our honoree as well as Pat and Grace Calora who live locally and have been very generous to the Library they started the DVD Collection and a number of things. The Mayor congratulated Colin Corliss he was at the Library event last year and talked about the importance of the Library in his life and she attended his Eagle Scout Ceremony on Sunday and it was beautiful.

**REPORT OF ADMINISTRATOR:**

**Paul Carelli**, distributed a Resolution to the Council in regards to the application that was made to the NJ Environmental Trust for the Sewer plant from last year. It is making application to the local finance board to pursue this loan. Thanks to Lisa we are rolling out our Employee Wellness Plan on June 1<sup>st</sup> and basically what that is we will be working with the Garden State Insurance they made available \$1500.00 it is an incentive to get the employees over to the Community Center to exercise. Our fixed asset consultant will be back in tomorrow to update our fixed asset catalog for 2012. We received an extension for our ADA ramp from CDBG this grant was received last year. We were recommended for the grant for the chair lift in Borough Hall. Lisa and Bob Bellasalma spent the last two weeks applying for a grant it's called the CSIP it's a grant through the forestry commission and we are applying for a \$20,000 grant. Bob has been moved up to Admins and these are the kind of things he will be working on. He met with the 2<sup>nd</sup> vendor for the phone system and they will make some recommendations and come back to us. Paul has put together a response to the questions that were asked at last meeting. At the next meeting Mr. Battaglia will be here to do a presentation on his accomplishments since he has been here. I think you will be very impressed on the things that we have been able to do.

**Councilman O'Donnell** asked the question when Brookside Paving will begin. **Paul Carelli** responded that the water work at the cedars has been approved and we are waiting for the pre-construction meeting to do that and I don't have a precise date. **Councilman Coyle** responded that you mentioned beginning of June at the last meeting. Paul responded that he spoke to Anthony Matina the contractor and he wants to start at the beginning of June.

**Councilman Hauser** asked Paul Carelli about the leaks at the Community Center. Paul responded that the capping has been done replaced and sealed and there were no leaks. Everything should be done by the end of the week. **Councilman Hauser** asked about the new generator and when it will be hooked up. Paul responded that he knows that Cogen was waiting for the new fuel tank, which is here now, and he needs to connect that to the new generator. He will talk to Pete and make sure it is connected. The temporary system is still functional.

**Mayor Dassing** asked when the canopies will be going up. They have been in for a while and she would like them up. **Councilman Coyle** asked who is paying for the overtime. Paul responded that we are. **Mayor Dassing** sent a letter to Mayor Tempesta requesting help from the recreation crew and she has not heard back from him. In her letter she also said next year it has to be part of the readying and we are not doing this next year. This is part of recreation and it should be done by recreation.

**REPORT OF ATTORNEY:**

**Greg Mascara** reported that the Avalon Bay agreement has been completed. Greg Seaman had requested that we accept payments for the sewer connection fees installment. The first installment is forthcoming and the other two will be prior to Building permits being issued. The Cherone money has been received and paid in full. **Councilman Hauser** reminded Mr. Carelli that any payment due to Cherone should be done through payroll. He received a call from an Attorney for AT&T she enquired a possibility of the Borough going out to bid for a cell tower at the Sewer plant. I told her that I would bring it in front of the Council. Discussions Ensued.

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**REPORT OF POLICE CHIEF:**

**James Bongiorno** thanked the Mayor for the Police Car. The National Campaign Click it or Ticket seat belts we are participating from yesterday until June 2<sup>nd</sup>. He thanked Sgt. Pellegrino who secured the grant to the County for us to have patrols out there on our own time. He reminded the residents to lock their car doors. We have had burglaries to vehicles and the surrounding towns have had stolen vehicles. The bus stop at Bloomfield and Personette is in place and NJ Transit has a sign. Lt. Driggs will be retiring at the end of the month and I want to thank him for his hard work that he has done and May 31<sup>st</sup> is his last day. The swearing in for new promotions will be at the June 6<sup>th</sup> Council meeting which will be Sgt. Andrinopoulos and Detective Brad Palatucci.

**REPORT OF ESSEX COUNTY LIASSON:**

**James Jorgensen** thanked the Council for allowing him the opportunity to speak and putting him on the Agenda. He commended the Chief and the Council and the Mayor for the effort you all put forth and for graduating these Auxiliary Police Officers it's not easy for young people to get an internship in law enforcement in this economy and this gives them a real eye opening experience and many of them will find that this is their career path because of that choice. The Essex Summer music festival concerts throughout the parks and they are free.

**OLD BUSINESS:**

Written weekly schedule for the street sweeper

**Councilman Coyle** responded that he has received the schedule.

**Greg Mascara** made a suggestion about the website that a regulation be put in place because if a private business wants to advertise on the Borough website, right now who is to say you can or you can't. He suggests that an ordinance be drafted on what is permitted and what is not permitted to have on our website. Greg asked Councilman Kelley to give him his thoughts and he will try and turn it into a first draft.

**Councilman O'Donnell** spoke in regards to the Budget last meeting it came out 24 hours before council meeting and he didn't have time to look it over. It deals with the philosophy of a budget. There is allocation of dollars and there is managing of the budget. He would like to point out that Peter Murray's fingerprints are all over 2013 Budget as well as 2012 and 2011. We went into that Budget with an outlook of 0% tax increase. Our first obstacle was \$186,000 in premium for health care for the Borough employees. We moved the employees into the State plan. It required the agreement from the PBA as well as the DPW and we appreciated them working with us. Permits, meters appointments Murray introduced each of them. He created a department that was much more efficient than previously. It resulted in 197,500 in additional revenues. Murray went out and conducted an energy option which resulted in \$30,000 in revenue to the Town. So we are sitting at a quarter million dollars. We negotiated contracts which resulted in another 147,000 in savings and by working with the Chief we created a department which is more efficient reducing overtime. The long and short of it is those actions resulted in 612,000 benefit to the Borough. The question he has is if Murray wasn't here and he and I didn't work together where did we get the 600,000 and what has the committee done this year to reduce costs and generate revenues because that's managing a budget and that's the only way we can sustain the services that we are currently are to the citizens as we move forward.

**Councilman Durkin** responded that the tax assessments are incredibly high there are almost 80 tax assessment appeals. Insurance costs are up pension costs are up. If we can do better feel free to tell me how.

**Councilman O'Donnell** I agree that valuations have dropped and health care has gone up we faced those issues as well each budget committee faces they are not new. What has this committee achieved that will benefit next year's budget committee that's what I am asking. I put down 600,000 between savings and police revenues. I am just curious what work occurred that has increase revenues and decrease costs and maybe nothing that is fine I just want to understand.

**Mayor Dassing** responded that Paul is going to have the bigger points the higher points. You are going back a couple of years and there was a lot on the bone and not to discredit the efforts of anybody yourself, myself, Councilman Murray there was a lot of room for improvement in 2010,2011 and even last year. Councilman Hauser and I have been looking for how much does it cost to run each department and so the re-allocation of medical benefits and pension benefits and now you can look at each department and say this is the true cost of the department. Now when



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we go out for a shared service we know how much it is going to cost. Those are the subtle things that this committee worked on. When she came on Council in 2004 the surplus was \$45,000 we are now replenishing at about \$700,000. She encouraged Councilman O'Donnell to wait for the sheet Paul has of the negative and positives of the budget and where we made some big decisions. **Councilman Hauser** responded that his challenge and his concern is if we wait and there are any amendments we need them by the next meeting so if we wait to see that presentation then it pushes us back to July. Discussions Ensued.

**NEW BUSINESS:**

**5-147: RESOLUTION OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:2-26(e) AND N.J.S.A. 58:11B-9**

Moved by Councilman Coyle seconded by Councilman O'Donnell. No Discussion. On roll call, all present voted in the affirmative. Resolution approved 05/21/13.

**OPEN PUBLIC MEETING:**

**Bob Christensen, 3 Ravine Avenue**, he is a veteran and he gets a \$250 benefit which hasn't changed since 1966 he would like to see it double. **Greg Mascera** responded that it would be the State, it would not be local and it would not be County. He said it was introduced and failed either last year or 2011. He is concerned about the speeding on Central Avenue.

**Bob Colaizzo, Hatfield Street**, he thanked the Council for the Mulch he was able to do some work at home.

**Hilda Moore, 23 Personette Street**, the raccoons are still on her street. She is still waiting for Catch Basins to be covered. She is concerned about the speeding on her Street. Chief Bongiorno said that they are doing detail on that street. Councilman O'Donnell asked Hilda if she would like to join the traffic committee. Her reply was sure. She also said that she would like to thank Mr. Carelli for last week and he is still the gentleman.

On a motion made by Councilman Coyle and seconded by Councilman O'Donnell, unanimously affirmed, the Council moved into Executive Session at 9:06PM.

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. Greg Mascera responds that the Executive Session will be discussion of personnel issue with Colette Hassan.

The Executive Session was adjourned and upon a motion by Councilman Coyle, seconded by Councilman Hauser, the Council Business Conference Meeting was opened to the public and the press at 9:36P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Coyle, seconded by Councilman Kelley, unanimously affirmed by all members present, the meeting was adjourned at 9:36P.M.

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

\_\_\_\_\_  
DATE

**BOROUGH OF CALDWELL  
COUNCIL BUSINESS/CONFERENCE MEETING  
MINUTES – June 6, 2013**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at **7:05PM**

**PRESENT:** Council President Richard Hauser, Councilman Coyle, O'Donnell, Rodgers and Durkin

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

**ABSENT:** Mayor Dassing

**ABSENT ROLL CALL:** Councilman Kelley

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:  
May 21, 2013**

**PRESENTATION:**

- 1. Swearing in Lieutenant Demetrios Andrinopoulos and Sergeant Brad Palatucci**
- 2. Catherine Daly / for all her years served on the Rent Review Board**
- 3. Caldwell Volunteer Fire Department**
- 4. Chris Battaglia / Finance**

**PUBLIC HEARING AND ADOPTION OF ORDINANCES:**

**Ordinance #1277-13:** CALENDAR YEAR 2013 MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Moved by Councilman Coyle seconded by Councilman O'Donnell. No Discussion. On roll call, all present voted in the affirmative. Ordinance adopted 06/06/13.

**OPEN PUBLIC COMMENTS ON RESOLUTIONS:**

**RESOLUTIONS – CONSENT AGENDA**

**6-148: PULLED**

Moved by Councilman Coyle, seconded by Councilman Durkin. Discussions Ensued. On roll Call, all present voted to pull the Resolution.

**6-149:** AUTHORIZING THE ISSUANCE OF A PERMIT FOR EXEMPT CANVASSER/SOLICIT OR IN ACCORDANCE WITH APPLICATION FILED. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE BOROUGH CLERK'S OFFICE – James Kelly, Edward Jones Financial Planning, 622 Long Valley Road, Upper Montclair, NJ

**6-150:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00017 PAYABLE TO ISAAC MORADI

**6-151:** AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Caldwell Volunteer Fire Department

**6-152:** AUTHORIZING TO AMEND RESOLUTION 4-126 TO PROPERLY REFLECT THE AMOUNT DISBURSED IN ACCORDANCE WITH THE MAY 21, 2013 BILL LIST

**6-153:** AUTHORIZING THE HIRING OF 2013 SUMMER CAMP COUNSELORS FOR THE CALDWELL COMMUNITY CENTER

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**CONSENT**

Moved by Councilman Durkin, seconded by Councilman Kelley. Discussions Ensued. On roll call, all present voted in the affirmative. Resolution approved 06/06/13.

**COUNCIL COMMITTEE REPORTS:**

**Councilman Durkin** reported that the finance committee has received some feedback from the Council in regards to the Budget and all though Paul Carelli has responded to the questions the finance committee has not yet met to discuss and consider this recommendations. I would like to make a motion that we cancel the adoption of the Budget on June 18<sup>th</sup>. **Greg Mascara** responded that the Mayor has to call for the motion there is a time to do it but now is not the time. After discussion the motion will be made in New Business.

**Councilman Kelley** reported that he attended a Senior Transportation meeting on Monday evening. The ridership is still proceeding at the same level with the three times. There is an interest in moving forward with the bus, the repairs are adding up. West Caldwell is in and that was affirmed during the meeting but Roseland has yet to reply and Maria will follow up on that. **Councilman Hauser** asked if there was any grant money available for the purchase of a new bus. **Paul Carelli** responded that they did apply for one last year but they didn't get it. He attended the PSE&G meeting with Councilman O'Donnell and the Mayor and PSE&G did a great job with a follow up to answer questions and concerns from the residents. Camp Wyanokie had sustained damages around \$10,000 from vandalism. Since the Camp is shared by five towns one of the discussions last night was to get coordination of the five town's Mayor and Chief of Police obtain signatures for the purpose of communicating to the Police and the governing body up there in West Milford for the purpose of getting them to patrol and keep an eye on the property. You can go on line and sign up for the June 22<sup>nd</sup> event. There is food, entertainment, fishing in the pond and he recommends it to family and friends.

**Councilman Hauser** reported that there was a Caldwell community center committee meeting and we touched on a lot of subjects. First there has been a resolution to the scheduling of outside agencies that thought they were given access to the Kiwanis Oval and it has been resolved. We addressed a complaint by now a former member and he asked if that person has received their refund. Paul responded that it was sent. He is happy to announce that the Rules and Regulations are now on the website and at the time of sign up, new members will receive the Rules and Regulations. The roof leaks have been fixed. They discussed some cleaning issues around the locker room and a number of solutions have been proposed. On June 7<sup>th</sup> at 6:30AM for early risers, the Special Olympics will be leaving from Shop Rite in West Caldwell to Trenton there will be a torch carrying. Rob Paterson is very passionate on this and as he explained that they will be escorted through the various towns. He would like to take a poll from the Council to try and come up with a program that they could share with the Caldwell Community Center as well as the West Caldwell pools. He has spoken to Councilman Hladik from West Caldwell and he is very interested and he suggested that I run it by this governing body. The idea in general is for an annual membership a resident would have access to either of the West Caldwell pools as well as the Community Center. The math has not been worked out it is just an idea. The common objective is to increase membership and participation among all the residents. After discussion the Council was in favor. There was a library meeting and a follow up question to Paul that had to do with the Payroll taxes. Paul responded that he sent an email explaining it.

**REPORT OF ADMINISTRATOR:**

**Paul Carelli**, reported that he had someone came to look at the roof and the Community Center roof is not leaking anymore. It seems like the membrane is cracked at the base of the wall on top of the roof. He has one quote for \$8400.00 and he needs to get a second quote because this is something that we need to address. He has received one quote for the phone services which is basically just changing the carrier with a savings of \$12,000 a year and he is waiting for the second quote. **Councilman Hauser** asked if only one of the companies is a cloud base internet. Paul responded that yes and the quote he has is not the cloud base internet. We have had a donation for a police car and I believe the Chief has found one but I will need to verify that. **Councilman O'Donnell** responded that Mike Stevens donated \$7,000.00 and Mr. Provost from the Butcher Block donated \$3,000.00. We received our fixed asset for the year. Councilman

**BOROUGH OF CALDWELL  
COUNCIL BUSINESS/CONFERENCE MEETING  
MINUTES – June 6, 2013**

3 of 4

Hauser responded to please follow up with Chris Battaglia on that because I think we can take over and do that on our own. Paul responded that they have already had discussions on incorporating that. Battaglia and Associates contract is up at the end of this month and I have asked for a new proposal from them and I will have that next week so we can act on that for next meeting. We will be encouraging the employees to take part in the wellness program at the Community Center.

**REPORT OF ATTORNEY:**

**Greg Mascara** reported that he completed the annual audit letter to the Borough auditors and in his opinion there are no potential material adverse conditions and he is happy to report that to the auditor. He looked into writing an ordinance in regards to public use of private property it should be Private use of public property and he searched throughout New Jersey's ordinances and other States unable to find any other Municipalities that addressed the issue. Our Ordinance that we have with regard to Parade's and events and gathering on our public property is probably an ordinance that he thinks should be modified. At the Council's directive I can add some provisions in regards to the signage. Discussions Ensued.

**OLD BUSINESS:**

**Water Main / Road Improvement Project Status**

**Paul Carelli** handed to the Council the schedule for the Water Main Project. The Water Main Project Matina expects to be out of there by August 16<sup>th</sup>. The road resurfacing we hope to have a completion date by the middle of October. He provided a map on all the work that is going to be done. On that map everything in yellow is a mill and pave job and the parts that are bordered in blue are drainage and curbing. He has a resolution on for Beckmeyer to do the engineering work. It's a large fee. **Councilman O'Donnell** asked Mr. Carelli who estimated the fee. Paul responded our Borough Engineer. **Councilman O'Donnell** asked if Beckmeyer estimated the fee that he is going to perform. He said he needs to interject and interrupt here, the key word here was hoped to finish. Councilman O'Donnell asks Councilman Coyle when they started this process. **Councilman Coyle** responded 2 ½ years ago. **Councilman O'Donnell** responded that the expectation was that it was going to be done this spring. He had a conversation with Glenn Beckmeyer and Mr. Carelli and he asked when the water work will be completed. He asked when they will start paving. He was told three months to let the road settle. We are talking about December and no one is paving in December. He went to the Pre-construction meeting on Tuesday and Beckmeyer wasn't at the meeting he showed up late. He said that Councilman Coyle has been working towards this for 2 1/2 years and it's going to be complete based on these conversations after he leaves. He wants to know who is going to make the commitments. We needs Beckmeyer, here you are throwing a resolution for almost \$200,000 and he is not in this room. He wants guarantees, not we will try our best. **Paul Carelli** responded that the Water Main projects have not changed, the road re-surfacing has changed and yes with your help we did get progress on that. We are going to start a month later any engineer will tell you that you should wait three months but we are going to do it. **Councilman Coyle** responded that the answer is not to cut corners we have been asking for 2 ½ years. **Councilman Kelley** asked Paul on the Resolution with Beckmeyer do we see a conflict of having the Borough Engineer. Paul responded that most Borough Engineers do that. **Councilman Coyle** responded that he has a conflict with it. **Councilman O'Donnell** responded that we don't have to pass this resolution tonight this is not going to prevent us from doing what we have to do. If he wants to come into this room and explain what he is going to do and why we are at this point, he is more than welcome. He wants a number from Boswell. **Councilman Kelley** responded that he wouldn't restrict to just one other one. Greg responded as a profession service you do not have to take the lowest you can take other parameters to make your determination you don't have to restrict it. **Councilman O'Donnell** responded if we need to let these trenches settle we are going to pave those roads, pave those sections that are bad and then we are going to come back in the spring and tare them up and do it the right way. We are not going through another winter like we did last year. **Councilman Kelley** responded that if memory serves me correct I think the water main project was a driver here for a lot of this and it did weather impacting scheduling. I know you are a resident of the Cedars Councilman O'Donnell. **Councilman O'Donnell** responded as well as Councilman Coyle and Councilman Durkin and that has nothing to do with anything. **Councilman Kelley** responded that he does agree with him it has been in disrepair the roads do need attention and the schedule as it proceeded was impacted by the water main project. We did move forward and as a governing body we all agreed that we needed to make some selective decisions about paving that road and we did. I don't think it's fair at this stage to beat up our Borough Administrator and I can't even beat up our Borough Engineer but I do have a concern about a conflict of interest. The roads need to be paved and we need to move forward with this.

**BOROUGH OF CALDWELL  
COUNCIL BUSINESS/CONFERENCE MEETING  
MINUTES – June 6, 2013**

**4 of 4**

**Councilman Coyle** stated that the issue is we haven't had a plan for the past 2 years it's not the timing of this and that didn't work out the right way and the two storms in October the problem is there was no plan for this from the beginning and that's something we have been asking for over, and over again. There is no reason why this hasn't been established and there is no reason why it wasn't started in the 1<sup>st</sup> and 2<sup>nd</sup> quarter of last year and finished by the 1<sup>st</sup> and 2<sup>nd</sup> quarter of this year. I agree with Councilman O'Donnell this is unconscionable it is not for lack of our trying that this has not been accomplished. **Councilman O'Donnell** responded that he is going to make a point, when I asked when the bid specs were going to be ready and available to go out Mr. Carelli said if we don't have them this week we will next week. The same question was asked to Mr. Beckmeyer and he looks at me and tells me 2 ½ months at that point I lost all confidence in anything that is going on here in relative of this project. **Councilman Hauser** asked Paul Carelli how we get our arms around this. Paul responded that he is going to get another quote for the design and construction and have Glenn come to the meeting so he can explain himself.

**Councilman Hauser** asked Paul about the canopies and another ball hit a car. I looked at the minutes from last meeting and discussion was that it would be up during the week they are not up. Paul responded that he was going to do it tomorrow and he postponed it because of the weather. **Councilman Hauser** stated that he respectfully requested that any payments made to Cherone for any money that is due be processed through payroll because that's the right way to do it. He asked if that has been done. Paul Carelli responded that no payments have been made yet.

**Councilman O'Donnell** asked about the generator that has been sitting for a long time. Paul Carelli responded that we had called yesterday and he will have it done by June 24<sup>th</sup> all the other equipment the backup generators will be out by the end of the month.

**Councilman Hauser** responded that he thinks the WEFAS is looking to raise money for a generator he asked if there is anything we have that we can offer to the WEFAS with the one we are replacing. Paul responded no.

**NEW BUSINESS:**

**Councilman Durkin** responded that the Borough Attorney instructed him to bring up the motion that he previously mentioned.

**6:155: Resolution to Cancel the Adoption of the Budget on June 18, 2013.**

Moved by Councilman Durkin seconded by Councilman Kelley. Discussions Ensued. On roll call, all present voted in the affirmative. Resolution approved 06/06/13.

**OPEN PUBLIC MEETING:**

**Chet Wescott – 33 Brookside Avenue**, he wants to know what is going on in front of his house. There is a huge hole in front of his house. Paul responded that there is a pitch that we are addressing and when we pave that section it will be fixed for you. Discussion Ensued.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Coyle, seconded by Councilman Kelley, unanimously affirmed by all members present, the meeting was adjourned at 9:03P.M.

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

\_\_\_\_\_  
DATE



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-158

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING THE BOROUGH OF CALDWELL TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED 2013 TAX BILLS IN ACCORDANCE WITH CHAPTER 72, P.L. 1994**

**WHEREAS**, the Borough of Caldwell has submitted its 2013 Municipal Budget, as introduced and approved on May 7, 2013, to the Division of Local Government Services for review and certification and cannot adopt its budget until said certification by the Division is made to the Borough; and

**WHEREAS**, the Essex County Board of Taxation is unable to certify the Borough of Caldwell's tax rate at this time and the Borough of Caldwell Tax Collector will be unable to mail the Borough 2013 tax bills on a timely basis; and

**WHEREAS**, the Borough of Caldwell's Tax Collector and Director of Finance have computed an estimated tax levy in accordance with NJSA 54:4-66.3, and have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted tax levies; and

**WHEREAS**, in accordance with Chapter 72, P.L. 1994, the Borough of Caldwell's Mayor and Council approves the estimated tax levy less than 105% listed below. Approval will enable the Borough to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest on borrowing.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Caldwell, in the County of Essex, State of New Jersey on this 18th day of June 2013 as follows:

1. The Borough of Caldwell's Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2013 taxes. The Tax Collector shall process upon approval for the Director and take such actions as permitted and required by P.L. 1994, c. 72 (NJSA 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2013 is hereby set at **\$24,184,120.59**

In accordance with the law, the third installment of 2013 taxes shall not be subject to interest until the later of August 10, 2013 or the twenty-fifth calendar day after the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN    Yes    No    Absent    Abstain    COUNCILMAN    Yes    No    Absent    Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Deputy Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-159

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING THE AWARD OF A CONTRACT FOR BROOKSIDE AVENUE ROADWAY IMPROVEMENTS, NJDOT TRUST FUNDS OF \$265,000 TO GRANADA CONSTRUCTION CORPORATION, 147 THOMAS STREET, NEWARK, N.J. 07114 IN THE AMOUNT OF \$254,358.50**

**WHEREAS,** the Borough of Caldwell advertised for and received bids for Brookside Avenue Roadway improvements on June 13, 2013, and:

**WHEREAS,** the Borough of Caldwell has received a NJDOT Trust Fund Authority Act Grant in the amount of \$265,000.00, and;

**WHEREAS,** the Borough of Caldwell received bids from (8) contractors, and;

**WHEREAS,** Granada Construction Corporation, 147 Thomas Street, Newark, N.J. 07114 submitted the lowest conforming bid in the amount of \$254,358.50

**NOW THEREFORE, BE IT RESOLVED,** that Borough Council of the Borough of Caldwell, New Jersey does hereby authorize the award of a contract for Base Bid and Alternate A for Brookside Avenue Roadway improvements to Granada Construction Corporation.

**BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Caldwell that the Mayor and Borough Administrator are authorized to execute the necessary contacts and documents.

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Norton						Piazza				
Murray						Coyle				
Hauser						O'Donnell				

\_\_\_\_\_  
Lisa O'Neill, Acting Borough Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-160

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JUNE 18, 2013 FOR 2012/2013 BILLS IN THE TOTAL AMOUNT OF \$4,705,199.51**

**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 2012 and/or 2013 appropriation for said purpose;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Caldwell that the, Borough Administrator and Deputy Clerk 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: \_\_\_\_\_

COUNCILMAN    Yes    No    Absent    Abstain    COUNCILMAN    Yes    No    Absent    Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
**Lisa O'Neill, Deputy Clerk**

\_\_\_\_\_  
**Ann Dassing, Mayor**





**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-161

Date of Adoption: June 18, 2013

**TITLE:**

**RESOLUTION AUTHORIZING CANCELATION OF OUTSTANDING CHECKS**

**WHEREAS**, the Borough of Caldwell had a Claims account with PNC Bank, and

**WHEREAS**, in this account there are a number of checks totaling \$202.43 which have been outstanding for over a year and, said checks can no longer be cashed, and

**WHEREAS**, it is the desire of the Chief Financial Officers of the Borough of Caldwell that the following checks be canceled:

<u>Check Date</u>	<u>Check Number</u>	<u>Amount</u>
9/10/2008	18920	\$ 65.00
3/25/2009	19751	\$ 50.00
10/12/2010	21939	\$ 57.43
12/31/2011	23860	\$ 30.00
	<b>Total:</b>	<b>\$ 202.43</b>

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Caldwell, NJ that, the Boroughs Chief Financial Officer is hereby authorized to cancel the checks listed above in the amounts specified.

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Deputy Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-162

Date of Adoption: June 18, 2013

**TITLE:**

**RESOLUTION AUTHORIZING CHANGE FUNDS**

**WHEREAS,** from time to time the offices listed herein are required to make change for cash payments received; and

**WHEREAS,** there exists a need to maintain such a fund for use of operation of said Offices;

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Caldwell, NJ that, the change funds listed herein and below be established.

**BE IT FURTHER RESOLVED** that the listed custodian be responsible for the maintenance of corresponding Change Fund.

<u>Department</u>	<u>Custodian</u>	<u>Amount</u>
Municipal Court	Leanne O'Hern	\$ 100.00
Tax Collection	Idamae Renne	\$ 100.00

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Deputy Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-163

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING THE APPOINTMENT OF RENT REVIEW BOARD MEMBER**

**BE IT RESOLVED** by Mayor Ann Dassing hereby appoints the following persons to the Rent Review Board for the terms set forth below. Mayor Dassing has requested the consent of the Council, that they do hereby authorize the appointment of the following Rent Review Board Member:

Frank Ianuale  
71 Roseland Avenue, Apt. G3  
Caldwell, NJ

Tenant Member

Expires December 31, 2016

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN    Yes    No    Absent    Abstain    COUNCILMAN    Yes    No    Absent    Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
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: 6-164

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING THE TRANSFER OF TAX PAYMENT FROM ONE TAX ACCOUNT TO ANOTHER**

**WHEREAS**, it has been determined by the Borough Tax Collector that the homeowners Bank paid on a wrong block & lot and has requested the payment to be moved to the correct account.

**NOW THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Caldwell, NJ that the Tax Collector is hereby authorized to move the following tax payment:

<u>BLOCK &amp; LOT</u>	<u>RECIPIENT</u>	<u>REDEMPTION AMOUNT</u>
Block 35 Lot 13	Corelogic 1 Corelogic Drive Westlake, Texas 76262	\$ 4,422.21

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Deputy Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-165

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING THE REFUND OF OVERPAYMENT OF 2013 TAXES FOR BLOCK 68 LOT 2.07, FOR 20 KNOLLWOOD TERRACE, CALDWELL, NJ**

**WHEREAS**, it has been determined by the Borough Tax Collector that the homeowners Bank is entitled to a refund due to them sending us the check for SECOND quarter 2013 and so did the refinance company paid twice.

**NOW THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Caldwell, NJ that the Tax Collector is hereby authorized to refund the following tax payment:

<u>BLOCK &amp; LOT</u>	<u>RECIPIENT</u>	<u>REDEMPTION AMOUNT</u>
Block 68 Lot 2.07	Envoy Mortgage 5100 Westheimer Suite 320 Houston, TX 77056	\$2,737.19

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN    Yes    No    Absent    Abstain    COUNCILMAN    Yes    No    Absent    Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Deputy Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-166

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE – Caldwell Merchant Association, On Premise / 50/50 Raffle – July 4, 2013 – 12:00PM – 4:30PM**

**BE IT RESOLVED** by the Borough Council of the Borough of Caldwell, New Jersey that the following be and is hereby granted a raffle license in accordance with the application filed. Applicant and application has been approved by the Borough Council.

RA-1264 Caldwell Merchant Association  
On Premise – 50/50 Raffle  
July 4, 2013 – 12:00PM – 4:30PM

**FURTHER BE IT RESOLVED** that the Clerk be and is hereby authorized to sign a statement of Findings and Determination granting said license and the Borough Clerk be and is hereby authorized to sign said license.

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Deputy Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-167

Date of Adoption: June 18, 2013

**TITLE:**

**RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO ENTER INTO A LEASE AGREEMENT WITH FORD MOTOR CREDIT FOR A TERM OF 3 YEARS AND AN ANNUAL LEASE PAYMENT AMOUNT NOT TO EXCEED \$10,900.**

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

**WHEREAS**, the Borough of Caldwell is seeking to lease a new police patrol vehicle for the Caldwell Police Department, and;

**WHEREAS**, the lease will be made utilizing an authorized New Jersey State Contract# 82925, and;

**WHEREAS**, the 2013 Borough of Caldwell Temporary Municipal Budget has the required appropriation to make this purchase, and;

**WHEREAS**, the Ford Municipal lease finance plan requires no security deposit, has no prepayment penalty, no mileage penalty or hidden fees.

**BE IT RESOLVED** that the Borough Council of the Borough of Caldwell, New Jersey hereby authorizes the Borough Administrator to enter into a lease agreement with Ford Credit for a term of 3 years and an annual lease payment amount not to exceed \$10,900.00.

**FURTHER BE IT RESOLVED** by the Borough Council of the Borough of Caldwell that the Borough Administrator is authorized to execute the necessary contacts and documents upon approval.

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Deputy Clerk

\_\_\_\_\_  
Ann Dassing, Mayor



# BOROUGH OF CALDWELL NEW JERSEY



Resolution No: 6-168

Date of Adoption: June 18, 2013

**TITLE:**

**AUTHORIZING THE ISSUANCE OF RENEWAL LIQUOR LICENSES FOR THE PERIOD JULY 1, 2013 THROUGH JUNE 30, 2014. 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, 2013 through June 30, 2014. Applicants and applications have been inspected, investigated and approved by the appropriate Municipal Department

Sunrise Shoprite Liquors Inc.  
478 Bloomfield Avenue  
Caldwell, NJ07006

Wine Village  
363-367 Bloomfield Avenue  
Caldwell, NJ 07006

Cloverleaf Tavern  
393-397 Bloomfield Avenue  
Caldwell, NJ07006

HAJ Supermarkets, Inc.  
Jacks Supermarket  
370 Bloomfield Avenue  
Caldwell, NJ 07006

ACLC, INC.  
234 – 240 Bloomfield Avenue  
Caldwell, NJ 07006

The American Legion  
James Caldwell Post 185  
303 Bloomfield Avenue  
Caldwell, NJ 07006

Starz Inc.  
T/A Ringside Pub  
379 Bloomfield Avenue  
Caldwell, NJ 07006

Chintan Enterprises, Inc.  
T/A The Bottle Stop  
153 Roseland Avenue  
Caldwell, NJ 07006

### RECORD OF COUNCIL VOTE

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

\_\_\_\_\_  
Lisa O'Neill, Acting Borough Clerk

\_\_\_\_\_  
Ann Dassing, Mayor





**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 6-169

Date of Adoption: June 18, 2013

**TITLE:**

**RESOLUTION APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 24.01, Lot 45, Richard Angerer, 22 Park Terrace, West Caldwell, NJ 07006**

**WHEREAS**, Richard Angerer, (“Applicant”) requires approval from the Borough of Caldwell Sewer Utility for a SANITARY SEWER INCREASE IN FLOW to service property known as B24.01, Lot 45; and

**WHEREAS**, the project is more specifically known as 22 Park Terrace, West Caldwell, New Jersey; and

**WHEREAS**, the applicant is proposing 1 new equivalent dwelling units; and

**WHEREAS**, the connection fee for this project is calculated as follows: 1 EDU x \$3600/EDU = \$3,600.00

**WHEREAS**, the Sewer Utility Director recommends approval in accordance with the Authority’s Rules and Regulations and payment of the above referenced connection fees;

**NOW THEREFORE BE IT RESOLVED** by the Borough of Caldwell that the Sewer Director be and hereby approves this application, in accordance with the recommendations.

**BE IT FURTHER RESOLVED** that this approval is further subject to compliance by the Applicant with the Rules and Regulations of the Borough of Caldwell Sewer Utility and other applicable regulatory agencies.

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE BOROUGH OF CALDWELL, ESSEX COUNTY, NEW JERSEY, AT A REGULAR MEETING HELD ON May 21, 2013.

\_\_\_\_\_  
Lisa O’Neill, Deputy Clerk

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O’Donnell						Durkin				

\_\_\_\_\_  
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: 6-170

Date of Adoption: June 18, 2013

**TITLE:**

**RESOLUTION TO AMEND RESOLUTION 5-142 APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 21.01, Lot 8.03, Green Brook Country Club 100 W. Green Brook Road, North Caldwell, NJ**

**WHEREAS**, Green Brook Country Club, (“Applicant”) requires approval from the Borough of Caldwell Sewer Utility for a SANITARY SEWER INCREASE IN FLOW to service property known as B21.01, Lot 8.03; and

**WHEREAS**, the project is more specifically known as 100 W. Green Brook Road, North Caldwell, New Jersey; and

**WHEREAS**, the original application proposed 2.5 new equivalent dwelling units; and

**WHEREAS**, the applicant is amending the application and proposing 1.5 new equivalent dwelling units; and

**WHEREAS**, the connection fee for this project is calculated as follows: 1.5 EDU x \$3600/EDU = \$5,400.00

**WHEREAS**, the Sewer Utility Director recommends amending and approving in accordance with the Authority’s Rules and Regulations and payment of the above referenced connection fees;

**NOW THEREFORE BE IT RESOLVED** by the Borough of Caldwell that the Sewer Director be and hereby approves this application, in accordance with the recommendations.

**BE IT FURTHER RESOLVED** that this approval is further subject to compliance by the Applicant with the Rules and Regulations of the Borough of Caldwell Sewer Utility and other applicable regulatory agencies.

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE BOROUGH OF CALDWELL, ESSEX COUNTY, NEW JERSEY, AT A REGULAR MEETING HELD ON June 18, 2013.

\_\_\_\_\_  
Lisa O’Neill, Deputy Clerk

**RECORD OF COUNCIL VOTE**

Councilman: \_\_\_\_\_ presented the following resolution - Seconded by Councilman: \_\_\_\_\_

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O’Donnell						Durkin				

\_\_\_\_\_  
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.