

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – July 13, 2010**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:02 P.M.

PRESENT: Mayor Gartland, Councilman Murray, Hauser, Dassing, Slattery, and Lawshe

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

ABSENT: Councilman Norton

Adequate notice of this Council Business/Conference meeting was given on January 1, 2010. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2010. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2010. Notice was posted and all persons requesting notice were sent same.

APPROVAL OF MINUTES: April 27, 2010

Moved by Councilman Murray, seconded by Councilman Slattery. No Discussion. On roll call, all members present voted in the affirmative. Minutes approved 07/13/10.

OPEN PUBLIC MEETING

RESOLUTIONS:

7-149 - Authorizing the issuing of license for Raffle. Applicant and application have been approved by the clerk's office

Moved by Councilman Slattery, seconded by Councilman Murray.

No Discussion. On roll call, all members present voted in the affirmative. Resolution adopted 07/13/10

7-150 - The borough of Caldwell and the Caldwell Police Department support the over the Limit under Arrest 2010 statewide crackdown

Moved by Councilman Slattery, seconded by Councilman Hauser.

No Discussion. On roll call, all members present voted in the affirmative. Resolution adopted 07/13/10

7-151 - Authorizing the extension of the Appointment of Lisa O'Neill as the Acting Borough Clerk for ninety days from July 13, 2010 until October 12, 2010 and until her successor is appointed and qualified with a Stipend of \$2,000 per month

Moved by Councilman Slattery, seconded by Councilman Hauser.

No Discussion. On roll call, all members present voted in the affirmative. Resolution adopted 07/13/10

7-152 - Authorizing payment of bills and the issuance of checks for the period through July 13, 2010 for 2009 bills in the total amount of \$1,339.00.

Moved by Councilman Dassing, seconded by Councilman Lawshe.
Discussions Ensued. On roll call, Councilman Dassing, Slattery, and Lawshe voted in the affirmative. Councilman Murray and Hauser abstained. Resolution adopted 07/13/10

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7-153 - Authorizing payment of bills and the issuance of checks for the period through July 13, 2010 for 2010 bills in the total amount of \$2,189,412.86.
Moved by Councilman Lawshe, seconded by Councilman Murray.
Discussions Ensued. On roll call, all members present voted in the affirmative.
Resolution adopted 07/13/10

7-154 - Authorizing Tax Appeal Settlement regarding block 70, lot 1, 21 Knollwood Terrace, Caldwell, New Jersey.
Moved by Councilman Lawshe, seconded by Councilman Hauser. No Discussion.
On roll call, all members present voted in the affirmative. Resolution adopted 07/13/10

7-155 - Revised Budget Amendment Resolution.
Moved by Councilman Murray, seconded by Councilman Dassing. Discussions Ensued. On roll call, all members present voted in the affirmative. Resolution adopted 07/13/10

7-156 - Resolution establishing the salary of the Assistant Treasurer.
Moved by Councilman Lawshe, seconded by Councilman Dassing.
Discussions Ensued. On roll call, Councilman Murray, Hauser, Dassing and Lawshe voted in the affirmative. Councilman Slattery voted in the negative.
Resolution adopted 07/13/10

OLD BUSINESS: None

REPORT OF COUNCIL COMMITTEE CHAIRMEN AND MEMBERS:

Councilman Murray gave an update on the progress of Parkway East and Parkway West.
Councilman Hauser gave an update on the Recreation Department. Councilman Hauser asked the question to the Borough Administrator, can we put on the website and or TV 35 the recreation events. Borough Administrator, Paul Carelli responded that he would have this on the website and channel 35.

Councilman Dassing read a letter from Congressman Frelinghuysen stating that he received our letter for his assistance to the Fire Fighters Grant Application. The Congressman has sent a letter for support of our application. Councilman Dassing thanks the Congressman for supporting our Grant Application.

Councilman Slattery reported on feel good Friday. Seniors can learn about improving your taste of food at the Caldwell Public Library. On Monday the 19th and the 26th at the Senior Center there will be a Driver's Safety Program. For AARP members the cost is \$12.00 and non-members the cost is \$14.00. Learn defensive driving, how to handle problem situations, anti-lock brakes and more.

Councilman Lawshe reported that Bob Bremneck is our new Apartment Inspection Officer/ Code Enforcement Officer. Bob will be handling all the apartments in Town and he is also the new compliance officer. Councilman Lawshe reported on the Police Committee that they haven't been able to meet this month. He reported that since the Police Committee has instituted Motor Vehicle stops summons are being issued. We had

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some concerns by some Police Officers but I am happy to say that they are doing a good job enforcing the law and enforcing the safety of the Town.

Councilman Lawshe asked Mr. Dickson from Kiwanis Rotary, if he could speak with Mr. Hodge about how the security is going to be handled at the Street Fair and get back to Mr. Carelli with that information.

Mayor Gartland reported that the Grover Cleveland Birthplace Committee had a wonderful 4th of July Ice cream social. They started off with the reading of the Declaration of Independence and the raising of the flags.

Mayor Gartland reported that Roseland Avenue is progressing and as well as Kiwanis Oval. Various Discussions Ensued.

Karen Lembo, Caldwell Public Library Director, gave an update on the summer reading program. There are 268 people signed up on line for the summer reading program for children, teens and adults. This week is Career week and today we had a Police Officer read.

REPORT OF THE ADMINISTRATOR:

Paul Carelli reported that they are looking to remove the T 1 line that runs from Caldwell to West Caldwell, and replace it with BPN which is communication over the internet. The concern is if Comcast goes down there is no back up. He spoke with the consultant to look at Fios as a back up but it was a little higher so he will have to look at that quote. Mr. Carelli reported that our tax clerk is in the hospital and he has sent our best wishes for a speedy recovery. He also reported that he and Mr. Frint had training with the water billing system and the water bills have gone out. Mr. Carelli has spoken with Mr. Glenn Beckmeyer, Town Engineer, who will review the traffic study done on Hatfield and he will make a recommendations and will have a report to us next week.

REPORT OF THE ATTORNEY:

Greg Mascera reported that he has spoken with the Essex Fells attorney, Mr. Murphy and they would be talking about some Essex Fells issues. These issues need to be finalized and sort out the Water billing, Sewer billing, Tax Assessor and Welfare issue. We will be meeting Thursday afternoon. We will talk more specifically with numbers in executive session. We are also working on the Joint Dispatching agreement with West Caldwell. We will talk more specifically in executive session. The Caldwell College agreement with regards to the use of the Oval has been forwarded to Mr. Bruno the College's Attorney. There will be two other litigation issues that will be discussed in executive session the Faloni Property and Mr. Toscano the attorney.

NEW BUSINESS: NONE

OPEN PUBLIC PORTION OF THE MEETING:

Karen Lembo, Caldwell Public Library Director, gave an update on a Book Fair at Barnes and Noble in Clifton on July 23rd from 9am – 11pm anyone can use the vouchers that will be on the website or at the Library.

Mayor Gartland 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

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contractual matter, upon resolution of the personnel matter with consent of said person or persons and as provided by N.J.S.A. 4-12 but in no case later than two (2) years from this date. These minutes shall be available as soon as the matter is resolved or not later than two years hence. Mayor Gartland responds that the Executive Session will be discussion Litigation contracts and Personnel.

On a motion made by Councilman Murray, and seconded by Councilman Hauser, unanimously affirmed, the Council moved into Executive Session at 8:03 P.M.

The Executive Session was adjourned and upon a motion by Councilman Murray, seconded by Councilman Lawshe the Council Business Conference Meeting was opened to the public and the press at 8:43 P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Murray, seconded by Councilman Lawshe, unanimously affirmed by all members present, the meeting was adjourned at 8:45 P.M.

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

Date