



Council Chambers
1 Provost Square Caldwell, NJ

Borough of Caldwell Council Business Meeting

AGENDA - Revised

Phone: (973) 226-6100
Website: www.caldwell-nj.com

July 17, 2012

MAYOR
Ann Dassing

BOROUGH COUNCIL
Richard Hauser – President
Peter Murray
John Coyle
Thomas O'Donnell
John Kelley
Frank Rodgers

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 19, 2012

INTRODUCTION OF ORDINANCES

- ORDINANCE# 1259-12:** AN ORDINANCE AMENDING CHAPTER 214 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION REGULATING PRIVATE SWIMMING POOLS
- ORDINANCE# 1260-12:** AN ORDINANCE AMENDING CHAPTER 51 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION REGULATING ALARM SYSTEMS
- ORDINANCE# 1261-12:** AN ORDINANCE ESTABLISHING THE BOROUGH OF CALDWELL EMPLOYEE EFFICIENCY INCENTIVE PLAN
- ORDINANCE# 1262-12:** AN ORDINANCE AMENDING CHAPTER 175 OF THE CODE OF THE BOROUGH OF CALDWELL TITLED PROPERTY MAINTENANCE

PUBLIC HEARING AND ADOPTION OF ORDINANCES

- ORDINANCE# 1253-12:** AN ORDINANCE AMENDING CHAPTER A270-1 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SCHEDULE OF FEES CHARGED BY THE BOROUGH, SO AS TO SET THE FEES AND THE ESCROW REQUIREMENTS FOR APPLICATIONS TO THE ZONING BOARD OF ADJUSTMENT AND TO THE PLANNING BOARD IN ACCORDANCE WITH CHAPTER 26 OF THE BOROUGH CODE
- ORDINANCE# 1254-12:** AN ORDINANCE AMENDING CHAPTER 250-8 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION TITLED DEFINITONS AND WORD USAGE – (MOBILE TEMPORARY STORAGE CONTAINERS)
- ORDINANCE# 1255-12:** AN ORDINANCE AMENDING CHAPTER 250-8 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION TITLED GENERAL REGULATIONS (MOBILE TEMPORARY STORAGE CONTAINERS)
- ORDINANCE# 1256-12:** AN ORDINANCE AMENDING CHAPTER 250-7 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION TITLED “WORD USAGE (FENCES)
- ORDINANCE# 1257-12:** AN ORDINANCE AMENDING CHAPTER 250-8 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION REGULATING THE SIZE AND PLACEMENT OF FENCES



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PUBLIC HEARING AND ADOPTION OF ORDINANCES (continued)

ORDINANCE# 1258-12: AN ORDINANCE AMENDING SECTION 17 OF CHAPTER 182 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION TITLED "MAINTENANCE OF SERVICES" (RENT CONTROL)

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.

- 7-150: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00008 PAYABLE TO RICHARD VENTOLA 11
- 7-151: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00010 PAYABLE TO ROBERT PALMISANO
- 7-152: AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00014 PAYABLE TO ROBERT PALMISANO
- 7-153: AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – ACAP (Academy of Clinical & Applied Psychoanalysis)
- 7-154: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Saint Aloysius Roman Catholic Church / Off Premise – 50/50 Raffle / September 16, 2012 – 4:00PM
- 7-155: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Grover Cleveland Park Conservancy / Off Premise – 50/50 Raffle / August 1, 2012 – 6:00PM – 10:00PM
- 7-156: DISPOSAL OF OBSOLETE BOROUGH OF CALDWELL VEHICLES
- 7-157: RESOLUTION AUTHORIZING AN AWARD OF CONTRACT WITH BEYER-WARNOCK FLEET FOR A 2013 FORD EXPLORER BASE 4-DOOR 4x4 SPORT UTILITY VEHICLE AS APPROPRIATED IN CAPITAL ORDINANCE #1252-12 FOR THE CALDWELL FIRE DEPARTMENT FOR AN AMOUNT OF \$34,012.94 UNDER STATE CONTRACT # A78762
- 7-158: AUTHORIZING THE APPOINTMENT OF Tristan Oesterle AS A JUNIOR FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT
- 7-159: AUTHORIZING THE APPOINTMENT OF MEMBERS FOR HISTORICAL PRESERVATION COMMISSION COMMITTEE – James Vere



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RESOLUTIONS - CONSENT AGENDA (continued)

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.

- 7-160:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Parents & Friends Association of Mount Saint Dominic Academy / Off Premise – 50/50 Raffle / September 16, 2012 – 12:00PM – 4:00PM
- 7-161:** 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 – Charles B. Garrity, Power Home Remolding Group, 6 Commerce Drive, Cranford, NJ.
- 7-162:** RESOLUTION MEMORIALIZING CLERICAL CHANGES TO ORDINANCE # 1251-12 TITLED “AN ORDINANCE AMENDING CHAPTER 230 – ARTICLE V OF THE CODE OF THE BOROUGH OF CALDWELL, TRAFFIC REGULATIONS
- 7-163:** AUTHORIZING AN AWARD OF A PROFESSIONAL SERVICES CONTRACT TO THE LAND CONSERVANCY OF NEW JERSEY IN THE BOROUGH OF CALDWELL
- 7-164:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JULY 17, 2012 FOR 2012 BILLS IN THE TOTAL AMOUNT OF \$1,942,279.74
- 7-165:** AUTHORIZING THE AWARD OF A CONTRACT FOR PAYROLL SERVICES TO AUTOMATIC DATA PROCESSING, INC., 1 ADP BOULEVARD ROSELAND, NJ 07068
- 7-166:** AUTHORIZING THE AWARD OF A CONTRACT FOR A 200 KILOWATT, DIESEL FUELED, STANDBY GENERATOR AT THE CALDWELL COMMUNITY CENTER TO AES-NJ COGEN CO., INC. 4 DEER TRAIL, KINNELON, NEW JERSEY 07405, IN THE AMOUNT OF \$126,000.00, BEING FUNDED BY CAPITAL ORDINANCE #1185-08 IN THE AMOUNT OF \$60,000 AND CAPITAL ORDINANCE #1252-12 IN THE AMOUNT OF \$70,000
- 7-167:** RESOLUTION FOR THE BOROUGH OF CALDWELL TO SUPPORT AND PARTICIPATE IN THE VOLUNTEER TUITION CREDIT PROGRAM (P.L. 1998, c. 145)
- 7-168:** AUTHORIZING THE BOROUGH ADMINISTRATOR TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE CONSTRUCTION OF THE ESSEX FELLS WATER SUPPLY INTERCONNECTION METER FACILITY PROJECT

FINANCE

Council President Hauser

Liaison: Library Board of Trustees / Recreation

PUBLIC SAFETY

Councilman Murray

Liaison: Rent Board / Traffic Committee



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PUBLIC WORKS / UTILITIES

Councilman Coyle

Liaison: Open Space / Environmental / Tree Removal

COMMUNITY CENTER

Councilman O'Donnell

Liaison: Planning Board / Local Board of Assistance / Senior Advisory Board

PERSONNEL / HEALTH AND HUMAN SERVICES

Councilman Rodgers

Liaison: Board of Health / Senior Citizens Transportation

COMMUNITY OUTREACH

Councilman Kelley

Liaison: Board of Education / Community Development / Camp Wyanokie

REPORT OF MAYOR

Mayor Dassing

REPORT OF ADMINISTRATOR

Paul M. Carelli

1. Administrator Report Spreadsheet – July 17, 2012

REPORT OF ATTORNEY

Gregory Mascera

OLD BUSINESS

1. Community Center BID status (Councilman O'Donnell)

NEW BUSINESS

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

1. Open Space Acquisitions (Councilman O'Donnell)
2. Licensing for Canvasser/Soliciting (Chief Bongiorno)

OPEN PUBLIC MEETING

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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.

1. Personnel

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 7/13/2012 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 7/13/2012 in compliance with P. L. 1975, c 213

Lisa O'Neill, Acting Borough Clerk.