



Council Chambers  
1 Provost Square Caldwell, NJ

# Borough of Caldwell Council Business Meeting

## AGENDA - Revised

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

August 7, 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

July 17, 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# 1263-12:** AN ORDINANCE AMENDING CHAPTER 250 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE CHAPTER TITLED "ZONING", TO ADD SECTION 8.1 TITLED "BUILDINGS, IDENTIFICATION"
- ORDINANCE# 1264-12:** AN ORDINANCE TO AMEND THE BOROUGH CODE, CHAPTER 230, TRAFFIC AND VEHICLES, SECTION 230-62 SCHEDULE VIII OF THE BOROUGH CODE ENTITLED, "STOP INTERSECTIONS"
- ORDINANCE# 1265-12:** AN ORDINANCE TO AMEND THE BOROUGH CODE, CHAPTER 230, TRAFFIC AND VEHICLES, SECTION 230- 9 SCHEDULE VIII OF THE BOROUGH CODE ENTITLED, "THROUGH STREETS"
- ORDINANCE# 1266-12:** AN ORDINANCE AMENDING CHAPTER 164 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION TITLED PEACE AND GOOD ORDER
- ORDINANCE# 1267-12:** AN ORDINANCE AMENDING CHAPTER 167 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE CHAPTER TITLED "PEDDLING AND SOLICITING", TO ADD SECTION 4.1 TITLED "FINGERPRINTS"

### PUBLIC HEARING AND ADOPTION OF ORDINANCES

- 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:** **Re-Introduce 9/4/2012** - AN ORDINANCE ESTABLISHING THE BOROUGH OF CALDWELL EMPLOYEE EFFICIENCY INCENTIVE PLAN



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### PUBLIC HEARING AND ADOPTION OF ORDINANCES (continued)

**ORDINANCE# 1262-12:** AN ORDINANCE AMENDING CHAPTER 175 OF THE CODE OF THE BOROUGH OF CALDWELL TITLED PROPERTY MAINTENANCE

### 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.*

- 8-170:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 10-00002 PAYABLE TO US BANK CUST, FOR PRO-CAPITAL 1, LLC
- 8-171:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 11-00004 PAYABLE TO US BANK CUST, FOR ATR NJ CAP ONE
- 8-172:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 10-00001 PAYABLE TO STONEFIELD INVESTMENT FUND 1, LLC.
- 8-173:** AUTHORIZING THE REFUND OF A TAX OVERPAYMENT PAYABLE TO: LI JIANDONG & ZHANG HONGPING
- 8-174:** AUTHORIZING THE BOROUGH ADMINISTRATOR TO ADVERTISE AND RECEIVE SEALED BIDS FOR INSTALLATION AND REPAIR SERVICES OF THE WATER DISTRIBUTION SYSTEM IN THE BOROUGH OF CALDWELL
- 8-175:** AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH BOSWELL ENGINEERING FOR PROVIDING THE PREPARATION OF CONSTRUCTION PLANS AND SPECIFICATIONS AND PROVIDING CONSTRUCTION INSPECTION FOR THE BROOKSIDE AVENUE CONSTRUCTION FOR A LUMP SUM FEE OF \$32,000 (\$12,500 FOR THE DESIGN PHASE AND \$19,500 FOR THE CONSTRUCTION PHASE)
- 8-176:** AUTHORIZING THE AWARD OF A 24 MONTH CONTRACT FOR PAYROLL SERVICES TO AUTOMATIC DATA PROCESSING, INC., 1 ADP BOULEVARD ROSELAND, NJ 07068 EFFECTIVE JULY 30, 2012
- 8-177:** RESOLUTION AUTHORIZING THE TRANSFER OF THE CASH BALANCE ON HAND IN PNC BANK ACCOUNT XX-XXXX-2775 FOR THE MANAGEMENT OF THE CALDWELL-WEST CALDWELL MUNICIPAL ALLIANCE GRANT PROGRAM TO THE TOWNSHIP OF WEST CALDWELL, FORMERLY MANAGED BY THE BOROUGH OF CALDWELL
- 8-178:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH AUGUST 7, 2012 FOR 2012 BILLS IN THE TOTAL AMOUNT OF \$3,024,091.21



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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.*

- 8-179: AUTHORIZING THE AWARD OF A CONTRACT FOR THE ESSEX FELLS WATER SUPPLY INTERCONNECTION METER FACILITY TO REIVAX CONTRACTING CORP, 46 WASHINGTON STREET, HARRISON, NJ 07029 IN THE AMOUNT OF \$352,704.00
- 8-180: RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH GREG SEAMAN, LLC FOR THE MANAGEMENT AND OVERSIGHT OF THE COMPLETION OF CONSTRUCTION AT THE CALDWELL WASTEWATER TREATMENT PLANT
- 8-181: DISPOSAL OF OBSOLETE BOROUGH OF CALDWELL VEHICLES
- 8-182: RESOLUTION CERTIFYING THAT ALL MEMBERS OF THE GOVERNING BODY HAVE REVIEWED, AT A MINIMUM, THE GENERAL COMMENTS AND RECOMMENDATIONS SECTIONS OF THE FISCAL YEAR 2011 ANNUAL AUDIT
- 8-183: RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR 2011 AUDIT REPORT
- 8-184: Pending - AUTHORIZING THE AWARD OF A CONTRACT FOR THE CALDWELL COMMUNITY CENTER – FITNESS ROOM MODIFICATIONS
- 8-185: AUTHORIZING THE AWARD OF A CONTRACT FOR RENOVATION OF THE CALDWELL COMMUNITY CENTER LOCKER ROOMS TO PAKIS TILE CONTRACTORS, INC. P.O. BOX 1464 WEST CALDWELL, NEW JERSEY 07007 IN THE AMOUNT OF \$140,000.00
- 8-186: AUTHORIZING THE AWARD OF A CONTRACT FOR THE REMOVAL OF LEAF COMPOST TO NORTH CREEK LLC, 11 PLEASANTVILLE ROAD, BASKING RIDGE, NEW JERSEY 07920 FOR AN ANNUAL REVENUE OF \$3,960.00

### PUBLIC SAFETY

*Councilman Murray*

Liaison: Rent Board / Traffic Committee

### 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



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### 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 – August 7, 2012

### REPORT OF ATTORNEY

*Gregory Mascera*

### OLD BUSINESS

1. Open Space Acquisitions

### 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.*



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### 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 8/3/2012 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 8/3/2012 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.