



***BOROUGH OF CALDWELL  
NEW JERSEY***



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**COUNCIL BUSINESS  
MEETING August 20, 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)

August 20, 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

August 6, 2013

### INTRODUCTION OF ORDINANCE

**ORDINANCE# 1279-13:** AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE II, ADMINISTRATOR, CHAPTER 31, OFFICERS AND EMPLOYEES AT SECTION 31-12 ENTITLED "POWERS AND DUTIES," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CALDWELL, NEW JERSEY," IN ORDER TO AMEND THE ROLE OF THE ADMINISTRATOR IN HIRING AND FIRING CERTAIN EMPLOYEES

### 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.*

8-199	APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE ACADEMY ROAD / ELIZABETH STREET ROAD IMPROVEMENT PROJECT
8-200	RESOLUTION SUPPORTING THE DRIVE SOBER OR GET PULLED OVER 2012 STATEWIDE CRACKDOWN
8-201	RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF 2013 TAXES FOR BLOCK 5 LOT 4.04 FOR 82 ELM ROAD, CALDWELL, NJ
8-202	AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell College, Inc. - On Premise / 50/50 Raffle – November 22, 2013 – 6:00PM – 11:00PM



Council Chambers  
1 Provost Square Caldwell, NJ

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August 20, 2013

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

8-203	AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell College, Inc. - On Premise / Tricky Tray Raffle – November 22, 2013 – 6:00PM – 11:00PM
8-204	RESOLUTION ESTABLISHING SALARIES, WAGES, AND ALLOWANCES OF OFFICIALS AND EMPLOYEES OF THE BOROUGH OF CALDWELL FOR THE CALENDAR YEAR 2013
8-205	AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH AUGUST 20, 2013 FOR 2012/2013 BILLS IN THE TOTAL AMOUNT OF \$5,671,595.77
8-206	AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF REVENUE AND APPROPRIATION CHAPTER 159 -2013 FEMA Assistance to Firefighters Grant
8-207	RESOLUTION AUTHORIZING PAYMENT TO HATCH MOTT MACDONALD OPERATING SERVICES FOR EXPENDITURES IN EXCESS OF THE 2012 CONTRACT CREDIT AMOUNT FOR SLUDGE HAULING DISPOSAL, PLANT MAINTENANCE, AND EXCESS ELECTRICITY COSTS FOR THE OPERATION AND MAINTENANCE OF THE CALDWELL WASTEWATER TREATMENT PLANT

### 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 BOROUGH ADMINISTRATOR

*Paul M. Carelli*

1. Administrator Report August 20, 2013
2. Water and Road Improvement Project Update

### REPORT OF ATTORNEY

*Gregory Mascera*

### REPORT OF POLICE CHIEF

*Chief James H. Bongiorno, CPD*

### REPORT OF ESSEX COUNTY LIASSON

*James Jude Jorgensen, QPA*



Council Chambers  
1 Provost Square Caldwell, NJ

# Borough of Caldwell Council Business Meeting

## AGENDA

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August 20, 2013

MAYOR  
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John Kelley / Community Relations  
Frank Rodgers / Personnel  
Edward Durkin Jr. / Finance

### OLD BUSINESS

### NEW BUSINESS

1. Award of Contract – Cedars Road Improvement Project  
Resolution# 8-208

### 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 8/19/2013 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 8/19/2013 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.

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

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at **7:00PM**

**PRESENT:** Mayor Dassing, Councilman Coyle, O'Donnell, Kelley, Rodgers and Durkin

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

**ABSENT:** Council President Hauser

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. Official newspapers of the Borough were notified of this meeting by mail. Notice was posted and all persons requesting notice were sent same.

**APPROVAL OF MINUTES:  
July 16, 2013**

Moved by Councilman Kelley, seconded by Councilman Rodgers. No Discussion. On roll call, all present voted in the affirmative. Councilman Coyle abstained. Minutes approved 08/06/13.

**INTRODUCTION OF ORDINANCE:**

**ORDINANCE# 1278-13:** BOND ORDINANCE AMENDING BOND SECTION 1 OF ORDINANCE NUMBERED 1248-12 OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY FINALLY ADOPTED MAY 15, 2012 IN ORDER TO AMEND THE AMOUNT OF THE ESSEX COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT.

Moved by Councilman O'Donnell, seconded by Councilman Coyle. Discussions Ensued. On roll call, all present voted in the affirmative. Ordinance Introduced 08/06/13.

**OPEN PUBLIC COMMENTS ON RESOLUTIONS:**

Moved by Councilman Coyle, seconded by Councilman Kelley to Open to the Public for Consent Agenda

**RESOLUTIONS – CONSENT AGENDA**

**8-189:** RESOLUTION TO CANCEL RESERVE BALANCES

**8-190:** RESOLUTION TO CANCEL PAYROLL RESERVE BALANCES

**8-191:** AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE 12-00014 PAYABLE TO US BANK CUST-PROCAP 11, LLC RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR 2012 AUDIT REPORT

**8-192:** AUTHORIZING A CREDIT FOR OVERPAYMENT OF 2011 & 2012 TAXES FOR BLOCK 74 LOT 5, 14 BOWERS ROAD

**8-193:** AUTHORIZING A CREDIT FOR TAX EXEMPT PROPERTY FOR BLOCK 30.02 LOT 7, 98 CENTRAL AVENUE

**8-194:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Parent Faculty Association of Mt. Saint Dominic Academy - Off Premise / 50/50 Raffle – September 15, 2013 – 12:00PM – 4:00PM

**8-195:** RESOLUTION APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 302, Lot 58, Tim Berra, 23 Wilson Terrace, West Caldwell, NJ

**8-196:** AUTHORIZING THE APPOINTMENT OF Shane Cunningham AS A FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

**8-197:** RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF 2013 TAXES FOR BLOCK 30.02 LOT 7, 98 CENTRAL AVENUE, CALDWELL, NJ

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

2 of 3

**8-198:** AUTHORIZING THE 2013 EQUIVALENT CONNECTION CHARGE OF \$360.82 PER EQUIVALENT CONNECTION

**CONSENT**

Moved by Councilman Coyle, seconded by Councilman Kelley. Discussions Ensued. On roll call, all present voted in the affirmative. Resolution approved 08/06/13.

**COUNCIL COMMITTEE REPORTS:**

**Councilman Coyle** reported that there will be a meeting on Thursday for the DPW Committee.

**Mayor Dassing** reported that to date for the Library Gala we have received \$5,000.00 in sponsorships. Dancy Funeral Home, Lakeland Bank, McManimon, Scotland & Baumann and Fairview Insurance and they have a table sold already. Thank you to the corporate sponsors so far. She also thanked Grover Cleveland Park Conservancy for a lovely evening last night it was well attended and the weather was great. She also attended the Caldwell Volunteer Fire Department fund raiser on Saturday night at the Ringside Pub. Gerard Greci plays the guitar and our own fire chief plays the drums and someone from out of town won the Turks and Caicos trip. On July 17<sup>th</sup> we held a second Board of Ed shared services meeting and some of the topics that we discussed will be spoken about at their retreat which happens at the end of August.

**REPORT OF BOROUGH ADMINISTRATOR:**

1. Administrator Report August 6, 2013

Paul reported on some completed projects. Park Avenue has been fixed it was a catch basin and some drainage. The roof on the Borough Hall has been repaired and no more leaking around the perimeter. Brookside Avenue is completed and they did a great job and they were a month ahead of schedule. The emergency generator is basically ready to go; it is waiting for an inspection by our Construction Department. There is an outstanding issue with converting the heat for the Fire Department and he gave me a schedule and I am going to make sure he does it a little quicker than that. **Councilman O'Donnell** responded that no payment should be issued until the job is 100% complete. Paul responded that he agreed. They did do the load test and Ray Sullivan said it worked great. Ray will be in this week to talk about the phone system. He will be doing the Finance presentation in September when all the Council members are here.

2. Water and Road Improvement Project Update

Matina is moving along in the Cedars and he is on schedule. As far as the road resurfacing project the advertisement has been placed and Bids will be opened on August 16<sup>th</sup> at 2:00PM. One of the challenges of doing that work is in order to make the improvements we need to make up in the Cedars. There are certain areas that require drainage improvements and along with the drainage improvements, not only catch basins, but the piping is necessary to do. There are areas that require Belgium Block curbing because the curbing funnels the water into the catch basin. The Mayor and I drafted a letter that we would like to send. There are no surprises and the letter will be letting those residents know that the work will start in the beginning of September and with that we would like to put a list of the properties that will require the Belgium Block curbing for the drainage.

**Councilman O'Donnell** asked Paul if there is a completion date for the resurfacing and the drainage. Paul responded yes October 29<sup>th</sup> and he will confirm that. **Councilman O'Donnell** asked if the sweeper can get to the Cedars.

**Councilman Kelley** asked Paul if he addressed his concerns about the trenches and the timing of the Paving. Paul responded that the Borough Engineer did and he went to several other towns and looked at work that was done similar to this. **Councilman Kelley** asked the period of time after the trenches when the paving will occur. Paul responded that about six to eight weeks.

**REPORT OF ATTORNEY:**

**Greg Mascara** reported that he appeared at court with Paul Carelli and Chief Bongiorno in reference to the Gleason suit. The Judge was highly complementary of both Chief Bongiorno and of Paul. The presentation that Paul made to show the effort that the Borough is making to make the Borough ADA compliance. It was very productive and we do have to go back. Also, there will be a charge against the Wine Village and I have prepared the Notice of Charges in compliance with the ABC law. The hearing will be scheduled in September and at the hearing

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

**3 of 3**

the Governing Body is the jury and will make the determination. The charges are clear there was service to an individual under the age of 18 the penalty would be a 30 day mandatory closure of the establishment. They do have a right to defend the charges against them. **Councilman Kelley** asked Greg, is the penalty mandatory or is it optional. Greg responded that the penalty is mandatory but it's up to you whether to decide that in fact a minor was served. Jack Kelly our Tax Assessor is retiring effective immediately and we will be assigned effectively a new Tax Assessor by the County. The Sewer takeover agreement, all the terms are essentially agreed upon. I received a call that Great American wanted to add some language and we are working on that language right now. They have a completion Contractor that has been hired and it will be 100 days. The soil analysis for Personette looks like there is not any ground contaminate. The next step would be to fill the holes and remove the dirt. Al & John are over in Caldwell and there was an issue as to whether Greg Seaman has collected sewer user fees and unfortunately, with the law we are not entitled to it.

**REPORT OF POLICE CHIEF:**

**Chief James Bongiorno** reported that Robert Adams graduated from the Police Academy on July 25<sup>th</sup>. He started his field training program last week it's a six week program and he will be training with Officer Roberts. The Auxiliary officers were at the Park last night and they have been very active in the Community and they are doing a great job. **Mayor Dassing** responded that Jessica Luszc was out with the cleanliness letter delivering personally with a big smile to all the merchants reminding them to sweep and clean in front of their stores. The merchants were very happy about that.

**PUBLIC HEARING OF THE 2013 MUNICIPAL BUDGET AMENDMENTS**

Moved by Councilman Kelley, 2<sup>nd</sup> by Councilman Rodgers to open the public hearing of the 2013 Municipal Budget

Discussion on the surplus.

**ADOPTION OF THE 2013 MUNICIPAL BUDGET**

**4 of 5** Budget Document – Sheet 4  
Heidi Wohlleb, Nisivoccia read the resolution.

Be it Resolved by the Governing Body of the Borough of Caldwell, County of Essex that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

\$ 6,847,383.79 for municipal purposes and \$101,439.34 Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy AND \$342,889.71 Minimum Library Tax

Moved by Councilman Kelley, seconded by Councilman Durkin. Discussions Ensued. On roll call, all present voted in the affirmative. 2013 Municipal Budget Adopted on 08/06/13.

**OPEN PUBLIC MEETING:**

Moved by Councilman Coyle, seconded by Councilman Kelley to Open Public Meeting.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Coyle, seconded by Councilman O'Donnell, unanimously affirmed by all members present, the meeting was adjourned at 7:33PM.

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

\_\_\_\_\_  
DATE



# BOROUGH OF CALDWELL NEW JERSEY



## ORDINANCE# 1279-13

### **AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE II, ADMINISTRATOR, CHAPTER 31, OFFICERS AND EMPLOYEES AT SECTION 31-12 ENTITLED “POWERS AND DUTIES,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CALDWELL, NEW JERSEY,” IN ORDER TO AMEND THE ROLE OF THE ADMINISTRATOR IN HIRING AND FIRING CERTAIN EMPLOYEES.**

**WHEREAS**, the Borough Council of the Borough of Caldwell, New Jersey, wishes to modify the power of the Borough Administrator to grant the Administrator the authority to hire certain Borough employees.; and

**WHEREAS**, in connection therewith, the Council wishes to amend certain provisions contained within Chapter 31 of the Borough Code relating to the Administrator’s power to hire, fire and discipline Borough employees.

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED**, by the Borough Council of the Borough of Caldwell, in the County of Essex and State of New Jersey, that Chapter31 of the “Revised General Ordinances of the Borough of Caldwell, New Jersey” is hereby amended and supplemented as follows:

1. That Chapter 31 of the Code of the Borough of Caldwell, the Chapter governing officers and employees is hereby amended at section 31-12 as follows:

**Delete Section 31-12 L and replace with the following:**

L. With regard to employees:

1. Establish and maintain sound personnel practices and maintain appropriate records of all employees.
2. Hire all new employees who are to work in a capacity below that of a department head or its equivalent
3. Fire or modify the working hours of all employees who work in a capacity below that of a department head or its equivalent.
4. Discipline all Borough employees.

2. All Ordinances of the Borough of Caldwell which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

4. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

DATE OF FIRST READING: August 20, 2013

DATE OF SECOND READING: September 17, 2013

DATE OF PUBLICATION: August 29, 2013

DATE OF ADOPTION: September 17, 2013

MOVED:

MOVED:

SECONDED:

SECONDED:

### 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 ordinance, when adopted, must remain in the possession of the Municipal Clerk. Certified copies are available.





**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 8-199

Date of Adoption: August 20, 2013

**TITLE:**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE ACADEMY ROAD / ELIZABETH STREET ROAD IMPROVEMENT PROJECT**

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of Caldwell formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Borough Administrator is hereby authorized to submit an electronic grant application identified as *MA-2014-Caldwell Borough Township-00064* to the New Jersey Department of Transportation on behalf of the Borough of Caldwell.

**BE IT FURTHER RESOLVED** that Borough Administrator is hereby authorized to sign the grant agreement on behalf of Borough of Caldwell and that the signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council  
On this 20th day of August, 2013

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

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

**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: 8-200

Date of Adoption: August 20, 2013

**TITLE:**

**RESOLUTION SUPPORTING THE DRIVE SOBER OR GET PULLED OVER  
2012 STATEWIDE CRACKDOWN**

WHEREAS, impaired drivers on our nation’s roads kill someone every 30 minutes, 50 people per day and almost 18,000 people each year; and

WHEREAS, 19% of motor vehicle fatalities in New Jersey in 2012 are alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2013 Statewide Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from August 16 through September 2, 2013; and

WHEREAS, an increase impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Caldwell and the Caldwell Police Department declare its support for the *Drive Sober or Get Pulled Over 2013 Statewide Crackdown* from August 16 through September 2, 2013 and pledges to increase awareness of the dangers of drinking and driving.

**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: 8-201

Date of Adoption: August 20, 2013

**TITLE:**

**RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF 2013 TAXES FOR  
BLOCK 5 LOT 4.04 FOR 82 ELM ROAD, CALDWELL, NJ**

**WHEREAS**, it has been determined by the Tax Collector that the homeowner is entitled to a refund due to them sending us the check for THIRD quarter 2013 and have overpaid the tax account \$2,595.78.

**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>REFUND AMOUNT</u>
Block 5 Lot 4.04	Ms. Cindy Dias 82 Elm Road Caldwell, NJ 07006	\$2,595.78

**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: 8-202

Date of Adoption: August 20, 2013

**TITLE:**

**AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE – Caldwell College, Inc. - On Premise / 50/50 Raffle – November 22, 2013 – 6:00PM – 11:00PM**

**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-1268 Caldwell College, Inc.  
On Premise – 50/50 Raffle  
November 22, 2013 – 6:00PM – 11:00PM

**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: 8-203

Date of Adoption: August 20, 2013

**TITLE:**

**AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE – Caldwell College, Inc. - On Premise / Tricky Tray Raffle – November 22, 2013 – 6:00PM – 11:00PM**

**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-1269 Caldwell College, Inc.  
On Premise – Tricky Tray Raffle  
November 22, 2013 – 6:00PM – 11:00PM

**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: 8-204

Date of Adoption: August 20, 2013

**TITLE:**

## RESOLUTION ESTABLISHING SALARIES, WAGES, AND ALLOWANCES OF OFFICIALS AND EMPLOYEES OF THE BOROUGH OF CALDWELL FOR THE CALENDAR YEAR 2013

**BE IT ORDAINED** by the Mayor and Council of the Borough of Caldwell, in the County of Essex and State of New Jersey, as follows:

**Section 1.** The salaries, wages, and allowances for the following positions within the Borough of Caldwell not covered under a separate collective bargaining agreement shall be as follows for the calendar year 2013:

<u>Full-Time Positions:</u>	<u>Title</u>	<u>Annual Rate</u>
Bongiorno, James	Police Chief (January 1, 2013/July 1, 2013)	\$131,625/\$133,270
Carelli, Paul	Borough Administrator	\$108,375
Bifalco, Mario	Public Works Superintendent	\$79,482
Paterson, Robert	Community Center Director	\$70,400
Renne, Idamae	Tax / Utility Collector	\$61,200
Burak, Maria E	Director of Human Services	\$57,714
Van Dien, Joanne	Fitness Supervisor	\$57,096
Hamer, John S.	Public Works Foreman	\$54,871
O'Neill, Lisa	Deputy Clerk	\$52,791
Canova, Antoinette	Assistant Treasurer	\$51,000
O' Hern, Leanne	Court Administrator	\$50,000
Lawshe, Gordon	Sports Program/Membership Director	\$49,980
Camilleri, Theresa	Front Desk Supervisor	\$49,645
Blechar, Jessica	Aquatics Director	\$30,600
Bellasalma, Robert	Bookkeeper (per hour)	\$19.62/hour
Bross, Tamara	Admin Assistant / Planning-Zoning Secretary	\$27,581
Spittle, Elizabeth A	Senior Bus Driver	\$26,122

<u>Governing Body Positions:</u>	<u>Title</u>	<u>Annual Rate</u>
Mayor	Mayor	\$2,000
Borough Council	Borough Council	\$1,500

<u>Part-Time Salaried Positions:</u>	<u>Title</u>	<u>Annual Rate</u>
Milani, Paul	Construction / Building Sub-Code Official	\$46,336
Hassan, Colette I.	Tax and Water Clerk	\$27,537
O' Conner, Donald	Municipal Court Judge	\$27,500
Kelly, John W.	Tax Assessor	\$25,958
Visitacion, Marty R.	Community Center Instructors	\$19,600
Stack, James D.	Community Center Instructors	\$18,000
Corinne, Shannon	Summer Camp Director	\$9,000
Chontow, Greg	Electrical Sub-Code Official	\$8,000
Lardieri, Anthony	Plumbing Sub-Code Official	\$7,000
D'Ascensio, John	Fire Sub-Code Official	\$6,000
Milani, Paul	Zoning Official	\$6,000
Paserchia, Francine	Borough Clerk	\$5,000
Battaglia, Chris	Finance Director	\$4,940
Sewer Commissioners	Sewer Commissioners	\$4,217



## BOROUGH OF CALDWELL NEW JERSEY



<b><u>Part-Time Hourly Positions:</u></b>	<b><u>Title</u></b>	<b><u>Hourly Rate</u></b>
Brenneck, Robert	Code Enforcement (Max 14.0 hours week)	\$22.00
Substitute Crossing Guards	Substitute Crossing Guards	\$16.00
McMillion, Ashley	Municipal Court Administrative Assistant	\$15.00
Sullivan, Robert	Parking Enforcement (Max 27.5 hours/week)	\$15.00
Front Desk Receptionists	Front Desk Receptionist	\$10.00
Community Center Receptionist	Substitute Front Desk Receptionist	\$8.50 MAX
Community Center Lifeguards	Lifeguards	\$8.50 MAX

<b><u>Annual Stipend</u></b>	<b><u>Title</u></b>	<b><u>Annual</u></b>
Burak, Maria	Welfare – West Caldwell	\$4,000
BiFalco, Mario	Licensed Pool Operator	\$2,400
O’Neill, Lisa	Rent Board Secretary	\$900

<b><u>Part-Time Salaried Positions:</u></b>	<b><u>Crossing Guards (through 8-2013)</u></b>	<b><u>Annual Rate</u></b>
Arvanities, Demetrios	Crossing Guard - Extended Over 5th	\$8,320
Chomko, Elaine	Crossing Guard - Regular Over 5th	\$7,800
Cicccone, Neil	Crossing Guard - Regular Over 5th	\$7,800
Coughlan, Richard	Crossing Guard - Regular Over 5th	\$7,800
Hersh, Kevin	Crossing Guard - Extended 1st	\$5,720
LaMarca, Joseph	Crossing Guard - Extended Over 5th	\$8,320
Maginnis, Steven	Crossing Guard - Regular 2nd	\$5,720
Molisso, John	Crossing Guard - Regular Over 5th	\$7,800
Peterson, Theresa	Crossing Guard - Extended Over 5th	\$8,320
Reynolds, Timothy	Crossing Guard - Extended Over 5th	\$8,320
Rovazzi, Rita	Crossing Guard - Regular 1st	\$5,200
Schmertz, Kenneth	Crossing Guard - Extended 4th	\$7,280
Smith, Paul	Crossing Guard - Regular 1st	\$5,200
Walacheske, Karen	Crossing Guard - Regular Over 5th	\$7,280
Woitkowski, Dianne	Crossing Guard - Extended 1st	\$5,720

<b><u>Fire Department Allowances:</u></b>	<b><u>Title</u></b>	<b><u>Allowance</u></b>
Garamella, Gary	Fire Chief	\$1,850
Grenci, Anthony	First Assistant Chief	\$1,450
Grenci, Gerard	Second Assistant Chief	\$1,200
Haight, Thomas	Captain	\$1,000
Hebrank, Brian	Lieutenant	\$1,000
Guiliano, Mark	Lieutenant	\$875
Pollara, Andrew	Lieutenant	\$500
Sullivan, Raymond	Firefighter	\$575
Kent, Samuel	Photographer	\$500
Firefighters	Firefighters	\$450

<b><u>Caldwell Public Library:</u></b>	<b><u>Title</u></b>	<b><u>Annual</u></b>
Puccio, Adele	Library Director	\$80,000
Khost, Debra	Full-Time	\$30,900
Larkey, Francis	Full-Time	\$30,900
Robertson-Hotz, Lynn	Full-Time	\$30,900
Sellers, Annette	Full-Time	\$32,125
Mathieson, Patricia	Part-Time (per hour)	\$11.50/hour



**BOROUGH OF CALDWELL  
NEW JERSEY**



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**RECORD OF COUNCIL VOTE**

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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: 8-205

Date of Adoption: August 20, 2013

**TITLE:**

**AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH AUGUST 20, 2013 FOR 2012/2013 BILLS IN THE TOTAL AMOUNT OF \$5,671,595.77**

**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: 8-206

Date of Adoption: August 20, 2013

TITLE:

AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF REVENUE AND APPROPRIATION - CHAPTER 159 - 2013 FEMA Assistance to Firefighters Grant

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$72,818.00, which is now available as a revenue from FEMA Assistance to Firefighters Grant. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$72,818.00 is hereby appropriated under the caption FEMA Assistance to Firefighters Grant; and

BE IT FURTHER RESOLVED that the sum of \$3,832.00 representing the amount required for the municipality's share of the aforementioned undertaking or improvement appears in the budget of the year 2013 under the caption Fire Department: Other Expenses and is hereby appropriated under the caption of FEMA Assistance to Firefighters Grant and

BE IT FURTHER RESOLVED that the above is a result of a Federal grant of \$72,818.00 from FEMA and the Department of Homeland Security.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Table with 10 columns for councilman names and four response categories (Yes, No, Absent, Abstain). Rows include Hauser, Coyle, O'Donnell, Kelley, Rodgers, and Durkin.

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL  
NEW JERSEY**



Resolution No: 8-207

Date of Adoption: August 20, 2013

**TITLE:**

**RESOLUTION AUTHORIZING PAYMENT TO HATCH MOTT MACDONALD OPERATING SERVICES FOR EXPENDITURES IN EXCESS OF THE 2012 CONTRACT CREDIT AMOUNT FOR SLUDGE HAULING DISPOSAL, PLANT MAINTENANCE, AND EXCESS ELECTRICITY COSTS FOR THE OPERATION AND MAINTENANCE OF THE CALDWELL WASTEWATER TREATMENT PLANT**

**WHEREAS,** the Borough of Caldwell has entered into a contract with Hatch Mott MacDonald Operating Services for the operation and maintenance of the Caldwell Wastewater Treatment Plant; and,

**WHEREAS,** the contract stipulates a credit amount for sludge hauling disposal, plant maintenance, and electricity costs; and,

**WHEREAS,** the Borough of Caldwell has exceeded the contractual credit amount for calendar year 2012; and,

**WHEREAS,** the amount due Hatch Mott MacDonald Operating Services for 2012 expenses in excess of the contract credit amount has been appropriated in the 2013 Sewer Utility budget.

**BE IT RESOLVED,** the following is due Hatch Mott MacDonald Operating Services for 2012 expenses in excess of the contract credit amount.

<u>ITEM</u>	<u>CONTRACT CREDIT</u>	<u>ACTUAL AMOUNT</u>	<u>AMOUNT DUE</u>
Sludge Hauling Disposal	(\$250,800.00)	\$486,885.19	\$236,085.19
Plant Maintenance	(\$100,000.00)	\$117,381.00	\$17,381.00
Excess Electricity (negotiated per 2013 contract)			\$95,382.54

**BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Caldwell, New Jersey, that they do hereby authorize payment to Hatch Mott Macdonald Operating Services for expenditures in excess of the 2012 contract credit amount for sludge hauling disposal, plant maintenance, and excess electricity costs for the operation and maintenance of the Caldwell Wastewater Treatment Plant.

**RECORD OF COUNCIL VOTE**

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

COUNCILMAN    Yes    No    Absent    Abstain    COUNCILMAN    Yes    No    Absent    Abstain

Hauser					Kelley				
O'Donnell					Rodgers				
Coyle					Durkin				

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

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