

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – September 2, 2014**

Page 1 of 3

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:07PM

PRESENT: Mayor Dassing, Council President Hauser, Councilman O'Donnell, Kelley, Durkin, and Capozzoli

ALSO PRESENT: Borough Administrator and Paul Carelli and Borough Attorney, Greg Mascera

ABSENT: Deputy Clerk, Lisa O'Neill

ABSENT AT ROLL CALL: Councilman Rodgers

Adequate notice of this Council Business/Conference meeting was given on January 1, 2014. 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.

PLEDGE OF ALLIGENCE led by Lincoln School 3rd Grade Student Kellen Levers

Councilman Rodgers arrived at 7:09PM

APPROVAL OF MINUTES:

August 5, 2014

Moved by Councilman Kelley, seconded by Councilman Capozzoli. No Discussion. On roll call, Councilman Capozzoli, O'Donnell, Rodgers and Kelley voted in the affirmative. Councilman Durkin and Council President Hauser abstained. Minutes approved 09/02/14.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli to open to the Public for Consent Agenda

RESOLUTIONS – CONSENT AGEND

9-182: AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT - APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – The Caroline Fund

9-183: RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT DUE TO 2013 STATE TAX COURT JUDGMENT ON BLOCK 37 LOT 1.07, FOR PROPERTY AT 484 BLOOMFIELD AVENUE, INVESTORS HOLDING FUND

9-184: AUTHORIZING AN AWARD OF A PROFESSIONAL SERVICES CONTRACT TO THE LAND CONSERVANCY OF NEW JERSEY IN THE BOROUGH OF CALDWELL

CONSENT

Moved by Councilman Kelley seconded by Councilman Rodgers. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 09/02/14.

COUNCIL COMMITTEE REPORTS:

Councilman Durkin reported that in closed session tonight we will be discussing the Public works contracts and agreements.

Councilman Capozzoli reported that Mark Guiliano and the Caldwell/West Caldwell Board of Ed will be implementing into the 7th Grade curriculum Fire is Family Safety in the 2014/2015 year. Through a grant we were able to send 30 students from Caldwell University Dormitory through the Dormitory Fire Safety Class at the Bergen County Fire Academy.

Councilman Hauser reported that there continues to be shared service meetings and unfortunately Essex Falls has communicated that they are not interested in shared service with DPW. Also, West Caldwell is not directly interested but on a larger scale we spoke about some lawn cutting and some other smaller

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – September 2, 2014**

Page 2 of 3

things. Councilman Hauser thanked the Police Department for an incident that happened at his home and he said that the Police Department did a fantastic job along with the surrounding police departments. He would also like to thank a Good Samaritan who came to their assistance as well.

Councilman Rodgers reported that the Library will be having their annual fund raiser the Downtown Abbey Murder Mystery all information is on the Library website. Caroline Vandermark's 5K run is September 13th at 7:30AM sign in at St. Aloysius Church. He would also like to thank the Police Department for an incident that happened last week when a man fell into the street and the Police and First Aid squad were there and all were professional and it was very impressive.

Mayor Dassing read a message from the Library Director, "September is national Library card sign up month the Caldwell public library card is free for all Caldwell residents ages 5 and up. With a library card you can check out movies, books, puzzles, and music, download e-books and magazines and use your computer to research and much more. To celebrate everyone who signs up to use a library card or renews their card in September will be entered into a raffle for a \$25.00 gift certificate to the courtesy of Clover Leaf Tavern. If you have any questions you can call the Library at 973-226-2837 or email librarian@caldwellpl.org". The Mayor showed art work that was painted for her by the Brazilian Jitsu students on Bloomfield Avenue.

BOROUGH ADMINISTRATOR:

Paul Carelli reported that he met with ABS Environmental for the asbestos at the Knights of Columbus. They need to give 10 days' notice to the State before the work starts and they should be starting the end of this week. The Borough will be paying for that work and the estimate is \$10,200.00. We are currently out to bid on the demolishing.

The pool was drained last week because of some safety issues and the pool is being repaired and it should be opened on the 13th of September.

There was a preconstruction meeting for the Erwin Place water and they will be starting notices have been sent out to the residents.

We have had several requests for people to pay court fines by credit card after talking with Leanne they will be putting a computer in the lobby so people can come in and pay their tickets.

Two bids were open today, one for the Ultraviolet treatment system for the pool and received one bid for \$34,927.00. We also received a bid for the chair lift for \$34,165.00 and we have a grant for \$56,000 from the CDBG. He would like to award contracts at the next meeting.

He received four proposals for a security gate at the Sewer plant.

We received standard enforce bond rating AA- stable and according to our Auditor and our CFO some Municipalities stayed the same but the outlook was stable.

Greg Mascera reported that Lisa O'Neill had received a fairly extensive OPRA Request which she sent it to me to review. The request had to do with our Resolutions our minutes with regard to private sessions. I am quite confident that what we put together will be satisfactory and there will be no problem with the manner we conduct in private session. There are at least four surrounding municipalities that this same request was made.

REPORT OF ESSEX COUNTY LIASSON:

James Jorgensen reported that the Essex County Recycling for Computer and Electronics and the Hazardous Waste will be coming up and he will be emailing the information.

Councilman Hauser asked Mr. Jorgensen about a hole in front of Caldwell Diner and the County put an orange cone a couple of weeks ago and he would like him to check .

OPEN PUBLIC MEETING:

Moved by Councilman Capozzoli, seconded by Councilman Kelley to open meeting to the Public.

Frank Delli Santi, Caldwell Flowerland, he thanked the Council for all the work that they do. He has a problem that someone tripped on the bricks in front of his place and he is trying to get to the bottom and find out who is responsible for this. All the property owners and Business owners all understand that they didn't put the bricks in so they are not responsible. He came to understand that he is responsible to the curb and he feels that it's a little bit of negligence because he didn't sign for it and he didn't want it and he doesn't maintain it. Discussion Ensued.

On a motion made by Councilman Capozzoli and seconded by Councilman Kelley, unanimously affirmed, the Council moved into Executive Session at 7:43P.M.

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

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – September 2, 2014**

Page 3 of 3

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. The Executive Session will be discussion of Public Works contract, West Caldwell Local aid agreement, and the incident in front of Caldwell Flowerland with regard to potential litigation and a brief update on Sewer contract and Community Center incident.

The Executive Session was adjourned and upon a motion by Councilman O'Donnell seconded by Council President Hauser, the Council Business Conference Meeting was opened to the public and the press at 8:23P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Capozzoli, seconded by Council President Hauser unanimously affirmed by all members present, the meeting was adjourned at 8:23P.M.

Prepared by: _____

Lisa O'Neill, Deputy Borough Clerk

DATE