

**COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – September 13, 2011**

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

PRESENT: Councilman President Murray, Norton, Hauser, Piazza, Coyle and O'Donnell

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

ABSENT: Mayor Dassing

Adequate notice of this Council Business/Conference meeting was given on January 1, 2011. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2011. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2011. Notice was posted and all persons requesting notice were sent same.

APPROVAL OF MINUTES

August 9, 2011

Moved by Councilman Hauser, seconded by Councilman O'Donnell. No Discussion.
On roll call, Council President Murray, Norton, Piazza, Coyle and O'Donnell voted in the affirmative. Councilman Hauser abstained. Minutes approved 09/13/11.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

Glen Robertson, 26 Gladding Road, comment on Resolution 9-199 was there to give his support and a positive vote.

RESOLUTIONS - CONSENT AGENDA

9-199: AUTHORIZING THE BOROUGH CLERK TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE REPAVING OF GLADDING ROAD, OAK RIDGE ROAD, AND KNOLLWOOD TERRACE

9-200: AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2016

9-201: AUTHORIZING THE REFUND OF A TAX OVERPAYMENT PAYABLE TO: STEPHEN CONSTANZO

9-202: AUTHORIZING THE REFUND OF A TAX OVERPAYMENT PAYABLE TO: ANNA BAUERBAND

9-203: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Volunteer Fire Company of Borough of Caldwell / Off Premise – Merchandise Raffle / January 6,2 2012 – 7:00PM

9-204: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Volunteer Fire Company of Borough of Caldwell / Off Premise – 50/50 Raffle / October 8, 2011 – 3:00PM

9-205: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –Sisters of Saint Dominic/ Off Premise – 50/50 Raffle / December 4, 2011 –6:00PM – 11:00PM

9-206: AUTHORIZING THE APPOINTMENT OF NOELLE ANCHAK AS A FIREFIGHTER IN THE CALDWELL VOLUNTEER FIRE DEPARTMENT

9-207: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 – Over the Limit under Arrest 2011

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9-208: RESOLUTION AUTHORIZING A CONTRACT MODIFICATION CM-006 TO THE WASTEWATER TREATMENT PLANT UPGRADES, CONTRACT NO. 2007-1 – ADDITIONAL AMOUNT \$305,734.86 – NEW TOTAL AMOUNT \$12,431,205.38.

9-209: AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH SEPTEMBER 13, 2011 FOR 2010 BILLS IN THE TOTAL AMOUNT OF \$18,257.50

Moved by Councilman Coyle, seconded by Councilman O'Donnell. No Discussion. On roll call, Councilman Norton, Murray, Hauser & Piazza voted in the affirmative. Councilman Coyle and O'Donnell abstained. Resolutions approved 09/13/11.

9-210: AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH SEPTEMBER 13, 2011 FOR 2011 BILLS IN THE TOTAL AMOUNT OF \$4,229,496.31

9-211: RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH KMP GRANT CONSULTING, LLC FOR GRANT CONSULTING SERVICES RELATING TO THE FY2011 FEMA ASSISTANCE TO FIRE GRANT'S PROGRAM FOR THE BOROUGH OF CALDWELL

CONSENT

Moved by Councilman Coyle, seconded by Councilman O'Donnell. No Discussion. On roll call, all present voted in the affirmative. Resolutions approved 09/13/11.

Councilman Norton reported on Community Relations Committee and how different organizations are putting together a program for a better beautification downtown. There was discussion with Paul Carelli about internal communications which is recording and distribution of minutes.

Councilman O'Donnell reported that the Finance Committee will be meeting next Tuesday to discuss the 2012 budget.

Councilman Piazza reported that Long Range Planning have been talking about getting the Council meetings out to a wider arrangement of people and make this available to the citizens and residents of Caldwell. Our Council meetings will be televised also we will be able to televise Zoning meetings, Planning meetings and any other meetings that are held in this room. There was discussion on the equipment being used in the Council Chambers.

OPEN PUBLIC COMMENTS ON RESOLUTION:

Glen Robertson, 26 Gladding Road, comment on resolution 9-212, usually there are three types of costs associated with such a system, there is the hardware cost, and the software license which is usually a one time cost and hopefully Comcast will pick up that cost and the third is annual software maintenance. Councilman Piazza responded that there will be certain costs that will be annual costs to support this system down the road. Right now the beauty of this system is it will continue to run without any additional cost whatsoever once it's installed.

9-212 AUTHORIZING THE BOROUGH CLERK TO ADVERTISE AND RECEIVE SEALED BIDS FOR THE PURCHASE AND INSTALLATION OF AUDIO-VISUAL EQUIPMENT FOR THE TELEVISIONING OF BOROUGH OF CALDWELL COUNCIL BUSINESS MEETINGS

Moved by Councilman Norton, seconded by Councilman Hauser. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 09/13/11.

Councilman Hauser reported that the Library is looking for board members. Bernie McGovern, Library Chair has resigned. They also have been interviewing for a Library Director which will be discussed in executive. Andrew Downey has finished his Eagle Scout project next to the Library. The Senior Advisory committee is looking for board members. There is a trip to

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Niagara Falls on September 26-30th there are 37 people going and there is still spaces available. As far as Recreation we had a productive meeting. Discussion was made on the netting and numerous other issues. On this Saturday, the 17th, James Caldwell High School and the Caldwell/West Caldwell Soccer Club will be having Soccer Saturday at Bonnel Field. There will be a ceremony for Colonel John McHugh; he was a goalie for Caldwell High School Soccer Team. A representative from West Point and family members will be in attendance.

Council President Murray reported that he would like to thank the Fire Department for the 911 Memorial Service. A flag 50' x 30' was anonymously donated to the Fire Department which was hung in front of the Fire Department along with pieces of the pentagon and world trade center. They had 343 Flags representing the 343 members of New York City Fire Department that were killed. Also, congratulations to Noelle Anchak who has become a new probationary Fireman. The Fire Department is in the process of writing a grant to hopefully obtain fire gear. It could be a savings of \$100,000 by getting a federal grant. Councilman Murray congratulated Detective Marta and others on the Police Department for solving the Papa John's armed robbery case. There have been burglaries in the West Essex area and what I would tell the residents lock your doors and more importantly if you see something surely call 911 and bring it to someone's attention. There will be an additional four e-ticket machines to be placed in the police cars bringing it up to eight. The enforcement has been really good.

OPEN PUBLIC COMMENTS ON RESOLUTION:

Bob Christensen, 3 Ravine Avenue, suggested a crossing guard be put on Ravine and Central Avenue

Marta Azzollini, 51 Cleveland Street, made a comment that there are several crossing guards that are not paying attention.

**9-213 AUTHORIZING THE APPOINTMENT OF CROSSING GUARDS IN THE
BOROUGH OF CALDWELL FOR THE 2011-2012 SCHOOL YEAR**

Moved by Councilman Coyle, seconded by Councilman O'Donnell. Discussions Ensued. On roll call, Councilman Murray, Hauser, Piazza, Coyle and O'Donnell voted in the affirmative. Councilman Norton was absent on Roll call. Resolutions approved 09/13/11.

**9-214 RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO ENTER
INTO A LEASE AGREEMENT WITH FORD CREDIT FOR A TERM OF 3 YEARS AND
AN ANNUAL LEASE PAYMENT AMOUNT NOT TO EXCEED \$9,500**

Moved by Councilman Hauser, seconded by Councilman Coyle. Discussions Ensued. On roll call, Councilman Murray, Hauser, Piazza, Coyle and O'Donnell voted in the affirmative. Councilman Norton was absent on Roll call. Resolutions approved 09/13/11.

Council President Murray commented on what an excellent job that the OEM, Fire Department, Police Department and the DPW did during Hurricane Irene.

REPORT OF ADMINISTRATOR

Paul Carelli reported on the netting. Birdfall will be here on Tuesday and they are leading towards the back stop netting. Discussion was made on a tree policy. Third quarter Sewer meeting is at 6:00PM on the 27th of September. For the past 18 months prior to e-ticketing we averaged 396 tickets per month as of July it was 591 tickets with a 49% increase and in August 642 tickets with a 62% increase. Court revenue was a little under 13,000, in July it was 23,000 with a 78% increase, in August 25,000 with a 95% increase. This technology will be in all the Police cars.

REPORT OF ATTORNEY:

Greg Mascera, reported the Faloni matter is on the verge of closing literally the check is in the mail for closing. We are hoping for the closing to be Friday. There is a Lions gate issue with the

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Condominium Association. It is my recommendation that the Council sends out a recommendation to the Zoning board. Discussions Ensued.

OLD BUSINESS:

Councilman Murray spoke that we have been discussing about going out to bid with our Electricity consumption what I would like to do is introduce a resolution. My recommendation is to go and solicit a bid for one and two year terms and a fixed contract. I suggest that we use third party suppliers. Discussions Ensued.

OPEN PUBLIC COMMENTS ON RESOLUTION:

Tammy Wysocki, 15 Cleveland Street, spoke about solar panels and it was her understanding that every town will have them. Councilman Murray answered that the Utility Company owns the poles and my understanding is if they want the solar panels then we have no say in that. Ms. Wysocki said she heard that we can actually participate in it and they would be open to the matter. Ms. Wysocki will get this information to Council.

9- 215 AUTHORIZING THE BOROUGH CLERK TO PREPARE AN RFP TO SOLICIT PROPOSALS AND QUOTES FOR AN AGGREGATED ENERGY PURCHASING CONTRACTING SERVICE – ELECTRICITY FOR THE BOROUGH OF CALDWELL

Moved by Councilman Coyle, seconded by Councilman Hauser. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 09/13/11

Councilman Murray spoke about the meters in town that need to be fixed. There are approximately 110 meters. Discussions Ensued.

9-216 RESOLUTION AUTHORIZING THE PURCHASE OF (110) PARKING METERS AND RELATED EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$17,000.00 UPON AVAILABILITY OF FUNDS AND CERTIFICATION BY THE CHIEF FINANCIAL OFFICER

Moved by Councilman O'Donnell, seconded by Councilman Coyle. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 09/13/11

NEW BUSINESS:

Marge Cherone, CFO went over with Council about the Best Practices Checklist 2011. This year was almost a perfect score.

Stop Sign Ordinance Proposal

Councilman Murray reported that the Mayor had residents reach out to her and they ask that we consider a stop sign on Gould and Brookside Avenue. This would fit in the middle of the two that were put on Brookside Avenue. The suggestion was for Glen Beckmeyer to write up an analysis for a stop sign.

OPEN PUBLIC MEETING:

Marta Azzollini, 51 Cleveland Street, spoke about her tax bill. There is a new tax that is on the bottom Library tax. She has no children in school and her husband is still working and her taxes are close to \$20,000. Councilman Murray said that what we have control over we did not increase. The Board of Education and the County taxes we have no say. The State of New Jersey passed a law; every resident can see the tax if you have a library it shows what every homeowner is paying.

Phillip DiGavero, 69-71 Park Terrace North spoke about two problems he has with his cobblestone curbing he said it is like a dam. His house is 4 to 5' below street level. The second issue is a problem where the snow goes. There is no room to put all the snow. Councilman Murray suggests that Mr. Carelli contact the engineer, Glen Beckmeyer and have him take a look again at this. Discussions Ensued.

