

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – September 16, 2014**

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The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:08PM

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

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

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

**APPROVAL OF MINUTES:
September 2, 2014**

Moved by Councilman Rodgers, seconded by Councilman Kelley. No Discussion. On roll call, with minor corrections, all present voted in the affirmative. Minutes approved 09/16/14.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

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

RESOLUTIONS – CONSENT AGEND

Council had questions on Resolution 9-186, 9-190, 9-191, 9-193 & 9-194

9-185: 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 – Peter Campanella, James Hardie Building Products

9-186: RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS – FOOD PANTRY REQUIRED BY N.J.S.A 40A:5-29

9-187: AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERK'S OFFICE – Congregation Agudath Israel of West Essex

9-188: VOID

9-189: AUTHORIZING THE AWARD OF A CONTRACT FOR THE CALDWELL BOROUGH HALL - UPGRADE / REFURBISH OF EXISTING TURNING INCLINED PLATFORM WHEELCHAIR LIFT TO HAND-LIFT, INC., 730 GARDEN STREET CARLSTADT, NJ 07072 FOR AN AMOUNT OF \$34,165.00

9-190: AUTHORIZING THE AWARD OF A CONTRACT FOR THE CALDWELL COMMUNITY CENTER POOL – ULTRAVIOLET LIGHT TREATMENT SYSTEM TO IF IT'S WATER, INC., 2090 BONDSVILLE ROAD, DOWNTOWN, PA 19335 FOR AN AMOUNT OF \$34,947.70 AS APPROPRIATED IN CAPITAL ORDINANCE# 1295-14

9-191: AUTHORIZING THE BOROUGH ADMINISTRATOR TO ADVERTISE AND RECEIVE PROPOSALS FOR LAWN MAINTENANCE SERVICES FOR THE BOROUGH OF CALDWELL

9-192: AUTHORIZING THE BOROUGH ADMINISTRATOR TO ADVERTISE AND RECEIVE PROPOSALS FOR SNOW REMOVAL SERVICES FOR THE BOROUGH OF CALDWELL PARKING LOTS

9-193: RESOLUTION AUTHORIZING A PURCHASE WITH GSM CORPORATION FOR PANASONIC TOUGHBOOK LAPTOPS AND ACCESSORIES AS APPROPRIATED IN CAPITAL ORDINANCE #1295-14 FOR THE CALDWELL POLICE DEPARTMENT FOR AN AMOUNT OF \$25,870.66 UNDER STATE WSCA CONTRACT # 75583

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- 9-194:** RESOLUTION AUTHORIZING A PURCHASE WITH ENFORSSYS TO UPGRADE THE COMPUTER AIDED DISPATCH TO THE POLISYS ENTERPRISE EDITION AS APPROPRIATED IN CAPITAL ORDINANCE #1295-14 FOR THE CALDWELL POLICE DEPARTMENT FOR AN AMOUNT OF \$14,400.00
- 9-195:** RESOLUTION AUTHORIZING A PURCHASE WITH HANOVER POWERSPORTS FOR (2) HONDA PORTABLE GENERATORS AS APPROPRIATED IN CAPITAL ORDINANCE #1295-14 FOR THE CALDWELL FIRE DEPARTMENT FOR AN AMOUNT OF \$4,898.00
- 9-196:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH SEPTEMBER 16, 2014 FOR 2013/2014 BILLS IN THE TOTAL AMOUNT OF \$8,147,504.66
- 9-197:** RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS –FOOD PANTRY REQUIRED BY N.J.S.A 40A:5-29

CONSENT

Moved by Councilman Kelley seconded by Councilman O'Donnell. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 09/16/14.

- 9-198:** AUTHORIZING THE AWARD OF A CONTRACT FOR STRUCTURE DEMOLITION AND DEBRIS REMOVAL TO CARAVELLA CONTRACTORS, INC., 40 DEFOREST AVENUE, EAST HANOVER, NJ 07936 FOR AN AMOUNT OF \$38,488.00

Moved by Councilman Kelley seconded by Councilman Rodgers. Discussions Ensued. On roll call, Councilman Durkin, Capozzoli, O'Donnell, Hauser and Rodgers voted in the affirmative. Councilman Kelley abstained. Resolutions approved 09/16/14.

COUNCIL COMMITTEE REPORTS:

Council President Hauser reported that on Sunday night the Sustainable Jersey application was submitted. There is a point system and you need 150 points to qualify for the Bronze level which is what we are shooting for. The RFP for snow plowing is for the parking lots and will be doing this on our own and not with West Caldwell. Councilman Hladik will be revisiting the conversation with West Caldwell's Governing Body on shared services and maybe something jointly can be done with equipment. West Caldwell and the Board of Ed are working on shared service with technology and he encourages us to participate as well. There will be a joint Recreation meeting on September 26th at 5:00PM with West Caldwell.

Councilman Rodgers reported that the Caldwell Public Library Foundation presents the Downtown Abbey Murder Mystery fundraiser to benefit the Caldwell Public Library on Saturday, October 11th at Mt. St. Dominic Academy from 6:00PM – 10:30PM for ticket information go to caldwellpl.org/foundation or call 973-228-1908.

Councilman Kelley reported that the Board of Health would like the Mayor to appoint and individual or a group for canvassing for unlicensed dogs. Some ideas were maybe the Boy Scout Troops as well as the Auxiliary Police.

BOROUGH ADMINISTRATOR:

Paul Carelli reported that the court now has a credit card payment which there is a lap top computer on the counter and last night they collected \$2,000 in fines.

The Library roof has been replaced and completed.

The Asbestos at the Knights of Columbus building will be completed by Friday.

We had training on the new phone systems.

Look up in the lobby there are two samples of LED Lighting fixtures that use 1/3 of the energy.

We received a \$75,000 energy initiative grant and he asked reps from State for grants and was also informed that we got a local county grant for energy and it's basically for critical facilities to provide backup power in case of power failure and that was for \$126,000. Originally a letter of intent which was submitted for \$126,000 to do the generator for Municipal complex but at the time we did not receive that grant and we went ahead and they will not give you money for reimbursement. Paul is currently looking at the Sewer plant.

Water main on Erwin will be done this Friday and Phase II will begin of re-surfacing Erwin, Elm and Hatfield roads. The initial plan was to incorporate sidewalks on one side of Erwin Place. Speaking with the Mayor the best option is not to have sidewalks on either side and pave the road using Ticon. We can incorporate sidewalks at a later date when perhaps we apply for Safe Streets for Schools.

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9-199: RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO POSTPONE THE SIDEWALK INSTALLATION ON ERWIN UNTIL SUCH TIME WE KNOW THE RESULTS OF SAFE STREETS TO SCHOOL GRANT

Moved by Council President Hauser, seconded by Councilman O'Donnell. Discussions Ensued. On roll call, Councilman Durkin, Capozzoli, O'Donnell, Hauser and Kelley voted in the affirmative. Councilman Rodgers abstained. Resolutions approved 09/16/14.

Paul Carelli also reported that in addition to our Personnel policy he would like to add a commercial driver's license, CDL, drug and alcohol policy. The purpose of this ordinance would be to comply with Federal and State Statues which require this type of testing for all CDL drivers.

Mayor Dassing thanked the Kiwanis Club for a beautiful job at the bus stop which is by the Presbyterian Church it's been painted, power washed and the bench has been repaired. Mayor Dassing thanked the Rotary club for painting and cleaning up the bus stop at Dunkin Doughnuts that they currently maintained by the Rotary. PSE&G will be replacing the tops of all the decorative light poles on Bloomfield Avenue with LED lights. The Kiwanis Rotary Street Fair committee will be upgrading the speaker system in the downtown. They will be adding thirty speakers between the Methodist Church and the Caldwell Presbyterian Church. Their goal is to have it for the street fair and then it will be gifted to the town for our use. The Mayor thanked the committee, the Caldwell Auxiliary, West Caldwell & North Caldwell Police Departments, who put together and kept everyone safe for the first annual Caroline 5k fund raiser, there were about 600 runners and they raised about \$60,000.

OLD BUSINESS:

1. Netting Solution

Councilman O'Donnell reported that he has been looking into some exciting solutions and he will be giving a report further in the year.

OPEN PUBLIC MEETING:

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli to open meeting to the Public.

Ann Marchioni, Environmental Commission, reported that 415 communities participate in Sustainable New Jersey out of 577, 139 are certified, 117 Bronze and 22 Silver. The Environmental Resource Inventory has been completed. A Resolution will be on the Planning Board Agenda on October 8, 2014 for approval. It will be forwarded to the Zoning Board as well. She thanked her Environmental Commission, the members of the Historic Commission, middle school students, Mrs. Kinkel and Mario, Bob, Lisa and Paul.

Mayor Dassing responded that she was reading minutes from 1981 and Ann's name was there and she wanted to thank Ann for her enthusiasm and her continued persistence.

On a motion made by Councilman Capozzoli and seconded by Councilman Kelley, unanimously affirmed, the Council moved into Executive Session at 8:12P.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 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 litigation of Ingris vs. Caldwell.

The Executive Session was adjourned and upon a motion by Councilman Capozzoli seconded by Councilman O'Donnell, the Council Business Conference Meeting was opened to the public and the press at 8:18P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Capozzoli, seconded by Councilman O'Donnell unanimously affirmed by all members present, the meeting was adjourned at 8:18P.M.

Prepared by:

Lisa O'Neil, Deputy Borough Clerk

DATE