



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)

September 18, 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

August 27, 2012 Special Meeting  
September 4, 2012

### INTRODUCTION OF ORDINANCES

**ORDINANCE# 1261-12** AN ORDINANCE ESTABLISHING THE BOROUGH OF CALDWELL EMPLOYEE EFFICIENCY INCENTIVE PLAN

### PUBLIC HEARING AND ADOPTION 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"

### OPEN PUBLIC COMMENTS ON RESOLUTIONS

*Members of the public are invited to comment at this time on any resolution.*



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### 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.*

- 9-203:** RESOLUTION ESTABLISHING SALARIES, WAGES, AND ALLOWANCES OF OFFICIALS AND EMPLOYEES OF THE BOROUGH OF CALDWELL FOR THE CALENDAR YEAR 2012
- 9-204:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH SEPTEMBER 18, 2012 FOR 2012 BILLS IN THE TOTAL AMOUNT OF \$4,532,086.63
- 9-205:** RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDERS (1-4) FOR THE CALDWELL COMMUNITY CENTER LOCKER ROOM PROJECT IN THE AMOUNT OF \$8,870.00 – NEW TOTAL AMOUNT \$148,870.00
- 9-206:** AUTHORIZING THE REFUND OF A TAX COURT APPEAL/JUDGEMENT PAYABLE TO: FAIRVIEW REALTY ASSOC., LLC. & HOWARD GOLDBERG ATTORNEY AT LAW
- 9-207:** AUTHORIZING THE APPOINTMENT OF PLANNING BOARD MEMBER – Sally Santiago
- 9-208:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Trinity Academy HSA / Off Premise – Merchandise Raffle / May 1, 2013 – 10:30PM
- 9-209:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell College / Off Premise – Basket Raffle / November 17, 2012 – 10:00AM – 6:00PM
- 9-210:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell College / Off Premise – 50/50 Raffle / November 17, 2012 – 10:00AM – 6:00PM
- 9-211:** AUTHORIZING THE ISSUANCE OF LICENSE FOR MOTOR VEHICLE LOT LICENSE IN ACCORDANCE WITH APPLICATION FILED. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT, CONSTRUCTION DEPARTMENT AND THE BOROUGH CLERK'S OFFICE – North Jersey Collision
- 9-212:** RESOLUTION SUPPORTING THE DRIVE SOBER OR GET PULLED OVER 2012 STATEWIDE CRACKDOWN

### FINANCE

*Council President Hauser*

Liaison: Library Board of Trustees / Recreation

### PUBLIC WORKS / UTILITIES

*Councilman Coyle*

Liaison: Open Space / Environmental / Tree Removal



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### COMMUNITY CENTER

*Councilman O'Donnell*

Liaison: Planning Board / Local Board of Assistance / Senior Advisory Board

### REPORT OF MAYOR

*Mayor Dassing*

### REPORT OF ADMINISTRATOR

*Paul M. Carelli*

1. Administrator Report Spreadsheet – September 18, 2012

### REPORT OF ATTORNEY

*Gregory Mascera*

### OLD BUSINESS

### NEW BUSINESS

*Members of the Governing Body may choose to bring up new items at this time.*

1. 2013 DOT Grant Application
2. 2012 Best Practices Checklist
3. Brookside Water Main Project – BID results

### 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 9/14/2012 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 9/14/2012 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.