

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – October 2, 2012**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:03 PM

PRESENT: Mayor Dassing, Council President Hauser, Councilman Murray, Coyle, O'Donnell and Rodgers

ALSO PRESENT: Borough Attorney, Greg Mascara, Leanne O'Hern

ABSENT ON ROLL CALL: Councilman Kelley

ABSENT: Lisa O'Neill, Deputy Clerk, and Paul Carelli, Borough Administrator

Adequate notice of this Council Business/Conference meeting was given on January 1, 2012. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2012. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2012. Notice was posted and all persons requesting notice were sent same.

**APPROVAL OF MINUTES:
September 18, 2012**

Moved by Councilman Murray, seconded by Councilman Rodgers. No Discussion. On roll call, Councilman O'Donnell, Murray, Hauser and Coyle voted in the affirmative. Councilman Rodgers abstained. Minutes approved 10/02/12.

Mayor Dassing announced that our Borough Administrator's dad passed away and our condolence's go out to him and his family.

PRESENTATION:

Complete Streets Program – Mayor Jerry Fried

Councilman Kelley arrived at 7:25pm.

Pete Perillo - Energy Purchase

OPEN PUBLIC COMMENTS ON RESOLUTION:

RESOLUTIONS – CONSENT AGENDA

10-214: RESOLUTION DESIGNATING DESCRIBED LOCATIONS IN THE BOROUGH OF CALDWELL AS BUS STOPS

10-215: AGREEMENT BETWEEN THE NEW JERSEY TRANSIT CORPORATION AND THE BOROUGH OF CALDWELL AND THE COUNTY OF ESSEX FOR THE INSTALLATION AND MAINTENANCE OF A BUS SHELTER AT THE RYERSON AVENUE BUS STOP

10-216: AUTHORIZING THE APPOINTMENT OF PLANNING BOARD MEMBER

10-217: APPROVING A TOW OPERATOR'S LICENSE FOR TRITON TOWNING, LLC. IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

10-218: APPROVING A TOW OPERATOR'S LICENSE FOR NAPOLI TRANSPORTATION, INC. T/A C & L TOWING IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

10-219: AUTHORIZING ISSUANCE OF ONE (1) TAXICAB LICENSES TO RAFIK HANA, 52 PARK TERRACE NORTH, CALDWELL, NJ 07006. APPLICATION AND APPLICANT HAVE BEEN APPROVED BY APPROPRIATE MUNICIPAL DEPARTMENTS

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10:220: RESOLUTION SUPPORTING PUT THE BRAKES ON FATALITIES DAY, OCTOBER 10, 2012. OCTOBER 10, 2012 HAS BEEN DECLARED PUT THE BRAKES ON FATALITIES DAY BY THE BOROUGH OF CALDWELL AND THE CALDWELL POLICE DEPARTMENT

10:221: RESOLUTION AUTHORIZING THE PURCHASE OF ENERGY GENERATION SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

CONSENT

Moved by Councilman Coyle, seconded by Councilman Rodgers. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 10/02/12.

Councilman Hauser reported that there was a Library Board meeting on Thursday and Bruce White, who is a Board Member and a member of the Trustee Board, has resigned from both Boards. Just for information you don't have to be a resident of Caldwell to be on the trustee board. We have a quarterly Recreation meeting on the 10th at 7:30am.

Councilman Murray reported that operation take back was on Saturday and we collected 40lbs. of medication. On Thursday Marian Manor will be rolling out the Viral of Life program.

Councilman O'Donnell reported that the work is completed at the Community Center. The stairs have been replaced. There have been 99 new members signed up within the last two months. The members are very pleased with the work that has been done and we look forward to maintaining that work.

Councilman Kelley responded that he has heard complaints about the spin room downstairs. The lighting is still incomplete. They are asking about fans and the instructor is complaining about the additional spin bikes and she can not see the people in the class and if her area can be elevated.

Councilman Rodgers reported that he has spoken to Greg about the full-time, part-time CFO we will not need a resolution. The flu shots for seniors will be on October 17th at 2:30-4:00pm. It's \$25.00 for Medicare and they do not accept HMO's. We will need to meet with the other towns about the senior transportation.

Mayor Dassing reported that she has received an application from the Federal Government Department of Health and Human Services with regard to re-transferring the property from the Department of Interior to the Department of Human Services, the property being known as 14 Park Avenue. We have 30 days to complete this application.

REPORT OF ATTORNEY:

Greg Mascara reported that we will be speaking about the Gleason 2 litigation in regards to Handicap access throughout the Borough, the sewer contract and the completion of the sewer plant and purchase of Personette Street Property in Executive Session.

OLD BUSINESS:

Water Main Project Update – Bill Frint

Bill handed out a water projects 2012-2013 Status Report for the Council. He spoke about the Interconnection Vault Runnymede/Brookside Avenue. This project should be completed on November 7th. He spoke about the Brookside Avenue Water Main Replacement, and Gould, Knollwood, Cedars and Overlook Road Water Main Replacements.

Councilman Hauser asked Greg Mascara about the pilot program. Greg responded that he is still waiting for a response from Mr. Paganelli.

Councilman Rodgers asked if we can contact someone from PSE&G about paving Central Avenue after the utility work that they have done.

Councilman Kelley asked if Mario can look at the storm drains that have been damaged. There is a cone that has been on Hillside and Hatfield.

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OPEN PUBLIC MEETING:

Kay Slattery, 40 Bowers Road, as a member of the Board of Trustee's of the Bridge she would like to thank the council for keeping the Bridge at it's wonderful site. I wanted to ask about the roads on Knollwood and Cedars and Bill Frint has explained that already. I want to thank Bill for doing such a wonderful job in the cedars with all the work being done and minimal disruption; they should be commended for that.

Hilda More, 23 Personette Street, she asked if the ordinance for the residential areas that churches are allowed has been changed. Greg Mascara responded that it would be the Council asking the Planning Board to do a study that is directed at the number of non residential uses that are permitted in a residential zone. She has concerns about the bus stop that is on the corner of Bloomfield and Personette Street.

Ann Marchioni, invited everyone to a workshop at Caldwell College on October 15th which is hosted by the Caldwell Environmental Commission & Caldwell College for a free Solar Event workshop. It is from 7:30PM – 9:00PM at the Werner Hall (opposite Cafeteria) in Caldwell College. She asked the status of the Recycling plan. Mayor Dassing responded that we have an agreement with Blue Sky until the end of the year. We are working on the bid for next year.

Nick Conforti, Owner of Angeloni's, had questions about the spots at Jack's Food Town and why they have been moved. It is causing problems for our customers. Discussions ensued.

Bob Christensen, 3 Ravine Avenue, he stated that Central Avenue is a mess and nothing has been done to finish it off. He talked about putting speed bumps on Ravine. He talked about the landscapers parking on Ravine.

James Jorgansen, Liaison of Essex County, the collection for Hazardous Waste is on Saturday, October 13th from 8:30am – 4PM at 99 West Bradford Avenue, Cedar Grove and the collection for Electronics is on Saturday, October 27th 9AM -3 PM at the same address in Cedar Grove. On October 6th there is an event at the Environmental Center it is the Oktoberfest. The Environmental has changed and there is an exhibit on energy. At Kips Castle at around 2PM there is two puppet shows. There is also a book signing at Kips Castle, Brian K. Hemhill. The most exciting is Strut Your Mutt on October 20th at Brookdale Park register your dog and they will be giving out prizes for your best dress dog. On November 3rd and 4th the Riker Hill Park there will be a fine decorative arts open house and sale.

OPEN PUBLIC MEETING:

On a motion made by Councilman Rodgers and seconded by Councilman O'Donnell, unanimously affirmed, the Council moved into Executive Session at 9:25PM.

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. Greg Mascara responds that the Executive Session will be discussion of Gleason 2, litigation, Sewer Plant, Sewer Contract, Community Center Contract and Personette Street Property.

The Executive Session was adjourned and upon a motion by Councilman Coyle, seconded by Councilman O'Donnell, the Council Business Conference Meeting was opened to the public and the press at 8:52P.M.

