



***BOROUGH OF CALDWELL
NEW JERSEY***



**COUNCIL BUSINESS
MEETING October 7, 2014**

Caldwell Borough Hall
1 Provost Square Caldwell,
New Jersey 07006 7:00pm



Council Chambers
1 Provost Square Caldwell, NJ

Borough of Caldwell Council Business Meeting

AGENDA

Phone: (973) 226-6100
Website: www.caldwell-nj.com

October 7, 2014 / 7:00PM

MAYOR
Ann Dassing

BOROUGH COUNCIL
Richard Hauser - President
Thomas O'Donnell
John Kelley
Frank Rodgers
Edward Durkin
Pasquale Capozzoli

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

September 2, 2014

PRESENTATION

Downtown Redevelopment Matters – Michael Fabrizio, CBD Consulting
Robert S. Goldsmith, Greenbaum, Rowe, Smith & Davis

INTRODUCTION OF ORDINANCE

ORDINANCE 1299-14: BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$310,000 FOR VARIOUS WATER MAIN IMPROVEMENTS IN AND BY THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$310,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

OPEN PUBLIC COMMENTS ON RESOLUTIONS

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

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.

10-200	AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –JCHS Swimming Chiefs Booster Club/ Off Premise – Calendar Raffle, January 6, 2015, February 2, 2015 & March 14, 2015 – 3:00PM – 5:00PM
10-201	AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –Kiwanis Club of Caldwell/West Essex/ Off Premise – Merchandise Raffle, December 7, 2014 – 12:00PM – 4:30PM
10-202	AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –Trinity Academy/ Off Premise – 50/50 Raffle, December 6, 2014 – 8:00AM – 5:00PM



Council Chambers
1 Provost Square Caldwell, NJ

Borough of Caldwell Council Business Meeting

AGENDA

Phone: (973) 226-6100
Website: www.caldwell-nj.com

October 7, 2014 / 7:00PM

MAYOR
Ann Dassing

BOROUGH COUNCIL
Richard Hauser - President
Thomas O'Donnell
John Kelley
Frank Rodgers
Edward Durkin
Pasquale Capozzoli

10-203	AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE -Volunteer Fire Department Borough of Caldwell/ Off Premise - Tricky Tray Raffle, December 6, 2014 - 4:00PM - 10:00PM
10-204	AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE -Volunteer Fire Department Borough of Caldwell/ Off Premise - 50/50 Raffle, October 18, 2014 - December 6, 2014 - 12:00PM - 8:00PM
10-205	RESOLUTION SUPPORTING <i>PUT THE BRAKES ON FATALITIES DAY</i> , OCTOBER 10, 2014. October 10, 2014 has been declared <i>Put the Brakes On Fatalities Day</i> by the BOROUGH OF CALDWELL AND THE CALDWELL POLICE DEPARTMENT
10-206	RESOLUTION AUTHORIZING A PURCHASE WITH HOLMATRO RESCUE EQUIPMENT FOR A CORE RESCUE SYSTEM (JAWS OF LIFE) AS APPROPRIATED IN CAPITAL ORDINANCE #1295-14 FOR THE CALDWELL FIRE DEPARTMENT FOR AN AMOUNT OF \$22,572 UNDER NEW JERSEY STATE CONTRACT #A80967
10-207	RESOLUTION APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 51, Lot 7, Barry Trabb, 5 Ford Lane, Roseland, NJ 07068

COUNCIL COMMITTEE REPORTS

Borough Council Members

Councilman Hauser

REPORT OF MAYOR

Mayor Dassing

REPORT OF BOROUGH ADMINISTRATOR

Paul M. Carelli

REPORT OF BOROUGH ATTORNEY

Greg Mascera

REPORT OF POLICE CHIEF

James Bongiorno

REPORT OF ESSEX COUNTY LIASSON

James Jude Jorgensen, QPA



Council Chambers
1 Provost Square Caldwell, NJ

Borough of Caldwell Council Business Meeting

AGENDA

Phone: (973) 226-6100
Website: www.caldwell-nj.com

October 7, 2014 / 7:00PM

MAYOR
Ann Dassing

BOROUGH COUNCIL
Richard Hauser - President
Thomas O'Donnell
John Kelley
Frank Rodgers
Edward Durkin
Pasquale Capozzoli

OLD BUSINESS

1. Joint Recreation Update – Netting

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.

- 1.

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 10/3/2014 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 10/3/2014 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – September 16, 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 7:08PM

PRESENT: Mayor Dassing, Council President Hauser, Councilman O'Donnell, Kelley, 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 HANDI-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, DOWNINGTOWN, 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 CSM 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

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

Page 2 of 3

- 9-194:** RESOLUTION AUTHORIZING A PURCHASE WITH ENFORSYS 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 an 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 laptop 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 Tilcon. We can incorporate sidewalks at a later date when perhaps we apply for Safe Streets for Schools.

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

Page 3 of 3

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. The Planning Board has it and it will be forwarded to the Zoning Board. 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'Neill, Deputy Borough Clerk

DATE



BOROUGH OF CALDWELL NEW JERSEY



ORDINANCE# 1299-14

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$310,000 FOR VARIOUS WATER MAIN IMPROVEMENTS IN AND BY THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$310,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance has heretofore been authorized to be undertaken by the Borough of Caldwell, in the County of Essex, New Jersey (the "Borough"). For the improvement or purpose described in Section 3(a), there is hereby appropriated the supplemental amount of \$310,000, such sum being in addition to the \$290,000 appropriated therefor by bond ordinance #1296-14 of the Borough, finally adopted July 1, 2014 (the "Original Bond Ordinance"). No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the additional cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$310,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is various water main improvements, including all work and materials necessary therefor and incidental thereto, as described in the Original Bond Ordinance.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is \$600,000, including the \$290,000 authorized by the Original Bond Ordinance and the \$310,000 bonds or bond anticipation notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$600,000, including the \$290,000 appropriated by the Original Bond Ordinance and the \$310,000 appropriated herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the

office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$310,000, but that the net debt of the Borough determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$120,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement. Of this amount, \$58,000 was estimated for these items of expense in the Original Bond Ordinance and an additional \$62,000 is estimated therefor herein.

(e) This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The Borough hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Borough hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Borough to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the ARule@) for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

DATE OF FIRST READING: October 7, 2014 DATE OF SECOND READING: November 6, 2014
 DATE OF PUBLICATION: October 16, 2014 DATE OF ADOPTION: November 6, 2014
 MOVED:
 SECOND:

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following - Seconded by Councilman _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Rodgers				
O'Donnell						Durkin				
Kelley						Capozzoli				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor

This resolution, when adopted, must remain in possession of the Municipal Clerk. Certified copies are available.

Borough of Caldwell

County of Essex, New Jersey

OUTSTANDING WATER UTILITY DEBT SERVICE (BONDS)								NOTE AUTHORIZED 2013 (Cedars/Misc \$1,795,050)		NOTE AUTHORIZED 2014 (Erwin-\$290,000)		NOTE PROPOSED 2014 (Elizabeth \$310,000)		(NOTES)	BUDGET IMPACT
Fiscal Year Ending 12/31	Series 2007 Water Utility Bonds		Series 2011 Water Utility Bonds		TOTAL WATER UTILITY DEBT SERVICE			Plan (1/10 Principal + Interest)		Plan (1/10 Principal + Interest)		Plan (1/10 Principal + Interest)		TOTAL	TOTAL
	Principal	Interest	Principal	Interest	Principal	Interest	TOTAL	Principal	Interest	Principal	Interest	Principal	Interest		
2011	\$40,000	\$18,050			\$135,000	\$21,019	\$156,019								
2012	\$40,000	\$16,550	\$75,000	\$27,163	\$115,000	\$43,713	\$158,713								
2013	\$40,000	\$15,050	\$75,000	\$26,600	\$115,000	\$41,650	\$156,650								
2014	\$40,000	\$13,550	\$75,000	\$25,100	\$115,000	\$38,650	\$153,650	\$50,000	\$17,951					\$67,951	\$221,601
2015	\$40,000	\$12,050	\$75,000	\$22,850	\$115,000	\$34,900	\$149,900	\$193,894	\$17,451	\$29,000	\$2,900			\$243,245	\$393,145
2016	\$40,000	\$10,550	\$80,000	\$20,600	\$120,000	\$31,150	\$151,150	\$193,894	\$15,512	\$29,000	\$2,610	\$31,000	\$3,100	\$275,116	\$426,266
2017	\$45,000	\$8,900	\$80,000	\$18,200	\$125,000	\$27,100	\$152,100	\$193,894	\$13,573	\$29,000	\$2,320	\$31,000	\$2,790	\$272,577	\$424,677
2018	\$50,000	\$7,000	\$80,000	\$15,800	\$130,000	\$22,800	\$152,800	\$193,894	\$11,634	\$29,000	\$2,030	\$31,000	\$2,480	\$270,038	\$422,838
2019	\$50,000	\$5,000	\$90,000	\$12,600	\$140,000	\$17,600	\$157,600	\$193,894	\$9,695	\$29,000	\$1,740	\$31,000	\$2,170	\$267,499	\$425,099
2020	\$50,000	\$3,000	\$90,000	\$9,000	\$140,000	\$12,000	\$152,000	\$193,894	\$7,756	\$29,000	\$1,450	\$31,000	\$1,860	\$264,960	\$416,960
2021	\$50,000	\$1,000	\$90,000	\$4,500	\$140,000	\$5,500	\$145,500	\$193,894	\$5,817	\$29,000	\$1,160	\$31,000	\$1,550	\$262,421	\$407,921
2022								\$193,894	\$3,878	\$29,000	\$870	\$31,000	\$1,240	\$259,882	\$259,882
2023								\$193,894	\$1,939	\$29,000	\$580	\$31,000	\$930	\$257,343	\$257,343
2024										\$29,000	\$290	\$31,000	\$620	\$60,910	\$60,910
2025												\$31,000	\$310	\$31,310	\$31,310
2026															
2027															
2028															
2029															
2030															
Total	\$485,000	\$110,700	\$810,000	\$182,413	\$1,390,000	\$296,082	\$1,686,082	\$1,795,050	\$105,203	\$290,000	\$15,950	\$310,000	\$17,050	\$2,533,253	\$3,747,953



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-200

Date of Adoption: October 7, 2014

TITLE:

AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE –JCHS Swimming Chiefs Booster Club/ Off Premise – Calendar Raffle, January 6, 2015, February 2, 2015 & March 14, 2015 – 3:00PM – 5:00PM

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the following be and is hereby granted a raffle license in accordance with the application filed. Applicant and application has been approved by the Borough Council.

RA-1290 JCHS Swimming Chiefs Booster Club
Off Premise – Calendar Raffle
January 6, 2015, February 2, 2015 & March 14, 2015
3:00PM – 5:00PM

FURTHER BE IT RESOLVED that the Clerk be and is hereby authorized to sign a statement of Findings and Determination granting said license and the Borough Clerk be and is hereby authorized to sign said license.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Rodgers				
O'Donnell						Durkin				
Kelley						Capozzoli				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-201

Date of Adoption: October 7, 2014

TITLE:

AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE –Kiwanis Club of Caldwell/West Essex/ Off Premise – Merchandise Raffle, December 7, 2014 – 12:00PM – 4:30PM

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the following be and is hereby granted a raffle license in accordance with the application filed. Applicant and application has been approved by the Borough Council.

RA-1291 Kiwanis Club of Caldwell/West Essex
Off Premise – Merchandise Raffle
December 7, 2014 – 12:00PM – 4:30PM

FURTHER BE IT RESOLVED that the Clerk be and is hereby authorized to sign a statement of Findings and Determination granting said license and the Borough Clerk be and is hereby authorized to sign said license.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Rodgers				
O'Donnell						Durkin				
Kelley						Capozzoli				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-202

Date of Adoption: October 7, 2014

TITLE:

AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE –Trinity Academy/ Off Premise – 50/50 Raffle, December 6, 2014 – 8:00AM – 5:00PM

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the following be and is hereby granted a raffle license in accordance with the application filed. Applicant and application has been approved by the Borough Council.

RA-1292 Trinity Academy
Off Premise – 50/50 Raffle
December 6, 2014 – 8:00AM – 5:00PM

FURTHER BE IT RESOLVED that the Clerk be and is hereby authorized to sign a statement of Findings and Determination granting said license and the Borough Clerk be and is hereby authorized to sign said license.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Rodgers				
O'Donnell						Durkin				
Kelley						Capozzoli				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-203

Date of Adoption: October 7, 2014

TITLE:

AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE –Volunteer Fire Department Borough of Caldwell/ Off Premise – Tricky Tray Raffle, December 6, 2014 – 4:00PM – 10:00PM

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the following be and is hereby granted a raffle license in accordance with the application filed. Applicant and application has been approved by the Borough Council.

RA-1293 Volunteer Fire Department Borough of Caldwell
Off Premise – Tricky Tray Raffle
December 6, 2014 – 4:00PM – 10:00PM

FURTHER BE IT RESOLVED that the Clerk be and is hereby authorized to sign a statement of Findings and Determination granting said license and the Borough Clerk be and is hereby authorized to sign said license.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Rodgers				
O'Donnell						Durkin				
Kelley						Capozzoli				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-204

Date of Adoption: October 7, 2014

TITLE:

AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK’S OFFICE –Volunteer Fire Department Borough of Caldwell/ Off Premise – 50/50 Raffle, October 18, 2014 - December 6, 2014 – 12:00PM – 8:00PM

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that the following be and is hereby granted a raffle license in accordance with the application filed. Applicant and application has been approved by the Borough Council.

RA-1294 Volunteer Fire Department Borough of Caldwell
Off Premise – 50/50 Raffle
October 18, 2014 - December 6, 2014 – 12:00PM – 8:00PM

FURTHER BE IT RESOLVED that the Clerk be and is hereby authorized to sign a statement of Findings and Determination granting said license and the Borough Clerk be and is hereby authorized to sign said license.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Rodgers				
O'Donnell						Durkin				
Kelley						Capozzoli				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-205

Date of Adoption: October 7, 2014

TITLE:

**RESOLUTION SUPPORTING *PUT THE BRAKES ON FATALITIES DAY*, OCTOBER 10, 2014.
October 10, 2014 has been declared *Put the Brakes On Fatalities Day* by the BOROUGH OF CALDWELL AND THE CALDWELL POLICE DEPARTMENT**

WHEREAS, Across the nation, traffic crashes caused 34,000 fatalities in 2012, and are the leading cause of death for young people ages 15 to 34; and

WHEREAS, In New Jersey, 542 individuals lost their lives in traffic crashes in 2013; and

WHEREAS, Alcohol-related crashes accounted for 22.5 percent of the State’s traffic fatalities, while 26 percent of all fatal crashes involved traveling at unsafe speeds; and,

WHEREAS, Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey’s roadways, as people opt for alternative modes of transportation; and

WHEREAS, 57motorcyclists, 14 bicyclists and 132 pedestrians were killed in New Jersey in traffic-related crashes in 2013; and

WHEREAS, Safer driving behaviors such as buckling up every ride; obeying posted speed limits; stopping for pedestrians in crosswalks and using crosswalks when walking; avoiding aggressive driving behaviors; never driving impaired; wearing proper safety gear when riding a motorcycle or bicycle; and, focusing solely on driving by avoiding distractions can dramatically reduce the number of traffic-related injuries and deaths;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Caldwell and the Caldwell Police Department do hereby proclaim October 10, 2014, ***Put the Brakes On Fatalities Day***, and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
Coyle						Rodgers				
O'Donnell						Durkin				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor

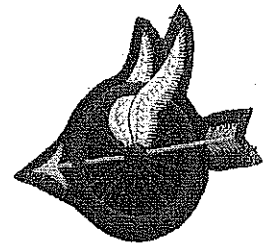


Caldwell Police Department

TRAFFIC SAFETY BUREAU

One Provost Square – Caldwell, NJ 07006

(973) 226-2600 – Fax (973) 226-0026



JAMES H. BONGIORNO
CHIEF

MICHAEL J. PELLEGRINO
OIC, Traffic Safety Bureau

PROCLAMATION/RESOLUTION

Supporting ***PUT THE BRAKES ON FATALITIES DAY, OCTOBER 10, 2014***

October 10, 2014 has been declared *Put The Brakes On Fatalities Day* by the
BOROUGH OF CALDWELL AND THE CALDWELL POLICE DEPARTMENT

- Whereas,** Across the nation, traffic crashes caused approximately 34,000 fatalities in 2012, and are the leading cause of death for young people ages 15 to 34; and,
- Whereas,** In New Jersey, 542 individuals lost their lives in traffic crashes in 2013 and,
- Whereas,** Alcohol-related crashes accounted for 22.5 percent of the State's traffic fatalities, while 26 percent of all fatal crashes involved traveling at unsafe speeds; and,
- Whereas,** Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey's roadways, as people opt for alternative modes of transportation; and,
- Whereas,** 57 motorcyclists, 14 bicyclists and 132 pedestrians were killed in New Jersey in traffic-related crashes in 2013; and,
- Whereas,** Safer driving behaviors such as buckling up every ride; obeying posted speed limits; stopping for pedestrians in crosswalks and using crosswalks when walking; avoiding aggressive driving behaviors; never driving impaired; wearing proper safety gear when riding a motorcycle or bicycle; and, focusing solely on driving by avoiding distractions can dramatically reduce the number of traffic-related injuries and deaths;

Therefore, be it resolved that the **Borough of Caldwell** and the **Caldwell Police Department** do hereby proclaim October 10, 2014, *Put the Brakes On Fatalities Day*, and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-206

Date of Adoption: October 7, 2014

TITLE:

RESOLUTION AUTHORIZING A PURCHASE WITH HOLMATRO RESCUE EQUIPMENT FOR A CORE RESCUE SYSTEM (JAWS OF LIFE) AS APPROPRIATED IN CAPITAL ORDINANCE #1295-14 FOR THE CALDWELL FIRE DEPARTMENT FOR AN AMOUNT OF \$22,572 UNDER NEW JERSEY STATE CONTRACT #A80967

WHEREAS, the Borough Council of the Borough of Caldwell adopted Bond Ordinance# 1295-14 providing for various Capital improvements in and by the Borough of Caldwell on June 17, 2014, and;

WHEREAS, the Borough of Caldwell, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Caldwell has the need on a timely basis to purchase goods or services utilizing the State of New Jersey Division of Purchase and Property Procurement Bureau under State Contract #A80967; and

WHEREAS, the Borough of Caldwell Fire Department has the need for a Holmatro CORE Rescue System; and

WHEREAS, the Borough of Caldwell intends to purchase with Holmatro Rescue Equipment, 119 Keystone Drive, Montgomeryville, PA 18936 for an amount of \$22,572.00 as appropriated in Capital Ordinance #1295-14; and

WHEREAS, the governing body of the Borough of Caldwell pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer:

NOW THEREFORE BE IT RESOLVED that the Borough of Caldwell authorizes the Borough Administrator to purchase the goods and services for the Borough of Caldwell as described herein;

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser					Rodgers				
O'Donnell					Durkin				
Kelley					Capozzoli				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



Your Extrication Resource

RESCUE DIVISION

Equipment, Inc.

Sales • Service • Training • Installations



Holmatro CORE Rescue System Bid Proposal Caldwell Volunteer Fire Department, NJ

9/23/2014

Quantity	Part Description	Price
1	CORE SR 20PC2** Duo 3-Stage Honda Gas Power Unit, 4-stroke, 3 HP, 52lbs	\$ 7,969
1	CORE 4050NCT 7.5" Round HD Cutter *** 208,000 lbs Cutting, 40.5 lbs weight	\$ 5,780
1	CORE 4240UL 27" Spreader*** 33,625 lbs Spread, 41.5 lbs wt	\$ 6,900
1	CORE 32 Foot Kevlar Hose ** Orange	\$ 876
1	CORE 32 Foot Kevlar Hose ** Blue	\$ 876
1	8 Hour Tool Delivery Course	
1	1/2 Gallon Mineral Oil	
1	Limited Life-Time Warranty	
1	One-Year Service Contract on Above Equipment	
1	Delivery & Prep Fee (Includes Fuel)	\$ 170
TOTAL SALES PRICE		\$ 22,572

* UL Listed Tools

** NFPA Compliant

*** Both UL & NFPA

Bid Prices Valid For 90 Days From Date Of Proposal

Respectfully Submitted,

John K. Evans
President

New Jersey State Contract #A80967

T-Number: T0790

Commodity Code: 340-34-041097

Line No. 00055

CERTIFICATION OF AVAILABLE FUNDS

RESOLUTION: _____

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq. and any other applicable requirement, I, Christopher Battaglia, Chief Financial Officer of the Borough of Caldwell, have ascertained that there are available sufficient uncommitted funds in the line item specified below to award the contract specified in the above resolution, in the amount specified below. I further certify that I will encumber these funds upon the passage of this resolution.

<u>C-04-14-129-512</u>	<u>PUB. SAFETY: ^{VARIOUS} EQUIPMENT NTE</u>	<u>\$ 22,572.00</u>
Line Item	Description	Amount
<u>Battaglia</u>		<u>2014-09-30</u>
Christopher Battaglia, CFO		Date



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 10-207

Date of Adoption: October 7, 2014

TITLE:

**RESOLUTION APPROVING AN APPLICATION FOR A SEWER CONNECTION Block 51,
Lot 7, Barry Trabb, 5 Ford Lane, Roseland, NJ 07068**

WHEREAS, Barry Trabb, (“Applicant”) requires approval from the Borough of Caldwell Sewer Utility for a SANITARY SEWER INCREASE IN FLOW to service property known as B51, Lot 7; and

WHEREAS, the project is more specifically known as 5 Ford Lane, Roseland, New Jersey; and

WHEREAS, the applicant is proposing 1 new equivalent dwelling units; and

WHEREAS, the connection fee for this project is calculated as follows: 1 EDU x \$3600/EDU = \$3,600.00

WHEREAS, the Sewer Utility Director recommends approval in accordance with the Authority’s Rules and Regulations and payment of the above referenced connection fees;

NOW THEREFORE BE IT RESOLVED by the Borough of Caldwell that the Sewer Director be and hereby approves this application, in accordance with the recommendations.

BE IT FURTHER RESOLVED that this approval is further subject to compliance by the Applicant with the Rules and Regulations of the Borough of Caldwell Sewer Utility and other applicable regulatory agencies.

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE BOROUGH OF CALDWELL, ESSEX COUNTY, NEW JERSEY, AT A REGULAR MEETING HELD ON October 7, 2014.

Lisa O’Neill, Deputy Clerk

RECORD OF COUNCIL VOTE

Councilman: _____ presented the following resolution - Seconded by Councilman: _____

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Rodgers				
O’Donnell						Durkin				
Kelley						Capozzoli				

Lisa O’Neill, Deputy Clerk

Ann Dassing, Mayor