

BOROUGH OF CALDWELL, N.J.
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – OCTOBER 23, 2007

The Council Business/Conference meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers by Mayor Susan Gartland at 7:06 P.M.

PRESENT: Mayor Gartland, Councilman Slattery, Dassing, Mescia, Curley, Gates, Edge

ALSO PRESENT: Maureen Ruane, Borough Administrator, Stuart Koenig, Esq., Borough Attorney, Beth Bush Telepan, Deputy Clerk

ABSENT:

Adequate notice of this Council Business/Conference meeting was given on March 22, 2007. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on October 19, 2007. Four official newspapers of the Borough were notified of this meeting by mail on October 19, 2007. Notice was posted and all persons requesting notice were sent same.

Introduction of Ordinances:

Ordinance #1182-07 To amend the Borough Code, Chapter 230, Traffic and Vehicles, Section 230-59 Schedule V of the Borough Code Entitled, "Prohibited Turns at Intersections"

Moved by Councilman Mescia, seconded by Councilman Curley. Discussion ensued. On roll call vote all members present voted in the affirmative. Ordinance introduced 10/23/07

Ordinance #1183-07 To amend Chapter 250 of the Code of the Borough of Caldwell, entitled Zoning, to modify ordinance requirements with reference to the RA Zone District

Moved by Councilman Edge, seconded by Councilman Curley. Discussion ensued. On roll call vote Councilman Slattery, Dassing, Mescia, Curley and Edge voted in the affirmative, Councilman Gates voted in the negative. Ordinance introduced 10/23/07

Public Hearings:

The Borough of Caldwell application to the New Jersey Department of Environmental Protection Green Acres Planning Incentive Land Acquisition Program

Moved by Councilman Mescia, seconded by Councilman Slattery. A presentation was made by Jennifer McCulloch of Morris Land Conservancy regarding the Borough of Caldwell application to the New Jersey Department of Environment Protection Green Acres Planning Incentive Acquisition Program. Councilman Mescia made a comment regarding the \$450,000 we have on the Site Specific Plan. Roy Shaw of 34 Elizabeth Street wanted to know what properties were slated for acquisition. Mr. Shaw was told that the sites were listed in the Open Space and Recreation Plan and he could request to receive a copy.

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Ordinance #1180-07 To fix salaries and compensation of the officers and employees of the Borough of Caldwell for the year 2007

Moved by Councilman Mescia, seconded by Councilman Curley. Stanley Zaorski of 47 Elm Road had questions regarding the salary raise process and commented that the raise process should be changed and be based on a merit system. All members present voted in the affirmative.

Ordinance #1181-07 To amend the Borough Code, Chapter 230, Traffic and Vehicles, Section 230-69 Schedule XV of the Borough Code Entitled, "Parking, Stopping and Standing Prohibited at all times"

Moved by Councilman Curley seconded by Councilman Mescia. A presentation was made by Officer Pellegrino regarding the parking on Elizabeth Street. Gordon Lawshe of 15 Elizabeth Street said he thinks it's fantastic that there will be no parking, but wanted to know if the laws would be enforced. Dan Trivino of 35 Elizabeth Street wanted to thank everyone for the no parking on Elizabeth Street. Stanley Zaorski of 47 Elm Road questioned what guarantee do we have that the police will give tickets. Steven Sateary of 11 Florence Place strongly supports this ordinance. Roy Shaw of 34 Elizabeth Street said this is a great thing and thank you. Councilman Curley thanked Officer Pellegrino for getting the ordinance done fast. Joe Trivino of 35 Elizabeth Street said she has lived on Elizabeth Street for 42 years and strongly supports the ordinance. Councilman Edge thanked Officer Pellegrino and Lt. Dombrowski. All members present voted in the affirmative.

Receiving of Bids:

One (new & unused) New Holland B95 Tractor Loader Backhoe, 95HP) Turbo, or approved equivalent

Seely Equipment and Supply Co., Inc.
1325 Highway 34 Farmingdale, NJ 07727
Bid Amount \$69,865.00

APPROVAL OF MINUTES: October 9, 2007 Council Business/Conference Meeting

Approved by all members present upon a motion by Councilman Mescia, seconded by Councilman Slattery.

Resolutions:

10-208 Authorizing the Issuing of License for Raffle, Applicant and Application have been approved by the Clerk's Office

Moved by Councilman Slattery, seconded by Councilman Curley. No discussion On roll call vote all members present voted in the affirmative. Resolution adopted 10/23/07

10-209 Authorizing Payment of Bills and the Issuance of Checks for the Period Through October 23, 2007 in the Total Amount of \$738,390.96

Moved by Councilman Slattery, seconded by Councilman Mescia. No discussion. On roll call vote all members present voted in the affirmative. Resolution adopted 10/23/07

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10-210 Authorizing the Appointment of Jack Sauer to the Unexpired Three Year Term to the Open Space Trust Committee

Moved by Councilman Mescia, seconded by Councilman Curley. Discussion ensued. On roll call vote Councilman Slattery, Dassing, Mescia, Curley and Edge voted in the affirmative, Councilman Gates voted in the negative. Resolution adopted 10/23/07

A motion was made by Councilman Curley and seconded by Councilman Mescia to take from the table resolution number 10-200. On roll call vote Councilman Slattery, Mescia, Curley and Edge voted in the affirmative. Councilman Dassing abstained and Councilman Gates voted in the negative. Resolution 10-200 was taken off the table 10/23/07.

The original text of resolution 10-200 was amended. There was consensus that resolution 10-200 should be renumbered due to this change.

Resolution #10-200 was renumbered to 10-211 and reflects the changes below.

10-211 Resolution Authorizing the Submittal of an Application to the State of New Jersey to Become a Designated Partner Community of Main Street New Jersey in the Office of Smart Growth at the NJDCA

Moved by Councilman Edge, seconded by Councilman Mescia. The following changes were made to resolution #10-200: **Section One** was added, **Section Two** was added, **Section Seven** was changed to read as follows: Agrees to make budget appropriations in the amount of \$17,500 to provide financial support of the Caldwell Main Street program in the current budget year and to consider the inclusion of similar budget appropriations for the support of the program in future budget years. Discussion ensued. On roll call vote Councilman Slattery, Mescia, Curley and Edge voted in the affirmative, Councilman Gates voted in the negative and Councilman Dassing abstained.

REPORT OF COUNCIL COMMITTEE CHAIRMEN AND MEMBERS

Councilman Slattery – Reported on the PBA Contract. Councilman Slattery thanked Officer Pellegrino for the Ordinances on Elizabeth Street and Ryerson Avenue. Councilman Slattery made a proposal for the Council to look into forming a police unit that would be dedicated to traffic enforcement.

Councilman Dassing – Reported that she spoke to Congressman Frelinghuysen's office regarding the form that is needed to fill out for the Army Corp of Engineers. Councilman Dassing also reported that the residents of the garden apartments on Roseland Avenue are not aware that there is a potential dangerous situation in the back because of the stream. Councilman Dassing suggested we contact the management company to contact the residents.

Councilman Mescia – Reported on the Caldwell Downtown Alliance Committee, there will be a meeting tomorrow night at 7:00 PM at the Caldwell Community Center. Councilman Mescia encouraged all the residents to come to the meeting. Councilman Mescia thanked the council for their approval of resolution 10-211, this will bring our downtown to the next level.

Councilman Curley – Reported that he wanted Lt. Dombrowski to have more police on Bloomfield Avenue for October 31st.

Councilman Gates – Reported on development in West Orange and what effect it will have on Caldwell.

Councilman Edge – Thanked the council for the introduction of the RA Zone Ordinance. Councilman Edge discussed the RA Zone Ordinance.

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Mayor Gartland – Reported that she has formed a Traffic Committee. Members of the Traffic Committee are Jeff Curley, Chairman, Ann Dassing, Lt. Dombrowski, Officer Pellegrino, Anthony Marucci, Maureen Ruane, Susan Gartland, Stephen Craig, Bob Christiansen, Carol Boeckel, Mary Byrne, Maureen Durr and Bob Colaizzo. They will hopefully meet the second or third week in November to discuss all the street in Caldwell. This is an initial group and we will see how it goes.

OLD BUSINESS – Officer Michael Pellegrino made a presentation regarding his study of Hatfield Street. Anthony Marucci, Borough Engineer also made a presentation regarding Hatfield Street.

OPEN MEETING: The Mayor declared the meeting open to the public at 9:20 PM. Bob Colaizzo of 7 Hatfield Street, Joe Trivino of Elizabeth Street, Fred Dwyer of Arlington Avenue, Stanley Zaorski of Elm Road, Joe Norton of Arlington Avenue, Peter Murray of Arlington Avenue, Brian Fitzgerald of 32 Erwin Place, Dan Trivino of Elizabeth Street all had comments regarding Hatfield Street and speeding. Gordon Lawshe of 15 Elizabeth Street thanked Councilman Slattery for walking around the construction site at Agudath Israel. Gordon Lawshe also had questions regarding summonses that were issued to the temple and why the summonses took so long to be issued. Evelyn Ponczyk had questions regarding Hatfield Street. John Mooney of 18 Westville Avenue said the Police Department should enforce the laws. Tom Bates of 14 Florence Place had questions regarding crosswalks, and flags and benches on Park Avenue. Seeing no one else from the public wishing to be heard the Mayor closed the open public meeting portion at 10:25 PM.

On a motion made by Councilman Gates, and seconded by Councilman Slattery, unanimously affirmed, the Council moved into Executive Session in order to discuss 14 Park Avenue, and Police promotions. Said motion was unanimously approved and the Council went into Executive Session at 10:25 PM, Councilman Slattery recused herself at 11:30 PM for the discussion on 14 Park Avenue.

The Executive Session was adjourned and upon motion by Councilman Gates, seconded by Councilman Curley the Council Business/Conference Meeting was opened to the public and the press at 11:44 P.M. All those previously in attendance were present.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Gates, seconded by Councilman Curley, unanimously affirmed by all members present, the meeting was adjourned at 11:45 P.M.

Prepared by:

Beth Bush Telepan, Deputy Clerk

Date