

**COUNCIL BUSINESS/CONFERENCE MEETING  
MINUTES – October 25, 2011**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:02 PM

**PRESENT:** Mayor Dassing, Councilman President Murray, Councilman Hauser, Piazza, and O'Donnell

**ALSO PRESENT:** Borough Administrator, Paul Carelli, Acting Borough Clerk, Lisa O'Neill and Borough Attorney, Greg Mascara

**ABSENT:** Councilman Coyle  
Councilman Norton absent at roll call

Adequate notice of this Council Business/Conference meeting was given on January 1, 2011. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2011. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2011. Notice was posted and all persons requesting notice were sent same.

**APPROVAL OF MINUTES**

October 11, 2011

Moved by Councilman Piazza, seconded by Councilman Hauser. No Discussion. On roll call Councilman Hauser, Piazza, and O'Donnell voted in the affirmative. Council President Murray abstained. Councilman Norton and Coyle were absent. Minutes approved 10/25/11.

**PUBLIC HEARING AND ADOPTION OF ORDINANCE**

**ORDINANCE #1239-11 - AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN THE BOROUGH OF CALDWELL, NEW JERSEY.**

Moved by Councilman Piazza, seconded by Councilman Murray. Discussions Ensued. On roll call, all present voted in the affirmative. Adoption of Ordinance was approved 10/25/11.

**ORDINANCE #1241-11 - AN ORDINANCE TO AMEND THE BOROUGH CODE, CHAPTER 230, TRAFFIC AND VEHICLES, SECTION 230-62 SCHEDULE VII OF THE BOROUGH CODE ENTITLED, "STOP INTERSECTIONS".**

**Tammy Wysocki**, 15 Cedars Road, spoke on Ordinance #1241-11 that she was happy to see this ordinance since her concern is for the children crossing

**Councilman Hauser** is not in favorable of 4-way stop signs as controlling speeding traffic.

**Councilman Murray** said that the stop signs that were put up on Arlington and Hatfield have done a tremendous amount for the safety of his children and other children.

Moved by Councilman Murray, seconded by Councilman Piazza. Discussions Ensued. On roll call, Councilman Murray, Piazza and O'Donnell voted in the affirmative. Councilman Hauser voted in the negative. Adoption of Ordinance was approved 10/25/11.

**ORDINANCE#1242-11 -AN ORDINANCE TO AMEND THE BOROUGH CODE, CHAPTER 230, TRAFFIC AND VEHICLES, SECTION 230-61 SCHEDULE VII OF THE BOROUGH CODE ENTITLED, "THROUGH STREETS".**

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Moved by Councilman Murray, seconded by Councilman Piazza. Discussions Ensued. On roll call, Councilman Murray, Piazza and O'Donnell voted in the affirmative. Councilman Hauser voted in the negative. Adoption of Ordinance was approved 10/25/11.

**RESOLUTIONS - CONSENT AGENDA**

Councilman Hauser will be voting in the negative for Resolution 10-248 have not developed a capital expense priority schedule.

9-219: APPROVING A TOW OPERATOR'S LICENSE FOR J & M TOWING INC. IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

10-239: APPROVING A TOW OPERATOR'S LICENSE FOR CRIGER SERVICE, INC. IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09

10-240: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell College / On Premise – 50/50 Raffle / November 19, 2011 – 10:00AM – 5:00PM

10-241: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Caldwell College / On Premise – Gift Auction Raffle / November 19, 2011 – 10:00AM – 5:00PM

10-242: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Volunteer Fire Department / On Premise – 50/50 Raffle / December 3, 2011 – 6:00PM – 9:00PM

10-243: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Volunteer Fire Department / On Premise – Tricky Tray / December 3, 2011 – 6:00PM – 9:00PM

10-244: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – H S A Lincoln School / On Premise – Merchandise Raffle / December 7, 2011 – 3:00PM – 8:00PM

10-245: AUTHORIZING THE FIRST BAPTIST CHURCH TO BE EXEMPT OF TAXES STARTING IN 2010 FOR BLOCK 10, LOTS 6, 6.01 AND 7

10-246: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 - BULLETPROOF VESTS

10-247: DISPOSAL OF OBSOLETE COMMUNITY CENTER FITNESS EQUIPMENT

**CONSENT**

Moved by Councilman Murray, seconded by Councilman Piazza. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 10/25/11.

10-248: RESOLUTION AUTHORIZING AN AWARD OF CONTRACT FOR MILLING AND PAVING OF GLADDING ROAD FOR AN AMOUNT NOT TO EXCEED \$23,207.31 AS APPROPRIATED IN CAPITAL ORDINANCE #1185-08 FOR THE BOROUGH OF CALDWELL

Moved by Councilman Murray, seconded by Councilman Piazza. On roll call Councilman Piazza and O'Donnell voted in the affirmative. Councilman Hauser voted in the negative. Council President Murray abstained. Resolution approved 10/25/11.

10-249: RESOLUTION AUTHORIZING THE MAYOR OF THE BOROUGH OF CALDWELL TO OFFICIALLY NOTIFY THE ESSEX COUNTY DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT OF THE BOROUGH'S DESIRE TO PARTICIPATE IN THE "URBAN COUNTY" REQUALIFICATION PROCESS FOR PROGRAM YEAR 2012-2014

10-250: AUTHORIZING THE APPOINTMENT OF MEMBERS FOR HISTORIC SOCIETY COMMITTEE

10-251: AUTHORIZING THE APPOINTMENT OF BOARD OF HEALTH MEMBER

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**10-252:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH OCTOBER 25, 2011 FOR 2011 BILLS IN THE TOTAL AMOUNT OF \$500,842.27

**CONSENT**

Moved by Councilman Murray, seconded by Councilman Piazza. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 10/25/11.

**Councilman O'Donnell** reported that the finance committee will be having there meeting on November 2<sup>nd</sup>.

**Councilman Piazza** reported that with the passing of the Comcast ordinance this evening that puts in place what we have been working on with the Long Range Planning and Technology. The approval of Comcast's agreement, and as soon as we receive the funds from Comcast, we will be able to move forward and purchase the equipment necessary to begin televising our Council meetings, events and all the wonderful things we have in stored for our Caldwell local access channel.

**Councilman Hauser** reported that on November 2<sup>nd</sup> the Council has been invited to meet the new Library Director. There was meeting with the Mayor, myself and West Caldwell in regards to the Caldwell College agreement which we will be discussing in executive session.

**Councilman Murray** reported that the Fire Department has received new equipment for their command systems, heat guns and upgrades to their air packs. He spoke about the frequency change in 8/2012. The police officers have submitted their resumes for various positions. On November 1<sup>st</sup> at 6:00pm there will be interviews for the candidates for Chief. The Rent Board will be working on making some changes to the ordinance and requesting the Mayor and Council to take a look at this. There was a traffic committee meeting this evening.

**Mayor Dassing** spoke about the 5K race on Saturday. She thanked the sponsors and Community Center. Sgt. Pellegrino has been working with us and I want to commend him on doing a great job making sure everyone will be safe.

**REPORT OF ADMINISTRATOR**

**Paul Carelli** reported that Marge and he have been meeting with Department heads to go over their budgets and we will be complying everything and sharing with the Finance committee. Councilman Norton spoke to me about a new Grant for Essex County Hurricane Irene Disaster National Emergency Grant which is to utilize a temporarily employment on projects with clean-up demolition repair renovation and re-construction of destroyed public structures facilities and lands without the communities. I spoke to a gentleman in the county and they will be giving \$12,000 for this grant. Our training classes are scheduled for Friday one at 10AM and one at 2PM this training will be done by the JFFF.

**Councilman Norton arrived at 7:31PM**

**OLD BUSINESS:**

**Councilman Piazza** reported that this Friday is the last day for the Farmers Market. Last week they handed out 120 free pumpkins to everyone.

**Councilman Hauser** asked the question to Jim Jorgensen, County Liaison as to whether there was an update on the light signals. Mr. Jorgensen responded that he addressed it in writing and has not heard anything back. Discussions Ensued.

**OPEN PUBLIC COMMENTS ON RESOLUTION:**

**Hilda Moore, 23 Personette Street,** reported that know one has showed up at her house to check the water meter. Councilman O'Donnell responded that Mr. Carelli will be there tomorrow morning with Mario at 10:30AM. She asked about the stop sign on Cooks Lane and Councilman Piazza responded that he was there this afternoon and there was a stop sign. She is also concerned about the vacant house and kids that play in that area.

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On a motion made by Councilman Murray and seconded by Councilman Piazza, unanimously affirmed, the Council moved into Executive Session at 7:45P.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. Mayor Dassing responds that the Executive Session will be discussion of Police Department Personnel, Caldwell Community Center Personnel, Sewer Agreement, Lions Gate, and Caldwell College Agreement.

The Executive Session was adjourned and upon a motion by Councilman Piazza, seconded by Councilman Hauser, the Council Business Conference Meeting was opened to the public and the press at 9:23P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Piazza, seconded by Councilman Hauser, unanimously affirmed by all members present, the meeting was adjourned at 9:23P.M.

Prepared by: Lisa O'Neill, Acting Borough Clerk

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DATE