

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – October 26, 2010**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:14P.M.

PRESENT: Councilman Murray, Hauser, Dassing Slattery,
and Piazza

ALSO PRESENT: Borough Administrator, Paul Carelli, Acting Borough Clerk, Lisa O’Neill and Borough Attorney, Greg Mascera, Esq.

ABSENT: Mayor Gartland
Councilman Norton absent on roll call

Adequate notice of this Council Business/Conference meeting was given on January 1, 2010. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2010. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2010. Notice was posted and all persons requesting notice were sent same.

APPROVAL OF MINUTES – August 10, 2010

Moved by Councilman Murray, seconded by Councilman Norton. No Discussions. On roll call, Councilman Murray, Hauser, Dassing, and Norton voted in the affirmative. Councilman Piazza and Slattery abstained. Minutes approved 10/26/10.

August 25, 2010
September 14, 2010
September 28, 2010

Moved by Councilman Murray, seconded by Councilman Norton. Discussions Ensued. On roll call, Councilman Murray, Hauser, Dassing, Norton and Piazza voted in the affirmative. Councilman Slattery abstained. Minutes approved 10/26/10.

PRESENTATION: Caldwell Parking Deck – Structural Engineering Inspection
Analysis

Presented by: Andrew Strodin, P.E
Glen Beckneyer – Borough Engineer

INTRODUCTION OF ORDINANCES:

SUPPLEMENTAL DEBT STATEMENT – 10/26/2010

ORDINANCE #1225-10 –BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$653,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$620,350 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

Moved by Councilman Piazza, seconded by Councilman Hauser. No Discussion. On roll call, all members present voted in the affirmative. Ordinance introduced on 10/26/10

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RESOLUTIONS:

10-220 - 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 Christmas Raffle / December 3, 2010 – 7:00 PM – 10:00 PM

Moved by Councilman Slattery, seconded by Councilman Norton. No Discussion. On roll call, all members present voted in the affirmative. Resolution adopted 10/26/10

10-221 -AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE - Caldwell College – On Premise – Basket Raffle / November 20, 2010 – 10:00 AM – 5:00 PM

Moved by Councilman Slattery, seconded by Councilman Norton. No Discussion. On roll call, all members present voted in the affirmative. Resolution adopted 10/26/10

10-222 -AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE - Caldwell College on Premise – On Premise – 50/50 Raffle / November 20, 2010 – 10:00 AM – 5:00 PM

Moved by Councilman Slattery, seconded by Councilman Norton. No Discussion. On roll call, all members present voted in the affirmative. Resolution adopted 10/26/10

10-223 - AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH OCTOBER 26, 2010 FOR 2010 BILLS IN THE TOTAL AMOUNT OF \$803,002.51.

Moved by Councilman Slattery, seconded by Councilman Murray. No Discussion. On roll call, all members present voted in the affirmative. Resolution adopted 10/26/10

10-224 - TABLE

OLD BUSINESS:

Councilman Slattery asked the question to Paul Carelli, Borough Administrator at the last meeting I had asked you about the stop sign at Overlook and Oak Ridge did we find that if in fact that there was an ordinance for there. Paul responded that he did not find that out yet. Councilman Slattery asked about the stop signs over on Brookside what the status of that is. Paul responded that he has been promised this week they will start to do that. Councilman Slattery spoke about the leaf removal and she has received five calls from neighbors. What we do in this town is unfair that if you have a landscaper you have to pay for the leaves to be taken away. Various Discussions Ensued.

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REPORT OF COUNCIL COMMITTEE CHAIRMEN AND MEMBERS:

Councilman Murray spoke about the fire that took place in West Caldwell. There was a fatal fire in West Caldwell today. There is nothing more frustrating and saddening to have to go to a call like that. I know our Caldwell Fire Department was there first hand and my heart goes out to the Family in West Caldwell and especially to the Fireman who were involved at the scene. What a volunteer Fireman does at a moments notice is a special thing. Also, the Caldwell Merchant Association held an Oktoberfest at the Clover Leaf for the Caldwell Fire Department. I congratulate the Caldwell Merchant's Association for holding that event. Also, the tower ladder fire truck will hopefully be back in the next week or so. The reason it has been an extra week is there are more issues found which will not be an additional cost to fix. The manufacturer has agreed to fix that. As far as the Police, we had a meeting with the Chief and we are waiting for some updates on Motor Vehicle stops, auxiliary police and some other items. As far as the DPW we have identified eight to ten areas of possible sharing with other towns, whether it be salt or whether it be macadam.

Councilman Hausser reported that there has been a lot of discussion about communicating in any organization that uses the facility. I received an email today from the head of the high school soccer chair stating no lawn chairs, no smoking, no food, no metal cleats.

Councilman Piazza reported that he is waiting to set up a meeting with one of our vendors to finalize getting rid of our T1 line. There should absolutely be a way to save some money there. As far as the Farmer's market will be having its final event on the 29th, last market this season. We will be having a Halloween extravaganza and we will be tying that in with the trick-or-treaters on the Avenue.

Councilman Norton reported on the Finance/Budget Committee. I know that the department heads have had their meeting and our getting information together for the 2011 Budget to the Borough Administrator and the CFO. Our next Finance meeting is on Friday and Valley National Bank we will be doing a product and capabilities presentation and at that point we will review the three banks that have made presentations to the Borough and make recommendations back to the council as to how we are going to move forward with it's business with banking for 2011. Also, at that meeting we are going to hopefully have budget material for first glance as a committee to see what the big picture is for 2011. Our Downtown Committee will meet this Thursday we our discussing restoration of the Borough Green. In light of what was presented to us this evening I think we should slow down. We met with K. Hovanian donating the materials, the brownstone from the original jail building. We would utilize the brown stone in building a wall, a terrace off the library, and a memorial garden area. Various Discussions Ensued.

Councilman Dassing congratulated Mayor Gartland on her new grandchildren.

REPORT OF MAYOR:

REPORT OF ADMINISTRATOR:

Paul Carelli welcomed Jim Jorgensen from the County. I met Jim the other day at the County. If you look we were presented with that check from the Community Development Block Grant that money will be used for Oak Grove Road. Thank you to the County for that we will have a nice project for next year. We had a department head meeting and we discussed issues in town primarily upcoming budget, we explained purchasing, which Marge gave a training session on purchasing rules. I gave them a chance to come after me a little bit. We spent about an hour and I think it was well received. After that Marge and I set up meetings with each department head to go over

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the budgets and requests for next year. Capital items they may need. Various Discussions Ensued.

REPORT OF ATTORNEY:

NEW BUSINESS:

West Caldwell Traffic Study Report (Ravine/Westover)

Councilman Slattery asked the question on the first page it states, in as much as this intersection is entirely in the Borough of Caldwell, I thought it wasn't entirely in the Borough of Caldwell? Paul Carelli responded that every corner is in the Borough of Caldwell but each property is in its entirety is in the intersection. Councilman Norton responded that West Caldwell residents complained to the West Caldwell Council even though the intersection doesn't lie in West Caldwell. The report itself is detailed and I don't know as far as the length of the study was all to appropriate for the needs that we have gone to as far as the Borough of Caldwell to study traffic issues. We have discussed in the traffic committee at length that one of the things is the concept of Ravine Avenue from Central Avenue to the intersection in question is a traffic calming device such as islands and arrows in the intersection of Hillcrest and Francis and Ravine and possibly putting a round about in this intersection as oppose to a four way stop sign. Various Discussions Ensued.

Donald Allen, 24 Westover Avenue, he agrees with Council that the problem is speed. Since this report has come out West Caldwell has done nothing. I can set my watch to when the traffic gets heavy, it's 8:00AM going to the High School and it's 3:00PM coming home. Stop signs are not the cure-all and they are not recommended to control speed. Calming islands do work. The yield to pedestrian signs, I truly believe no one reads them, they slow down because it's an obstacle. Various Discussions Ensued.

Stacey Docakaroht, 59 Ravine Avenue, West Caldwell, I don't want to wait to come out of my driveway. I would like other options to be looked at before stop signs are placed. I don't want to open my door and see a backup of cars. I have confidence that you guys will definitely explore. Also, she asks about curbing that is missing from Westover to her driveway which is in Caldwell is missing. Various Discussions Ensued.

Michele Corbo, 57 Ravine Avenue, she has lived on Ravine over 20 years. She also likes Councilman Norton's idea about the calming islands on a street like that it would be a better way to go. If amber light does not get your attention a stop sign will never do it. Various Discussions Ensued.

Mr. Avaleo, current liaison, introduced Mr. Jorgensen as the new County Liaison.

Councilman Dassing thanks Mr. Avaleo for his services. We do appreciate everything you have done.

Councilman Murray reported that he thinks we need to have a plan on what we are going to do on the Parking deck. Mario reported that he spoke to the Chief and he is aware of what is going on. Lieutenant Bongiorno is posting signs right now for the cars that have permits. I have put barricades on the entrance above. The residents who have parking permit will be able to park in any of the other Municipal lots. Councilman Murray responded that we need to reach out to the College and tell them we are in a crisis right now. We need to reach out to all our neighbors and all our friends.

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Councilman 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 Mascera responds that the Executive Session will be discussion of the personnel issue is in regards to a Tax Collector, litigation to contract issue is in regards to the PBA contract and the other contract issue is in regards to the Recreation Agreement.

On a motion made by Councilman Slattery, and seconded by Councilman Piazza, unanimously affirmed, the Council moved into Executive Session at 9:28 P.M.

The Executive Session was adjourned and upon a motion by Councilman Slattery, seconded by Councilman Murray the Council Business Conference Meeting was opened to the public and the press at 10:59 P.M.

10-225 - RESOLUTION APPROVING SETTLEMENT OF THE GRIEVANCE FILED BY THE CALDWELL POLICE DEPARTMENT ARISING FROM REIMBURSEMENT FOR OFF DUTY SERVICES PERFORMED DURING THE ENGLISH PAVING BLOOMFIELD AVENUE RE-PAVEMENT PROJECT

Moved by Councilman Norton, seconded by Councilman Slattery. Discussions Ensued.

On roll call, all members present voted in the affirmative. Resolution adopted on 10/26/10

10-226 - RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO HIRE CERTIFIED VALUATIONS TO PERFORM AN APPRAISAL OF THE PROPERTY AT 14 PARK AVENUE, CALDWELL UNDER A PROFESSIONAL SERVICES CONTRACT

Moved by Councilman Murray, seconded by Councilman Hauser. Discussions Ensued.

On roll call, Councilman Murray, Hauser, Dassing, Norton and Piazza voted in the affirmative. Councilman Slattery abstained. Resolution adopted on 10/26/10

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Hauser, seconded by Councilman Murray, unanimously affirmed by all members present, the meeting was adjourned at 11:02 P.M.

Prepared by: _____
Lisa O'Neill, Acting Borough Clerk

_____ Date