

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – November 10, 2009**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:04 P.M.

PRESENT: Councilman Lawshe, Slattery, Dassing, Curley, Norton, and Brennan

ALSO PRESENT: Borough Administrator, Maureen Ruane, Borough Attorney, Stuart Koenig, Esq.

ABSENT ON ROLL CALL: Mayor, Susan Gartland

Adequate notice of this Council Business/Conference meeting was given on January 15, 2009. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 15, 2009. Four official newspapers of the Borough were notified of this meeting by mail on January 15, 2009. Notice was posted and all persons requesting notice were sent same.

PRESENTATIONS: Meryl Layton, Caldwell Downtown Alliance

INTRODUCTION OF ORDINANCES: None

PUBLIC HEARINGS: None

RECEIVING OF BIDS: None

APPROVAL OF MINUTES: October 27, 2009

Open Public Comment on Resolutions: None

RESOLUTIONS:

11-188 Authorizing the issuing of license for raffle to Caldwell-West Caldwell Educational Fund, Off-Premise – 50/50 Raffle, December 12, 2009 – 10:00 A.M. – 4:00 P.M

Moved by Councilman Norton, seconded by Councilman Brennan. No Discussion. On roll call vote, Councilman Lawshe, Slattery, Norton, Curley and Brennan voted in the affirmative. Councilman Dassing abstained. Resolution adopted 11/10/09.

11-189 Authorizing the issuing of license for raffle to St. Aloysius Roman Catholic Church, Off-Premise – Calendar Raffle, January 15, February 15, March 15, April 15, May 15, June 15, July 15, August 15, September 15, October 15, November 15 and December 15, 2010.

Moved by Councilman Brennan, seconded by Councilman Norton. No Discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 11/10/09.

11-190 Authorizing the submission of the Essex County Community Development Block Grant Application for the year 2009 – reprogramming.

BOROUGH OF CALDWELL, N.J.
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – November 10, 2009

2 of 4

Moved by Councilman Norton, seconded by Councilman Slattery. Discussion Ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 11/10/09.

- 11-191 Authorizing the issuing of a special liquor permit to Caldwell-West Caldwell Education Foundation, 72 Smull Avenue, Caldwell, New Jersey 07006. Event to be held at Caldwell College – Student Center, 120 Bloomfield Avenue, Caldwell, New Jersey 07006, March 21, 2010, 4:00 P.M. – 8:00 P.M.

A motion was made by Councilman Slattery to amend the resolution to be March 14, 2009, seconded by Councilman Norton. Discussion Ensued. On roll call vote, Councilman Lawshe, Slattery, Norton, Curley and Brennan affirmative. Councilman Dassing abstained. Resolution adopted 11/10/09.

- 11-192 Authorizing a contract modification to the Wastewater Treatment Plant Upgrades, Contract No. 2007 – 1 – Additional amount \$45,719.18 – New total amount \$11,687,719.18.

Moved by Councilman Slattery, seconded by Councilman Brennan. Discussion Ensued. On roll call vote, Councilman Lawshe, Slattery, Dassing, Curley and Brennan affirmative. Councilman Norton voted in the negative. Resolution adopted 11/10/09.

- 11-193 Authorizing payment of bills and the issuance of checks for the period through November 10, 2009 in the total amount of \$2,427,864.47

Moved by Councilman Slattery, seconded by Councilman Brennan. No Discussion. On roll call vote, Councilman Lawshe, Slattery, Dassing, Curley and Brennan affirmative. Councilman Norton voted in the negative. Resolution adopted 11/10/09.

OLD BUSINESS:

Councilman Lawshe requested information about the Mayor's Gala from the Borough Administrator.

REPORT OF COMMITTEE CHAIRMEN AND MEMBERS:

Councilman Lawshe – Really wanted to congratulate Diane Lilli who is sitting in the audience from the Tomato Press. The paper is something new in town you did a great job, you are very fair, and you report the truth. Keep up the good work you'll be rewarded here in Caldwell trust me. He also congratulated Councilman Elect Murray and Councilman Elect Hauser for a job well done.

Councilman Slattery – Congratulated Councilman Elect Murray and Councilman Elect Hauser. Councilman Slattery reported that the Board of Health will be addressing a letter to the council about the deer problem in Caldwell. She also reported that the Senior Citizen directory is out and Maria Burak worked very hard on this program.

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – November 10, 2009**

3 of 4

Maria Burak - Reported about the H1N1 vaccines for the Town of Caldwell and Bloomfield. A letter will be going out to schools letting them know about the H1N1 vaccine and the two clinics that are being held at Lincoln School and Grover Cleveland School.

Mike Fitzpatrick, Bloomfield Board of Health Director reported on the problems of why the H1N1 vaccines are not being distributed. He stated that there was a computer glitch in the State. The vaccines are monitored by the state on how many vaccines the Borough receives. The targeted groups to receive the H1N1 vaccines are 6 months to 24 years of age, pregnant women, people who live or care for children under 6 months of age, health care and emergency help workers, and people 25 to 60 who have certain health conditions. Once the targeted population is served than everyone else will be able to get the vaccine.

Councilman Dassing – Reported about the inauguration of the new President at Caldwell College, Dr. Nancy Blattner. The ceremony was very moving and she was very impressed. Councilman Dassing also commented on the lovely speech Mayor Gartland made at the event. Councilman Dassing congratulated Councilman Elect Peter Murray and Councilman Elect Richard Hauser on their election win.

Councilman Norton – Also addressed the Caldwell College event and congratulated Dr. Nancy Blattner. Councilman Norton also expressed his congratulations to Councilman Elect Peter Murray and Councilman Elected Rich Houser and was looking forward to working with them. Councilman Norton reported to the council about the budget committee meetings. He stated that we have made some progress and recommendations that will be forth coming to the rest of the council. Councilman Norton also expressed some major concerns about the 2009 budget revenues. Councilman Norton requested an emergency budget meeting be held within the next week. Councilman Curley stated that he thought that the council should wait to have a meeting until the Mayor arrived back from here vacation. Various discussions ensued.

OPEN MEETING: Councilman Jeff Curley opened the meeting to the public at 8:23 PM. Councilman Elect Hauser, 33 Arlington Avenue. Councilman Elect Hauser asked if there is no process during the course of the year that you are looking at actual numbers compared to the budget that has been adopted. Ms. Ruane responded that the budget committee is looking at it literally week to week. Councilman Elect Hauser questioned why within the last eight weeks it had just been identified that there is a short fall of potentially \$250,000. Councilman Curley responded that the budget chairman had just brought this subject to the council's attention tonight. Councilman Curley stated that the budget committee has been reviewing it week to week and tonight is the first that the entire council has heard about this. Councilman Elect Hauser is concerned that there is a little amount of time left in this budget year and the mind set of waiting to hold a meeting until the Mayor gets back he did not agree with. Councilman Curley responded that he wanted the entire council to have the revenue and expenditure report year-to-date e-mailed to them so that the entire council could understand what Councilman Norton's concerns were. Councilman Elect Hauser responded that as a future Councilman I don't think that this is something that should be pushed off several weeks. Councilman Elect Hauser inquired how the information about the H1N1 vaccine is disseminated to the public. Councilman Slattery responds that a letter will be going to all the school district and posted on the website and on Channel 35. Various discussions ensued. Tom O'Donnell, 32 Gladding Road, speaking about his taxes and problems that are happening all around us. He feels rules need to be changed and if you choose to run for Council you better do the right thing or I am not going to vote for you.

On a motion made by Councilman Slattery, and seconded by Councilman Norton, unanimously affirmed, the Council moved into Executive Session in order to discuss a matter of potential litigation and Sewer agreements. Said motion was unanimously approved and the Council went into Executive Session at 8:49 P.M.

BOROUGH OF CALDWELL, N.J.
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – November 10, 2009

4 of 4

The Executive Session was adjourned and upon motion by Councilman Norton, seconded by Councilman Slattery, the Council Business Conference Meeting was opened to the public and the press at 9:33 P.M.

Councilman Lawshe – Reported that he was told by two people who are members on the Rotary Kiwanis Street Fair committee that they are not paying the borough anything for the Police security at the street fair. The answer that was given at the Police Committee meeting was that the Kiwanis Street Fair was paying for most of the security and that the town was paying for a portion of it. Councilman Lawshe received a phone call that the agreement was with Jeff, Maureen and Kurt that the Kiwanis was not paying for the security. Councilman Curley responded that there was no agreement made. Various discussions ensued.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Slattery , seconded by Councilman Brennan, unanimously affirmed by all members present, the meeting was adjourned at 9:55 P.M.

Prepared by:

Maureen Ruane
Registered Municipal Clerk

Date