



***BOROUGH OF CALDWELL
NEW JERSEY***



**COUNCIL BUSINESS
MEETING November 19, 2013**

Borough Hall Council Chambers
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

November 19, 2013 / 7:00pm

MAYOR
Ann Dassing

BOROUGH COUNCIL
Richard Hauser – President / CCC
Thomas O'Donnell / Public Safety
John Coyle / Public Works
John Kelley / Community Relations
Frank Rodgers / Personnel
Edward Durkin Jr. / Finance

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

October 15, 2013

INTRODUCTION OF ORDINANCE

ORDINANCE # 1284-13: AN ORDINANCE AMENDING CHAPTER 230 – ARTICLE V OF THE CODE OF THE BOROUGH OF CALDWELL, TRAFFIC REGULATIONS

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.

11-251	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION – Chapter 159 – 2012 Drive Sober Get Pulled Over NJS 40A:4-87
11-252	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2012 Bulletproof Vest Partnership Grant NJS 40A:4-87
11-253	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Alcohol Ed Rehab Fund (DWI) Grant NJS 40A:4-87
11-254	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Click it or Ticket Grant NJS 40A:4-87
11-255	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Bulletproof Vest Partnership Grant NJS 40A:4-87
11-256	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Yield to Pedestrians Grant NJS 40A:4-87
11-257	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Drunk Driving Enforcement Fund Grant NJS 40A:4-87



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11-258	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Hurricane Sandy – National Emergency Grant NJS 40A:4-87
11-259	RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Clean Communities Grant NJS 40A:4-87
11-260	RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS – POLICE DEPARTMENT REQUIRED BY N.J.S.A 40A:5-29
11-261	RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR SNOW REMOVAL RESERVE TRUST REQUIRED BY PL 2001, c.24 AND NJS 40A:4--62.1
11-262	AUTHORIZING THE REDEMPTION OF TAX LIEN CERTIFICATE 11-00003 BLOCK 8 LOT 18.03
11-263	AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH NOVEMBER 19, 2013 FOR 2013 BILLS IN THE TOTAL AMOUNT OF \$4,901,024.78
11-264	RESOLUTION AUTHORIZING THE BAGGING OF CALDWELL PARKING METERS FOR THE HOLIDAY SEASON FROM DECEMBER 1, 2013 TO JANUARY 1, 2014

COUNCIL COMMITTEE REPORTS

Borough Council Members

Members of the Borough Council may choose to report on their respective committees.

REPORT OF MAYOR

Mayor Dassing

REPORT OF BOROUGH ADMINISTRATOR

Paul M. Carelli

INFORMATION ONLY:

\$1,326,605 Bond Anticipation Note – Executed Certificate of Determination and Award distributed to Council in order to meet the reporting requirements of the Local Bond Law.

REPORT OF ATTORNEY

Gregory Mascera

REPORT OF POLICE CHIEF

Chief James H. Bongiorno, CPD



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MAYOR
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Edward Durkin Jr. / Finance

REPORT OF ESSEX COUNTY LIASSON

James Jude Jorgensen, QPA

OLD BUSINESS

NEW BUSINESS

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.

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 11/15/2013 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 11/15/2013 in compliance with P. L. 1975, c 213

Lisa O'Neill, Deputy Clerk.

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – November 7, 2013**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at **7:04PM**

PRESENT: Mayor Dassing, Council President Hauser, Coyle, O'Donnell, Kelley, Rodgers and Durkin

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, 2013. 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.

**APPROVAL OF MINUTES:
October 15, 2013**

Moved by Councilman Coyle, seconded by Councilman Hauser. No Discussion. On roll call, all present voted in the affirmative. Minutes approved 11/07/13.

PRESENTATIONS:

1. Introduction – Barb Hauck-Mah / New Caldwell Public Library Director
2. Swearing in Lieutenant Michael Geary, Sergeant Chris Butchyk, and Sergeant Paul Stabile
3. Swearing in Auxiliary Police Emilyanne Smith and Matthew O'Hern

INTRODUCTION OF ORDINANCE:

ORDINANCE #1283-13: BOND ORDINANCE OF THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY AMENDING SECTION 3(a) OF BOND ORDINANCE #1248-12, AS AMENDED BY ORDINANCE #1278-13, FINALLY ADOPTED MAY 15, 2012, AS AMENDED SEPTEMBER 3, 2013, PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$143,000 FOR VARIOUS STREET IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF \$135,850 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

Moved by Councilman Hauser, seconded by Councilman Coyle. Discussions Ensued. On roll call, all present voted in the affirmative. Ordinance Introduced 11/07/13.

PUBLIC HEARING AND ADOPTION OF ORDINANCES:

Moved by Councilman Hauser, seconded by Councilman O'Donnell to open to the public for adoption of ordinances.

ORDINANCE #1280-13: AN ORDINANCE AMENDING CHAPTER 230, SECTION 59 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION GOVERNING VEHICLES AND TRAFFIC – SCHEDULE V: PROHIBITED TURNS AT INTERSECTIONS

ORDINANCE # 1281-13: AN ORDINANCE AMENDING CHAPTER 230, SECTION 58 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION GOVERNING VEHICLES AND TRAFFIC - SCHEDULE IV: U-TURNS

ORDINANCE # 1282-13: AN ORDINANCE TO FIX SALARIES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF CALDWELL FOR THE YEAR 2013

CONSENT

Moved by Councilman O'Donnell, seconded by Councilman Coyle. Discussions Ensued. On roll call, all present voted in the affirmative. Ordinance Adopted 11/07/13.

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – November 7, 2013**

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OPEN PUBLIC COMMENTS ON RESOLUTIONS:

Moved by Councilman O'Donnell, seconded by Councilman Coyle to open to the Public for Consent Agenda

RESOLUTIONS – CONSENT AGENDA

11-241: AUTHORIZING THE APPOINTMENT OF HISTORIC PRESERVATION COMMITTEE

11-242: AUTHORIZING THE APPOINTMENT OF THE CALDWELL AUXILIARY POLICE OFFICERS

11-243: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Saint Aloysius Roman Catholic Church - Off Premise / Calendar Raffle – January 15, 2014, February 15, March 15, April 15, May 15, June 15, July 15, August 15, September 15, October 15, November 15, December 15, 2014 – 1:00PM

11-244: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – Volunteer Fire Co of Borough of Caldwell - Off Premise / 50/50 Raffle – December 7, 2013 – 6:00PM – 10:00PM

11-245: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – HSA Trinity Academy - Off Premise / Tricky Tray Raffle – March 21, 2014 – 6:00PM – Midnight

11-246: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – James Caldwell HS Swimming Chiefs Booster Club - Off Premise / Calendar Raffle – January 15, 2014, February 12, 2014, March 19, 2014 – 8:00PM – 9:00PM

11-247: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE – HSA Lincoln School - Off Premise / Tricky Tray Raffle – December 4, 2013, 3:00PM – 8:00PM – December 5, 2013, 3:00PM – 6:00PM

CONSENT

Moved by Councilman Kelley, seconded by Councilman Hauser. No Discussions Ensued. On roll call, all present voted in the affirmative. Resolution approved 11/07/13.

Mayor Dassing read a letter from Bill Edge who has moved out of town and has relocated to West Caldwell and is resigning from the Caldwell Board of Health and she thanked him for his service. “After more than 19 pleasant and rewarding years as a Caldwell resident, my wife Johanna and I have relocated to West Caldwell effective November 1st. We have enjoyed the true sense of “community” that is the hallmark of Caldwell’s charm. One aspect of Caldwell life we already miss is Halloween in the Cedars. After power blackouts in the 2011 SnowToberFest and 2012 Hurricane Sandy we were sorry to have missed this year’s visitors. Watching the neighborhood’s kids grow is something to value”. Mayor reported that her and Councilman Hauser attended a shared service meeting with the Board of Ed and West Caldwell they spoke about the possibility of using the open space money from the County which hopefully will be next year each a \$150,000 per town and pooling that and using that to turf Harrison School field. It would ultimately be a three shared service agreement between the Board of Ed and the two towns. It’s about a 1.2 million dollar job. Councilman Hauser responded that there was a fair amount of discussion of shared services around technology, DPW areas and putting a bid together. West Caldwell goes out to bid annually for lawn maintenance that they outsource now.

REPORT OF BOROUGH ADMINISTRATOR:

1. Administrator Report November 7, 2013

Paul reported that the road projects are completed as of October 25th with minor punch items for a couple of residents. The resident on Overlook is being taken care of. The generator is done and the heating is hooked up. DPW cleared bushes on the side of the Library building and they will be replacing with sidewalks starting next week. The Cameras will be installed early December. On Tuesday the advertisement will be going in for the Recycling Contract and we will be opening bids on December 5th. The JIF expires on 12/31/13 and he has been getting proposals from other companies but the Garden State JIF is going to hold cost for next year. We are interviewing for a Deputy Court Clerk on November 19th.

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
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The update that was passed out to Council for the FEMA status is as follows, of Nov. 1st we have received \$175,000 and we have submitted another \$100,000 which we are hoping to get by the end of the year. We had our note sale today for our road project and had six (6) bidders. The top bidder was TD Securities with a net interest cost of .823%.

Councilman Hauser asked Paul about the cleaning at the Community Center. Paul responded that we have two proposals for the cleaning service and he is waiting for a third one which should have been today. Councilman Hauser asked about the phones and their savings. Paul responded that he has a problem with the phone because the company wants a three year contract and he does not want to do that. After discussion Paul will speak with James Jorgensen about the phone system.

Councilman O'Donnell asked what happens now that the ordinances were passed. Paul responded that the signs will be taken down tomorrow. Councilman Coyle asked about the ramp at the Library. Paul responded that the bid specs are being reviewed by the County they have to approve them.

REPORT OF POLICE CHIEF:

Chief Bongiorno thanked the Mayor and Council for making tonight happen. He has been a chief for two years now and the Mayor and Council have been nothing but supportive. Starting with Councilman Murray, my goals and ideas and he was supportive obviously staying in the budget and this year Councilman O'Donnell for his support. He gave a special thank you to the Mayor Dassing, Councilman O'Donnell and Councilman Rodgers for spending a Saturday back in March with the interviews. The permanent Prescription Drug drop off is installed in the Police Department.

REPORT OF ESSEX COUNTY LIASSON:

James Jorgensen on behalf of Joe DiVincenzo, Jr. and himself he congratulated the officers that were promoted this evening. I agree that leadership starts at the top and Chief Bongiorno is an example of how the police should be held accountable and responsible and he demonstrates the best of leadership. He is a big fan of Lt. Geary and he is really happy to see him succeed as much as he has. He did move forward with the information that he received about the concerns on Roseland Avenue. He has not heard back from anyone yet but he will be bringing it up at the next meeting.

NEW BUSINESS:

11-249: RESOLUTION AUTHORIZING THE LICENSED SEWER OPERATOR TO SOLICIT PROPOSALS FOR THE ITEMS OUTLINED IN THE CALDWELL WASTEWATER TREATMENT PLANT'S FIVE YEAR CAPITAL IMPROVEMENT PLAN

Moved by Councilman Coyle, seconded by Councilman O'Donnell. No Discussions Ensued. On roll call, all present voted in the affirmative. Resolution approved 11/07/13.

11-250: AUTHORIZING THE BOROUGH ADMINISTRATOR TO ADVERTISE AND RECEIVE PROPOSALS FOR THE OPERATION AND MAINTENANCE OF THE CALDWELL WASTEWATER TREATMENT PLANT

Moved by Councilman Coyle, seconded by Councilman Hauser. No Discussions Ensued. On roll call, all present voted in the affirmative. Resolution approved 11/07/13.

OPEN PUBLIC MEETING:

Moved by Councilman Coyle, seconded by Councilman O'Donnell to Open Public Meeting.

Kathy Stieve, 35 Brookside Avenue, has concern about the Brookside Avenue. The cherry trees that were taken down on the island helped tremendously in slowing down traffic there. She would like to know what the plan is for that island. Paul responded that he had spoken to the chief and putting trees on an island to obstruct the view so you slow down, it is not a traffic control device. The chief replied that he will not support putting view obstructions at an intersection. He will step up enforcement at the intersection. Councilman Durkin asked if there should be a traffic study because he knows the problem people fly right down there and he is the one car that stops. Mayor Dassing responded that in the mean time we need heavy enforcement at that intersection. Kathy also asked about the tree in her front yard and would like to know if it is a town tree.

Shep Wescott, 33 Brookside Avenue, he said to Councilman Durkin that he saw him drive right through the stop sign this weekend. Councilman Durkin asked which car do I drive and Shep answered a red car or something he was standing outside doing his leaves. He is concerned about the island and his wife's

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – November 7, 2013**

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car scraping the bottom of the driveway. He asked who the Council member in charge of the road resurfacing the sewer drain and the curbing. Councilman Coyle responded that he was. Shep asked Councilman if he lived in the Cedars and if his curbing was all nice and his storm drains all good. Councilman O'Donnell responded fifteen years after he moved into the house. It all goes back to that there was no oversight of this project. He suggested putting the island against the curb and have everyone bend to the left and they you would need to make a left or a right there. After Discussion a traffic study will be done.

Beverly Wilitz, Parkside Gardens, 59 Roseland Avenue, has concern about the light on Roseland Avenue and she doesn't understand why there hasn't been a serious accident.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Coyle, seconded by Councilman O'Donnell, unanimously affirmed by all members present, the meeting was adjourned at 8:09PM.

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

DATE



**BOROUGH OF CALDWELL
NEW JERSEY**



ORDINANCE# 1284-13

**AN ORDINANCE AMENDING CHAPTER 230 – ARTICLE V OF THE CODE OF THE
BOROUGH OF CALDWELL, TRAFFIC REGULATIONS**

BE IT ORDAINED by the Council of the Borough of Caldwell as follows:

That Chapter 230 of the Code of the Borough of Caldwell, New Jersey be amended as herein set forth:

That S 230-29, of the Code of the Borough of Caldwell, the Section titled “Parking Prohibited Certain Hours” is hereby amended as follows:

The section is modified by restricting parking on Hanford place as follows:

Hanford Place	East	12:00 a.m. to 6:00 a.m./ All	From Bloomfield Avenue to a point 187 feet north of Bloomfield Avenue
Hanford Place	East	10:00 p.m. to 6:00 a.m./All	From a point 187 feet north of Bloomfield Avenue to Whitfield Street
Hanford Place	West	12:00 a.m. to 6:00 a.m./All	From Bloomfield Avenue to a point 187 feet north of Bloomfield Avenue
Hanford Place	West	10:00 p.m. to 6:00 a.m./All	From a point 187 feet north of Bloomfield Avenue to Whitfield Street

1. All Ordinances of the Borough of Caldwell which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
2. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.



**BOROUGH OF CALDWELL
NEW JERSEY**



NOTICE OF PUBLIC HEARING ON ORDINANCE

Please take Notice that the foregoing ordinance was introduced at a meeting of the Council of the Borough of Caldwell on the 19th, day of November, 2013 and passed on first reading; and the same was then ordered to be published according to law; and that such ordinance will be further considered for final passage at a meeting of the Council to be held at the Caldwell Municipal Building, 1 Provost Square, Caldwell, NJ on the 17th day of December, 2013 at seven o'clock p.m. prevailing time or as soon thereafter as the matter may be reached, at which time and place, or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such ordinance.

BY ORDER OF THE COUNCIL

Lisa O'Neill
Deputy Clerk

DATE OF FIRST READING: November 19, 2013 DATE OF SECOND READING: December 17, 2013
DATE OF PUBLICATION: November 21, 2013 DATE OF ADOPTION: December 17, 2013
MOVED:
SECONDED:

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Hauser						Kelley				
O'Donnell						Rodgers				
Coyle						Durkin				

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-251

Date of Adoption: November 19, 2013

TITLE:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION – Chapter 159 – 2012 Drive Sober Get Pulled Over
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$4,400.00, which is now available as a revenue from Drive Sober Get Pulled Over - 2013. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$4,400 is hereby appropriated under the caption Drive Sober Get Pulled Over - 2013; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$4,400.00 from the Division of Highway Traffic Safety.

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



BOROUGH OF CALDWELL
NEW JERSEY



Resolution No: 11-252

Date of Adoption: November 19, 2013

TITLE:

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2012 Bulletproof Vest Partnership Grant NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$3,500.00, which is now available as a revenue from Bulletproof Vest Partnership Grant - 2012. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$3,500.00 is hereby appropriated under the caption Bulletproof Vest Partnership Grant - 2012; and

BE IT FURTHER RESOLVED that the above is a result of a Federal grant of \$3,500.00 from the US Department of Justice.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Table with 10 columns for council members and their votes (Yes, No, Absent, Abstain). Rows include Hauser, Coyle, O'Donnell, Kelley, Rodgers, and Durkin.

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-253

Date of Adoption: November 19, 2013

TITLE:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION CHAPTER 159 – 2013 Alcohol Ed Rehab Fund (DWI) Grant
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$4,116.43, which is now available as a revenue from Alcohol Ed Rehab Fund (DWI) - 2013. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$4,116.43 is hereby appropriated under the caption Alcohol Ed Rehab Fund (DWI) - 2013; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$4,116.43 from the Alcohol Ed Rehab Enforcement Fund.

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



BOROUGH OF CALDWELL
NEW JERSEY



Resolution No: 11-254

Date of Adoption: November 19, 2013

TITLE:

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Click it or Ticket Grant NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$2,900.00, which is now available as a revenue from Click it or Ticket - 2013. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$2,900 is hereby appropriated under the caption Click it or Ticket - 2013; and

BE IT FURTHER RESOLVED that the above is a result of an Essex County Community Traffic Safety Program grant of 2,900.00 from Essex County College Police Academy.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Table with 10 columns (Name, Yes, No, Absent, Abstain) and 3 rows (Hauser, Coyle, O'Donnell; Kelley, Rodgers, Durkin)

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



BOROUGH OF CALDWELL
NEW JERSEY



Resolution No: 11-255

Date of Adoption: November 19, 2013

TITLE:

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Bulletproof Vest Partnership Grant NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$2,062.05, which is now available as a revenue from Bulletproof Vest Partnership Grant - 2013. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$2,062.05 is hereby appropriated under the caption Bulletproof Vest Partnership Grant - 2013; and

BE IT FURTHER RESOLVED that the above is a result of a Federal grant of \$2,062.05 from the US Department of Justice.

RECORD OF COUNCIL VOTE

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

COUNCILMAN Yes No Absent Abstain COUNCILMAN Yes No Absent Abstain

Table with 10 columns for council members and their votes (Yes, No, Absent, Abstain). Rows include Hauser, Coyle, O'Donnell, Kelley, Rodgers, and Durkin.

Lisa O'Neill, Deputy Clerk

Ann Dassing, Mayor



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-256

Date of Adoption: November 19, 2013

TITLE:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION CHAPTER 159 – 2013 Yield to Pedestrians Grant
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such it shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$600.00, which is now available as a revenue from Yield to Pedestrians - 2013. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$600.00 is hereby appropriated under the caption Yield to Pedestrians - 2013; and

BE IT FURTHER RESOLVED that the above is a result of an Essex County Community Traffic Safety Program grant of \$600.00 from Essex County College Police Academy.

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-257

Date of Adoption: November 19, 2013

TITLE:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION CHAPTER 159 – 2013 Drunk Driving Enforcement Fund Grant
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$5,899.53, which is now available as a revenue from Drunk Driving Enforcement Fund - 2013. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$5,899.53 is hereby appropriated under the caption Drunk Driving Enforcement Fund- 2013; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$5,899.53 from the Division of Motor Vehicles.

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-258

Date of Adoption: November 19, 2013

TITLE:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION CHAPTER 159 – 2013 Hurricane Sandy – National Emergency Grant
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$31,082.00, which is now available as a revenue from Hurricane Sandy – Nat’l Emerg Grant - 2012. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$31,082.00 is hereby appropriated under the caption Hurricane Sandy – Nat’l Emerg Grant - 2012; and

BE IT FURTHER RESOLVED that the above is a result of an Essex County grant of \$31,082.00 from Essex County Division of Training and Employment.

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-259

Date of Adoption: November 19, 2013

TITLE:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION CHAPTER 159 – 2013 Clean Communities Grant
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Caldwell in the county of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$13,113.43, which is now available as a revenue from Clean Communities - 2013. Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$13,113.43 is hereby appropriated under the caption Clean Communities - 2013; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$13,113.43 from the Solid Waste Administration

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-260

Date of Adoption: November 19, 2013

TITLE:

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS – POLICE DEPARTMENT REQUIRED BY N.J.S.A 40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A 40A:5-29 to accept bequests, legacies and gifts made for costs incurred for the purchase of police equipment and police training programs; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Donations – Police Department Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Caldwell, County Essex, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Donations – Police Department Trust / N.J.S.A 40A:5-29
2. The Clerk of the Borough of Caldwell, County Essex is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-261

Date of Adoption: November 19, 2013

TITLE:

**RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
SNOW REMOVAL RESERVE TRUST REQUIRED BY PL 2001, c.24 AND NJS 40A:4--62.1**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is subject to reasonably accurate estimates in advance; and

WHEREAS, PL2001, c.24 & NJS 40A:4-62.1 provides for receipt of excess snow removal funds by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Snow Removal Reserve Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Caldwell, County Essex, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Snow Removal Reserve Trust / PL2001, c.24 & NJS 40A:4-62.1.
2. The Clerk of the Borough of Caldwell, County Essex is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-262

Date of Adoption: November 19, 2013

TITLE:

AUTHORIZING THE REDEMPTION OF TAX LIEN CERTIFICATE 11-00003 BLOCK 8 LOT 18.03

WHEREAS, at the Borough of Caldwell Tax Sale held on December 22, 2011, a lien was sold on Block 8 Lot 18.03, also known as in Caldwell, NJ for delinquent tax; and

WHEREAS, this lien, known as Tax Sale Certificate 11-00003, was sold to Isaac Moradi, at a premium \$1,600.00 and;

WHEREAS, the HOMEOWNER has effected redeemed the Certificate 11-00003 in the amount of \$13,314.48

NOW THEREFORE BE IT RESOLVED that authorization is hereby given to issue a check in the amount of \$14,914.48 payable to Isaac Moradi for the redemption of Tax Sale Certificate 11-00003

Certificate 11-00003

PRINCIPAL	\$13,314.48
PREMIUM.....	<u>\$ 1,600.00</u>
TOTAL REDEMPTION.....	\$14,914.48

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

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-263

Date of Adoption: November 19, 2013

TITLE:

AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH NOVEMBER 19, 2013 FOR 2013 BILLS IN THE TOTAL AMOUNT OF \$4,901,024.78

BE IT RESOLVED by the Borough Council of the Borough of Caldwell, New Jersey that,

WHEREAS, certain bills which are contained on the bills list which is annexed hereto and incorporated herein have been submitted to the Borough of Caldwell for payment, and;

WHEREAS, pursuant to N.J.S.A. 40A:5:16, it has been certified to the governing body that the goods or services for which said bills were submitted have been received by or rendered to the Borough of Caldwell, and;

WHEREAS, the Director of Finance of the Borough of Caldwell has certified to the governing body that there are funds legally appropriated and available in the current operating budget for the payment of said bills and that the said payment will not result in the disbursement of public monies or in the encumbering of same in excess of the 2012 and/or 2013 appropriation for said purpose;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Caldwell that the, Borough Administrator and Deputy Clerk be and are hereby authorized to sign checks in payment of the bills set forth in the annexed schedule.

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



**BOROUGH OF CALDWELL
NEW JERSEY**



Resolution No: 11-264

Date of Adoption: November 19, 2013

TITLE:

RESOLUTION AUTHORIZING THE BAGGING OF CALDWELL PARKING METERS FOR THE HOLIDAY SEASON FROM DECEMBER 1, 2013 TO JANUARY 1, 2014

BE IT RESOLVED that the Borough Council of the Borough of Caldwell hereby authorizes the bagging of Caldwell parking meters for the holiday season from December 1, 2013 to January 1, 2014.

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