

**BOROUGH OF CALDWELL  
COUNCIL BUSINESS/CONFERENCE MEETING  
MINUTES – December 2, 2014**

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The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:07:PM

**PRESENT:** Mayor Dassing, Council President Hauser, Councilman O'Donnell, Kelley, Rodgers and Capozzoli

**ALSO PRESENT:** Deputy Clerk, Lisa O'Neil, Borough Administrator, Paul Carelli, and Borough Attorney, Greg Mascera

**ABSENT:** Councilman Durkin

Adequate notice of this Council Business/Conference meeting was given on January 1, 2014. 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.

**PLEDGE OF ALLIGENCE**

**APPROVAL OF MINUTES:  
November 6, 2014**

**Councilman Kelley** asked Lisa at the last meeting to rework the minutes and reviewing that he did not see where the Borough Attorney, Mr. Mascera, called Councilman Durkin a liar in the meeting he asked if she did not catch that and Lisa responded Councilman Kelley on the audio there was nothing that I could hear of that and Councilman Kelley responded so even though all of us, Council, heard the Borough Attorney, Mr. Mascera, call Councilman Durkin a liar you can't record that in the minutes and Lisa responded I did not hear that in the audio. **Councilman O'Donnell** responded that he did not hear that. **Councilman Hauser** responded that he thinks he said that he lied to us and he thinks that captures both of what happened and the facts. **Councilman Kelley** responded no he heard pretty clearly that he called Councilman Durkin a liar but if you can't pick that up in the meeting notes than you can't and he thanked Lisa.

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli. Discussions Ensued. On roll call, all present voted in the affirmative. Minutes approved 12/2/14.

**November 18, 2014**

Moved by Councilman Kelley, seconded by Council President Hauser. No Discussion. On roll call, all present voted in the affirmative. Minutes approved 12/02/14.

**PRESENTATION:**

**Ann Marchioni – Caldwell Environmental Commission**

Mrs. Marchioni presented Sustainability awards Willing Hearts and Mario Bifalco. Mrs. Marchioni presented to the Council the Sustainable New Jersey Bronze Award.

**Council President Hauser** responded that those of you who may not know this, Ann Marchioni is the driving force behind all this and she has been doing it for 20 years and he thanked her for her service.

**PUBLIC HEARING AND ADOPTION OF ORDINANCE:**

**ORDINANCE #1300-14: AN ORDINANCE AMENDING CHAPTER 207 OF THE CODE OF THE BOROUGH OF CALDWELL, BEING THE SECTION REGULATING STREETS AND SIDEWALKS**

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli. Discussions Ensued. On roll call, Councilman Capozzoli, O'Donnell and Kelley voted in the affirmative. Councilman Hauser and Rodger voted in the negative. Ordinance Adopted 12/02/14.

**OPEN PUBLIC COMMENTS ON RESOLUTIONS:**

Moved by Council President Hauser, seconded by Councilman Capozzoli to open to the Public for Consent Agenda

**RESOLUTIONS – CONSENT AGENDA**

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**12-238: FIRE SERVICE RESOURCE EMERGENCY DEPLOYMENT ACT**

**12-239: AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE - APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –HSA Lincoln School/ On Premise – Merchandise Raffle, December 10, 2014 - 3:00PM – 8:00PM and December 11, 2014 – 3:00PM – 6:00PM**

**CONSENT**

Moved by Council President Hauser; seconded by Councilman Capozzoli. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 12/02/14.

**REPORT OF MAYOR:**

Mayor Dassing reported that the giving tree is up at the Community Center and there are tags on our tree in the hall. The giving tree has tags to hold the gift wish of children from Caldwell and West Caldwell whose parents need a little help this year. By taking a tag and bringing back an unwrapped present people can make the holidays a little brighter for a family. The presents should be returned to the Caldwell Community Center by December 14<sup>th</sup>. The Mayor congratulated the Caldwell Library Contest winners for the Caldwell Public Library Card design contest and they are Lia Byrn Grover Cleveland Middle School and Robyn Phelps James Caldwell High School each designed an original design which will be featured on the new public Library cards for ages 5 – 18. They are planning with the American Legion probably the last Saturday in April an event called American Legion vs Mayor and Council cook off. There will be homemade sampling going on at the American Legion and the money will be donated to the Wounded Warriors project. If you are ever in Caldwell on a Friday they have lunch for \$5 and its all home cooked.

**REPORT OF BOROUGH ADMINISTRATOR**

**Paul Carelli reported on the following:**

- The Borough Attorney and Paul will be in Federal court tomorrow for our ADA Compliance issues.
- On Thursday, December 4<sup>th</sup> they will be installing the new chair lift.
- At the next meeting he would like to put on the agenda to purchase a new police car and it will be funded through the Domestic Preparedness Grant.
- There was a bid opening for the Elizabeth Street Water Main Project and the low bidder was P.M. Construction Corp. for \$1,98,963.40 and has been reviewed by the Borough Attorney, Water operator and Crew Engineer and he would like to award at next meeting.
- The CDBG grant is due on December 12<sup>th</sup> and that is the application for the bus and we will be doing that with Roseland and West Caldwell.
- As far as Green Acres he has sent in the re-imbusement for the Demo and that application is for \$38,480.00.

**Councilman Hauser** asked Paul about the RFP for the snow removal in the Parking lots and Paul responded that basically it is done and he needs to advertise for it. Councilman Hauser asked about the lawn maintenance landscaping and Paul responded that he hasn't put that one out yet because it is not crucial until we get into the spring. The plan is to do it together with the Board of Ed and West Caldwell and do it separately too.

**Councilman Kelley** asked if there were any responses for the RFP for Professional Service appointments and Paul responded that they did but there are a couple of ways to do it and it is called a Fair and Open Process were you have to have criteria similar to what we did with the Sewer plant and we couldn't do that in the time period so we did pull the ad and we do have a stack of information that he has given to the Mayor and the Council can review and we will be awarding those contracts which is called a Non-Fair and Open Process.

**REPORT OF ESSEX COUNTY LIASSON**

**Jim Jorgensen** reported that everyone should take advantage of the Holiday Lights program that is advertised on the county website from 5-9PM on the weekends and free holiday entry to the zoo.

**OPEN PUBLIC MEETING:**

Moved by Councilman O'Donnell, seconded by Council President Hauser to open meeting to the Public.

**Dave Cowell, 29 Brookside Avenue** read to the Council a petition which was in reference to the former Woman's Club, 31 Westville Avenue.

**Hilda Moore, 23 Personette Street** asked about fencing on the property that the town has purchased.

**Residents concerned about the property at 31 Westville Avenue:**

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Tim Blatner, 5 Hawthorne Road  
Bruce Stieve, 35 Brookside Avenue  
Kathleen Lally, 23 Brookside Avenue  
Tim Lally, 23 Brookside Avenue  
Nick Celolaj, 27 Brookside Avenue  
Jim Hammill, 22 Brookside Avenue  
Cathy Stieve, 35 Brookside Avenue  
Anthony Guerrieri, 25 Westville Avenue  
Kevin Hersh, 22 Leaycraft Lane

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman O'Donnell, seconded by Council President Hauser unanimously affirmed by all members present, the meeting was adjourned at 8:50P.M.

Prepared by: \_\_\_\_\_  
Lisa O'Neil, Deputy Borough Clerk

\_\_\_\_\_  
DATE