

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – December 9, 2008**

The Council Business/Conference meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers by Mayor Susan Gartland at 7:11 P.M.

PRESENT: Councilman Mescia, Dassing, Curley, Edge and Slattery

ALSO PRESENT: Maureen Ruane, Borough Administrator, Beth Bush Telepan, Deputy Clerk, Stuart Koenig, Borough Attorney

ABSENT: Councilman Gates

Adequate notice of this Council Business/Conference meeting was given on December 27, 2007. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on December 27, 2007. Four official newspapers of the Borough were notified of this meeting by mail on December 27, 2007. Notice was posted and all persons requesting notice were sent same.

Introduction of Ordinances: None

Public Hearings: ORDINANCE #1192-08 PROVIDING FOR THE ACQUISITION OF PROPERTY IN THE BOROUGH OF CALDWELL, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AMOUNT OF \$650,000 THEREFOR, INCLUDING \$350,000 TO BE RECEIVED AS A GRANT FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM, AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE COST THEREOF

Mayor Gartland opened the public hearing on Ordinance #1192-08 at 7:12 PM, various discussion ensued. A motion was made by Councilman Mescia and seconded by Councilman Slattery to close the public hearing, on roll call all members present voted in the affirmative.

Approved by all members present upon a motion made by Councilman Mescia and seconded by Councilman Slattery, Ordinance #1192-08 was adopted December 9, 2008.

ORDINANCE #1193-08 PROVIDING FOR THE ACQUISITION OF REAL PROPERTY KNOWN AS LOT 1.03 IN BLOCK 4 ON THE MUNICIPAL TAX MAP, AND APPROPRIATING THE SUM OF \$207,500.00 FROM THE OPEN SPACE TRUST FUND FOR SUCH PURPOSES

Mayor Gartland opened the public hearing on Ordinance #1193-08 at 7:42 PM, various discussion ensued. A motion was made by Councilman Mescia and seconded by Councilman Slattery to close the public hearing, on roll call all members present voted in the affirmative.

Approved by all members present upon a motion made by Councilman Mescia, seconded by Councilman Curley, Ordinance #1193-08 was adopted December 9, 2008.

ORDINANCE #1194-08 PROVIDING FOR THE LONG TERM LEASE OF CERTAIN REAL PROPERTY LOCATED ON THE NORTHWESTERLY CORNER OF THE INTERSECTION OF BLOOMFIELD AVENUE AND PARK AVENUE, BEING A PART OF LOT 13.02 IN BLOCK 26 ON THE BOROUGH OF CALDWELL TAX MAP

Mayor Gartland opened the public hearing on Ordinance #1194-08 at 7:45 PM, various discussion ensued. A motion was made by Councilman Mesica and seconded by Councilman Slattery to close the public hearing, on roll call all members present voted in the affirmative.

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Approved by all members present upon a motion made by Councilman Slattery, seconded by Councilman Mescia, Ordinance #1194-08 was adopted December 9, 2008.

Presentations: Zach Edelman gave a presentation regarding the renewal of insurance with Garden State Municipal Joint Insurance Fund

Paul Milani, Construction Code Official of the Borough of Caldwell gave a presentation regarding the construction department.

Receiving of Bids: None

Approval of Minutes: November 25, 2008

Approved by all members present upon a motion made by Councilman Mescia, seconded by Councilman Slattery the minutes were adopted December 9, 2008.

Resolutions:

12-224 Authorizing the award of a contract for the Borough of Caldwell Wastewater Treatment Plant Upgrades, State Loan Project No. S340523-04, Contract No. 2007-1 to Maple Electric Co., Inc. DBA Maple Construction Co., Hamilton Business Park, 85 Franklin Road, Unit 9B, Dover, New Jersey 07801 in the amount of \$11,642,000.00

Moved by Councilman Mescia, seconded by Councilman Dassing. Discussion ensued. On roll call vote all members present voted in the affirmative. Resolution adopted 12/09/08

12-225 Authorizing the issuing of special liquor permit to St. Aloysius Roman Catholic Parish, 219 Bloomfield Avenue, Caldwell, New Jersey 07006

Moved by Councilman Slattery, seconded by Councilman Mescia. No discussion. On roll call vote all members present voted in the affirmative. Resolution adopted 12/09/08

12-226 Authorizing the issuing of license for raffle to St. Aloysius Roman Catholic Church, On-Premise – 50/50 Raffle, January 23, 2009 – 6:00 PM – 11:30 PM, January 30, 2009 – (snow date) – 6:00 PM – 11:30 PM

Moved by Councilman Slattery, seconded by Councilman Curley. No discussion. On roll call vote all members present voted in the affirmative. Resolution adopted 12/09/08

12-227 Authorizing the issuing of license for raffle to St. Aloysius Roman Catholic Church, On-Premise – Merchandise Raffle, January 23, 2009 – 6:00 PM – 11:30 PM, January 30, 2009 – (snow date) – 6:00 PM – 11:30 PM

Moved by Councilman Slattery, seconded by Councilman Curley. No discussion. On roll call vote all members present voted in the affirmative. Resolution adopted 12/09/08

12-228 Authorizing payment of bills and the issuance of checks for the period through December 9, 2008 in the total amount of \$298,921.12

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Moved by Councilman Curley, seconded by Councilman Slattery.  
No discussion. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-229 Authorizing the appointment of Michael Feith as a probationary  
firefighter in the Caldwell Volunteer Fire Department

Moved by Councilman Curley, seconded by Councilman Slattery.  
Discussion ensued. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-230 Authorizing the submission of the Essex County Community  
Development Block Application for the year 2009

Moved by Councilman Curley, seconded by Councilman Slattery.  
No discussion. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-231 Authorizing Chapter 159, P.L. 1948 Solid Waste Administration FY08  
Recycling Tonnage Grant for the Borough of Caldwell

Moved by Councilman Curley, seconded by Councilman Edge.  
No discussion. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-232 Authorizing Chapter 159, P.L. 1948 Division of Criminal Justice FY08  
Body Armor Fund, Borough of Caldwell Police Department

Moved by Councilman Curley, seconded by Councilman Slattery.  
No discussion. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-233 Authorizing Chapter 159, P.L. 1948, Division of Highway Traffic  
Safety FY08 Over the Limit for the Borough of Caldwell Police  
Department

Moved by Councilman Curley, seconded by Councilman Slattery.  
No discussion. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-234 Authorizing Chapter 159, P.L. 1948, Division of Motor Vehicles FY08  
Drunk Driving Enforcement funds for the Borough of Caldwell Police  
Department

Moved by Councilman Curley, seconded by Councilman Slattery.  
No discussion. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-235 Authorization to ratify the agreement negotiated between the  
Borough of Caldwell and Teamsters Local 97 of New Jersey

Moved by Councilman Curley, seconded by Councilman Mescia.  
Discussion ensued. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-236 Authorizing the Borough Clerk to advertise and receive sealed bids  
for a 75-foot rear mount aerial with pump fire truck

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Moved by Councilman Slattery, seconded by Councilman Curley.  
No discussion. On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-237 Appointing a replacement to fill an unexpired term as Councilman

The Mayor reported that Councilman Gates has resigned due to health reasons; his resignation is effective as of December 22, 2008. The Caldwell Democratic County Committee was required to put up three names for the position. Councilman Slattery made a motion to have Richard Brennan fill the vacancy term to expire December 31, 2009. Councilman Mesica seconded the motion. Councilman Slattery said she was very sorry that we were losing Councilman Gates. He has been a great friend and an asset to Caldwell for many years. Mayor Gartland said that on the meeting of the 23<sup>rd</sup> we would have a proclamation for Councilman Gates. Mayor Gartland said that Councilman Gates is a longtime resident and a good friend and she was sorry to see him go. Councilman Edge said that he had a good friendship with Councilman Gates. Councilman Dassing said she admired his stick to it ness and his ability to look at all sides of the issues and I enjoyed speaking with him he had so much history in his mind about Caldwell. He and I saw eye to eye on a lot of things and I will miss him.

Moved by Councilman Slattery, seconded by Councilman Mesica.  
On roll call vote all members present voted in the  
affirmative. Resolution adopted 12/09/08

12-238 **PULLED**

Moved by Councilman Mesica, seconded by Councilman Slattery.  
Discussion ensued. On roll call vote all member present voted in the  
affirmative. Resolution pulled 12/09/08

#### REPORT OF COUNCIL COMMITTEE CHAIRMEN AND MEMBERS

Mayor Gartland - reported that she and Councilman Slattery attended the football game between the Chiefs and Governor Livingston High School on Friday night at the Meadowlands. I know Mr. Lawshe and Mr. Zaorski had children involved in the game and they should be proud of their children and the Caldwell team. In addition, the Caldwell High School Volley Ball team were state champions. Mayor Gartland requested that we see both teams be honored by the Council on December 23, 2008. Mayor Gartland thanked Mr. Calandra for a job well done with Mascari Lane. The building and the parking lot look better than they have in a very long time.

Councilman Mesica – No report

Councilman Dassing – Reported that there is a giving tree at the Community Center and if anyone is interested in donating toys they contact Maria Burak. The local board of assistance is running a toy drive. The tree has tags on it with the age and sex of the child and what you can purchase for the child. The tree will be there for another week.

Councilman Curley – No report

Councilman Edge – Reported that he was at Prout's Funeral Home and they have solar panels and he would like to schedule a meeting with the Council to go look at them. Councilman Edge also reported that he would like the council to create a committee regarding the local cable access channel.

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Councilman Slattery – Reported that the personnel committee met on December 1<sup>st</sup> and will meet again on December 15, 2008. Councilman Slattery also reported on the bill that is pending regarding 4% Cap and libraries.

Mayor Gartland – Reported on the Crime In America Magazine that was distributed to the council by Chief Dombrowski. Mayor Gartland also reported that she received an e-mail from John Taylor regarding the West Essex First Aid Squad's fund raising efforts. Mayor Gartland requested that a meeting be set up with Mr. Taylor in January. Mayor Gartland reported that there would be a swearing in ceremony tomorrow night at 7:00 PM at the Caldwell Community Center, we will be swearing in three new sergeants. Mayor Gartland also thanked Ann Marchioni for the information she distributed to the council regarding the artificial turf. Mayor Gartland requested that the reorganizational meeting be put on the agenda for December 23, 2008 as January 4, 2009 at 12:00 Noon.

OPEN MEETING: The Mayor declared the meeting open to the public at 9:28 PM. Gordon Lawshe of 15 Elizabeth Street had various questions regarding the shared service with Verona. Mr. Lawhse said he is in support of keeping the construction department in Caldwell. Stanley Zaorski of 47 Elm Road had questions regarding the 4% salary increase given to the Borough Employees. Gail Pruner of 507 Bloomfield Avenue said we should keep the building department in Caldwell. She also requested that the Borough make yearly inspections of the apartments. Carla Maris of 20 Wakefield Place said that the apartment owners are supposed to pay a \$35.00 fee for inspections and she said most of them are not paying this fee. She has been checking with other towns and Woodbridge is doing a major crackdown on illegal apartments, they have raised their fee to \$50.00 for inspections and they do it every year. She said the administration in Woodbridge would be more than willing to talk to Caldwell regarding these inspections. Kevin Hersh of 22 Leaycraft Lane said that Paul Milani is a very valuable asset to Caldwell. He thanked Paul for his service during the renovation of his house and he feels we would not get the same treatment from Verona. He does not see a lot of value in farming out the construction department to Verona. Frank Busby of West Caldwell said that Paul Milani has been very helpful to him inspecting his apartments in Caldwell and he does not feel it would be convenient for him if the construction department was moved to Verona. Barbara Wolmelsdorf of 18 Hanford Place said she owns two single-family homes on Park Avenue and she would like to thank Chief Dombrowski for his extra help. She said she is in full support of Mr. Milani getting extra help in his department. Ms. Wolmelsdorf invited everyone to attend a meeting on December 17, 2008 at 7:00 PM at the West Caldwell Civic Center to discuss a neighborhood awareness program. Dominick Cuozzo of 10 Forest Avenue said he thinks it will be a mistake to go to Verona. Paul Milani, Construction Official, said that Borough Ordinance establishes the permit fees and that Caldwell ranks in the middle among other surrounding towns. If a merger does take place with Verona the fees would go up because their fees are higher than ours are. Peter Murray of 61 Arlington Avenue thanked the police department for the capture of the dogs and he asked if the town had an animal control officer. Seeing no one else from the public wishing to be heard, the Mayor closed the open public portion of the meeting at 10:03 PM.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Slattery, seconded by Councilman Curley, unanimously affirmed by all members present, the meeting was adjourned at 10:04 PM.

Prepared by:

\_\_\_\_\_  
Beth Bush Telepan, Deputy Clerk

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Date