

**BOROUGH OF CALDWELL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – December 16, 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 7:08:PM

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

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

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:
December 2, 2014**

Moved by Councilman O'Donnell, seconded by Councilman Kelley. No Discussion. On roll call, Council President, Hauser, Councilman O'Donnell, Kelley, Rodgers and Capozzoli, voted in the affirmative. Councilman Durkin abstained. Minutes approved 12/16/14.

PRESENTATION:
Swearing in Auxiliary Police Officers: Brian Bifalco, Alexander Burde, Robert Maguire, Christopher Virgadamo and Steven Willenborg

OPEN PUBLIC COMMENTS ON ORDINANCE:
Moved by Councilman Kelley, seconded by Councilman O'Donnell to open to the Public for Adoption of Ordinance.

PUBLIC HEARING AND ADOPTION OF ORDINANCE:

ORDINANCE #1301-14: CAPITAL ORDINANCE OF THE BOROUGH OF CALDWELL, COUNTY OF ESSEX, STATE OF NJ AUTHORIZING PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF CALDWELL, APPROPRIATING THEREFOR THE SUM OF \$250,000 FROM THE SEWER CAPITAL IMPROVEMENT FUND

Moved by Councilman O'Donnell, seconded by Councilman Kelley. No Discussion. On roll call, all present voted in the affirmative. Ordinance Adopted 12/16/14.

OPEN PUBLIC COMMENTS ON RESOLUTIONS:

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

RESOLUTIONS – CONSENT AGENDA

12-240: RESOLUTION SUPPORTING THE DRIVE SOBER OR GET PULLED OVER 2014 YEAR END HOLIDAY CRACKDOWN

12-241: RESOLUTION AUTHORIZING REPAYMENT OF TAXES OVERPAYMENT DUE TO TAX COURT JUDGMENT WON FOR THE YEAR OF 2011- Connell Foley, LLP

12-242: RESOLUTION AUTHORIZING REPAYMENT OF TAXES OVERPAYMENT DUE TO TAX COURT JUDGMENT WON FOR THE YEAR OF 2014 - Larry Stempler Law Office

12-243: RESOLUTION AUTHORIZING REPAYMENT OF TAXES OVERPAYMENT DUE TO TAX COURT JUDGMENT WON FOR THE YEARS OF 2012, 2013 & 2014 - Howard B. Goldberg, Attorney at Law

12-244: RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2014 Clean Communities Grant NJS 40A:4-87

12-245: RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION – Chapter 159 – 2014 Drive Sober Get Pulled Over Holiday Crackdown NJS 40A:4-87

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- 12-246:** RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION – Chapter 159 Body Armor Grant - 2014 NJS 40A:4-87
- 12-247:** RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2014 Drunk Driving Enforcement Fund Grant NJS 40A:4-87
- 12-248:** RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION CHAPTER 159 – 2013 Alcohol Ed Rehab Fund (DWD) Grant NJS 40A:4-87
- 12-249:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –HSA Trinity Academy/ On Premise – Merchandise Raffle, December 6, 2014 - 8:00AM – 5:00PM
- 12-250:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –HSA Trinity Academy/ Off Premise – 50/50 Raffle, March 20, 2015 - 6:00PM – 11:00PM
- 12-251:** AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH DECEMBER 16, 2014 FOR 2014 BILLS IN THE TOTAL AMOUNT OF \$32,653,193.00
- 12-252:** AUTHORIZING THE AWARD OF A CONTRACT FOR THE ELIZABETH STREET WATER MAIN REPLACEMENT PROJECT TO P.M. CONSTRUCTION CORP., 1310 CENTRAL AVENUE, HILLSIDE, N.J. 07205 IN THE AMOUNT OF \$198,963.40
- 12-253:** AUTHORIZING THE SUBMISSION OF THE ESSEX COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR THE YEAR 2015
- 12-254:** AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE –Parent Faculty Association of Mt. St. Dominic Academy/ Off Premise – 50/50 Raffle, June 1, 2015 – 8:00PM
- 12-255:** AUTHORIZING THE ISSUING OF A SPECIAL LIQUOR PERMIT. APPLICANT AND APPLICATION HAS BEEN APPROVED BY THE POLICE DEPARTMENT AND THE CLERKS OFFICE – CONGREGATION AGUDATH ISRAEL
- 12-256:** RESOLUTION AUTHORIZING THE PURCHASE OF SEE CLICK FIX MOBILE APPLICATION SOFTWARE FOR THE BOROUGH OF CALDWELL
- 12-257:** APPROVING A TOW OPERATOR'S LICENSE AJACO TOWING IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09
- 12-258:** APPROVING A TOW OPERATOR'S LICENSE CAMP AUTO & TRUCK PARTS, INC., IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09
- 12-259:** APPROVING A TOW OPERATOR'S LICENSE NAPOLI TRANSPORTATION, INC., IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09
- 12-260:** APPROVING A TOW OPERATOR'S LICENSE TRITON TOWING, LLC. IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09
- 12-261:** APPROVING A TOW OPERATOR'S LICENSE JML, INC. IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09
- 12-262:** APPROVING A TOW OPERATOR'S LICENSE CRIGER SERVICE, INC. IN ACCORDANCE WITH THE PROVISIONS OF BOROUGH ORDINANCE 1201-09
- 12-263:** RESOLUTION AUTHORIZING BUDGET TRANSFERS FOR CALENDAR YEAR 2014

CONSENT

Moved by Councilman O'Donnell, seconded by Councilman Capozzoli. Discussions Ensued. On roll call, all present voted in the affirmative. Resolutions approved 12/16/14.

COUNCIL COMMITTEE REPORTS:

Councilman Hauser reported that the Environmental Commission at their last meeting of the year and Kris Brown will be stepping down. There will be a vacancy and you can contact the Mayor or Ann Marchioni. There is a big push to promote Anti-idling ordinance and Ann Marchioni has reached out to the schools to do a program through the schools. There are 1270 families in addition to 500 staff and each will be receiving a magnet that will be designed through a program that will be run through the

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schools and the idea is that the kids will design a logo to be on a magnet. Next year on May 2nd there will be a Sustainable Day.

Councilman Kelley reported there will be a Free Rabies Clinic on Saturday, January 24th from 1:00PM – 2:30PM at the Caldwell Fire House. Dogs must be on a leash and cats in a cage and you can get your 2015 Licenses.

REPORT OF MAYOR:

Mayor Dassing reported that Ace Hardware had their grand opening and the Costello Family was there. They had experienced staff training the new employees and there are a lot of Caldwell residents that are working there. They own 21 stores in Long Island and this is the first store in New Jersey. The Mayor hopes that everyone supports them throughout the year not just during the holiday season. She wished them the best of luck. The Brook Study Committee is looking into possibly being able to divert some of the water that goes into the brook down a different storm sewer.

REPORT OF BOROUGH ADMINISTRATOR

Paul Carelli reported on the following:

- We reached a settlement with ADA Compliance in Town.
- Wheel chair lift is installed and operational and the vouchers are in so we will be getting our grant money. We are under the grant the grant was \$56,000 and we came in about \$41,000 at the CDBG meeting last week he asked about using the leftover funds to pay for the ADA things that we have to do.
- We have received our draft bid specs for the re-valuation and we hired a consultant and will have a Resolution in early January.
- Solar Panel RFP is being advertised currently and will be opening on December 30th.
- He submitted the CDBG Grant for Senior Transportation Bus. Roseland and West Caldwell supplied Resolutions in support of that and he filed on behalf of the three towns.
- There will be no year-end meeting.

Councilman Hauser asked Paul what the status was the RFP for the snow removal and Paul responded that he will be advertising by the end of this year and at the next meeting in January we can have an approval. Councilman Hauser asked about the Library technologies and Paul responded that the new phone system is voice over IP and your network plays a very important role and we do not currently maintain the system over at the library and he had a consultant to take a look and it turns out that their wiring isn't good and he gave us a proposal to replace that and there is also a switch.

REPORT OF BOROUGH ATTORNEY:

Greg Mascera reported that the RFP for the tax re-valuation is very complicated and with the Councils approval we can make that hire for February, 2015 and Mr. Librizzi asked if that would be acceptable. The process has to be completed so it can be on the assessor's books for the 2016 tax year. The maps will need to be digitized. The motion that Mr. Ingris filed with the Supreme Court in the State of New Jersey trying to consolidate two cases procedurally it was thrown out.

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.

REPORT OF POLICE CHIEF:

James Bongiorno reported that they are very excited about the new Auxiliary Officer's and any one that volunteers their time is a very special person. The Resolution Drive Sober or Get Pulled over runs between December 5th – January 2, 2015 and the message board is placed on the Green to notify drivers. Mayor Dassing asked Jim Jorgensen if the County can do something with the signage for Westville and Roseland Avenue. Discussion Ensured.

Councilman O'Donnell thanked Councilman Rodgers for his service over the years with the Borough. He has worked very well with Councilman Rodgers who has been very supportive with the Police Department and is a man of integrity and character and he is going to miss him. Councilman O'Donnell wished Councilman Rodgers the best of luck.

REPORT OF ESSEX COUNTY LIASSON:

James Jorgensen reported that he will look into the situation of traffic on Roseland and Westville and he will report back to see if there is some possible way to address the signs. Jim wished everyone a safe and Happy Holiday Season and very prosperous New Year from himself and the County Executive

