



# Borough of Caldwell Council Business Meeting

## AGENDA

Phone: (973) 226-6100  
 Website: [www.caldwell-nj.com](http://www.caldwell-nj.com)  
 August 17, 2021 / 7:15PM

MAYOR  
 John Kelley

BOROUGH COUNCIL  
 Christine Schmidt - President  
 Francis Rodgers  
 Henderson Cole  
 Jonathan Lace  
 Frances DePalma-Iozzi  
 Jeffrey Gates

Council Chambers  
 1 Provost Square Caldwell, NJ

### CALL TO ORDER

*Honorable John Kelley, 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

July 13, 2021

### PRESENTATION

1. "Intro to Pervious Pavement" by Matthew Leconey

### OPEN PUBLIC MEETING - COMMENTS ON RESOLUTIONS OR ANY TOPIC

*Max Time: 3min per speaker*

*Members of the public are invited to comment at this time on ANY issues, whether or not on the agenda*

### INDRODUCTION OF ORDINANCES

**ORDINANCE 1415-21** AN ORDINANCE AMENDING THE BOROUGH CODE, CHAPTER 41, POLICE DEPARTMENT, SECTION 41-45 OF THE BOROUGH CODE ENTITLED, "POLICE CHAPLIN".

**ORDINANCE 1416-21** AN ORDINANCE AMENDING THE BOROUGH CODE, CHAPTER 49 ARTICLE 1 (AFFORDABLE HOUSING REGULATIONS), SECTION 10 OF THE BOROUGH CODE ENTITLED, "CONTROL PERIODS FOR RESTRICTED OWNERSHIP UNITS AND ENFORCEMENT MECHANISMS".

### ORDINANCE FOR SECOND READING AND ADOPTION

**ORDINANCE 1414-21** AN ORDINANCE BY CALDWELL BOROUGH IN ESSEX COUNTY, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING SECTION 250 OF THE BOROUGH OF CALDWELL'S ZONING CODE.

### 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.*

8-173	AUTHORIZING PAYMENT OF THE BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD 7/10/2021 THROUGH 8/16/2021
8-174	RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FROM WHICH THE PUBLIC IS EXCLUDED For the Meeting of August 17, 2021



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<b>8-175</b>	RESOLUTION AUTHORIZING THE APPOINTMENT OF SIGNAGE COMMITTEE MEMBER
<b>8-176</b>	RESOLUTION AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE -Parents Faculty Association of Mount St. Dominic Academy on - Premise-Tricky Tray October 16, 2021
<b>8-177</b>	RESOLUTION AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE -Rotary/Kiwanis Caldwell Parents Faculty Association of Mount St. Dominic Academy on -Premise-50/50 Cash Raffle October 16, 2021
<b>8-178</b>	RESOLUTION AUTHORIZING THE ISSUING OF LICENSE FOR RAFFLE. APPLICANT AND APPLICATION HAVE BEEN APPROVED BY THE CLERK'S OFFICE -Rotary/Kiwanis Caldwell Parents Faculty Association of Mount St. Dominic Academy off -Premise-50/50 Cash Raffle December 4, 2021
<b>8-179</b>	RESOLUTION APPROVING THE APPOINTMENT OF ROBERT SPAGNUOLOAS A FIREFIGHTER FOR THE CALDWELL VOLUNTEER FIRE DEPARTMENT
<b>8-180</b>	RESOLUTION FOR THE GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT
<b>8-181</b>	RESOLUTION AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #18-00010, BLOCK 58.01, LOT 1, 126 ROSELAND AVENUE, CALDWELL, NJ 07006
<b>8-182</b>	RESOLUTION AUTHORIZING CONSTRUCTION CHANGE ORDER NO. 1 TO FRANK CYRWUS, INC., 227 HAMBURG TPKE, UNIT 8, POMPTON LAKES, NJ 07442 FOR THE BOROUGH PROJECT ENTITLED THE COMMUNITY CENTER ROOF REPLACEMENT
<b>8-183</b>	RESOLUTION AWARDDING A CONTRACT IN LIEU OF PUBLIC BIDDING TO SCHIFANO CONSTRUCTION CORP., ONE SMALLEY AVENUE, P.O. BOX 288, MIDDLESEX, NEW JERSEY 08846, FOR PLACE, 2020 MORRIS COUNTY CO-OP ROAD PROGRAM
<b>8-184</b>	RESOLUTION APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE BOROUGH OF CALDWELL, ESPY ROAD, HILLCREST ROAD AND WESTOVER AVENUE - 2022 VARIOUS STREETS.
<b>8-185</b>	RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO EXECUTE A CONTRACT EXTENSION WITH SPECTRASERV, INC FOR A NINETY (90) DAY EXTENSION
<b>8-186</b>	RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO EXECUTE A CONTRACT EXTENSION WITH WUESTCO WASTE SOLUTIONS LLC FOR A NINETY (90) DAY EXTENSION
<b>8-187</b>	RESOLUTION AUTHORIZING THE BOROUGH OF CALDWELL TO EXECUTE THE CONTRACT FOR THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL, FOR BODY-WARN CAMERA GRANT PROGRAM
<b>8-188</b>	RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH DYNAMIC TRAFFIC, LLC IN AN AMOUNT NOT TO EXCEED \$51,000



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<b>8-189</b>	RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH COZZARELLI CIRMINIELLO ARCHITECTS, LLC IN AN AMOUNT NOT TO EXCEED \$175,000.00
<b>8-190</b>	RESOLUTION APPOINTING BRAD TAYLOR AS THE TAX COLLECTOR AND SETTING THE SALARY THEREFORE
<b>8-191</b>	RESOLUTION AUTHORIZING THE RENEWAL OF THE BOROUGH OF CALDWELL WEBSITE DOMAIN FOR A PERIOD OF 5 YEARS AT A COST NOT TO EXCEED \$220.00
<b>8-192</b>	RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH ARTERIAL STREETS IN AN AMOUNT NOT TO EXCEED \$50,000

**RESOLUTIONS**

<b>8-193</b>	RESOLUTION TO INTRODUCE THE 2020 MUNICIPAL BUDGET
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**NEW BUSINESS**

**COUNCIL COMMITTEE REPORTS** *Borough Council Members*

1. Council President Schmidt- Signage Committee/ Library/ Communications Committee
2. Councilwoman DePalma-Iozzi – Police Night Out

**REPORT OF MAYOR** *Mayor Kelley*

**REPORT OF BOROUGH ADMINISTRATOR** *Thomas Banker*

**REPORT OF BOROUGH ATTORNEY** *Vincent Nuzzi*

**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**



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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 08/13/2021 with all available information as of this date. This agenda has been sent to four official newspapers of the Borough on 08/13/2021 in compliance with P. L. 1975, c 213

Brittany Heun, Deputy Clerk

Kim Conlon, Deputy Clerk