



***BOROUGH OF CALDWELL  
NEW JERSEY***



***COUNCIL BUSINESS / CONFERENCE MEETING***

***June 1, 2021***

Borough of Caldwell  
1 Provost Square  
Caldwell, New Jersey 07006  
7:15PM



**BOROUGH OF CALDWELL**

**ORDINANCE NO. 1412-21**

**AN ORDINANCE TO AMEND CHAPTER 131 OF THE CODE OF THE BOROUGH OF CALDWELL, THE CHAPTER TITLED "HOUSING" TO ADD SECTION 131-25 UNDER ARTICLE III TITLED "CERTIFICATE OF CONTINUED OCCUPANCY"**

Recommended for approval by:

Approved as to form and legality by:

Thomas Banker, Administrator

Title:

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

1. Replace existing Chapter 131, section 16 with the following:

All buildings, structures and units thereof, residential units, other than owner occupied one- and two-family dwellings, that are leased or rented, regardless of the term, for living or sleeping purposes shall be inspected by the Code Official on every initial occupancy or change of occupancy after the effective date of this article,

II. Replace existing Chapter 131, section 25, subsection A, with the following:

A.

No owner of any building, dwelling, or dwelling unit shall sell, lease, or transfer title of same without first obtaining a certificate of continued occupancy from the Construction Department of the Borough of Caldwell.

III. Add the following to Chapter A270-1 of the Code of the Borough of Caldwell, the Schedule of Fees:

Chapter 185

Change of Occupancy Inspection for vacated rental Units \$35

INTRODUCED: **June 1, 2021**

ADOPTED:

FIRST:

FIRST:

SECOND:

SECOND:

**RECORD OF COUNCIL VOTE**

\_\_\_\_\_ presented the following ordinance - Seconded by: \_\_\_\_\_

COUNCIL MEMBER Yes No Absent Abstain COUNCIL MEMBER Yes No Absent Abstain

Schmidt					Lace				
Rodgers					DePalma-Iozzi				
Cole					Gates				

Brittany Heun, Deputy Clerk

John Kelley, Mayor



**BOROUGH OF CALDWELL**

Resolution No: 6-139

Date of Adoption: June 1, 2021

**TITLE:**

**AUTHORIZING PAYMENT OF THE BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD 5/18/2021 THROUGH 5/28/2021 IN THE AMOUNT OF \$590,202.43**

Recommended for approval by:

Approved as to form and legality by:

\_\_\_\_\_  
Thomas Banker, Administrator

\_\_\_\_\_  
Title:

**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 2020 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**

\_\_\_\_\_ presented the following resolution - Seconded by: \_\_\_\_\_

COUNCIL MEMBER Yes No Absent Abstain COUNCIL MEMBER Yes No Absent Abstain

Schmidt					Lace				
Rodgers					DePalma-Iozzi				
Cole					Gates				

\_\_\_\_\_  
Brittany Heun, Deputy Clerk

\_\_\_\_\_  
John Kelley, Mayor

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

P.O. Type: All Print Alpha, Revenue, & G/L Accounts: Y Open: N Void: N Paid: Y  
 Format: Condensed Held: N Aprv: Y Rcvd: Y  
 Range: 0-First to 1-Last Bid: Y State: Y Other: Y Exempt: Y  
 Rcvd Batch Id Range: First to Last Received Date Range: 05/18/21 to 05/28/21 Include Non-Budgeted: Y  
 DEPARTMENT Page Break: No Subtotal CAFR: No Subtotal DEPARTMENT: No

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Fund:	CURRENT FUND					
0-01-26-315-025 04451	POLICE - VEHICLE REPAIRS PERFORMANCE FORD OF E. HANOVER	21-00009	VEHICLE 56 REPAIR	350.00	0.00	
0-01-28-372-904 02044	CCC HOUSEKEEPING SUPPLIES W.B.MASON CO., INC.	20-00473	Community Center Supplies	199.98	0.00	
	Fund Total: CURRENT FUND			549.98		
Fund:	SEWER OPERATING					
0-07-20-100-547 01893	PERMITS NJ STATE TREASURER	21-00717	2020 RECYCLING COMPLIANCE FEES	1,015.00	0.00	
	Fund Total: SEWER OPERATING			1,015.00		
	Year Total:			1,564.98		
Fund:	CURRENT FUND					
1-01-20-100-011 00087	FULL TIME REGULAR PAY PAYROLL ACCOUNT	21-00741	05/27/2021 PAYROLL	916.15	0.00	
1-01-20-100-021 04458	ADVERTISING RECORDER PUBLISHING CO., INC.	21-00627	Publications	104.04	0.00	
00522	NJ ADVANCE MEDIA, LLC	21-00674	Legal Ads	539.02	0.00	
04458	RECORDER PUBLISHING CO., INC.	21-00676	Publication affidavit	35.00	0.00	
04458	RECORDER PUBLISHING CO., INC.	21-00677	Legal Ads	110.16	0.00	
				<u>788.22</u>		
1-01-20-100-026 00456	OFFICE EQUIPMENT/MAINTENANCE PITNEY BOWES	21-00776	LEASING CHARGE 04/18-07/17/21	909.03	0.00	
1-01-20-100-028 04249	CONSULTANTS THE BANKER GROUP, LLC	21-00019	2021 ADMIN. SERVICES	11,250.00	0.00	B
1-01-20-100-036 02044	ADMINISTRATION OFFICE SUPPLIES W.B.MASON CO., INC.	21-00631	Office Supplies	73.06	0.00	
02044	W.B.MASON CO., INC.	21-00678	Misc. Office Supplies	61.12	0.00	
				<u>134.18</u>		
1-01-20-100-103 01190	WEBSITE MAINTENANCE TRI-STATE TECHNICAL SERVICES	21-00773	JUN. 2021 MICROSOFT EXCHANGE	224.00	0.00	
1-01-20-100-299 04396	MISCELLANEOUS CONLON, KIM	21-00630	Reimbursement	106.61	0.00	

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
1-01-20-100-299 04385 KELLEY, JOHN	MISCELLANEOUS	21-00772	Continued REIMBURSEMENT - ZOOM	<u>218.55</u> 325.16	0.00	
1-01-20-110-299 04392 BANKER, TOM	GOVERNING BODY O/E	21-00629	Reimbursement	78.46	0.00	
1-01-20-120-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	568.50	0.00	
1-01-20-130-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	190.00	0.00	
1-01-20-130-036 02044 W.B.MASON CO., INC.	FINANCE OFFICE SUPPLIES	21-00631	office Supplies	40.64	0.00	
1-01-20-130-147 03431 BATTAGLIA ASSOCIATES	PROFESSIONAL SERVICES	21-00017	2021 FINANCE & TAX SERVICES	14,173.00	0.00	B
1-01-20-145-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	2,025.20	0.00	
1-01-20-145-036 02044 W.B.MASON CO., INC. 02044 W.B.MASON CO., INC. 01190 TRI-STATE TECHNICAL SERVICES	TAX OFFICE SUPPLIES	21-00631 21-00642 21-00774	office Supplies Tax Office Supplies TAX COLLECTOR PC WORK	82.17 47.38 <u>385.00</u> 514.55	0.00 0.00 0.00	
1-01-20-150-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	1,414.27	0.00	
1-01-20-155-027 04253 SURRENTIAN, EDWARDS + NOLAN LLC 04225 MANDELBAUM SALSBURG P.C.	LEGAL FEES	21-00768 21-00770	SPECIAL COUNSEL - MAR. 2021 PROFESSIONAL SERVICES	6,462.75 <u>11,326.25</u> 17,789.00	0.00 0.00	
1-01-20-165-028 03210 BECKMEYER ENGINEERING PC	ENGINEERING CONSULTANT SERVICES	21-00170	2021 ENGINEERING SERVICES	3,000.00	0.00	B
1-01-21-180-027 02160 TREMBULAK, ALAN G. 02160 TREMBULAK, ALAN G.	PLANNING BOARD LEGAL FEES/TREMBULAK	21-00281 21-00565	2021 PLANNING BOARD RETAINER Professional Services	1,350.00 <u>2,048.00</u> 3,398.00	0.00 0.00	B
1-01-21-180-299 03210 BECKMEYER ENGINEERING PC	PLANNING BOARD MISCELLANEOUS	21-00172	2021 PLANNING BOARD ENGINEER	500.00	0.00	B
1-01-21-185-299 03210 BECKMEYER ENGINEERING PC	ZONING BOARD MISCELLANEOUS	21-00173	2021 ZONING BOARD ENGINEER	500.00	0.00	B
1-01-22-195-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	5,686.70	0.00	

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
1-01-22-195-036	CONSTRUCTION CODE OFFICE SUPPLIES					
02044 W.B.MASON CO., INC.		21-00631	Office Supplies	71.17	0.00	
02044 W.B.MASON CO., INC.		21-00678	Misc. Office Supplies	<u>53.38</u>	0.00	
				124.55		
1-01-25-240-011	FULL TIME REGULAR PAY					
00087 PAYROLL ACCOUNT		21-00741	05/27/2021 PAYROLL	95,987.03	0.00	
1-01-25-240-014	CROSSING GUARDS					
00087 PAYROLL ACCOUNT		21-00741	05/27/2021 PAYROLL	5,131.50	0.00	
1-01-25-240-036	POLICE OFFICE SUPPLIES					
02044 W.B.MASON CO., INC.		21-00631	Office Supplies	163.96	0.00	
02044 W.B.MASON CO., INC.		21-00681	Police Department Supplies	<u>44.75</u>	0.00	
				208.71		
1-01-25-240-149	FIRST AID SUPPLIES					
01932 LIFESAVERS INC.		21-00679	AED ADULT DEFIBRILLATION PADS	138.88	0.00	
00470 V.E. RALPH & SON, INC.		21-00680	FIRST AID SUPPLIES	<u>239.85</u>	0.00	
				378.73		
1-01-25-240-156	ETICKETING					
02149 G.T.B.M. INC.		21-00755	1ST QUARTER 2021 ETICKET	1,259.60	0.00	
1-01-25-240-299	MISCELLANEOUS					
04196 VERIZON CONNECT NWF INC.		21-00419	POLICE VEHICLE GPS SYSTEM 2021	296.00	0.00	B
02474 ULINE		21-00643	9" RED TUG-TIGHT SEALS	48.70	0.00	
00105 CALDWELL FLOWERLAND		21-00675	FUNERAL FLOWERS	<u>107.95</u>	0.00	
				452.65		
1-01-25-265-058	NEW EQUIPMENT					
00244 GRAINGER		21-00491	WRENCH SET, GAS CYL., BIT SET	817.93	0.00	
1-01-25-266-010	FIRE PREVENTION S&W					
00087 PAYROLL ACCOUNT		21-00741	05/27/2021 PAYROLL	1,989.86	0.00	
1-01-25-266-021	FIRE PREVENTION O/E					
02044 W.B.MASON CO., INC.		21-00678	Misc. office supplies	38.42	0.00	
1-01-26-290-011	FULL TIME REGULAR PAY					
00087 PAYROLL ACCOUNT		21-00741	05/27/2021 PAYROLL	14,700.46	0.00	
1-01-26-305-079	ADDITIONAL TRANSFER CHARGES					
00153 ECUA		21-00771	MAY 2021 1ST HALF SOLID WASTE	12,878.94	0.00	
1-01-26-313-113	REMOVAL OF TREES					
00066 BROHEIMER TREE EXPERTS INC		21-00779	TREE REMOVAL	1,185.00	0.00	
1-01-26-315-025	POLICE - VEHICLE REPAIRS					
02717 WEST ESSEX SUNOCO		21-00644	VEHICLE REPAIRS	805.41	0.00	
1-01-26-315-026	FIRE DEPT - VEHICLE MAINT.					
00010 ABSOLUTE FIRE PROTECTION CO.		21-00767	VEHICLE SERVICE TRUCK 525	3,549.26	0.00	

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
1-01-26-315-027 01890 CALDWELL TIRE	STREETS - VEHICLE REPAIRS	21-00651	REPAIRS 551	123.00	0.00	
1-01-27-330-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	2,641.94	0.00	
1-01-28-370-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	1,399.71	0.00	
1-01-28-372-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	2,487.73	0.00	
1-01-28-372-806 02941 MUNICIPAL ASSET	FITNESS LEASING	21-00777	JUN. 2021 LEASE AGREEMENT	1,124.89	0.00	
1-01-29-390-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	8,679.94	0.00	
1-01-29-390-036 04498 PROCOPY, INC.	OFFICE SUPPLIES	21-00775	COPIER MAINTENANCE AGREEMENT	550.18	0.00	
1-01-36-472-021 00087 PAYROLL ACCOUNT	SOCIAL SECURITY/MEDICARE	21-00741	05/27/2021 PAYROLL	6,128.64	0.00	
1-01-36-476-021 02930 PRUDENTIAL RETIREMENT	DCRP	21-00745	EMPLOYER CONTRIBUTIONS-DCRP	38.61	0.00	
1-01-43-490-011 00087 PAYROLL ACCOUNT	FULL TIME REGULAR PAY	21-00741	05/27/2021 PAYROLL	4,968.84	0.00	
Fund Total: CURRENT FUND				232,076.59		
Fund:	WATER OPERATING					
1-05-20-100-011 00087 PAYROLL ACCOUNT	S&W ALLOCATED TO WATER	21-00741	05/27/2021 PAYROLL	9,176.27	0.00	
1-05-20-100-522 02044 W.B.MASON CO., INC.	WATER OFFICE SUPPLIES	21-00631	Office supplies	63.96	0.00	
02044 W.B.MASON CO., INC.		21-00678	Misc. Office supplies	22.98	0.00	
				<u>86.94</u>		
Fund Total: WATER OPERATING				9,263.21		
Fund:	SEWER OPERATING					
1-07-20-100-011 00087 PAYROLL ACCOUNT	S&W ALLOCATED TO SEWER	21-00741	05/27/2021 PAYROLL	4,962.75	0.00	
1-07-20-100-529 04433 CONNELL FOLEY LLP	LEGAL FEES	21-00020	2021 SEWER UTILITY LEGAL SRVCS	1,290.00	0.00	B

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
1-07-20-100-532 03210	PROFESSIONAL SERVICE FEES BECKMEYER ENGINEERING PC	21-00171	2021 STORM WATER MANAGER	1,000.00	0.00	B
1-07-20-100-535 00565	COLLECTION SYSTEM/VERONA FEES VERONA TOWNSHIP	21-00778	2ND QTR 2021 SEWER USER CHARGE	8,400.00	0.00	
1-07-20-100-544 00306	CONTRACTUAL OPERATIONS MOTT MACDONALD	21-00769	WWTP O&M - 2021 MAY	112,484.24	0.00	
	Fund Total: SEWER OPERATING			128,136.99		
	Year Total:			369,476.79		
Fund: GENERAL CAPITAL						
C-04-18-135-321 03127	PUB. WORKS - ROAD IMPROVEMENTS TRUST ACCOUNT, CALDWELL BORO	21-00754	05/27/2021 EXTRA DUTY	3,120.00	0.00	
C-04-20-138-902 04480	BOROUGH HALL COMPLEX DYNAMIC TRAFFIC, LLC	21-00597	ENGINEERING SERVICES RES: 2-73	11,167.20	0.00	B
03067	MCMANIMON, SCOTLAND & BAUMANN, LLC	21-00780	PROFESSIONAL SERVICES	<u>580.50</u>	0.00	
				11,747.70		
C-04-20-138-904 04495	SMULL AVENUE PARKING FACILITY SANDRA SCANLON, LLC	21-00723	26 SMULL AVE PROPERTY SWEEP	1,275.00	0.00	
	Fund Total: GENERAL CAPITAL			16,142.70		
Fund: WATER CAPITAL						
C-06-20-138-701 03127	VARIOUS WATER SYSTEM IMPROVEMENTS TRUST ACCOUNT, CALDWELL BORO	21-00754	05/27/2021 EXTRA DUTY	3,900.00	0.00	
	Fund Total: WATER CAPITAL			3,900.00		
	Year Total:			20,042.70		
Fund: GRANT FUND						
G-02-41-030-005 03771	CLEAN COMMUNITIES - PRIOR YEARS BRAND BUILDERS LLC	21-00333	REUSABLE MESH BAGS	4,195.00	0.00	
	Fund Total: GRANT FUND			4,195.00		
	Year Total:			4,195.00		
Fund: TRUST OTHER						
T-11-55-286-026 00087	POLICE OUTSIDE DUTY PAYROLL ACCOUNT	21-00741	05/27/2021 PAYROLL	8,620.00	0.00	
00083	CURRENT ACCOUNT	21-00742	05/27/21 PAYROLL- OUTSIDE DUTY	<u>650.00</u>	0.00	
				9,270.00		



Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-11-55-286-031 00087	FOOD PANTRY DONATIONS PAYROLL ACCOUNT	21-00741	05/27/2021 PAYROLL	142.50	0.00	
	Fund Total: TRUST OTHER			9,412.50		
Fund:	PAYROLL FUND					
T-13-55-286-010 03240	ADP - NET PAYROLL ADP, INC.	21-00743	05/27/21 NET PAYROLL/PR TAXES	114,407.72	0.00	
T-13-55-286-020 03240	ADP - PAYROLL TAXES ADP, INC.	21-00743	05/27/21 NET PAYROLL/PR TAXES	36,905.43	0.00	
T-13-55-286-110 03444	MASS MUTUAL CONTRIBUTIONS MASSMUTUAL RETIREMENT SERVICES	21-00747	EE CONTRIBUTIONS W/E 05/27/21	1,545.86	0.00	
T-13-55-286-250 03447	AFLAC INSURANCE AFLAC INSURANCE	21-00753	MAY 2021 EE CONTRIBUTION	1,125.14	0.00	
T-13-55-286-260 03955	NY LIFE INSURANCE NEW YORK LIFE INSURANCE	21-00752	MAY 2021 BILLING	72.78	0.00	
T-13-55-286-310 00416	PFRS - PENSION CONTRIBUTIONS NJ STATE PFRS	21-00749	MAY '21 PFRS CONTRIBUTION	17,975.96	0.00	
T-13-55-286-330 00416	PFRS - BACK DEDUCTIONS NJ STATE PFRS	21-00749	MAY '21 PFRS CONTRIBUTION	146.94	0.00	
T-13-55-286-350 00416	PFRS LOANS NJ STATE PFRS	21-00749	MAY '21 PFRS CONTRIBUTION	4,615.50	0.00	
T-13-55-286-410 00415	PERS - PENSION CONTRIBUTIONS NJ STATE PERS	21-00748	MAY '21 PERS CONTRIBUTION	6,803.24	0.00	
T-13-55-286-420 00415	PERS - CONTRIBUTORY INSURANCE NJ STATE PERS	21-00748	MAY '21 PERS CONTRIBUTION	473.30	0.00	
T-13-55-286-430 00415	PERS - BACK DEDUCTIONS NJ STATE PERS	21-00748	MAY '21 PERS CONTRIBUTION	221.78	0.00	
T-13-55-286-450 00415	PERS LOANS NJ STATE PERS	21-00748	MAY '21 PERS CONTRIBUTION	398.02	0.00	
T-13-55-286-510 02930	DCRP PRUDENTIAL RETIREMENT	21-00744	EMPLOYEE CONTRIBUTIONS-DCRP	70.79	0.00	
T-13-55-286-610 03446	UNION DUES - TEAMSTERS TEAMSTERS LOCAL 97 OF NJ	21-00751	MAY 2021 EE CONTRIBUTION	408.00	0.00	

May 28, 2021  
01:00 PM

BOROUGH OF CALDWELL  
Purchase Order Listing By Budget Account

Page No: 7

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Budget Account	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-13-55-286-620	UNION DUES - PBA					
03445 WEST ESSEX PBA LOCAL		21-00746	PBA DUES W/E 05/27/2021	340.00	0.00	
	Fund Total: PAYROLL FUND			185,510.46		
	Year Total:			194,922.96		

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Total Charged Lines:	110	Total List Amount:	590,202.43	Total Void Amount:	0.00	
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Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	0-01	549.98	0.00	0.00	549.98
SEWER OPERATING	0-07	<u>1,015.00</u>	<u>0.00</u>	<u>0.00</u>	<u>1,015.00</u>
Year Total:		1,564.98	0.00	0.00	1,564.98
CURRENT FUND	1-01	232,076.59	0.00	0.00	232,076.59
WATER OPERATING	1-05	9,263.21	0.00	0.00	9,263.21
SEWER OPERATING	1-07	<u>128,136.99</u>	<u>0.00</u>	<u>0.00</u>	<u>128,136.99</u>
Year Total:		369,476.79	0.00	0.00	369,476.79
GENERAL CAPITAL	C-04	16,142.70	0.00	0.00	16,142.70
WATER CAPITAL	C-06	<u>3,900.00</u>	<u>0.00</u>	<u>0.00</u>	<u>3,900.00</u>
Year Total:		20,042.70	0.00	0.00	20,042.70
GRANT FUND	G-02	4,195.00	0.00	0.00	4,195.00
TRUST OTHER	T-11	9,412.50	0.00	0.00	9,412.50
PAYROLL FUND	T-13	<u>185,510.46</u>	<u>0.00</u>	<u>0.00</u>	<u>185,510.46</u>
Year Total:		194,922.96	0.00	0.00	194,922.96
Total of All Funds:		<u>590,202.43</u>	<u>0.00</u>	<u>0.00</u>	<u>590,202.43</u>



## BOROUGH OF CALDWELL

Resolution No: 6-140  
Date of Adoption: June 1, 2021

**TITLE:**

**RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FROM WHICH THE PUBLIC IS EXCLUDED  
For the Meeting of June 1, 2021**

Recommended for approval by:

Approved as to form and legality by:

\_\_\_\_\_  
Thomas Banker, Administrator

\_\_\_\_\_  
Title:

**WHEREAS**, The Borough of Caldwell (the "Borough" or the "public body" has been duly created and is validly existing as a public body corporate and politic of the State of New Jersey pursuant to applicable laws of the State of New Jersey; and

**WHEREAS**, The Borough constitutes a "public body" as such term is defined in the New Jersey Open Public Meetings Act, constituting Chapter 231 of the Pamphlet Laws of 1975 of the State of New Jersey, N.J.S.A. 10:4-6 et seq. and the acts amendatory thereof and supplemental thereto (the "Open Public Meetings Act"); and

**WHEREAS**, the Open Public Meetings Act permits a public body, as such term is defined therein, to exclude members of the public from portions of any "meeting", as such term is defined therein including N.J.S.A. 10:4-12(b) et seq., under certain limited circumstances which include, but are not limited to, (a) a discussion of pending or anticipated litigation in which the public body is or may become a party, or (b) a discussion of any matters which fall within the attorney-client privilege, or (c) a discussion of a collective bargaining agreement including the negotiation of the terms and conditions thereof, or (d) a discussion regarding the purchase, acquisition or lease of real property with public funds or (e) a discussion of involving the employment, appointment or termination of employment of an existing or prospective public officer or employee; and

**WHEREAS**, the governing body of the Borough has determined that and is of the opinion that such circumstances presently exist that permit the governing body of the Borough to discuss the matters set forth in this Resolution in executive session; and

**WHEREAS**, the matters set forth in this Resolution are within the exceptions and the limited circumstances set forth in N.J.S.A. 10:4-12(b) et seq., the governing body of the Borough desires to conduct a portion of the meeting in an executive session from which members of the public will be excluded.

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CALDWELL**, in accordance with the provisions of The Open Public Meetings Act, that the governing body of the Borough hereby determines to conduct a portion of the meeting in an executive session from which members of the public will be excluded in accordance with the provisions of Open Public Meetings Act; and

**BE IT FURTHER RESOLVED**, that the aforementioned executive session will be limited to matters relating to the following items and which matters involve, as applicable, pending and anticipated litigation involving or expected to involve the Borough, matters which fall within the attorney-client privilege, matters regarding the discussion of a collective bargaining agreement, matters relating to purchase, acquisition or lease of real property with public funds or matters relating to personnel.

**BE IT FURTHER RESOLVED**, that the minutes of each executive session will be prepared and maintained by the Township and with regard to each of the matters discussed in executive session; and

**BE IT FURTHER RESOLVED**, that the minutes relating to a particular matter discussed will be made available to members of the public – (a) at such time as the matter no longer requires confidentiality as permitted by applicable laws, (b) upon the completion of a pending or anticipated litigation, or (c) upon such matter no longer falling within the attorney-client privilege, (d) upon the completion of a collective bargaining agreement including the negotiation of the terms and conditions thereof, or (e) upon the completion of a purchase, acquisition or lease of real property with public funds, or (f) as such disclosure may otherwise may be required by the Open Public Meetings Act.

It is hereby certified that at a regular meeting of the Mayor and Council of the Borough of Caldwell, New Jersey being held on the date of June 1, 2021, the foregoing Resolution was duly adopted.

\_\_\_\_\_  
Borough Deputy Clerk

The foregoing Resolution, having been duly presented to me on June 1, 2021 I hereby approve the same.

\_\_\_\_\_  
Mayor

**RECORD OF COUNCIL VOTE**

\_\_\_\_\_ presented the following resolution - Seconded by \_\_\_\_\_

COUNCILMAN    Yes    No    Absent    Abstain    COUNCILMAN    Yes    No    Absent    Abstain

Schmidt						Lace				
Rodgers						DePalma-Iozzi				
Cole						Gates				

\_\_\_\_\_  
**Brittany Heun, Deputy Clerk**

\_\_\_\_\_  
**John Kelley, Mayor**

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



**BOROUGH OF CALDWELL**

Resolution No: 6-141

Date of Adoption: June 1, 2021

**TITLE:**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO PREPARE AND ISSUE ESTIMATED TAX BILLS FOR 3<sup>RD</sup> QUARTER 2021 TAXES**

Recommended for approval by:

Approved as to form and legality by:

\_\_\_\_\_  
Thomas Banker, Administrator

\_\_\_\_\_  
Title:

**WHEREAS**, N.J.S.A 54:4-66.3, pursuant to Section 3 of P.L 1994 c. 72 and 54:4-66.2, the governing body has determined that the Tax Collector will be unable to complete the mailing and delivery of the tax bills due to the absence of a certified tax rate; and

**WHEREAS**, the Tax Collector in consultation with the Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and has signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies; and

**WHEREAS**, in accordance with Chapter 72, P.L. 1994, the Tax Collector requests the Council to approve the estimated tax levy; which is between the mandated estimated range proposed by the Local Government Services. Approval will enable the Borough to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest on borrowing,

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Caldwell, County of Essex, State of New Jersey, hereby authorizes that:

1. The Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2021 taxes.
2. The entire estimated tax levy for 2021 is hereby set at \$29,803,504.15. The estimated tax rate for 2021 is hereby set at 2.821.
3. In accordance with law, the third installment of 2021 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be forwarded to the Tax Collector and Chief Financial Officer for their records.

**RECORD OF COUNCIL VOTE**

\_\_\_\_\_ presented the following resolution - Seconded by: \_\_\_\_\_

COUNCIL MEMBER Yes No Absent Abstain COUNCIL MEMBER Yes No Absent Abstain

Schmidt						Lace				
Rodgers						DePalma-Iozzi				
Cole						Gates				

\_\_\_\_\_  
**Brittany Heun, Deputy Clerk**

\_\_\_\_\_  
**John Kelley, Mayor**

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

**BOROUGH OF CALDWELL**  
**CALCULATION OF PROPOSED 2021 ESTIMATED TAX RATE**

ACTUAL PY TAX LEVY AND RATE			ALLOWABLE RANGE FOR ESTIMATED TAX LEVY (PERCENTAGE OF PY LEVY)		
			95.00%		105.00%
	LEVY	TAX RATE			
MUNICIPAL	\$ 7,829,509.36	0.757	MUNICIPAL	\$ 7,438,033.89	\$ 8,220,984.83
MUNICIPAL LIBRARY	\$ 384,041.42	0.037	MUNICIPAL LIBRARY	\$ 364,839.35	\$ 403,243.49
MUNICIPAL OPEN SPACE	\$ 103,434.87	0.010	MUNICIPAL OPEN SPACE	\$ 98,263.13	\$ 108,606.61
DISTRICT SCHOOL			DISTRICT SCHOOL	\$ -	\$ -
REGIONAL SCHOOL	\$ 15,028,842.00	1.453	REGIONAL SCHOOL	\$ 14,277,399.90	\$ 15,780,284.10
COUNTY	\$ 5,465,110.59	0.529	COUNTY	\$ 5,191,855.06	\$ 5,738,366.12
COUNTY OPEN SPACE	\$ 174,992.53	0.017	COUNTY OPEN SPACE	\$ 166,242.90	\$ 183,742.16
<b>TOTALS</b>	<b>\$ 28,985,930.77</b>	<b>2.803</b>	<b>TOTALS</b>	<b>\$ 27,536,634.23</b>	<b>\$ 30,435,227.31</b>

**2021 ESTIMATED TAX RATE**

NET VALUATION TAXABLE -	\$ 1,056,514,800.00		
<b>ESTIMATED AMOUNT TO BE RAISED BY TAXATION</b>		<b>TAX RATE</b>	<b>NOTES:</b>
MUNICIPAL	\$ 8,025,247.09	0.760	ESTIMATED AT 2.5% INCREASE
MUNICIPAL LIBRARY	\$ 404,860.89	0.038	ACTUAL
MUNICIPAL OPEN SPACE	\$ 105,651.48	0.010	ACTUAL
DISTRICT SCHOOL	\$ -	0.000	ACTUAL
REGIONAL SCHOOL	\$ 15,486,639.00	1.466	ACTUAL
COUNTY	\$ 5,601,738.35	0.530	ESTIMATED AT 2.5% INCREASE
COUNTY OPEN SPACE	\$ 179,367.34	0.017	ESTIMATED AT 2.5% INCREASE
<b>TOTALS</b>	<b>\$ 29,803,504.15</b>	<b>2.821</b>	
\$ INCREASE	\$ 817,573.38		
% INCREASE	2.82%		
			<b>LEVY AMOUNT</b> <b>TAX RATE</b>
<b>LESSER OF ESTIMATED AND MAXIMUM ALLOWABLE BY STATUTE</b>			<b>\$ 29,803,504.15</b> <b>2.821</b>



## BOROUGH OF CALDWELL

Resolution No: 6-142

Date of Adoption: June 1, 2021

**TITLE:**

**RESOLUTION DESIGNATING JUNE AS "LGBTQ PRIDE MONTH" IN THE BOROUGH OF CALDWELL**

Recommended for approval by:

Approved as to form and legality by:

\_\_\_\_\_  
Thomas Banker, Administrator

\_\_\_\_\_  
Title:

**WHEREAS**, persons who are lesbian, gay, bisexual, transgender, or queer (LGBTQ) have been subject to violence, harassment, and other forms of discrimination from their neighbors, employers, fellow-citizens, and/or representative governments throughout human history, here in the United States, in New Jersey, and in Caldwell based solely on their sexual orientation, gender expression and gender identity; and

**WHEREAS**, the Stonewall Uprising occurred on June 28th, 1969 and was a form of unjust discrimination against LGBTQ citizens of New York City and representative of such historical injustice across America and the world; and

**WHEREAS**, the massacre at the Pulse Nightclub, an LGBTQ bar in Orlando, FL, on June 12, 2016, claimed the lives of 50 people and was the deadliest shooting in American history at that time; and

**WHEREAS**, according to the U.S. Centers for Disease Control, LGBTQ youth have an increased risk for suicide, depression, and substance abuse due to higher rates of bullying, harassment, and violence; and

**WHEREAS**, the American Psychological Association has declared that LGBTQ relationships are part of the normal forms of human experience and advocates for civil rights protections for the same; and

**WHEREAS**, the Supreme Court of the United States has ruled, in the matter of *OBERGEFELL v. HODGES*, that the Fourteenth Amendment to the Constitution of the United States requires states to recognize the marriage of individuals of the same sex due to its guarantee of "equal protection of the laws" for all citizens born or naturalized; and

**WHEREAS**, the "New Jersey Law Against Discrimination" (N.J.S.A. 10:5-12), which prohibits discrimination or harassment in employment, housing, places of public accommodation, credit and business contracts, was amended by the New Jersey Legislature in the administration of former Governor Jon Corzine to extend these protections to the categories of sexual orientation, gender identity or expression; and

**WHEREAS**, New Jersey P.L. 2013, ch. 150, passed by the New Jersey Legislature in the administration of former Governor Chris Christie, prohibits licensed professionals from "...seeking to change a person's sexual orientation, including, but not limited to, efforts to change behaviors, gender identity, or gender expressions" for residents who are 18 years of age or younger; and

**WHEREAS**, the Borough of Caldwell is a diverse community that is committed to supporting visibility, dignity, and equality for all citizens in our community; and

**WHEREAS**, many of the residents, students, and visitors within the Borough of Caldwell who contribute to the enrichment of our community are a part of the LGBTQ community, including parents who adopt children, who would otherwise remain orphans, into loving and nurturing homes; and

**WHEREAS**, June has been declared "LGBT Pride Month" by Presidents William J. Clinton, Barack H. Obama, and Donald J. Trump in the United States of America; and

**WHEREAS**, events are held annually in the month of June across America to recognize and celebrate the lives and contributions of LGBTQ citizens;

**NOW, BE IT THEREFORE RESOLVED**, that the Mayor and the Council of the Borough of Caldwell proclaim June 2021 as "LGBTQ Pride Month" in the Borough of Caldwell and encourage residents to join in celebrating the inherent human dignity and equality of all persons, regardless of sexual orientation, gender identity or expression, under the law.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough of Caldwell recognizes the month of June as LGBTQ Pride Month and will fly the rainbow flag during the month of June to inspire equity, create alliances, celebrate diversity, and establish a safe environment in our community.



**RECORD OF COUNCIL VOTE**

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\_\_\_\_\_ presented the following resolution - Seconded by: \_\_\_\_\_

COUNCIL MEMBER    Yes    No    Absent    Abstain    COUNCIL MEMBER    Yes    No    Absent    Abstain

Schmidt						Lace				
Rodgers						DePalma-Iozzi				
Cole						Gates				

\_\_\_\_\_  
**Brittany Heun, Deputy Clerk**

\_\_\_\_\_  
**John Kelley, Mayor**

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



BOROUGH OF CALDWELL

Resolution No: 6-143

Date of Adoption: June 1, 2021

TITLE:

RESOLUTION AUTHORIZING THE LIEN REDEMPTION OF CERTIFICATE #18-00003, BLOCK 22, LOT 17, 329 Bloomfield Avenue, CALDWELL, NJ 07006

Recommended for approval by:

Approved as to form and legality by:

Thomas Banker, Administrator

Title:

WHEREAS, at the Borough of Caldwell Tax sale held on 12-20-2018 a lien was sold on Block22 Lot 17, The Tax Collector's Office has received payment for redemption of Tax Title Lien # 18-00003 on Block 22 Lot 17 known as: 329 Bloomfield Ave in the name of Caldwell Flowerland II LLC

WHEREAS, the Homeowner has effected redeemed the certificate # 18-00003 in the amount of 105095.84 With a Premium amount of 20,000.00 to also be returned to the Lien Holder.

WHEREAS, reimbursements are now required to be made to the following Lien Holder:

US Bank Cust Tower DB VIII TRU
Tower DB VIII Trust 2018-1
50 s 16TH ST 2050
Philadelphia, PA 20501

From Tax Lien Redemption Account, Lien, Penalty, Interest and Costs:

PRINCIPAL \$ 105,030.84

RECORDING FEE \$ 65.00

PREMIUM \$ 20,000.00

TOTAL REDEMPTION \$ 125,095.84

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Caldwell, County of Essex, State of New Jersey that the borough Treasurer is authorized to prepare a check in the amount of \$125,095.84 made payable to:

"ABOVE LIEN HOLDER"

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Township Treasurer.

I HEREBY CERTIFY the above to be a true copy of the Resolution adopted by the Borough Council of the Borough of Caldwell at a duly convened meeting held on 6-1-2021

RECORD OF COUNCIL VOTE

presented the following resolution - Seconded by:

COUNCIL MEMBER Yes No Absent Abstain COUNCIL MEMBER Yes No Absent Abstain

Table with 4 columns for Yes, No, Absent, Abstain and 3 rows for Council Members: Schmidt, Rodgers, Cole and Lace, DePalma-Iozzi, Gates.

Brittany Heun, Deputy Clerk

John Kelley, Mayor

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

**BOROUGH OF CALDWELL**  
 1 PROVOST SQUARE  
 CALDWELL, NJ 07006  
 TEL (973)403-4632 FAX (973)226-6102

REQUISITION	
NO.	R1-00262

S H I P  T O	TAX COLLECTION 1 PROVOST SQUARE CALDWELL, NJ 07006
V E N D O R	VENDOR #: 04215 US BANK CUST TOWER DB V111 TRU TOWER DB V111 TRUST 2018-1 50 S. 16TH ST. SUITE 2050 PHILADELPHIA, PA 19102

ORDER DATE: 05/28/21  
 DELIVERY DATE:  
 STATE CONTRACT:  
 F.O.B. TERMS:

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00	LIEN REDEMPTION CERT #18-00003	T-11-55-286-010 RECORDING FEES	65.0000	65.00
1.00	LIEN REDEMPTION CERT #18-00003	T-11-55-286-009 OUTSIDE TAX LIENS	105,030.8400	105,030.84
1.00	LIEN REDEMPTION CERT #18-00003	T-11-55-286-008 TAX SALE PREMIUMS	20,000.0000	20,000.00
			TOTAL	125,095.84

\_\_\_\_\_  
 REQUESTING DEPARTMENT

\_\_\_\_\_  
 DATE



**BOROUGH OF CALDWELL**

Resolution No: 6-144

Date of Adoption: June 1, 2021

**TITLE:**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH JDA ACCIDENT RECONSTRUCTION AND TRAFFIC ENGINEERING FOR THE PERFORMANCE OF TRAFFIC ENGINEERING CONSULTING SERVICES FOR CENTRAL AVENUE IN CALDWELL IN AN AMOUNT NOT TO EXCEED \$5,000.**

Recommended for approval by:

Approved as to form and legality by:

\_\_\_\_\_  
Thomas Banker, Administrator

\_\_\_\_\_  
Title:

- WHEREAS,** the Borough of Caldwell desires to have a professional speed survey study of Central Avenue; and
- WHEREAS,** the Borough of Caldwell discussed its requirements with JDA and requested a proposal for the performance of the requested speed survey study; and
- WHEREAS,** JDA has submitted that proposal, which is attached hereto and made a part hereof; and
- WHEREAS,** the proposal has been reviewed by the Borough Administrator and the Borough Engineer, who found it satisfactory and recommends its acceptance;

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Caldwell that:

1. The proposal from JDA is hereby accepted; and
2. The Borough Administrator is hereby authorized to enter into a professional services contract with JDA for the performance of the required services; and
3. The Borough Clerk is hereby authorized and directed to provide such notice of this action as is required by law.

Line Item	Description	Amount
Christopher Battaglia, CFO		Date

**RECORD OF COUNCIL VOTE**

\_\_\_\_\_ presented the following resolution - Seconded by: \_\_\_\_\_

COUNCIL MEMBER Yes No Absent Abstain COUNCIL MEMBER Yes No Absent Abstain

Schmidt						Lace				
Rodgers						DePalma-Iozzi				
Cole						Gates				

\_\_\_\_\_  
**Brittany Heun, Deputy Clerk**

\_\_\_\_\_  
**John Kelley, Mayor**

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



28 Newark Pompton Tpk.  
Riverdale, NJ 07457-1141  
Tel: 973.616.9400  
Fax: 973.616.9496  
www.jda-inc.com

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Accident Reconstruction  
and  
Traffic Engineering

May 27, 2021

**E-MAIL AND REGULAR MAIL**

Mr. Thomas Banker  
Borough Administrator  
Borough of Caldwell  
1 Provost Square  
Caldwell, NJ 07006

Re: **PROPOSAL FOR TRAFFIC ENGINEERING  
CONSULTING SERVICES**  
Central Avenue Speed Survey  
Borough of Caldwell  
Essex County, New Jersey

Dear Mr. Banker:

In accordance with your request for a proposal regarding the above referenced project, we are pleased to submit our Proposal for your consideration. It is our understanding that the Borough has recently installed a crosswalk across Central Avenue at the intersection of Wakefield Place and would like to request from Essex County a reduction of the speed limit along Central Avenue to 25 mph, between Bloomfield Avenue and the border with West Caldwell. Based on our current understanding of the project, we propose the following services:

I. **Scope of Services**

1. Conduct a site inspection to observe the existing roadway and traffic conditions along Central Avenue during peak periods and to consider possible locations to install an Automatic Traffic Recorder (ATR).
2. Install, maintain and retrieve one ATR along Central Avenue. Permits will be obtained from The Essex County Department of Public Works to install the ATR. The ATRs will record speed, volume and vehicle classification for a period of seven (7) days.

Re: **PROPOSAL FOR TRAFFIC ENGINEERING  
CONSULTING SERVICES**  
Central Avenue Speed Survey  
Borough of Caldwell  
Essex County, New Jersey  
Page 2  
May 27, 2021

3. The ATR data will be downloaded and statistically analyzed. This data will be used to evaluate the existing vehicle speeds. MUTCD, ITE, NJDOT and other recognized Traffic Engineering resources will be utilized to determine appropriate speed limits.
4. Research the New Jersey Motor Vehicle Statutes to evaluate the conformity of the area with the definition of a residential district.
5. Review accident history along Central Avenue for a period of five years, to be provided by the Borough.
6. Meet with the Borough Engineer, Police Department representative and/or Essex County representative to review the results of the analysis and discuss any specific concerns of the Borough and the County related to a speed limit modification.
7. Based on the results of the speed analysis and our meeting with the Borough, we will prepare a report containing our recommendations for or against modifying the speed limit.

## **II. Fees**

Our proposed fee for the services listed in the above Scope of Services is estimated to be between \$4,500 and \$5,000 and will not exceed a budget estimate of \$5,000. Invoicing will be submitted based on the actual time spent on the project and at the Classified Hourly Rates as shown on the attached *Rate and Fee Schedule*.

## **IV. Miscellaneous Understandings**

Payment will be due 30 days after our invoice is presented and the right is reserved to suspend services and to withhold completed work if payment is not received within 30 days after the date of the invoice.

Changes made to the project that will affect the Scope of Services proposed, materially expand the required work effort or require reinstallation of the ATR due to damage from vandalism will be considered beyond these Scope of Services and items of extra work.



Re: **PROPOSAL FOR TRAFFIC ENGINEERING  
CONSULTING SERVICES**  
Central Avenue Speed Survey  
Borough of Caldwell  
Essex County, New Jersey  
Page 3  
May 27, 2021

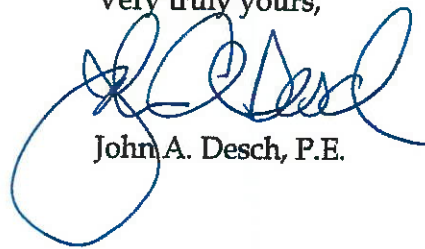
Design of improvements that are proposed which include the construction of roadway improvements, storm water drainage and management systems and related plan and utility system designs are not a function of our anticipated services and no work associated with these improvements is anticipated nor provided for in this Proposal.

We have had much experience in the preparation and review of traffic impact and engineering assessments for numerous projects within the North Jersey area, specifically including Essex County. Further, having been a municipal engineer in several communities, our firm also has the experience in relating to municipal review boards in both consulting capacities.

Should you decide to authorize our undertaking of this project, please return a signed copy of this Proposal. We recommend expeditious consideration of this Proposal so that the ATR can be installed during early June before the school closing occurs. We will need to be informed of all meeting dates and deadlines as soon as they become available.

Thank you for considering our firm for this assignment. We await your further direction in this matter.

Very truly yours,



John A. Desch, P.E.

GKA/JAD/gt  
Attachment: *Rate and Fee Schedule*

Cc: Glenn M. Beckmeyer, P.E.

**Authorization to Proceed**

I hereby accept the terms of this agreement and authorize John Desch Associates, Inc., to proceed with the work outlined in this Proposal.

SIGNED: \_\_\_\_\_ DATED: \_\_\_\_\_

PRINTED: \_\_\_\_\_



## RATE AND FEE SCHEDULE

### INITIAL REVIEW AND CONSULTATION FEE

Case Specific

### PERSONNEL CLASSIFICATION

### HOURLY RATE

Principal, John A. Desch, P.E.	\$350.00
Accredited Reconstructionist, Professional Engineer	250.00
AutoCAD Specialist, Animation Specialist, Technician	175.00
Technical Assistant	95.00

### IMMEDIATE ACCIDENT RESPONSE AND AFTER REGULAR BUSINESS HOUR SERVICE

Immediate Response to an accident scene, or services required outside of standard weekday business hours, will be invoiced at a rate 1½ times the Personnel Classification Hourly Rates above.

### COURT APPEARANCES AND DEPOSITIONS

All Personnel Classifications - \$350 per hour, 1 hour minimum

*Please note that we will not appear at trial or deposition unless a Retainer has been received in advance or other arrangements have been made with us; \$2,500, Trial Retainer; \$2,000, Deposition Retainer. Unexpended balance of Retainer will be returned. Travel time to/from a deposition or court appearance will be charged in accordance with Civil Practice Rule (CPR) 4:14-7(b) (2).*

### MUNICIPAL MEETING APPEARANCES

Licensed Professional Engineer - \$600 per meeting

### EXPENSES

CDs	\$ 20.00	Map Reproduction 24" x 36" sheet	\$ 10.00
Additional Copies	\$ 5.00 each	Mileage	\$ 0.75 per mile
DVD/USB Flash Drive	\$ 80.00	Vehicle Rental	\$100.00 per day, minimum
Additional Copies	\$ 15.00 each	Vehicle Stiffness Coefficients	\$100.00
File Material –			
B&W Copies	\$ 0.25 each		
Color Copies	\$ 0.50 each		

Travel Time Invoiced at half of the Personnel Classification Hourly Rates above.

### Specialized Equipment Usage Fees:

Bosch Crash Data Retrieval (CDR) Kit [imaging passenger vehicle pre-collision and collision data] -	\$175.00
FARO FOCUS 3D Laser Scanner	\$250.00
Nexiq Technologies USB Link [imaging heavy truck ECM data] -	\$175.00
OTC Genisys Scan Tool [imaging vehicle diagnostic fault codes] -	\$175.00
UAV (DJI Phantom 4 Drone)	\$200.00

### ENGAGEMENT TERMS AND PROCEDURES

***Discussion of a project with a JDA Associate without prior payment of fees and/or our acknowledgment of project acceptance does not constitute engagement of our firm; representation as such is fraudulent and constitutes theft of services.***

Initial Review and Consultation Fee, as specified, is to be forwarded with all available material to be reviewed for our preliminary analysis. **The Initial Review and Consultation Fee is not a component of any other project fee or Retainer and is non-refundable.** Preparation of a Project Proposal for further services recommended will be prepared at no additional cost, if requested. We will proceed with the project upon receipt of written Authorization to Proceed and Retainer.

Unless otherwise noted in the Project Proposal, all project-related expenses (including or in addition to those listed above) and/or services beyond those itemized within the Proposal, will be considered **OUT-OF-SCOPE** and invoiced in accordance with this Rate and Fee Schedule, or the Rate and Fee Schedule effective as of the date Authorization to Proceed was received by us.

Rate and Fee Schedule in effect at the time Authorization to Proceed is received will remain in effect until Report or Expert Affidavit completion.

Payment(s) will be due upon your receipt of our invoice for services rendered and shall not be contingent upon the result of any legal action, arbitration or settlement.

In the unlikely event that this matter is referred to collection and/or results in litigation for the collection of fees, JDA shall be entitled to reasonable attorneys' fees, costs and expenses incurred relative to same.

Effective 09/01/20







**BOROUGH OF CALDWELL**

Resolution No: 6-145

Date of Adoption: June 1, 2021

**TITLE:**

**RESOLUTION TO RECOGNIZE RABBI SILVERSTEIN'S CONTRIBUTIONS TO CALDWELL**

Recommended for approval by:

Approved as to form and legality by:

\_\_\_\_\_  
Thomas Banker, Administrator

\_\_\_\_\_  
Title:

**WHEREAS,** after more than 40 years leading Congregation Agudath Israel, Rabbi Alan Silverstein will be retiring in 2021 as CAI begins its centennial year; and,

**WHEREAS,** when Rabbi Silverstein arrived at CAI, the congregation consisted of roughly 300 family units. His leadership has grown this community to roughly 900 family units making Agudath the largest Conservative synagogue in NJ; and,

**WHEREAS,** CAI has become the home of Jewish life in Caldwell and serves as a draw to many young families looking to make their home in New Jersey; and,

**WHEREAS,** through Rabbi Silverstein's work as a visionary leader to create a unique combination of religious, educational and social programs has led to CAI's stellar reputation now renown throughout the New York metropolitan area; and,

**WHEREAS,** Rabbi Silverstein has enriched our community by forging strong relationships with Caldwell's faith communities. During difficult times such 9/11, Hurricane Sandy, Pittsburgh Synagogue shooting, and most recently, the Pandemic, the Rabbi and Congregation Agudath Israel have provided an important source of support; and,

**WHEREAS,** Rabbi Silverstein's reputation and contributions go far beyond Caldwell as he is well known for his leadership roles in numerous global associations, his involvement with Israel, as well as his prolific authorship and speaking engagements; and

**NOW, THEREFORE, BE IT RESOLVED** that the Caldwell Mayor and Council wish the Rabbi a long and healthy retirement and, in honor of his many years of service to our community, the corner of Elizabeth Street and Academy Road shall be named Rabbi Silverstein Square.

**RECORD OF COUNCIL VOTE**

\_\_\_\_\_ presented the following resolution - Seconded by: \_\_\_\_\_

COUNCIL MEMBER Yes No Absent Abstain COUNCIL MEMBER Yes No Absent Abstain

Schmidt						Lace				
Rodgers						DePalma-Iozzi				
Cole						Gates				

\_\_\_\_\_  
**Brittany Heun, Deputy Clerk**

\_\_\_\_\_  
**John Kelley, Mayor**

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



**BOROUGH OF CALDWELL**

Resolution No: 6-146

Date of Adoption: June 1, 2021

**TITLE:**

**RESOLUTION ADOPTING THE HONORARY STREET DESIGNATION PROGRAM**

Recommended for approval by:

Approved as to form and legality by:

\_\_\_\_\_  
Thomas Banker, Administrator

\_\_\_\_\_  
Title:

**Whereas**, the Borough of Caldwell, New Jersey ("Caldwell") recognizes the importance of honoring groups and/or individuals that have made a great impact on the Caldwell Community; and

**Whereas**, the Mayor and Council of Caldwell wish to adopt a uniform policy to outline the criteria and procedures for designating an honorary street;

**Now therefore be adopted** in the Mayor and Council of the Borough of Caldwell, New Jersey that:

1. The policy regarding the designation of honorary streets in the Borough of Caldwell, as attached hereto as Exhibit 1, is hereby placed in force and effect

**RECORD OF COUNCIL VOTE**

\_\_\_\_\_ presented the following resolution - Seconded by: \_\_\_\_\_

COUNCIL MEMBER Yes No Absent Abstain COUNCIL MEMBER Yes No Absent Abstain

Schmidt						Lace				
Rodgers						DePalma-Iozzi				
Cole						Gates				

\_\_\_\_\_  
**Brittany Heun, Deputy Clerk**

\_\_\_\_\_  
**John Kelley, Mayor**

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

## Honorary Street Designation Policy

### Section 1. Purpose of the Program

The Honorary Street Designation Program allows citizens and groups the opportunity to honor individuals or groups that have made significant contributions to the Community. The program is administered by the Department of Public Works. Street designations will be permanently displayed unless otherwise directed by the Borough Council. At any time the sign can be turned over to the respected party upon request with the Council's concurrence, Street designations will be determined by the Borough Council on a case by case basis. The portion of a street designated will be limited to one block. Final approval is given by the Borough Council by resolution.

### Section 2. Definition

Honorary street designation signs are posted below standard Borough street name signs which recognize and honor certain individuals or entities for a period of time without changing the official street name or the official addresses of residences and businesses on the street.

### Section 3. Description

The honorary sign shall be a standard 12" x 8" sign posted on one side of the street at an intersection on the regular street sign pole. Signs will be white lettering on a blue background. Only one honorary sign will be allowed on a sign pole.

### Section 4. Requests & Qualifications for Honorary Signs

Requests shall be submitted to the Mayor and Council for consideration. The request shall describe the details of the person's or entity's contributions to the Borough. This method of honoring individuals or entities is reserved to those who have demonstrated significant contributions to the community or, as in the case of veterans, to our country.

### Section 5. Approval

Given the importance and permanence of this honor, such designations shall be limited to one per calendar year and subject to approval by a Council resolution.

### Section 6. Costs and Installation

The Borough shall cover the entire cost for the signs and the Department of Public Works will be responsible for implementing the designation and installation of the signs.