

**BOROUGH OF CALDWELL
COUNCIL CONFERENCE/BUSINESS MEETING
ORGANIZATION MEETING – January 5, 2021**

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order via Zoom Video Conferencing at 7:18PM

Mayor Kelley welcomed Governor Codey

OATH OF OFFICE:

- **Councilman Henderson Cole by Governor Codey**
- **Councilman Jonathan Lace by Governor Codey**

PRESENT: Mayor Kelley, Councilman Rodgers, Councilman Lace, Councilman Cole, Councilwoman Schmidt, Councilwoman DePalma-Iozzi and Councilman Gates

ALSO PRESENT: Deputy Clerk, Brittany Heun, Deputy Clerk, Kim Conlon, Borough Administrator, Thomas Banker, and Borough Attorney, Vincent Nuzzi

Adequate notice of this Council Business/Conference meeting was given on December 31, 2020. 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 Allegiance to the Flag

Election of Council President

Councilman Rodgers made a motion to nominate Councilwoman Schmidt as Council President, 2nd by Councilwoman DePalma-Iozzi. All in favor.

COMMENTS BY MAYOR AND COUNCIL

Councilman Cole

To the Mayor, Council Members, Guests and Caldwell's residents.

First, I would like to thank Caldwell voters for the opportunity to continue the work we have begun over the past 3 years. Let me highlight 3 of these.

The recently passed Redevelopment Plan is one that will allow the Borough to shape and control its future growth, and to meet its legal obligations.

The Caldwell Community Center Task Force brought together committed, talented and creative residents towards the common goal of guiding the CCC towards a safe and sustainable reopening.

The evaluation of choices for expanded downtown parking led to a surface level option, which was in keeping with the character Caldwell wants to maintain.

My experiences over my first term have confirmed and reinforced what I already knew. Caldwell has many desirable and unique features; a walkable down town with a wide range of retail and culinary options, a university which provides many cultural and athletic events, and most importantly, a large number of creative, engaged and energetic residents.

While our common focus needs to remain on the health of our residents, and support for local businesses, I think we have positioned the Borough well for the future, and I am looking forward to working with all of you in this effort.

Finally, I would like to add my thoughts and prayers to those of you, who have experienced pain and loss during this pandemic, and my hope for all to have healthy and happy year ahead.

Councilman Lace

I want to express my gratitude to wife, Melissa, and my two daughters, Aubrey and Josie, for supporting me over the past 3 years in so many ways. I could not serve in this capacity without you. Thank you, Governor Codey, for administering the oath of office. To the voters, thank you for placing your trust in me for another 3 years. I will treat it with the honor it deserves. We are living in unprecedented times in so many ways, so I will keep my remarks brief.

We've accomplished a lot in the past 3 years, but no one could have prepared us for what 2020 would bring. Our Borough was already facing numerous challenges before the impact of COVID-19 on our community, both in terms of public health and the local economy. I will do everything in my power to help Caldwell recover. We have already taken a large step in that direction with our Redevelopment Plan. Along with increased oversight of the Caldwell Community Center, I believe that 2021 will see better times for our Borough.

I pledge to all residents and to my colleagues the following:

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- *To only vote on resolutions, ordinances, contracts, or any other form of Borough business when there has been 1) objective data provided in writing and 2) an ample discussion of the relevant facts by Council members in the appropriate context. Anything short of this does injury to accountable government.*
- *To ensure that, with a single party seated on the dais, this Council does not become an echo chamber. Vigorous and substantive debate is essential to a healthy democracy at all levels of political discourse.*
- *To advocate for the position that I believe to be the one that is in the best, long-term interest of Caldwell. We must make decisions with the next generation always in mind.*

I ask all residents to reach out via email at jlace@caldwell-nj.com with comments or questions. I will be happy to respond. As your representatives, the Council needs your input. To encourage this more, I will be using my Council FB page in my second term only as a venue for posting statements and notices. Office Hours will be posted there as soon as the schedule is finalized.

At a time when public trust has been weakened in other levels of government, here at the local level is where it can be renewed. Alexis deTocqueville wrote:

Local assemblies of the people constitute the strength of free nations. Municipal institutions are to liberty what primary schools are to science: they bring it within the people's reach, and teach them how to use and enjoy it. A nation may establish a system of free government, but without the spirit of municipal institutions, it cannot have the spirit of liberty.

May that spirit always guide our deliberations, inform our outreach, and inspire our decisions in Caldwell. Happy New Year to everyone.

Council President Schmidt

This has been quite a year! I've been trying to find words - a brief statement for this evening - as the spotlight tonight is on our returning Councilmen; Henderson Cole and Jonathan Lace. Thank you for stepping up once again to serve our community. Your intelligence, insight and experience are an asset to our municipal governing body. I'm honored to be here with you. This has been a year with challenges that our nation has not seen in over a century. As the Coronavirus spread, we had new questions to answer and hard decisions to make. Faced with an unprecedented health crisis, we turned to our very own OEM team, our Health officer, our police chief, our Borough Administrator and of course our Mayor. We worked as a team to find a way through. Their leadership, resourcefulness and resilience are exemplary and we can all be proud of them. I'd like to join my colleagues in extending my heartfelt thanks to our entire Borough team.

Looking back at the year, March 13th, the day we closed the Community Center stands out as one of the most difficult decisions, followed by the decision in late April to close its doors. After forming a Task Force and holding a Town Hall, we have listened and I'm thrilled to have a Resolution on our agenda tonight forming the Advisory Board which will breathe new life into the Caldwell Community Center. Thank you to all of you who wrote emails and attended meetings and especially my thanks to the Task Force and Advisory members who gave hours of their time to make this happen.

Our team has faced many difficult decisions that have been postponed for too long. The pandemic didn't stop us. We have looked for parking solutions, settled builder's remedy lawsuits, and, finally came up with a plan to put Caldwell on the right track for Affordable Housing and redevelopment. We faced new challenges. We have updated ordinances, held a peaceful protest, resolved to fight racism and resolved to support our police (the two are not mutually exclusive). Our library has responded by providing resources to learn about the issues of the day and they have increased their access to digital materials during the long days of a lockdown. Our DPW has been disinfecting first responder vehicles and they put up barriers so our restaurants could serve their patrons outdoors. We put up curbside pickup areas along Bloomfield Avenue so we could continue to enjoy our favorite restaurants and support our local businesses. We look forward to the day we can all sit together at a table. There have been Mayor's calls, OEM calls, County calls, BOH calls, and we've learned to look our best during Zoom meetings and we're getting better at unmuting ourselves.

One of the positive changes is that many residents have attended our virtual meetings. There are lessons to be learned about widening participation and it will be interesting to find a way to continue virtual attendance even once we return to Council chambers. In spite of the lock downs, we have found a way to work together, communicate and get the job done.

To close, I want to thank you to all of you who work for the Borough who have kept on keeping on. Thank you to our residents; those who support and encourage as well as those who disagree and make us do our research and due diligence. Thank you to my family who has picked up all the slack at home while Council has become a full-time job. Lastly, please, during these difficult times, be kind to each other - be kind to yourselves and remember that together we are a work in progress

Councilwoman DePalma-Iozzi

Happy 2021. It has been an eventful year, harrowing, awful year...but contained within it have been moments of true beauty.

It has been impressive to observe the people of this town pulling together for each other... and especially the West Essex First Aid Squad, the Caldwell Police Department, the Fire Department, the Department of Public Works, our Office of Emergency Management, the Food bank, the Library, our Active Environmental Commission (of which I am the proud liaison), our experienced town administrator...-and this Mayor and Borough Council.

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When I ran for Borough Council, I knew that the people working for us were competent and committed...but the courageousness and creativity in the face of Covid and all that it has wrought, continue to be not only impressive but inspiring.

My hopes for us all include good health...a hop that is more relevant now than ever in our lifetimes...and includes the continuation of the Covid guidelines which we must follow for some months to come, even with a vaccine program beginning.

It includes a hope for the young people in town, who I fear are experiencing anxiety about the future...with the littlest ones confused at the least.

It includes the seniors, many of whom have never thought that they would live through something like this in the autumn of their years.

And all of us in between, worrying about health and money and childcare are school and elder relatives. We at the Council are very aware of these issues...and are experiencing them ourselves.

Finally, as a musician, I would like to quote from a recent children's song:

"So here's to the ones we've got

Here's to the "wish you were here but you're not"

And out Dreams bring back all the memories

Of everything we've been through

Here's to the ones here today

Cheer's to the ones we've lost along the way

And our dreams bring back all the memories and the memories bring back,

Memories bring back you"

Thank you. Here's to our continued work together...and a much happier new year for us all.

Councilman Gates

I am not going to be as eloquent or verbose as my fellow Council members but they have done a good job of describing the last year. For Fran and I, this year was our first on Council and it was different then expected due to the Pandemic. I want focus on thanking all of our Borough employees who have changed how they do everything, since last March when this pandemic started. Between the Police, the Chief, Maria Burak, the Fire Chief, and I would especially like to thank our OEM Coordinator Mark Guiliano. I will admit, before I came on the Council, I thought the local OEM deal with blizzards, and hurricanes, but quickly learned that Mark has many more responsibilities which he has taken on this past year. I don't think there has been another pandemic in his time with the Borough. He has gone above and beyond and I feel like his job has almost become a 24/7 job for a while. He prepared us with PPE and has helped keep the Borough operating safely. Thank you to Mark, Brittany, and Kim, and everyone else who works at Borough Hall and have continued to Make out Borough Run. Of course, thank you to our Borough Administrator Tom Banker. Without all of you we would not have been this efficient and accomplish as much as we have through out all of this.

Councilman Rodgers

First of all, Jonathan and Henderson, speaking as a resident, I couldn't be happier, more confident having you both up here serving our community. Thank you so much for doing this job. Henderson, I've known you for a while and I've always noticed you as a man with a heart of gold, and Jonathan talk about focused and sharp. Nothing gets by you and the t's are crossed and the i's are dotted, and we need every bit of that that to keep us all on our toes and focused this year. I want to thank you Fire Chief Pollara and our Fire Department. My cell phone dispatch goes off all day and night, thank you for your service. Thank you Chief Bongiorno and the Police force for everything you have done. Thank you to my fellow West Essex Alumni, Mario Bifalco and our DPW. Thank you for everything that you do and you guys do a lot. I know that you are often the whipping post and take a clot of crap, but you do a great job, and tell your men likewise.

I want to thank Mark and Maria Burak and the OEM and COVID team. What a job you have done all year long, and the Board of Health. Talk about put under immense pressure to perform, you guys came through time after time after time, and were relentless, we thank you for your service. I want to thank all those volunteers that give up their time and serve on committees and boards and do one thankless job after another. We are so appreciative because without your help, all of this would fall apart, in my opinion. Finally, my wish, my hope, my prayer, is that sometime during the year, we can put this zoom link away, and get into Borough Hall, and sit up on the dais and have one old fashioned Council meeting for the year 2021.

Mayor Kelley

The one thing I really want to do, because I think it is so important for the residents of Caldwell, and to the media that is her reporting on the reorg meeting tonight, to hear the names of the some of the individuals that make up the Borough of Caldwell. They are rather significant, as we are elected officials, these folks, this is their life and they put their hearts and minds into this and truly do a wonderful job for the Borough of Caldwell, and beyond actually. I would like to acknowledge of course 2 of the Borough Hall employees that are with us on Zoom tonight, Brittany Heun and Kim Conlon Thank you for all you do for the Borough of Caldwell. I'd like to thank Glen Beckmeyer our Borough engineer, Brad Taylor who is in our Tax Collections office, Damian Pantono who is in the Finance department, Paul Milani, construction, Betty Spittle who works with Maria Burak, Theresa Camilleri who has come over from the Community Center and is assisting with the Community Center. Of Course two inidividuals who are on the video portion of this meeting, I just can't thank them enough of their effots, Maria Burak and Mark Guiliano. We are so thankful for your efforts and passion to help the Borough of Caldwell. In addition, we have Kathleen Vitello and Leanne O'Hern. Those are the folks in Borough Hall that I want t call out, acknowledge, and recognize so that people know who they are.

We have with us, mario Bifalco who runs a strong team with DPW and I thank him for everything he does throughout the year, for putting up with a lot. He and I have had some words at time, and my communication skills get off, but we are able to patch things up. He is known throughout the community for stepping up and helping wherever it is need. He has a very strong team, whom I will name. Shayne Hansson, Rich Telepan, Bob and John Hamer, Erik Napolitano, Eric Barsanti, Gerard Grenci, and Jake Pulhman. Mario, please thank your team for all they do for us.

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I would also like to call out our Library team. Robin Rockman, Frances Larkey, Annette Sellars, and Kristen Churchill. Our Library is a very special Library and those individuals make it extremely special. Hopefully when this pandemic is over, we can restore everything back to normal over at the Library.

In addition, we have with us Chief James Bongiorno, and he has an extremely strong team that the Governing Body, Borough Employess, and Residents of Caldwell have the upmost respect for, and are thankful that you do the job that you do. It can be thankless at times, but we have your back because we know you have ours. We respect all of your work. Chief Bongiorno has been on the force since 1996, we have Lt. Demetrios Andrinopoulos who has been on the force since 2000, Sgt. Michael Pellegrino who has been on the Caldwell Police Department since 1997. We have Sgt. George Henderson who has been on the Police Department since 2002, Sgt. Paul Stabile who has been on the force since 2003. Acting Sgt. Glen Simons since 2003, acting Sgt. Candice Marinaro since 2005. We also have Dt. Andrew Apicella since 2006, Officer Jessica Luszcz since 2006, Officer William Roberts since 2008. On our Video today we have Det. Matt DeAngelo who has been with the Caldwell Police Department since 2008, and Dt. DeAngelo is also the President of the PBA which is the Union over many towns' Police Departments. Officer Michael Kraynanski since 2012, Officer Justin Rizzo since 2012, Officer Justin Misano since 2012, Officer Nichalos Adamo since 2013, Officer Robert Paxson since 2014, Officer Kevin O'Neill 2017, and Officer Connor Cunningham since 2018. Chief Bongiorno, you have a wonderful team and we thank you for leading them and thank all of them for their service.

In addition, this evening we have Chief Andrew Pollara. Chief Pollara you have the good fortune of leading the Volunteer squad which we are thankful for all their hard work. They seem to always be there for the emergencies through out the town. You run a tight ship, and we are grateful. I would like to read out the names of these individuals, as it can be thankless, some people do not know their names so I am going to run through them real quick, so please bear with me. Dante Capozzoli, Emilio Capozzoli, Dan Carroll, Connor Cunningham, Mike Daino, Gary Garamella, Gerard Grenci, Andrew Henderson, Brian Maclay, Frederico Magalhese, Richard Messer, Mark O'Connor, Nick Turkmen, Sam Calamito, Nicolo DeMeo, Vincenzo Fano, Mark Guiliano, Thomas Haight, Brian Hebrank, Jerard Hoholick, Charlie Pierce, Raymond Sullivan, Steve Banchi, Shane Cunningham, James Intilli Jr., Geoff Madar, Glenn Snyder, Todd Peterson, Brian White, and John Intilli. I felt it was extremely important to acknowledge these individuals as they do not get that during the year. I thank them for all their efforts and all of their hard work.

2021 COUNCIL COMMITTEE APPOINTMENTS/LIAISONS

Council Committee	Chairman	Councilman	Areas of Responsibility
Community Center	Schmidt	Cole	Community Center
Finance	Cole	Gates	Finance / Budget / Banking / Administration / Capital Tax Collection / Annual Audit / Corrective Action Plan
Shared Service / Recreation	Lace	Gates	Senior Transportation / Board of Education West Caldwell Shared Service Committee
Personnel	DePalma-Iozzi	Schmidt	Personnel Policies / Employee Handbook Benefits / Pension / Medical
Public Safety	Rodgers	DePalma-Iozzi	Police Department / Fire Department Emergency Management / Municipal Court
Public Works / Utilities	DePalma-Iozzi	Rodgers	Streets & Roads / Building & Grounds / Engineering Utilities / Construction / Sewer & Water
Communications	Lace	Schmidt	Manage Social Media and broadcasts as well as to oversee other initiatives

Note: Mayor Kelley is the 3rd member of each committee.

2021 COUNCIL LIAISONS

Board / Committee	Liaison
Board of Education	Lace
Board of Health	Cole
Camp Wyanokie	Gates
Environmental Commission	DePalma-Iozzi
Library Board of Trustees	Schmidt
Human Services	Cole
Historic Commission	Rodgers
Planning Board	Rodgers
Caldwell University	Lace
Rent Board	Gates
Downtown	Schmidt

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2021 ANNUAL MAYORAL APPOINTMENTS

Mayor John Kelley

- **Mayor's Advisory Council on Senior Services**

Mary Beth Kane Steve Modica
Grace Kerrigan Tracy Voca
Councilwoman Schmidt

- **Official Borough Photographers**

Janet Markman

- **Borough Arborist**

John Linson

- **New Jersey Council Motion Picture Development**

Councilman Gates

- **Liaison to the Grover Cleveland Birthplace**

Councilman Lace

- **Senior Citizen Transportation Committee – Mayor, Consent of the Council.**

Greg Cowell Vacant
David Whetton Councilman Lace

- **Tree Removal Committee - Mayor, Consent of the Council.**

Gavin McCabe Thomas banker
Al Ferrentino Councilman Cole

2021 BOARD AND COMMISSION APPOINTMENTS

- **Resolution 1-1: Planning Board - Appointment by Mayor**
- **Resolution 1-2: Library Board of Trustees - Mayor, Consent of the Council**
- **Resolution 1-3: Board of Health - Mayor, Consent of the Council**
- **Resolution 1-4: Local Assistance Board - Mayor, Consent of the Council**
- **Resolution 1-5: Rent Review Board - Mayor, Consent of the Council**
- **Resolution 1-6: Environmental Commission – Appointment by Mayor**
- **Resolution 1-7: Historic Preservation Committee – Mayor, Consent of the Council**
- **Resolution 1-8: Zoning Board of Adjustment – Mayor, Consent of the Council**

A motion to pass the 2021 Boards and Commission Appointments was made by Councilman Gates and Seconded by Councilman Cole. No discussion. Upon a voice vote, all voted in the affirmative. Resolutions 1-2 through 1-8 passed on 1/5/21

2021 PROFESSIONAL APPOINTMENTS

- **Resolution 1-9: Borough Attorney - Vincent J. Nuzzi, Esq.**
- **Resolution 1-10: Borough Auditors – Nisivoccia LLP**
- **Resolution 1-11: Financial Management and Tax Collector Services – Battaglia & Associates**
- **Resolution 1-12: Municipal Court Judge – Jonathan H. Rosenbluth, Esq.**

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- **Resolution 1-13: Prosecutor** - Vincent J. Failla, Esq.
- **Resolution 1-14: Public Defender** – James V. Pomaco, Esq.
- **Resolution 1-15: Rent Board Attorney** – Sean McGowan, esq.
- **Resolution 1-16: Fire Official**- Mark Guiliano
- **Resolution 1-17: Zoning Official** - Paul Milani
- **Resolution 1-18: Special Counsel for Affordable Housing** - Jeffrey R. Surenian & Associates, LLC.

A motion to move the 2021 Professional Appointments was made by Councilman Lace, seconded by Councilman Cole. No Discussion. On a voice vote, all voted in the affirmative. Resolutions 1-9 through 1-18 passed on 01/05/2021.

OPEN PUBLIC MEETING

Members of the public are invited to comment at this time on any resolution

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.

- Resolution 1-19: Authorizing the Appointment of John Hamer as The Licensed Water Operator for The Borough of Caldwell Effective January 1, 2021 With an Annual Salary Of \$10,200
- Resolution 1-20: Authorizing the Appointment of Francine T. Paserchia as the Qualified Purchasing Agent
- Resolution 1-21: Resolution Authorizing a Contract with The Banker Group, LLC for services as Borough Administrator
- Resolution 1-22: Authorizing Appointment of Committee Members for the Community Development Block Grant Program for the Year 2021
- Resolution 1-23: Authorizing the Appointment of the Caldwell Volunteer Fire Department Officers for Year 20201
- Resolution 1-24: Designating the Official Depositories of the Borough for the Year 2021
- Resolution 1-25: Designating Official Holidays in Year 2021
- Resolution 1-26: Authorizing Annual Schedule of Regular Council Business Meetings for the Calendar Year 2021
- Resolution 1-27: Designating Official Newspapers of the Borough of Caldwell for Year 2021
- Resolution 1-28: Designating Times, Dates and Conduct of Meetings for the Year 2021
- Resolution 1-29: Authorizing Adoption of Temporary Budget for the Year 2021
- Resolution 1-30: Authorizing Interest for Non-Payment of Taxes or Assessments 2021
- Resolution 1-31: Resolution Adopting the Cash Management Plan of the Borough of Caldwell County of Essex for 2021
- Resolution 1-32: Resolution Authorizing Payment of Bills and Issuance of Checks for the Period 12/15/2020 Through 12/31/2020 in the Amount of \$3,561,735.10
- Resolution 1-33: Resolution Authorizing Refunds, Overpayments, or Cancelations in the Tax Office
- Resolution 1-34: Resolution to Create the Caldwell Community Center Advisory Board

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- Resolution 1-35: Resolution Authorizing the Borough of Caldwell to Enter into An Agreement with Connell Foley, LLP to Perform Various Legal Services Related to the Caldwell Sewer Utility
- Resolution 1-36: Resolution Authorizing the Tax and Utility Collector to Reverse Fees or Penalties for The Third Quarter Water Payment for 26 Smull Ave, Caldwell, NJ
- Resolution 1-37: Approving a Tow Operator's License AJACO Towing, Inc. in Accordance with the Provisions Of Borough Ordinance 1201-09
- Resolution 1-38: Approving a Tow Operator's License C & L Towing Service in Accordance with the Provisions Of Borough Ordinance 1201-09
- Resolution 1-39: Approving a Tow Operator's License Camp Auto and Truck Parts in Accordance with the Provisions of Borough Ordinance 1201-09
- Resolution 1-40: Approving a Tow Operator's License Criger Auto Body in Accordance with the Provisions of Borough Ordinance 1201-09
- Resolution 1-41: Approving a Tow Operator's License J & M Towing in Accordance with the Provisions of Borough Ordinance 1201-09
- Resolution 1-42: Resolution authorizing the Borough of Caldwell To Enter into An Agreement With MOTT MACDONALD OPERATING SYSTEMS, LLC to Operate and Maintain The Caldwell Wastewater Treatment Plant
- Resolution 1-43: Resolution authorizing the Borough of Caldwell to Issue a Purchase Order to JP Jager INC. to Provide Parts for Rotary Sludge Thickener Repairs at the Caldwell Wastewater Treatment Plant

Borough Attorney, Vince Nuzzi, Esq - expressed his thanks

Mayor Kelley Thanked Judge Garson for all his work serving the Borough of Caldwell

Municipal Court Judge, Jonathan Rosenbluth, Esq. expressed his gratitude for entrusting him to take on this role, and is looking forward to working with everyone.

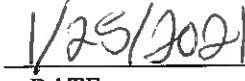
Councilwoman DePalma-Iozzi welcomed the Judge Rosenbluth

The Consent Agenda was moved by Councilman Lace, seconded by Councilwoman DePalma-Iozzi. No Discussion. On voice vote, all voted in the affirmative. Resolutions under Consent Agenda passed on 01/05/2021

ADJOURNMENT

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Lace, seconded by Councilwoman DePalma-Iozzi. Upon a voice vote, all voted in the affirmative, and the meeting was adjourned at 8:12PM.

Prepared by: 
Brittany Heun, Deputy Borough Clerk


DATE