

The regular meeting of the Mayor and Council of the Borough of North Caldwell was held on Tuesday, April 21, 2015 at the Borough Hall, Gould Avenue, North Caldwell, New Jersey and began at 7:35p.m.

Roll Call indicated the following present:

Mayor Alessi

Present: Council President Santomauro, Councilman Astorino, Councilman Chiaia, Councilman Kessler, Councilman Raymond, Councilman Rees

Also present were: David M. Paris, Borough Attorney, Mel Levine, Borough Administrator, Frank Zichelli, Borough Engineer, Mark Deuer, Police Chief and Nancy Pravata, Borough Clerk

Mayor Alessi called the meeting to order announcing that notice was provided in accordance with the requirements of Chapter 231, P.L. 1975.

Mayor Alessi asked Mark Deuer, Chief of Police, to lead the Pledge of Allegiance.

### **MAYOR'S REPORT**

The Mayor had the kids in the audience sing Happy Birthday Chief Deuer.

The Mayor read the Proclamation for Autism Month.

The Mayor handed out the awards to the 7<sup>th</sup> and 8<sup>th</sup> grade boys WEYSA Basketball Champions.

The Council Members handed out the awards to the Mayor's Cup winners.

The Mayor reminded those present that opening day festivities for baseball are on Saturday, April 25 at 9:00am. Household hazardous waste collection is Saturday, May 2 and electronics recycling is Saturday, May 16 in Cedar Grove.

The Mayor spoke about May Vandermolten, North Caldwell's oldest resident, who recently passed away at home at the age of 102. She resided on Mountain Avenue, marked by the windmill which is known to so many in this area. A memorial service will be held June 6 at St. Peter's Church in Essex Fells.

Mayor Alessi welcomed the Planning Board and Zoning Board members to the meeting tonight. Joseph Brower, Chairman of the Planning Board, said he felt any issues that have come before the Planning Board as far as ordinances and zoning complies with the master plan. He stated he does not feel any changes or different direction needs to take place as things are running smoothly. He feels there are challenges that lie ahead with Hilltop III and the affordable housing component.

Peter Schwartz, Chairman of the Zoning Board spoke. He stated that the Zoning Board has been very busy over the last several years. Peter thanked everyone on the Board for their hard work and dedication. Mr. Schwartz described the Zoning Board as an "escape valve" for neighbors regarding zoning ordinances and that the Board's job is to help interpret the zoning ordinances. Some issues that were discussed specifically were water drainage from pools, impervious coverage and building height.

The Mayor thanked the Boards for attending the meeting and bringing their concerns to Council. He feels this is important and that the "give and take" between the Council and Boards is very productive.

Planning Board member Joe Barber touched upon a quality of life issue regarding helicopter traffic. It was suggested that the ECIA be contacted to set up a meeting to see if there have been any changes to airport traffic.

It was decided that the Zoning Officer be contacted to come up with some suggestions to clarify the issues of impervious coverage, building height, setbacks and front facing garage doors.

### **APPROVAL OF MINUTES**

- A. February 18, 2015 Special Meeting was withdrawn.
- B. Council President Santomauro moved to accept the minutes from the Conference Meeting of February 10, 2015, seconded by Councilman Raymond. Said motion carried unanimously.
- C. Councilman Chiaia moved to accept the minutes from the Regular Meeting of February 26, 2015, seconded by Councilman Kessler, with Council President Santomauro and Councilman Astorino abstaining. Said motion passed with all others voting yes.
- D. Council President Santomauro moved to accept the minutes from the Budget Meeting of March 10, 2015, seconded by Councilman Astorino, with Councilman Chiaia abstaining. Said motion passed with all others voting yes.
- E. Council President Santomauro moved to accept the minutes from the Budget Meeting Executive Session of March 10, 2015, seconded by Councilman Astorino, with Councilman Chiaia abstaining. Said motion was passed with all others voting yes.
- F. Council President Santomauro moved to accept the minutes from the Conference Meeting of March 10, 2015, seconded by Councilman Astorino, with Councilman Chiaia abstaining. Said motion was passed with all others voting yes.
- G. Council President Santomauro moved to accept the minutes from the Capital Budget Meeting of March 26, 2015, seconded by Councilman Astorino, with Councilman Chiaia abstaining. Said motion was passed with all others voting yes.
- H. Council President Santomauro moved to accept the minutes from the Capital Budget Meeting Executive Session of March 26, 2015, seconded by Councilman Astorino, with Councilman Chiaia abstaining. Said motion was passed with all others voting yes.
- I. Council President Santomauro moved to accept the minutes from the Conference Meeting of April 7, 2015, seconded by Councilman Astorino, with Councilman Kessler and Councilman Raymond abstaining. Said motion was passed with all others voting yes.
- J. Council President Santomauro moved to accept the minutes from the Executive Session of April 7, 2015, seconded by Councilman Astorino, with Council President Santomauro and Councilman Astorino abstaining. Said motion was passed with all others voting yes.
- K. Council President Santomauro moved to accept the minutes from the Executive Session of January 13, 2015, seconded by Councilman Astorino, with Councilman Kessler abstaining. Said motion was passed with all others voting yes.
- L. Council President Santomauro moved to accept the minutes from the Executive Session of January 28, 2015, seconded by Councilman Astorino. Said motion was carried unanimously.
- M. Council President Santomauro moved to accept the minutes from the Executive Session of February 10, 2015, seconded by Councilman Raymond. Said motion carried unanimously.
- N. Councilman Chiaia moved to accept the minutes from the Executive Session of February 26, 2015, seconded by Councilman Kessler, with Council President Santomauro and Councilman Astorino abstaining. Said motion was passed with all others voting yes.
- O. Council President Santomauro moved to accept the minutes from the Executive Session of March 10, 2015, seconded by Councilman Astorino, with Councilman Chiaia abstaining. Said motion was passed with all others voting yes.

- P. Council President Santomauro moved to accept the minutes from the Executive Session of March 26, 2015, seconded by Councilman Astorino, with Councilman Chiaia abstaining. Said motion was passed with all others voting yes.

## **COMMITTEE REPORTS**

### **LEGAL AND ORDINANCE**

Council President Santomauro moved to Open the Public Hearing for Ordinance O-2-15 – Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14) seconded by Councilman Raymond. Said motion was carried unanimously. Seeing no one from the public coming forward, Council President Santomauro moved to Close the Public Hearing for Ordinance O-2-15 – Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14), seconded by Councilman Astorino. Said motion was carried unanimously.

Council President Santomauro moved to Adopt Ordinance O-2-15-Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14), seconded by Councilman Astorino. Said motion was carried unanimously.

Council President Santomauro introduced Ordinance O-3-15 – Bond Ordinance Authorizing Various Improvements In and For the Borough of North Caldwell, In the County of Essex, New Jersey, Appropriating \$1,007,110 Therefore and Authorizing the Issuance of \$956,754.50 Bonds or Notes to Finance Part of the Cost Thereof. Council President Santomauro moved to pass the Ordinance at first reading, seconded by Councilman Chiaia. Said motion was carried unanimously. Council President Santomauro stated that the Public Hearing for this ordinance will be on Tuesday, May 26, 2015.

Council President Santomauro introduced Ordinance O-4-15 – An Ordinance to Provide for Various Capital Items as Enumerated Within for the Borough of North Caldwell, County of Essex and to Provide for the Funding Thereof. Council President Santomauro moved to pass the Ordinance at first reading, seconded by Councilman Chiaia. Said motion was carried unanimously. Council President Santomauro stated that the Public Hearing for this ordinance will be on Tuesday, May 26, 2015.

Council President Santomauro introduced Ordinance O-5-15 – Amending Chapter 23 of the Code of the Borough of North Caldwell Regarding the Renewal Fee of Liquor Licenses. This item was tabled.

Council President Santomauro introduced Ordinance O-6-15 – An Ordinance to Fix the Annual Compensation of Certain Members of the Police Department of the Borough of North Caldwell for the Years 2015, 2016 and 2017. Council President Santomauro moved to pass the Ordinance at first reading, seconded by Councilman Chiaia. Said motion was carried unanimously. Council President Santomauro stated that the Public Hearing for this ordinance will be on Tuesday, May 26, 2015.

Council President Santomauro introduced Ordinance O-7-15 – An Ordinance to Fix the Annual Compensation of Certain Members of the Public Works Department of the Borough of North Caldwell for the Years 2015, 2016 and 2017. Council President Santomauro moved to pass the Ordinance at first reading, seconded by Councilman Kessler. Said motion was carried unanimously. Council President Santomauro stated that the Public Hearing for this ordinance will be on Tuesday, May 26, 2015.

Council President Santomauro introduced Ordinance O-8-15 – An Ordinance to Fix the Annual Compensation of Certain Officers and Employees of the Borough of North Caldwell. Council President Santomauro moved to pass the Ordinance at first

reading, seconded by Councilman Astorino. Said motion was carried unanimously. Council President Santomauro stated that the Public Hearing for this ordinance will be on Tuesday, May 26, 2015.

Resolution R-71-15 – Resolution of the Borough of North Caldwell, County of Essex, State of New Jersey, Determining to Permit the Issuance of One New Plenary Retail Distribution License Within the Borough of North Caldwell Pursuant to the Public Bid Option Pursuant to N.J.S.A. 33:1-19.3. A motion was made by Council President Santomauro, seconded by Councilman Chiaia. Said motion was carried unanimously.

#### PERSONNEL AND ADMINISTRATION

Councilman Rees stated there was nothing to report at this time.

#### FINANCE

Councilman Astorino offered the Collector's Report for the month of March 2015 in the amount of \$194,039.34 with a yearly total of \$9,062,446.98. Councilman Astorino moved that the Collector's Report be accepted, seconded by Council President Santomauro. Said motion was carried unanimously.

Resolution R-72-15 - Payment of Bills – Approval to pay bills in the amount of \$856,525.31 was read. Motion was made by Councilman Astorino, seconded by Council President Santomauro. Said motion was carried unanimously.

Resolution R-73-15 – Approving the Borough of North Caldwell Volunteer Fire Department Certified LOSAP List for the Year 2014 was read. Motion was made by Councilman Astorino, seconded by Councilman Chiaia. Said motion was carried unanimously.

Resolution R-74-15 – Tax Lien Redemption – Block 1200, Lot 7 was read. Motion was made by Councilman Astorino, seconded by Councilman Kessler. Said motion was carried unanimously.

#### PUBLIC SAFETY

Councilman Chiaia gave the Public Safety Report for March. There were 1098 Police Department calls; fourteen of which were out of district. Overtime for the month was 162 total hours of which 52 are reimbursable.

For the month of March, the Fire Department reported 21 calls which represents 129 man hours. Councilman Chiaia, on behalf of the Fire Department, reminded everyone to check their smoke detector and carbon monoxide detector batteries.

#### PUBLIC WORKS AND UTILITIES

Councilman Kessler offered the Construction Report announcing that construction permits for the month of March 2015 were 31, which are three more than at the same time last year. Total permits issued year-to-date are 85 for a total cost of \$24,297.00. In comparison, total permits issued the same time last year were 97 for a total cost of \$60,148.00.

Councilman Kessler offered the Animal Control Report for March 2015 stating there were three animal control issues for the month. There were 423 dog licenses issued to date and 10 cat licenses issued.

There was discussion on naming the street for the "600 Mountain Avenue Development". Falcon Point Drive is the name that is being suggested by the developer. There was discussion from the Council as to what the name should be. The Council agreed with the name the developer asked for.

Councilman Kessler stated funding was received from the New Jersey Department of Transportation in the amount of \$220,700 for White Oak Drive to be repaved.

Recreation

Councilman Raymond gave the Recreation Report. He spoke about the boys and girls basketball being a great season. He thanked Bill Maranz for the 1<sup>st</sup> Annual Mayor's Cup Basketball Tournament that he formed. Thursday April 2<sup>nd</sup> was the spring spectacular event. Over 100 children attended. There was face painting, a candy guessing contest, Easter egg hunt, refreshments and a visit from the Easter Bunny. There are 268 participants for upcoming softball and baseball season; practices have begun. Baseball/softball opening day is April 25. There will be a parade, DJ, rides and free food.

The Kiddie t-ball baseball program will have three instructors for a 6-week clinic for girls and four instructors for the boy's 6-week clinic.

Track and field practice has begun, along with spring after school programs, fun and games, quick start indoor tennis, kiddie t-ball, multisport programs and petite soccer. Senior dance class starts tomorrow and senior fitness class is in progress.

Pool registration mailing has gone out. There are two new pool slides, which will be ready for opening day. The pool opens May 23 with an open house on May 30, weather permitting.

**CITIZENS TO BE HEARD**

No one came forward.

**EXECUTIVE SESSION**

Resolution R-75-15 - Authorization for Executive Session for Certain Specified Purposes - Contract Negotiations – (1) Acquisition of Walker's Pond Property; (2) Caldwell Sewer Utility; Personnel – DPW Cleaning Services; Potential Litigation (1) Mr and Mrs. A. Rainone vs. Borough of North Caldwell (2) 707 Main Street was read. Motion was made by Council President Santomauro, seconded by Councilman Astorino. Said motion was carried unanimously.

Re-Opened to Public Meeting at 9:29pm

There being no other matters to be addressed by the Governing Body at this time, a motion was made by Council President Santomauro, seconded by Councilman Kessler that this meeting be adjourned at 9:30pm. This motion was carried unanimously.

Respectfully submitted,



Nancy A. Pravata, Borough Clerk