

## BOROUGH OF CRESSKILL

## MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

SEPTEMBER 19, 2018

1. Harold Laufeld led the Salute to the Flag and Pledge of Allegiance.
2. The Borough Clerk announced that this is a Regular Meeting of the Mayor and Council of which at least 48 hours' notice has been given by posting in the Borough Hall, publication in The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:33 P.M.
4. Present: Council Members Cleary, Mueller, Olmo, Spina, Tsigounis  
Also Present: Attorney Salvatore, Borough Officials Laufeld, Mann Deputy Chief Domville  
Absent: Council Member Savas
5. Motion at 7:34 P.M. by Council Member Olmo and seconded by Council Member Mueller to adjourn to closed session.

Roll Call: Yes - Unanimous.

Motion adopted.

6. Resolution by Council Member Tsigounis and seconded by Council Member Mueller:

RESOLVED that pursuant to Subsection 7(b) of the Open Public Meetings Act the public can be excluded from a public meeting so that proceedings can be conducted in closed session and the Mayor and Council now intending to discuss:

pending or anticipated litigation involving Cresskill;

personnel matters involving employment, appointment, termination, evaluation, discipline or promotion of Cresskill personnel;

negotiations involving employees of Cresskill;

protection of the safety of public property;

matters which, if disclosed, would work an unwarranted invasion of privacy;

purchase or lease of real property

deliberations after a public hearing that may result in the imposition of a penalty or loss or suspension of a license or permit;

matters which, if disclosed, would impair a right to receive United States Government funds;

matters rendered confidential by Federal or State law;

this meeting shall be continued in closed session and the discussion in closed session shall be disclosed to the public upon taking final action thereon, provided disclosure shall not release the attorney-client privilege or constitute an undue invasion of privacy.

RESOLVED further that the Mayor and Council reserve the right to return to open session upon conclusion of the closed session.

Roll Call: Yes - Unanimous. Resolution adopted.

7. Motion at 7:41 P.M. by Council Member Olmo and seconded by Council Member Mueller to reopen the public meeting.

Roll Call: Yes – Unanimous. Motion adopted.

8. Motion by Council Member Tsigounis and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of September 5, 2018.

Roll Call: Yes – Unanimous Motion adopted.

#### REPORTS OF COMMITTEES AND OFFICIALS

9. Council Member Cleary said the road work is going very well.

Council Member Mueller said it's been very quiet and feels that it's a testament to the good work the Police Dept. have done with resolving the parking situation at the high school. I've heard no comments or complaints at all.

#### NEW BUSINESS

#### INTRODUCTION OF ORDINANCE

Ordinance No. 18-17-1529 – An Ordinance Amending the Zoning Ordinance of the Borough of Cresskill, Chapter §275 et. seq.

10. Motion at 7:42 PM by Council Member Olmo and seconded by Council Member Cleary to introduce Ordinance No. 18-17-1529 – An Ordinance Amending the Zoning Ordinance of the Borough of Cresskill, Chapter §275 et. seq. on first reading by title only.

Roll Call: Yes – Unanimous Motion adopted.

11. Council Member Olmo read the title:

AN ORDINANCE AMENDING THE ZONING ORDINANCE  
OF THE BOROUGH OF CRESSKILL, CHAPTER §275 et seq.

(Ordinance in full on pages 149A through 149B.)

12. Resolution by Council Member Olmo and seconded by Council Member Cleary:
13. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill in the County of Bergen and State of New Jersey, that Ordinance No. 18-17-1529, entitled:

AN ORDINANCE AMENDING THE ZONING ORDINANCE  
OF THE BOROUGH OF CRESSKILL, CHAPTER §275 et seq.

does now pass on first reading and remain on file with the Borough Clerk for public inspection until public hearing thereon and further consideration thereof.

Such hearing shall be held at the Borough Hall in Cresskill on Wednesday, October 3, 2018 at 7:30 P.M., or as soon thereafter as it can be reached, at which time and place all persons interested in said ordinance will be heard.



Richard Trautmann  
*(for: William Trautmann)*  
 201 Piermont Road, Unit #2  
 Cresskill, NJ 07626  
 Amount: \$150.00

Nikanna Iliadi  
*(for: Maria Iliadi)*  
 261 Piermont Road  
 Cresskill, NJ 07626  
 Amount: \$70.00

Seth Polevoy  
*(for: Allie Polevoy)*  
 47 Carleton Terrace  
 Cresskill, NJ 07626  
 Amount: \$70.00

Kathleen Fox-Bennett  
*(for: Mikcaela Carney)*  
 525 Riverside Drive  
 Sleepy Hollow, NY 10591  
 Amount: \$225.00

17. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following August/September 2018 payrolls be ratified and approved:

August 31, 2018

Current Fund	\$ 295,601.34
Social Security/Medicare	11,882.92
Community Center	1,896.32
Library	12,152.50
Swim Pool	<u>19,564.06</u>
	\$ 341,097.14

September 14, 2018

Current Fund	\$ 304,881.48
Social Security/Medicare	11,427.08
Community Center	2,460.34
Library	11,571.18
Swim Pool	<u>16,558.82</u>
	\$ 346,898.90

18. WHEREAS, the following permits have been issued under Section 132-91 of the Code of the Borough of Cresskill and cash bonds deposited therefor; and

WHEREAS, the Property Maintenance Officer has inspected the work and found it to meet all requirements of the applicable Section;

NOW, THEREFORE, BE IT RESOLVED that the proper officials be and hereby are directed to return the bonds held under the following permits:

<u>Code Sec.</u>	<u>Permit #</u>	<u>Name</u>	<u>Amount</u>
132-91	4224	Roman Faynzilbert 184 5 <sup>th</sup> Street Cresskill, NJ 07626	\$50.00
132-91	4228	Seibung Chu 430 Lafayette Street Cresskill, NJ 07626	\$50.00
132-91	4226	Chang Sohn 9 Burns Place Cresskill, NJ 07626	\$50.00

19. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that Jon Fellgraff, 170 Glen Road, Woodcliff Lake, NJ 07677 be retained as architect for the Borough of Cresskill regarding the proposed Merritt Field House at a fee not to exceed \$16,500. The contract will be awarded without competitive bidding as a professional service under provisions of the Local Public Contract Law. This appointment is in accordance with

N.J.S.A. 19:44A-20.8 in that where required the appointee has filed with the Borough a Business Entity Disclosure Certification.

20. WHEREAS, the State of New Jersey, Department of Treasury, Division of Pensions and Benefits requires all municipalities to designate a Certifying Officer and Supervising Certifying Office to certify the accuracy and validity of all documents and forms sent to the Division of Pensions and Benefits;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, in the County of Bergen, State of New Jersey as follows, effective October 1, 2018

1. The Certifying Officer for the Borough of Cresskill Public Employees Retirement System and Police and Fire Retirement System shall be Catherine Glynn;
  2. The Supervising Certifying Officer for the Borough of Cresskill Public Employees Retirement and Police and Fire Retirement System shall be Harold Laufeld, Chief Financial Officer;
  3. A certified copy of this resolution shall be filed with the State of New Jersey, Department of Treasury, Division of Pensions and Benefits.
21. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that Victor Cellupica be appointed for part-time employment as School Marshal effective September 19, 2018, at a salary of \$18.18 per hour.
22. WHEREAS, the Borough of Cresskill published a request for Bids for Solid Waste and Recycling Services; and

WHEREAS, Bids were submitted by Westphal Waste Services (“Westphal”) and Interstate Waste Services of New Jersey, Inc. (“IWS”); and

WHEREAS, the Borough’s Professionals have reviewed the Submitted Bids, and recommend that the Council reject both the Westphal and IWS Solid Waste and Recycling Bids;

The basis for the IWS Bid Rejection are as follows:

1. IWS failed to comply with Bid Questionnaire 13 (Financial Disclosure);
2. Failed to submit a §901 Approval Letter;
3. Failed to submit a Certificate of Insurance;

The basis for the Westphal Rejection are as follows:

1. Shareholder Ownership Statement contradicts submissions to the DEP, therefore deemed incomplete and rejected;
2. Failed to submit a Certificate of Insurance;
3. Failed to submit a Business Registration Statement.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Cresskill does hereby reject the Solid Waste and Recycling Bid Proposals submitted by both IWS and Westphal; and

BE IT FURTHER RESOLVED, the Council does hereby direct the Municipal Clerk, the Department of Public Works and the Office of the Borough Attorney to prepare, publish and accept Bid Proposals for Solid Waste and Recycling Contracts for the Calendar Year 2019; and

BE IT FURTHER RESOLVED, that a Certified Copy of this Resolution be tendered to Interstate Waste Services of New Jersey Inc., 300 Frank W. Burr Blvd., Suite 39, Teaneck, New Jersey 07666; Westphal Waste Services, Inc., 770 Blanch Avenue, Norwood, New Jersey 07648; and Edward Wrixon, Acting Borough Administrator.

Miscellaneous Business

23. Approve the following Raffle Licenses:

RL 1412	American Legion Post #21 Camp Merritt	October 20, 2018
RL 1413	American Special Children's Pilgrimage Group	April 13, 2019

REMARKS FROM MEMBERS OF THE PUBLIC CONCERNING THE CONSENT AGENDA ONLY [Reported by Deputy Borough Clerk Patricia A. McKim.]

24. No one wished to be heard.

25. Motion by Council Member Tsigounis and seconded by Council Member Cleary to close the meeting to remarks on agenda items.

Roll Call: Yes - Unanimous Motion adopted.

26. Motion by Council Member Tsigounis and seconded by Council Member Mueller to consider all items marked with an asterisk as a single question.

On the question: The Borough Clerk announced that copies of all items marked with an asterisk have been posted in the Borough Hall and made available to the public.

Roll Call: Yes – Unanimous Motion adopted.

27. Motion by Council Member Tsigounis and seconded by Council Member Mueller to adopt all items with an asterisk as a single question.

Roll Call: Yes - Unanimous Motion adopted.

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PRESENTATION OF BILLS

28. Resolution by Council Member Olmo and seconded by Council Member Mueller:

(Resolution in full on pages 153A through 153I.)

Roll Call: Yes – Unanimous Resolution adopted.

REMARKS FROM THE PUBLIC FOR THE GOOD AND WELFARE OF THE BOROUGH [Reported by Deputy Borough Clerk Patricia A. McKim.]

29. Richard Calabrese, 42 Engle Street said he read in the paper that this whole area was once one town and feels it should go back to that.  
Also, when is the tenant in the Brookside Avenue house going to move so they can start the expansion of Bryan School? Mayor Romeo said she should be out before the end of the year.

No one else wished to be heard.

30. Motion by Council Member Tsigounis and seconded by Council Member Cleary to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

31. Motion at 7:48 P.M. by Council Member Tsigounis and seconded by Council Member Cleary to adjourn the meeting.

Roll Call: Yes - Unanimous.

Motion adopted.

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Benedict Romeo  
Mayor

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Francesca Maragliano  
Borough Clerk