

BOROUGH OF CRESSKILL

MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

APRIL 1, 2009

1. Pauline Rooney 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 Press Journal and The Record and delivery to all members of the governing body.
3. Mayor Romeo called the meeting to order at 7:35 P.M.
4. Present: Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
Also Present: Attorney Salvatore, Borough Officials Laufeld, McKim, Chief Wrixon, Members of the Police Department
5. Motion by Council Member Brennan and seconded by Council Member Cleary to approve the minutes of the Mayor and Council Regular meeting of March 18, 2009.

Roll Call: Yes– Council Members Brassel, Brennan, Cleary, Olmo
 No – None
 Absent – None
 Abstain – Council Members Savas, Thomasma
 Motion adopted.

6. Mayor Romeo read a Proclamation for Volunteer Fireman Howard Tiedemann.

(Proclamation in full on page 48A.)
7. Mayor Romeo read a Proclamation for Eagle Scout Douglas A. Sewell.

(Proclamation in full on page 48B.)

COMMUNICATIONS

8. Minutes of the following meeting:

Cresskill Environmental Commission	February 19, 2009
Historical Committee	February 12, 2009
Library Board of Trustees	February 23, 2009
Planning Board	March 10, 2009

Filed.

REPORTS OF COMMITTEES AND OFFICIALS

9. Council Member Savas said Teen Night, sponsored by the Municipal Alliance, will be this Friday. We had 150 kids at the last one, so we're hoping for a good turnout. The spring food drive was a big success. We had (5) truckloads of food donated.

Council Member Brennan said we should put a thank you on the website for the food donations.

Council Member Brassel said the Environmental Commission is hoping for a good turnout for EARTHfest on April 18th. It will run from 9 am until 2 pm.

The Historical Committee held their last meeting in the Tallman House. The Northern Valley Historical Society will be holding lectures there in the summer and fall. The DPW is very busy preparing the ball fields and with the repaving of Madison Avenue. It should be milled by Friday and paved by next Thursday.

Council Member Cleary said he attended the last JIF meeting. I'm in the process of reactivating our amateur radio station.

Council Member Olmo said there are two new members on the Zoning Board. At the last BOE meeting it was mentioned the new softball field at the high school is just about completed.

NEW BUSINESS

10. Resolution by Council Member Brennan and seconded by Council Member Brassel:

BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill, upon recommendation of the Police Chief, that Lieutenant James Domville be promoted to the rank of Captain in accordance with Chapter 53 of the code of the Borough of Cresskill.

Introduced: Council Member Brennan

Second: Council Member Brassel

Roll Call: Yes – Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma

11. Borough Clerk Nasuto swore in Captain James Domville.

NEW BUSINESS

INTRODUCTION OF ORDINANCE

Ordinance No. 09-03-1371 – 2009 “CAP” Ordinance

12. Motion at 7:44 P.M. by Council Member Thomasma and seconded by Council Member Brennan to introduce Ordinance No. 09-03-1371 – 2009 CAP Ordinance to Exceed Budget.

Roll Call: Yes– Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
 No – None
 Absent – None
 Abstain – None
 Motion adopted.

(Ordinance in full on page 49A.)

13. Resolution by Council Member Thomasma and seconded by Council Member Brennan:

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. 09-03-1371, entitled:

2009 “CAP” ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
 APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
 (N.J.S.A.40A:4-45.14)

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, April 15, 2009 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.

The Borough Clerk is hereby directed to publish said ordinance in full, with the notice of hearing thereon, in an official newspaper according to law, also to mail copies of said ordinance when and as required by law.

Roll Call: Yes– Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
 No – None
 Absent – None
 Abstain – None
 Resolution adopted.

INTRODUCTION OF 2009 BUDGET

14. Resolution by Council Member Thomasma and seconded by Council Member Brennan:

BE IT RESOLVED, that the following statement of revenues and appropriations attached hereto constitute the local Budget of the Borough of Cresskill, Bergen County, New Jersey for the year 2009.

BE IT FURTHER RESOLVED, that the said budget be published in the Press Journal in the issue of April 23, 2009, and that a hearing on the Budget will be held at the Municipal Building on May 6, 2009 at 7:30 PM or as soon thereafter as the matter may be reached.

Introduced by: Council Member Thomasma

Seconded by: Council Member Brennan

Roll Call: Yes – Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma

(2009 Budget in full on pages 50A through 50LLL.)

15. Borough Clerk Nasuto explained all items on the Consent Agenda.

CONSENT AGENDA

NEW BUSINESS

*Resolutions

16. BE IT RESOLVED, as recommended by the Municipal Pool Commission, that the following refund from the Municipal Swim Club Account be authorized due to overpayment of fees:

Philip Reicherz
 5 Michelle Court
 Amount: \$10.00

17. BE IT RESOLVED that the following solicitor's license, which has been approved by the Chief of Police, be issued under the provisions of Chapter 93 of the Code of the Borough of Cresskill, for term ending December 31, 2009:

09-849
 Naiem Mohammed
 74A North Taylor Street
 Bergenfield, NJ 07621
 Purpose: Solicit Customers for Lawn Maintenance

18. WHEREAS, Cresskill-Alpine Baseball League has applied for a parade permit for Saturday, April 4, 2009, in accordance with the provisions of Section 230-67 of the Code of the Borough of Cresskill; and

WHEREAS, the said applicants appear to have met all requirements of the said code;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that a permit be issued to the Cresskill-Alpine Baseball League for a parade on April 4, 2009, rain date April 5, 2009 on the following route:

1. Assemble at the Cresskill High School at 9:30 AM.
2. Beginning at 10:00 AM, parade will march onto Cresskill Avenue, turn left onto Union Avenue and continue through town.
3. Parade will then proceed on Dogwood Lane and down Margie Avenue to the International Field at Piermont Road and Margie Avenue.

19. WHEREAS, the Recreation Committee has scheduled various programs and

WHEREAS, due to scheduling conflicts participants are unable to attend;

NOW, THEREFORE, BE IT RESOLVED that the recreation fees be returned to:

Barbara Leung
282 Brookside Ave.
Cresskill, NJ 07626
Amount: \$40.00

Doosuk Kang
199 Phelps Ave.
Cresskill, NJ 07626
(for: William Kang)
Amount: \$70.00

Sunny You
207 Phelps Avenue
Cresskill, NJ 07626
(for: Ryan You)
Amount: 150.00

Thano Cotsis
339 Jefferson Avenue
Cresskill, NJ 07626
Amount: \$30.00

20. WHEREAS, the Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant monies received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Cresskill that the Borough of Cresskill hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2008 in the amount of \$8,021.94. Documentation supporting this submission is available at 325 Piermont Road and shall be maintained for no less than five years from this date.

Tax reimbursement certified by: Borough of Cresskill

Name of official: Harold Laufeld

Title of official: CFO/Treasurer

21. BE IT RESOLVED by the Mayor and Council, Borough of Cresskill, that the following March 2009 payroll be ratified and approved:

March 27, 2009

Current Fund	\$ 219,284.77
Social Security/Medicare	10,238.25
Community Center	<u>1,629.53</u>
	\$ 231,152.55

22. BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Mayor be, and hereby is, authorized to execute Easement Agreements with various landowners for the redevelopment of the Allen Street parking lot.
23. WHEREAS, the Borough of Cresskill, with the assistance from the New Jersey Meadowlands Commission and the Bergen County Office of Emergency Management, has gathered information and prepared the Bergen County Natural Hazard Mitigation Plan; and

WHEREAS, the Bergen County Natural Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Borough of Cresskill is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Borough of Cresskill has reviewed the Plan and affirms that the Plan will be updated no less than every five years.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cresskill adopts the Bergen County Natural Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

Adopted this 1st day of April, by the Mayor and Council of the Borough of Cresskill.

Motions

24. Approve the following Raffle License:

RL 1281	UNICO Nat'l Cresskill	May 6 – 9, 2009
(Pending receipt of missing documentation.)		

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

25. Richard Calabrese, 42 Engle Street asked what the cost is for the easements mentioned in Resolution #7 (22). Mayor Romeo said there is no cost. We are not buying the land. It spells out the meets and bounds and what the agreements are with the landowners to build the parking lot across their properties. There will also be a walkway by the bank and one by the Bev-Bel building.

No one else wished to be heard.

26. Motion by Council Member Brennan and seconded by Council Member Thomasma to close the meeting to remarks on agenda items.

Roll Call: Yes - Unanimous Motion adopted.

27. Motion by Council Member Brennan and seconded by Council Member Thomasma 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.

28. Motion by Council Member Brennan and seconded by Council Member Olmo to adopt all items with an asterisk as a single question.

Roll Call: Yes - Unanimous Motion adopted.

29. Resolution by Council Member Thomasma and seconded by Council Member Brennan to approve 2009 Temporary Budget.

(Resolution in full on pages 53A through 53B.)

Roll Call: Yes – Council Members Brassel, Brennan, Cleary, Olmo, Savas, Thomasma
No - None
Absent - None
Abstain – None
Resolution adopted.

PRESENTATION OF BILLS

30. Resolution by Council Member Thomasma and seconded by Council Member Brennan:

(Resolution in full on pages 53C through 53G.)

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.]

31. Mayor Romeo said the Environmental Commission has worked very hard on EARTHfest so please attend. Also, we have a second band for the Memorial Day Parade this year.

Richard Calabrese asked what P.O. #523 on the bill list payable to the Bergen County Sheriff was for. Mayor Romeo said there is a lien against one of our vendors and we were ordered to pay them and not the vendor, but everything is straightened out now. Mr. Calabrese asked if it was Scuffy Carting. Mayor Romeo confirmed that it was.

No one else wished to be heard.

32. Motion by Council Member Brennan and seconded by Council Member Thomasma to close the meeting to remarks from the public.

Roll Call: Yes – Unanimous Motion adopted.

33. Motion at 7:53 P.M. by Council Member Brennan and seconded by Council Member Thomasma to adjourn the meeting.

Roll Call: Yes - Unanimous. Motion adopted.

Benedict Romeo
Mayor

Barbara A. Nasuto
Borough Clerk