

## BOROUGH OF CRESSKILL

## MAYOR AND COUNCIL

CRESSKILL

BERGEN COUNTY

NEW JERSEY

REGULAR MEETING

NOVEMBER 1, 2023

1. Sarah Barrs 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 7:14 P.M.
4. Present: Council Members Cleary, Kaplan, Olmo, Savas, Schultz-Rummel, Spina  
Also Present: Attorney Diktas, Administrator Lavin, Chief Domville
5. Motion by Council Member Spina and seconded by Council Member Olmo to approve the minutes of the Mayor and Council Regular meeting of October 18, 2023.

All in Favor. None Opposed.

Motion adopted.

## COMMUNICATIONS

6. Minutes of the following meeting:

Planning Board

October 10, 2023

Filed.

## REPORTS OF COMMITTEES AND OFFICIALS

7. Council Member Spina said we received the initial study of the Tenakill Brook project from the USACE which I shared with the CEC.

Council Member Savas said in lieu of trunk or treat, the Recreation Dept. held a fall festival evening which was a very nice family event. Parks & Rec Director Jason Mitchell and I met and put together a standardized rental procedure for the facility/fields that fall under him.

Council Member Olmo said daylight savings time is this Sunday.

## NEW BUSINESS

## INTRODUCTION OF ORDINANCES

Ordinance No. 23-26-1627 – Amend Chapter 275, Art. II – Definitions - Building Coverage.

Ordinance No. 23-27-1628 – Amend Chapter 275-35, R-40, R-15, and R-10 One Family Residence Zones - Building Coverage.

Ordinance No. 23-28-1629 – Amend Chapter 275, Art. XI - Supplementary Regulations: R-40, R-15, and R-10 Single Family Residence Zones - Exception to Building Coverage.

Ordinance No. 23-29-1630 – Amend Chapter 275, Art. II, Definitions - Height.

Ordinance No. 23-30-1631 – Amend Chapter 275-35, R-40, R-15, and R-10 One Family Residence Zones - Building Height.

Ordinance No. 23-32-1633 – Amend Chapter 275, Art. XI - Supplementary Regulations: R-40, R-15, and R-10 Single Family Residence Zones - Construction of Garages.

8. Motion at 7:18 PM by Council Member Schultz-Rummel and seconded by Council Member Olmo to introduce Ordinance Nos. 23-26-1627 through 23-30-1631 and Ordinance No. 23-32-1633.

Roll Call: Yes – Unanimous Motion adopted.

(Ordinances in full on pages 174A through 174F.)

9. Resolution by Council Member Schultz-Rummel and seconded by Council Member Savas:

BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill in the County of Bergen and State of New Jersey, that the following Ordinances entitled:

Ordinance No. 23-26-1627 – Amend Chapter 275, Art. II – Definitions - Building Coverage.

Ordinance No. 23-27-1628 – Amend Chapter 275-35, R-40, R-15, and R-10 One Family Residence Zones - Building Coverage.

Ordinance No. 23-28-1629 – Amend Chapter 275, Art. XI - Supplementary Regulations: R-40, R-15, and R-10 Single Family Residence Zones - Exception to Building Coverage.

Ordinance No. 23-29-1630 – Amend Chapter 275, Art. II, Definitions - Height.

Ordinance No. 23-30-1631 – Amend Chapter 275-35, R-40, R-15, and R-10 One Family Residence Zones - Building Height.

Ordinance No. 23-32-1633 – Amend Chapter 275, Art. XI - Supplementary Regulations: R-40, R-15, and R-10 Single Family Residence Zones - Construction of Garages.

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, December 6, 2023 at 7:00 P.M., or as soon thereafter as it can be reached, at which time and place all persons interested in said ordinances will be heard.

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

Roll Call: Yes – Unanimous Resolution adopted.

Ordinance No. 23-31-1632 – Amend Chapter 218, Article I – Definitions - Height.

10. Motion at 7:21 PM by Council Member Schultz-Rummel and seconded by Council Member Savas to introduce Ordinance No. 23-31-1632.

Roll Call: Yes – Unanimous Motion adopted.

(Ordinance in full on page 174G.)

11. Resolution by Council Member Schultz-Rummel and seconded by Council Member Savas:

BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill in the County of Bergen and State of New Jersey, that the following Ordinance entitled:

## AN ORDINANCE AMENDING CHAPTER 218 ARTICLE I DEFINITIONS- HEIGHT

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, December 6, 2023 at 7:00 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 ordinances 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 – Unanimous                               Resolution adopted.

## NEW BUSINESS

2023 Resilient Communities Grant Application Hearing

12. Motion at 7:22 PM by Council Member Olmo and seconded by Council Member Schultz-Rummel to open the public hearing for the submission of a grant application for the 2023 Resilient Communities Grant for the Borough of Cresskill whereas they desire to obtain a grant for the Implementation of both Wet Flood Proofing and Dry Flood Proofing for the Department of Public Works building in the amount of \$2,467,000.00.

Roll Call:       Yes – Unanimous                               Motion adopted.

13. Mayor Romeo opened the meeting to the public. [Reported by Deputy Borough Clerk Patricia A. McKim.]
14. Mayor Romeo said we are trying to get the DPW offices and garages covered under this grant.

No one else wished to be heard.

15. Motion by Council Member Olmo and seconded by Council Member Savas to close the public hearing and adopt the Resolution for the submission of the grant application for the 2023 Resilient Communities.

Roll Call:       Yes – Unanimous                               Motion adopted.

16. WHEREAS, the New Jersey Department of Community Affairs is providing a grant to municipal governments for assistance to increase resilience from disasters and reduce/eliminate the long-term risks of loss of life, injury, damage to and loss of property, and suffering and hardship by lessening the impact of future disasters; and,

WHEREAS, the Borough of Cresskill desires to further the public interest by obtaining a grant of \$2,467,000.00 from the New Jersey Department of Community Affairs to fund the following project for flood mitigation which has been exacerbated by extreme weather events such as Hurricane Ida. It involves the Wet Flood-proofing and Dry Flood-proofing of the existing office space at the Department of Public Works located at 325 Piermont Road, Cresskill NJ 07626.

WHEREAS, the Mayor and Council has reviewed the New Jersey Department of Community Affairs application and desires to make an application for a grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council will hold a public hearing on November 1, 2023 to receive public comments prior to the submission of said application; and,



18. WHEREAS, the Mayor and Council of the Borough of Cresskill on November 22, 2022 adopted Resolution No. 8 awarding a bid for the Magnolia Avenue Improvements 2021 NJDOT Municipal Aid Program to American Asphalt and Trucking, LLC in the amount of \$297,424.03; and

WHEREAS, American Asphalt and Trucking, LLC has requested payment for the current work completed to date; and

WHEREAS, the Borough Engineer, Azzolina & Feury by way of letter dated October 26, 2023 (a copy of which is attached) has certified that the work is completed as stated and recommends progress payment #3 in the amount of \$36,841.96; and

WHEREAS, the Acting Chief Financial Officer has certified that funds are available;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Cresskill that the Borough Treasurer is authorized to make progress payment #3 to American Asphalt and Trucking, LLC in the amount of \$36,841.96.

Payment No. 3  
CR-1004– Magnolia Avenue Improvements 2021 NJDOT Municipal Aid Program

|                                      |                      |
|--------------------------------------|----------------------|
| Value Work Completed to Date         | \$ 232,930.31        |
| Less: 2% Retainage                   | \$ 4,658.61          |
| <u>Less: Amounts Previously Paid</u> | <u>\$ 191,429.74</u> |
| Total Amount Due                     | \$ 36,841.96         |

**Amount due Progress Payment# 3** **\$ 36,841.96**

Miscellaneous Business

19. Approve the following Raffle License:

RL 1461                      St. Therese of Lisieux Church                      Nov. 17, 2023

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

20. No one wished to be heard.

21. Motion by Council Member Spina and seconded by Council Member Olmo to close the meeting to remarks on agenda items.

Roll Call:      Yes – Unanimous    Motion adopted.

22. Motion by Council Member Spina and seconded by Council Member Savas 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.

23. Motion by Council Member Spina and seconded by Council Member Savas to adopt all items with an asterisk as a single question.

Roll Call:      Yes – Unanimous    Motion adopted.

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PRESENTATION OF BILLS

24. Resolution by Council Member Olmo and seconded by Council Member Cleary:

(Resolution in full on pages 178A through 178G)

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.]

25. No one wished to be heard.

26. Motion at 7:28 P.M. by Council Member Spina and seconded by Council Member Olmo to close the meeting and adjourn.

All in Favor. None Opposed.

Motion adopted.

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Benedict Romeo  
Mayor

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Francesca Maragliano  
Borough Clerk