

BOROUGH OF CALDWELL, N.J.
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – August 25, 2009

The Council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:05 P.M.

PRESENT: Mayor Gartland, Councilman Lawshe, Slattery, Dassing, Norton and Brennan

ALSO PRESENT: Borough Administrator, Maureen Ruane, Borough Attorney, Stuart Koenig, Esq., Deputy Clerk, Beth Bush Telepan

ABSENT: Councilman Curley absent on roll call

Adequate notice of this Council Business/Conference meeting was given on January 15, 2009. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 15, 2009. Four official newspapers of the Borough were notified of this meeting by mail on January 15, 2009. Notice was posted and all persons requesting notice were sent same.

Mayor Gartland requested that the record be noted that Councilman Curley arrived at 7:06 P.M.

PRESENTATIONS: None

INTRODUCTION OF ORDINANCES: None

PUBLIC HEARINGS: Ordinance #1197-09, Bond Ordinance providing for various road improvements in the Borough of Caldwell, in the County of Essex, New Jersey, appropriating the amount of \$475,456 therefor, and authorizing the issuance of \$451,500 Bonds or Notes of the Borough for financing part of the cost thereof

Mayor Gartland opened the public hearing on the ordinance at 7:06 P.M. seeing no one from the public wishing to be heard the Mayor closed the public hearing at 7:07 P.M.

Moved by Councilman Slattery, seconded by Councilman Curley. Discussion ensued. On roll call vote, all members present voted in the affirmative. Ordinance adopted 8/25/09.

Ordinance #1198-09, Bond Ordinance water system improvements in and by the Borough of Caldwell, in the County of Essex, New Jersey, appropriating \$180,000 therefor, and authorizing the issuance of \$180,000 Bonds or Notes of the Borough for financing the cost thereof

Mayor Gartland opened the public hearing on the ordinance at 7:08 P.M. seeing no one from the public wishing to be heard the Mayor closed the public hearing at 7:08 P.M.

Moved by Councilman Slattery, seconded by Councilman Curley. Discussion ensued. On roll call vote, all members present voted in the affirmative. Ordinance adopted 8/25/09.

RECEIVING OF BIDS: None

APPROVAL OF MINUTES: August 11, 2009

Moved by Councilman Norton, seconded by Brennan. On roll call vote Councilman Lawshe, Slattery, Dassing, Norton and Brennan voted in the affirmative, Councilman Curley abstained. The minutes were adopted August 25, 2009.

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Mayor Gartland opened the meeting to the public at 8:12 P.M. for public comment on resolutions. Peter Murray of 61 Arlington Avenue wanted to know if the public was privy to the bill list. Borough Administrator, Maureen Ruane, responded that the bill list is prepared the Friday before the meeting and if Mr. Murray wants a copy of the bill list he should call the administrator. Mr. Murray also asked if the Fund Commissioner was a new position. Ms. Ruane responded that she was appointed the fund commissioner and this resolution was to appoint an alternate to go in her place if she could not attend the meeting.

RESOLUTIONS:

- 8-143 Authorizing appointment of Anthony Marucci, P.E. as Sewer Director for the period August 15, 2009 through December 31, 2009 at an annual pro-rated rate of \$22,000.00

Moved by Councilman Norton, seconded by Councilman Curley. Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 8/25/09.

- 8-144 Authorizing payment of bills and the issuance of checks for the period through August 25, 2009 in the total amount of \$2,494,735.42

Councilman Norton made a motion to amend the resolution reducing the amount by \$32,500.00 seconded by Councilman Lawshe. On roll call vote, Councilman Lawshe, Dassing and Norton voted in the affirmative. Councilman Slattery, Curley and Brennan and Mayor Gartland voted in the negative. Amendment did not carry.

Moved by Councilman Slattery, seconded by Councilman Brennan. Discussion ensued. On roll call vote, Councilman Lawshe, Dassing and Norton voted in the negative. Councilman Slattery, Curley and Brennan and Mayor Gartland voted in the affirmative. Resolution adopted 8/25/09.

- 8-145 Authorizing the issuing of license for raffle to Caldwell Merchants Association, On-Premise – Calendar Raffle, October 3, October 17, October 31, November 14, November 28, December 12 and December 26, 2009

Moved by Councilman Lawshe, seconded by Councilman Slattery. No discussion. On roll call vote, Councilman Lawshe, Slattery, Curley, Norton and Brennan voted in the affirmative. Councilman Dassing abstained. Resolution adopted 8/25/09.

- 8-146 Authorizing the issuing of license for raffle to Caldwell Merchant Association, On-Premise Drawing, January 1, 2010 – 3:00 P.M.

Moved by Councilman Lawshe, seconded by Councilman Norton. Discussion ensued. On roll call vote, Councilman Lawshe, Slattery, Curley, Norton and Brennan voted in the affirmative. Councilman Dassing abstained. Resolution adopted 8/25/09.

- 8-147 Authorizing the issuance of a permit for canvasser/solicitor to Lassina Coulibaly of J. Gorman Paving & Landscaping, 266 South 7th Street, Newark, New Jersey 07103

Moved by Councilman Norton, seconded by Councilman Curley. Discussion ensued. On roll call vote, Councilman Lawshe, Slattery and Brennan voted in the negative. Councilman Dassing, Curley, Norton and Mayor Gartland voted in the affirmative. Resolution adopted 8/25/09.

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8-148 Authorizing redemption of tax lien certificate #08-00001, Block 3, Lot 1.01, 86 Arlington Avenue, Caldwell, New Jersey 07006, Stephen Kearney

Moved by Councilman Slattery, seconded by Councilman Curley. No discussion. On roll call vote, Councilman Lawshe, Slattery, Dassing, Curley and Brennan voted in the affirmative. Councilman Norton abstained. Resolution adopted 8/25/09.

8-149 Appointing fund commissioner and alternate fund commissioner for the Garden State Municipal Joint Insurance Fund

Moved by Councilman Slattery, seconded by Councilman Curley. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 8/25/09.

REPORT OF COMMITTEE CHAIRMEN AND MEMBERS:

Councilman Lawshe – Reported that they held the first joint meeting with West Caldwell regarding the Kiwanis Oval. Mayor Gartland, Borough Administrator, Maureen Ruane and myself along with three members from West Caldwell attended the meeting. Bids were sent out to three engineering firms and the response is due back in two weeks. Once we receive them back, we can start to work on the specs and get the project going. Councilman Lawhse asked if anyone has replaced him on the Tree Committee. Mayor Gartland responded that she has not appointed a replacement.

Councilman Slattery – Reported on Caldwell Live. The program is up and running. For residents 60 years and over there is a home maintenance component, exercise and fitness, social work services, employment services and transportation. If anyone wants details on this program, they can call 973-403-0972. There will be a Senior Wellness day in Essex County on September 22, 2009 at 10:00 A.M. to 2:00 P.M. at the Codey Arena. It is free for Senior Citizens. They will have health screenings, musical entertainment, free food, farmers market, dancing and valuable information. It really is a very good program. There will also be two services this year in memory of those we lost on 9/11. The first one is on Friday, September 11, 2009 at Eagle Rock Reservation. If you have not been, it is exceptionally moving and extremely well done. It is open to anyone who would like to go. It is open at 8:00 A.M. There will be another one on Monday, September 21, 2009 at 11:00 A.M., remembering our veterans and dedicating the first new county park in Essex County in over 80 years at the Essex County Veterans Memorial Park on West Market Street. These are all exciting things and are open to all the residents of Essex County.

Councilman Dassing – Reported that with the start of the school year the CCC has a First Friday Fun Club available. It is a brand new program that will take place the first Friday of each month at the CCC. Club members will get the chance to enjoy supervised swim time, participate in organized gym games making crafts and a snack. It is from 1:15 to 5:00 P.M. \$30.00 for members and \$40.00 for non-members. Registration is 5 days in advance on October 2nd, November 6th and December 4th. It is for ages 6 years to 12 years. This is nice to give the children a supervised afternoon and hopefully many residents will take advantage of this.

Councilman Curley – Reported that the Environmental Commission will be collecting pictures of vegetable gardens. If you have a nice vegetable garden in your back yard, you can take a picture of it to give to the Environmental Commission for their Green Fair. Anyone interested contact Ann Marchioni.

Councilman Norton – Reported that there will be a budget meeting on Wednesday, August 26, 2009 at 6:30 P.M. and invited the residents to attend. Councilman Norton had a question for Maureen Ruane, Borough Administrator, regarding a memo from the County dated August 6, 2009 stating that the County has not received our budget yet. Maureen

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Ruane responded that we do not have an adopted budget yet and that is why it was not submitted to the County. Councilman Norton asked when the adopted budget needed to be submitted to the State. Ms. Ruane responded that she will double check on the date and get back to Councilman Norton.

Councilman Brennan – Reported that the personnel committee met and will be scheduling interviews for CFOs. We will be scheduling interviews next week. Those that we have selected to interview will be contacted tomorrow.

Mayor Gartland - Reported on a letter received regarding Camp Caldwell. They were very pleased with the camp. The camp was a wonderful success. The letter complimented Kim Glassman, Camp Director. She has done a wonderful job. Congratulations to Kim for running an excellent program. Mayor Gartland reported that she received a request from the West Essex First Aid Squad to draft a resolution in honor of Elizabeth Belatty who is retiring from the squad after serving forty-eight years. Mayor Gartland requested that the council support her in putting together a resolution to honor Ms. Bellatty.

Administrator – Maureen Ruane reported that she received a visit from the project manager of Calandra's Italian Village. They will be finishing the paving of Provost Square during the shut down of the Caldwell Community Center. Ms. Ruane asked the Council's permission to put a resolution on for the next meeting regarding the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Act of 2009.

Attorney Stuart Koenig – Reported that he would like to discuss sewer issues in executive session.

New Business – John Ezyske, Borough Auditor, answered questions regarding the Audit and his bills.

OPEN MEETING: Mayor Gartland opened the meeting to the public at 8:29 PM. Rich Hauser, 33 Arlington Avenue asked if the audit was available to the public. Administrator Ruane said the audit is available to the public and if he would send her an e-mail she would send it to him. Seeing no one else from the public wishing to be heard the Mayor closed the Open Public portion of the meeting at 8:29 P.M.

On a motion made by Councilman Slattery, and seconded by Councilman Norton, unanimously affirmed, the Council moved into Executive Session in order to discuss a matter of potential litigation and personnel. Said motion was unanimously approved and the Council went into Executive Session at 8:30 P.M.

The Executive Session was adjourned and upon motion by Councilman Brennan, seconded by Councilman Slattery the Council Business Conference Meeting was opened to the public and the press at 9:29 P.M. All those previously in attendance were present.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Brennan, seconded by Councilman Slattery, unanimously affirmed by all members present, the meeting was adjourned at 9:29 PM.

Prepared by:

Beth Bush Telepan
Deputy Clerk

Date