

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – JULY 28, 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, Slattery, Dassing, Curley, Norton and Brennan

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

**ABSENT:** Councilman Lawshe

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.

**PRESENTATIONS:** Mayor Gartland asked Councilman Norton if he had any presentation regarding insurance. Councilman Norton said that the insurance issues are addressed in the Borough Code. Councilman Norton suggested we update the code with the attorney. Mayor Gartland requested that copies of the code be sent to the Council and the attorney for review.

**INTRODUCTION OF ORDINANCES:**

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.

Moved by Councilman Curley, seconded by Councilman Slattery. Discussion ensued. On roll call vote, all members present voted in the affirmative. Ordinance Introduced 7/28/09.

Ordinance #1198-09 – Bond Ordinance providing for 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.

Moved by Councilman Slattery, seconded by Councilman Curley. Discussion ensued. On roll call vote, all members present voted in the affirmative. Ordinance Introduced 7/28/09.

**PUBLIC HEARINGS:** None

**RECEIVING OF BIDS:** None

**APPROVAL OF MINUTES:** July 14, 2009

Moved by Councilman Slattery, seconded by Councilman Brennan. On roll call vote Councilman Dassing, Slattery, Curley and Brennan voted in the affirmative, Councilman Norton abstained. The minutes were adopted July 28, 2009.

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – July 28, 2009**

**Page 2 of 4**

Mayor Gartland opened the meeting to the public at 7:16 P.M. for public comment on resolutions. Seeing no one from the public wishing to be heard Mayor Gartland closed the open public comment on resolutions at 7:16 P.M.

**RESOLUTIONS:**

7-131 Authorizing the issuing of license for raffle to Grover Cleveland Park Conservancy, On-Premise – 50/50 Raffle, August 18, 2009 – 6:00 P.M. – 9:00 P.M.

Moved by Councilman Slattery, seconded by Councilman Brennan Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 7/28/09.

7-132 Authorizing the issuing of license for raffle to Caldwell College, On-Premise – 50/50 Raffle, December 19, 2009 – 1:00 P.M. – 5:00 P.M.

Moved by Councilman Slattery, seconded by Councilman Brennan, no discussion. On roll call vote Councilman Dassing, Slattery, Norton and Brennan voted in the affirmative, Councilman Curley abstained. Resolution adopted 7/28/09.

7-133 The Borough of Caldwell and the Caldwell Police Department Support the Over the Limit Under Arrest 2009 Statewide Crackdown

Moved by Councilman Slattery, seconded by Councilman Curley Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 7/28/09.

7-134 Approval of the sewer connection application for Evans Run, LLC, 320 Runnymede Road, Essex Fells, New Jersey, for construction of a new 47 unit residential development at Clinton Road, West Caldwell, New Jersey (Block 1600, Lots 23-27). Connection fee of \$101,700.00

Resolution withdrawn from agenda for further review by Hatch Mott MacDonald.

7-135 Authorizing award of a contract to Joshua D. Mackoff, LLC for completion of a real estate appraisal report in accordance with the Green Acres Appraisal Guidelines for Block 14, Lots 1 & 12.03 in an amount not to exceed \$2,000.00

Moved by Councilman Curley, seconded by Councilman Norton Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 7/28/09.

7-136 Authorizing award of a contract to Norman J. Goldberg, Inc. for completion of a real estate appraisal report in accordance with the Green Acres Appraisal Guidelines for Block 14, Lots 1 & 12.03 in an amount not to exceed \$1,475.00

Moved by Councilman Slattery, seconded by Councilman Curley Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 7/28/09.

7-137 Authorizing payment of bills and the issuance of checks for the period through July 28, 2009 in the total amount of \$377,836.85

Moved by Councilman Slattery, seconded by Councilman Brennan Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 7/28/09.

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – July 28, 2009**

**Page 3 of 4**

7-138 Borough of Caldwell 2009 Temporary Capital Budget

Moved by Councilman Curley, seconded by Councilman Brennan  
Discussion ensued. On roll call vote, all members present voted in  
the affirmative. Resolution adopted 7/28/09.

**REPORT OF COMMITTEE CHAIRMEN AND MEMBERS:**

Councilman Slattery – Reported that the New Jersey Department of Human Services has launched a New Jersey Family Care Campaign. It is a Federal and State funded health insurance program to help New Jersey's uninsured children to have affordable health care. They will be having an advertising campaign to make people aware of the program. Anyone interested in helping can contact Nicole at 609-292-3703.

Councilman Dassing – Reported that there was a meeting of the Caldwell Community Center Committee meeting regarding different issues. There is a basketball league starting in September and the Director has said there is room available if anyone is interested. The cost is \$750.00 per season; it runs from the end of September through the end of December. There are twelve games and they are either on Tuesday or Thursday nights between 7:00 and 10:00 P.M. The Cyclones will be having swim team try-outs, they will be held on September 14 and 15<sup>th</sup> at 4:00 PM. If you are interested, you can go to the swim team website, [www.caldwellcyclones.com](http://www.caldwellcyclones.com). The age categories are 10 and under and 11 and over, up the cost for 10 and under is \$750.00 and the 11 and over is \$1400.00 for the season. The season is six months, 3 to 6 hours per week which is a lot of good exercise for the kids. There are two new classes at the Center, Latin Dance and Real Boxing. They are running now and will continue in the fall.

Councilman Curley – Reported on the Police Committee meeting. Two items that came up are an additional vehicle to put in the budget, the second item is the promotion of a Detective Sergeant. Councilman Curley also reported that the intersection between Roseland and Bloomfield Avenues has been approved by N.J.T.P.A., which is a Federally Funded Project. Councilman Curley suggested that we have the Essex County Engineers come to a meeting to give a presentation to the Council. Councilman Curley thanked the Traffic Committee for their input on this project. This project will also address the bus stops on Bloomfield Avenue.

Councilman Norton – Apologized to the Budget Committee for having to cancel the Budget Committee meeting. Councilman Norton said the Budget Committee will be meeting on either Thursday or Friday this week.

Councilman Brennan – No report

Mayor Gartland – Reported that she is thrilled with the granting of the realignment and the new work to be done on Roseland Avenue. Mayor Gartland also asked the Council Members for their permission to cancel the August 4, 2009 Council Meeting in order to attend a Council Meeting in West Caldwell regarding the Sewer matters.

Attorney Stuart Koenig – Reported that he gave the governing body a fairly extensive memo regarding the Waste Water Treatment plant permits and fee issues. West Caldwell has agreed that their governing body will look at the proposed improvements to the plant and they will consider them and make recommendations to us on what they might need to protect the interests of their residents in terms of traffic control, screening and the like. Caldwell has agreed to make a presentation to West Caldwell on August 4, 2009 at their meeting.

Administrator – Ms. Ruane reported that the Caldwell Merchant's Association has asked for DPW to put up snow fencing for the Art on the Avenue. It was advised to have Mario Bifalco of DPW look into this issue. Ms. Ruane also reported that the Caldwell Downtown Alliance requested to have a portable restroom put in the Smull Lot for the Farmers Market.

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – July 28, 2009**

**Page 4 of 4**

The Council agreed to allow the portable restroom for the Farmers Market. Ms. Ruane also asked the Council to put a resolution on for August 11, 2009 for Calandra's Italian Village Surety Bond. The Council agreed to put a resolution on the Agenda for August 11, 2009. Ms. Ruane also asked the Council to put a resolution on for August 11, 2009 for Crew Engineering. The Council agreed to put a resolution on the Agenda for August 11, 2009.

New Business –

Councilman Dassing had questions regarding the parking meters on Bloomfield Avenue and when they will be changed to two hours. Chief Dombrowski said he will have an update in the morning for Councilman Dassing. Councilman Dassing wanted to know when we would get an update from Hatch Mott MacDonald regarding the energy savings. Ms. Ruane responded we should have this by the August 25, 2009 meeting.

Councilman Norton had questions regarding the Police Overtime and the submission of the overtime on a timely basis. Chief Dombrowski said he will discuss this with the Police Committee and have Stuart Koenig review the contract. Councilman Norton also asked if we had an update on the Professional Services bill for another vendor. Ms. Ruane said the vendor should be here at the August 11, 2009 meeting.

Councilman Dassing had questions regarding the RFQ for the Sewer Director.

OPEN MEETING: Mayor Gartland opened the meeting to the public at 8:12 PM. Seeing no one from the public wishing to be heard the Mayor closed the open public portion of the meeting at 8:12 PM.

On a motion made by Councilman Slattery, and seconded by Councilman Brennan, unanimously affirmed, the Council moved into Executive Session in order to discuss a matter of potential litigation and personnel procedures. Said motion was unanimously approved and the Council went into Executive Session at 8:14 P.M.

The Executive Session was adjourned and upon motion by Councilman Brennan, seconded by Councilman Curley the Council Business Conference Meeting was opened to the public and the press at 9:20 P.M. All those previously in attendance were present.

The Council voted to cancel the August 4, 2009 meeting. Councilman Slattery, Dassing, Curley and Brennan voted in the affirmative. Councilman Norton voted in the negative. The August 4, 2009 meeting was canceled.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Curley, seconded by Councilman Brennan, unanimously affirmed by all members present, the meeting was adjourned at 9:21 PM.

Prepared by:

\_\_\_\_\_  
Beth Bush Telepan  
Deputy Clerk

\_\_\_\_\_  
Date