

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – October 27, 2009**

The Council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:03 P.M.

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

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

**ABSENT :**

Adequate notice of this Council 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.

**INTRODUCTION OF ORDINANCES:** None

**PUBLIC HEARINGS:** None

**RECEIVING OF BIDS:** None

**APPROVAL OF MINUTES:** October 13, 2009

Moved by Councilman Slattery, seconded by Councilman Brennan. On roll call vote Councilman Dassing, Slattery, Curley and Brennan voted in the affirmative, Councilman Lawshe and Norton abstained. The minutes were adopted October 27, 2009.

Mayor Gartland opened the meeting to the public for comment on the resolutions at 7:05 P.M. seeing no one from the public wishing to be heard the Mayor closed the open public comment on resolutions at 7:05 P.M.

**RESOLUTION:**

10-178 Authorizing redemption of tax lien certificate #08-00008, Block 22, Lot 19, 319-325 Bloomfield Avenue, Caldwell, NJ 07006, Trinity Apartments LLC

Moved by Councilman Slattery, seconded by Councilman Brennan. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

10-179 Authorizing the issuing of license for raffle to James Caldwell High School Swimming Chiefs Booster, Off-Premise – Calendar Raffle, January 6, 15, 20, 22, 23, 24, 25 and 29, 2010 and February 15, 17, 19, 20, 21, 22, 26 and 27 2010

Moved by Councilman Slattery, seconded by Councilman Norton. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

10-180 Authorizing the issuing of license for raffle to Caldwell College, On-Premise, Basket Raffle, November 21, 2009 – 10:00 A.M. – 5:00 P.M.

Moved by Councilman Slattery, seconded by Councilman Brennan. No discussion. On roll call vote, Councilman Lawshe, Slattery, Dassing, Norton and Brennan voted in the affirmative. Councilman Curley abstained. Resolution adopted 10/27/09.

10-181 Authorizing the issuing of license for raffle to Caldwell College, On-Premise – 50/50 Raffle, November 21, 2009 – 10:00 A.M. – 5:00 P.M.

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – October 27, 2009**

**2 of 4**

Moved by Councilman Slattery, seconded by Councilman Brennan. No discussion. On roll call vote, Councilman Lawshe, Slattery, Dassing, Norton and Brennan voted in the affirmative. Councilman Curley abstained. Resolution adopted 10/27/09.

- 10-182 Approval of the sewer connection application for Robert McLoughlin for construction of a new single family house at 8 Decamp Avenue, Roseland, New Jersey (Block 27, Lot 2) for on equivalent connection upon receipt of \$3,600.00

Moved by Councilman Norton, seconded by Councilman Curley. No discussion. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

- 10-183 Authorizing Place-to-Place Transfer (expansion of premises) for License #0703-32-005-007, ACLC, Inc. T/A IL Vecchio Café

Moved by Councilman Slattery, seconded by Councilman Norton. Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

- 10-184 Authorizing the award of a contract for pruning and removal of trees from various locations to Tony Lang Friendly Tree Service, 640 Tremont Avenue, Orange, New Jersey in the amount of \$27,391.00

Moved by Councilman Brennan, seconded by Councilman Norton. Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

- 10-185 Authorizing payment of bills and the issuance of check for the period through October 27, 2009 in the total amount of \$678,712.73

Moved by Councilman Slattery, seconded by Councilman Brennan. Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

- 10-186 Approval of the sewer connection application for Henry H. Kliebisch for 580 Mountain Avenue, North Caldwell, New Jersey (Block 801, Lot 6) for one equivalent connection upon receipt of \$3,600.00

Moved by Councilman Slattery, seconded by Councilman Brennan. Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

- 10-187 Authorizing the Borough of Caldwell to enter into a Memorandum Of Understanding with the Township of West Caldwell

Moved by Councilman Slattery, seconded by Councilman Brennan. Discussion ensued. On roll call vote, all members present voted in the affirmative. Resolution adopted 10/27/09.

**OLD BUSINESS:** Councilman Lawshe reported that the property the town purchased on Elm Road. Councilman Lawshe was concerned about the dead trees and safety issues. Councilman Lawshe requested that the DPW clean up the property. Councilman Norton asked if the funds from the Open Space Trust Fund could be used to maintain the property. Ms. Ruane replied that funds could be used. Councilman Lawshe also had questions regarding the Mayor's Gala funds. Mayor Gartland responded that the Library was setting up a foundation and the money would be transferred to the foundation. The Library has just completed setting up the foundation and the money would be transferred. Councilman Lawshe had

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – October 27, 2009**

**3 of 4**

questions and concerns regarding 554 Bloomfield Avenue and the letters that were sent to the Borough.

**REPORT OF COMMITTEE CHAIRMEN AND MEMBERS:**

Councilman Lawshe – Reported that we met with the architect tonight regarding the Kiwanis Oval. The drawings they showed us were very good. Everyone will be pleased once that project gets rolling.

Councilman Slattery – Reported that the Senior Directory will be going to press tomorrow. It has all kinds of information in it for seniors, contacts, places they can call for help, different phone numbers and dates. Maria Burak worked very hard on the directory. Seniors can contact Maria Burak in a few weeks to get a copy of the directory. Councilman Slattery reported on Caldwell Live Programs. Monday, November 9<sup>th</sup> at the Caldwell Methodist Church, Caring for One Another and How to Create a Meaningful Visit. Anyone interested can call 973-403-0972. On November 13<sup>th</sup>, Feel Good Friday, there will be a health talk at the Caldwell Public Library at 9:30 A.M. by Dr. Everett Sham. They will be talking about the flu virus. Anyone 60 or older can participate.

Councilman Dassing – Reported that the Gold Rush had their first raffle winner. The winner was a resident of Caldwell. Councilman Dassing also reported that the Fall Festival will be held on October 31, 2009. Councilman Dassing reported that she has been working with the Chief to put together a safe Halloween program for the children of the town. The Caldwell Merchants Association in collaboration with the Caldwell Police Department and all the merchants hand out candy on the Avenue. It is a beautiful day. Councilman Dassing reported that all the parking meters on Bloomfield Avenue have been changed to two hours. Councilman Dassing had questions regarding the Hatch Mott MacDonald energy proposal.

Councilman Curley – Thanked Anne Marchioni for the great job she did on the Green Fair that was held last Saturday.

Councilman Brennan – Reported that the paving of Prospect and Highview Street will start on Thursday. Councilman Brennan also reported that the water fountain has been installed in the Police Department.

Councilman Norton – Reported that they had their third Budget Committee Meeting for 2010. We are aggressively looking to save the Borough money in 2010 and also to increase the revenues. Councilman Norton requested that another Budget Committee Meeting be scheduled for the Friday after the election.

Mayor Gartland – Reported that the Borough of Caldwell received \$353,000.00 from the New Jersey Department of Transportation for road improvements on Small Avenue. Mayor Gartland thanked the Governor and the New Jersey Department of Transportation. Mayor Gartland reported that November is Pancreatic Cancer month. Mayor Gartland also reported that we will be working with the rest of the towns toward a sewer agreement.

Report of Administrator – Ms. Ruane reported that Ryan Graham from Fairview Insurance was in attendance to report on the health insurance renewal for 2010.

Report of Attorney – Potential Land Acquisition will be discussed in executive session.

OPEN MEETING: Mayor Gartland opened the meeting to the public at 8:17 PM. Ann Marchioni of 85 Brookside Avenue reported on the public question on the ballot for this election, the Green Acres, Water Supply and Floodplain Protection and Farmland and Historic Preservation Bond Act of 2009. Ann Marchioni also reported that with the help of the Caldwell Downtown Alliance the Green Fair raised \$800.00 that will be used to buy recycling containers for Bloomfield Avenue. Carla Marras of 20 Wakefield Place wanted to

**BOROUGH OF CALDWELL, N.J.**  
**COUNCIL BUSINESS/CONFERENCE MEETING**  
**MINUTES – October 27, 2009**

**4 of 4**

know how long it takes for the minutes to be approved for the public to be on the website. Carla Marras wanted to know why it was taking so long to get the minutes on the website. Ms. Marras also complained about an employee who called her on the phone to respond to her post on NJ.Com. Mayor Gartland asked Ms. Marras to send a letter to her explaining what happened and she will address it with the Personnel Committee. Lenore Lawshe of 15 Elizabeth Street had questions regarding the traffic lights on Provost Square. Mr. Abaleo reported that the annual Community Development Block Grants awards will be held at the Hall of Records on Wednesday, October 28, 2009. Seeing no one else from the public wishing to be heard the Mayor closed the Open Public portion of the meeting at 8:27 P.M.

On a motion made by Councilman Slattery, and seconded by Councilman Curley, unanimously affirmed, the Council moved into Executive Session in order to discuss land acquisition. Said motion was unanimously approved and the Council went into Executive Session at 8:28 P.M.

The Executive Session was adjourned and upon motion by Councilman Curley, seconded by Councilman Brennan the Council Business Conference Meeting was opened to the public and the press at 9:13 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 9:13 PM.

Prepared by:

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Beth Bush Telepan  
Deputy Clerk

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Date