

The minutes of the regular Public Meeting of the Township Council of the Township of Saddle Brook held on February 5, 2015 at 7:00 PM at the Municipal Building, 93 Market Street, Saddle Brook, NJ.

Council President Mazzer called the meeting to order.

Township Clerk called the roll:

Councilman Cimiluca - present
Councilman Camilleri – present
Councilwoman D’Arminio - present
Councilman Accomando - present
Council President Mazzer – present

Mayor White – present
Mr. Suarez, Twp. Attorney – present
Mr. Lemanowicz – Twp. Engineer - present

Council President Mazzer asked everyone to please rise for the salute to the flag.

Council President Mazzer announced that adequate notice of this meeting has been sent to all Council members by police messenger on January 30, 2015 and to all legal newspapers in accordance with the provisions of the Open Public Meetings Act, Chapter 231, P.L. 1975.

The Township Clerk announced that the public is hereby advised that any statements made during the meeting of the Township Council of the Township of Saddle Brook may not be privileged or protected and that persons or entities who take issue with such comments or are offended by same, may, and have in the past, sought legal redress through the courts.

Any member of the public who addresses the Council speaks for themselves and not for the Council.

Council President Mazzer asked for a motion to open the meeting to the public.

Motion: Councilman Cimiluca Second: Councilwoman D’Arminio

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D’Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

Mr. Larry Ratajczak of 92 Claremont Avenue asked Council President Mazzer if speakers could use the microphones more at the work session.

He then noted that with regards to the Bergen County Housing Authority presentation, it is open to anyone in the country, not only Saddle Brook residents, not only Bergen County residents, but anybody in the country. If we don’t mislead the people of Saddle Brook, thinking that it is going to be Saddle Brook housing, which it is not going to be. It is classified as low-income housing, correct? Whatever you want to call it, anybody from the United States can apply to live there. There are 32 units. It would be like trying to win Power Ball two or three times to get your name picked. First, you have to qualify. A lot of people don’t apply for it, but word gets out, and we’ll see what people get to live in that. It’s really not for Saddle Brook residents, cut out or tailor made for Saddle Brook residents. That was a big fallacy with that place. The way the ex-Mayor promoted it, when she had her neighborhood meetings, there was one person in favor out of fifty-something people who were there. Obviously the people in that neighborhood are not welcoming that very well.

Mr. Ratajczak said we are in our fourth year waiting for the funding, and there is no guarantee that we’re going to be receiving the funding. We get all kinds of

promises every year, but we are on our fourth year now. They said they are not going to know until July, so it's another year that goes by with lost revenue, lost taxes. He said he thought the best use would be a For Sale sign there. We're going to take over somebody else's problems.

Mr. Ratajczak then said he had asked Mr. Lo Dico to get him some ordinances. Mr. Lo Dico said Mr. Ratajczak could have come in yesterday or today to pick them up. Mr. Ratajczak said they would get them one way or another, and Mr. Lo Dico said Mr. Ratajczak was welcome to get them. He repeated that he had mentioned the person could come to Town Hall for the information.

Mr. Ratajczak asked about the list for the Zoning Board appointees. Mr. Lo Dico said the Secretary to the Zoning Board has them. He said he had them also. Mr. Ratajczak asked if Mr. Lo Dico could provide them, and Mr. Lo Dico said Mr. Ratajczak could stop in during the day and get them. Mr. Ratajczak said he wanted them for the meeting. He said Mr. Lo Dico was great at stonewalling and Mr. Lo Dico repeated that whatever Mr. Ratajczak wanted, he would be happy to get it for him.

Mr. Ratajczak said when Mr. Lo Dico was hired by the ex-Mayor in her first term, he was hired as a temporary business administrator. Mr. Lo Dico agreed. Mr. Ratajczak said [the ex- Mayor] had then relieved Mr. Lo Dico of that duty and hired a full time business administrator. Mr. Ratajczak asked if anything that happened to Mr. Lo Dico's salary, and Mr. Lo Dico said it was reduced by the amount for the business administrator, about \$6,000 per year. Mr. Ratajczak asked if that information was available, and Mr. Lo Dico said it was in the salary ordinances.

Mr. Ratajczak mentioned Veterans' Field and said the weather is not cooperating. He said this is why you don't start projects like this in the winter time, but that was also rushed. You approved it in one meeting. He said he had a conversation with the new engineer who wanted to see a set of those plans, and we don't have any. We don't have any drawings. We don't have any bathrooms. We don't have any costs. We don't have anything. Unless they appeared miraculously. Did they?

Council President Mazzer asked if he was talking about the field, and Mr. Ratajczak said the field. Council President Mazzer said there were plans. Mr. Ratajczak asked [if the plans were] with the bathrooms and Council President Mazzer said no, just the field itself. Mr. Ratajczak said the engineer wanted to know how we go into a project like that.

Councilwoman D'Arminio said through the chair that we have a conceptual drawing of the bathrooms. Mr. Ratajczak said we don't have numbers. You can make all the drawings you want but unless we have a bottom line, how many stalls are we having, how many urinals are we having? He just has square boxes there. Council President Mazzer said she planned on meeting with the engineer and the architect tomorrow. Mr. Ratajczak asked how you go into a \$2 million project and not have a set of plans. You're going to be watchdogs, but you have nothing to watch with, nothing to go by. He can throw any number he wants at us. He said he thought [he] was only going to be responsible for the field, the items that are started, and all of a sudden you turn it around and he's going to take care of the refreshment stand, the bathrooms, everything. And he's not even the engineer. It's only right that the new guy should – he doesn't have any drawings, anything to base it on, any numbers. Also when it comes time to vote, Councilman Cimiluca always recuses himself on Costa bills. Mr. Ratajczak asked through the chair what Councilman Cimiluca's relationship is with Mr. Costa.

Councilman Cimiluca said he represented [Mr. Costa] legally.

Mr. Ratajczak said he thought we should just move on and hire the people that the new administration has hired. He had enough time. Mr. Ratajczak said he had issues with [him] the other night on all the incomplete projects that he started and didn't finish. The DPW roof, the pump station, the light on Floral Lane. All we did was talk about these things and never accomplished anything. We're all left here, this administration, to handle it. We were paying him big bucks all along. If this gentleman is going to take over all the uncompleted projects, why doesn't he just

move right in on the field and take care of the refreshment stand, the parking, the bathrooms and everything else? Mr. Costa has nothing in there, no drawings or no figures or anything like that. Mr. Ratajczak said you people do what you want to do and hire who you want to hire, but he believed Mr. Costa's term was up. If that was the case, he would be finishing all the projects that he started and he's not. This firm has taken over.

Mr. Ratajczak mentioned the salt shed, and said winter is gone already. He comes in with an estimate for \$400,000. We discussed you can build a salt shed for \$40,000 or \$50,000. You have to realize 10% of \$400,000 is \$40,000 in his pocket, so he's not going to come in at \$40,000. He's going to come in at \$400,000.

Mr. Ratajczak mentioned the roof on the DPW and asked what the savings would have been if we have done the roof when we knew we needed the roof. Now it's up to \$122,000. It was \$22,000 on the side. If we had acted immediately when the roof leaked – if your house roof leaked you wouldn't wait two years. That would be like an emergency thing that needed to be done.

He continued that these projects that were all in place all got pushed to the side so you could jam that field down our throats. Mr. Ratajczak said Councilman Cimiluca said they didn't rush, but it was approved the same night you got your plans. Mr. Ratajczak said he didn't think there was any way you could read the plans and vote on a project that size. He said another project we rushed on was Caldwell, special meetings and everything else. We were having two and three meetings; the Planning Board was having special meetings. These are all things that cost money, and it's sitting there now, three and a half years.

Mr. Ratajczak said he felt we have to think before we do things or just take one project at a time, work on that, finish that and then move on to the next one. We have stuff ripped apart all over town, Fifth Street, behind the cinder block company. These are all things we start, and nothing gets finished. He said Mr. Punzo told him nothing was ever done with his project for his backyard. He was told it was going along and nothing. Mr. Ratajczak said these are things you have to look at, and we've got to try to fix them now.

Mr. Ratajczak said he knew the DPW takes a lot of complaints, but when they do good they do good. He said he thought the plowing was exceptional and added that you have the cooperation from the police department and from the residents, no parking on the streets, and this is the kind of work these guys can do. They can do the work if we cooperate with them. Mr. Ratajczak said there is a new leader here, and he felt they were going to listen to him and get things done. It starts at the top. If you don't have good leadership, and you don't have good workers, you don't have good snow plowing, you don't have good nothing. He said he felt Mayor White and the Council could light a fire in town and get things straightened out because the last administration really, really hurt us. They did vindictive things right until the end, the police department, raises and everything else. That's not the right way to run the town. You don't want to hurt the town; you want to leave it in better shape than what you took it over with. What she did was just cripple us.

Mr. Omar Rodriguez of 275 Madison Avenue commended Council President Mazzer for opening up the meeting for another ten minutes and opening it at the end. Even though he was not intending to use that time... Council President Mazzer asked if he could put that in writing.

Mr. Rodriguez said in the past most of the questions were carried over from one month to the other, and there were just no answers. They just went around and around. He said Mr. Lo Dico mentioned he got the ordinance, but the ordinance he was referring to is the ordinance that was tabled in May just to favor certain individuals that are no longer here. That's maybe one reason why they lost the election. He said the ordinance they were referring to did exist, whether it can be found is another subject.

Mr. Rodriguez said when he was Council President, Councilman Kugler put forth that it had to be 20 consecutive years of service before you received lifetime benefits. So that is the reason why that would keep on coming back over and over

and over. He said he was not here to stir the pot on whether the health benefits are one thing or the other. The proper time will come, but right now the discussion is, what is the ordinance that reads 20 consecutive years. He said that was his issue tonight.

Mr. Rodriguez said when they say 'I'm not taking health benefits' all of a sudden they consider taking lifetime health benefits. That's wrong. He commended Councilman Cimiluca for saying he must take the health benefits. At least he's saying it publically, but other people have said 'I'm not going to take health benefits' and now they want to take the lifetime health benefits, and that's wrong. He said that's what he believed the ordinance was that Mr. Lo Dico was referring to, 20 consecutive years, and so far there has been no luck on finding that ordinance.

Mr. Rodriguez mentioned resolution #23 and said it is his belief that they didn't need to put a resolution like that. He said Council President Mazzer didn't need to vote on this and it was her prerogative to just manage the meetings the best possible way. He said, it's up to you to open it at the beginning, but you don't have advice and consent of the Council, just let them know how you're going to run the meetings, and if not you can check with the legal department who I'm sure will be well aware of that subject.

Council President Mazzer said she felt it was just a common courtesy. Mr. Rodriguez said it could be a courtesy, but it doesn't have to be a resolution.

Mr. Rodriguez commented to Mr. Lo Dico that this back and forth where the secretary of the Zoning Board has the dates and when the time expired for the board members or whether it's Mr. Lo Dico, not as the business administrator but as a clerk, that tells you a lot. He said he hoped Mayor White and the new administration are trying to change somehow the channels of communication between the departments because it shows to the public that something is not working, and maybe that's the reason why we didn't find certain documents.

Mr. Rodriguez said Zoning Board members are nominated by the Council, and you are the clerk to the Council. He said it should be Mr. Lo Dico's responsibility because the secretary could be anybody, and next year it could be somebody else, but you as the clerk of the Council should be keeping a record of every single individual. It doesn't make sense, the way it is now. Somehow the years, the expirations term are not proper. It doesn't make sense. He said the way he understood it, every year there should be one permanent position available to be nominated or to be filled. Right now, his understanding was there would not be positions available. The next nominations would have to be alternates, and that doesn't make sense. Somewhere along the line someone has expanded their term or didn't finish on time. Somehow there is a mishap, but the public doesn't want to hear whether it's your responsibility or the secretary's responsibility. He said his understanding was it was the clerk's responsibility. Because you work for the Council and the Council makes the appointments. He said that was just an observation.

Mr. Rodriguez said he was glad to see the Chief [of Police] in attendance tonight. He said they were going for first reading on the advice of the chief to benefit the police department. He mentioned the trial period of a year.

Mr. Rodriguez mentioned on Tuesday that we should look into different avenues. What if after one year or nine months the program doesn't work? We already have a litigation on our hands. He said the Mayor expressed on Tuesday if we have a fourth lieutenant he will not rescind the promotion or demote that lieutenant. Who knows? There might be another lawsuit. Why are we entertaining avenues that we don't know what is around the corner? Why to jump the bridge when we don't have to? Mr. Rodriguez commended the police department but said we have to look into the eyes of the taxpayers. For more than 2 ½ years he did research on the police department when he was trying to eliminate the position of Deputy Chief of Police. He said he brought them over and over again the ordinance on how to work it out and eliminate the position. He congratulated them for removing the position once Chief White, now Mayor White, retired. He concluded that if the Council approves

this tonight on first reading and then it goes for second reading we have 28 police officers right now. He said his take was if it's up to 32 it's controversial, if it's up to 34 – but we currently have 28 and we have to deal with whatever we have right now because we don't even know where we stand with the NAACP and the lawsuit.

Mr. Rodriguez said, going by what we have, in a small town like ours, there are three captains, with a police force of 28. We have currently three lieutenants and four sergeants. That's without counting the two that were rescinded. If you budget through and the 12-hour shift program goes back, what are we talking about? We're talking about putting back two sergeants and putting an extra lieutenant. Therefore we're going to have three captains, four lieutenants, six sergeants and one chief. The total is 14. Fourteen to be supervising 14 rank and file police officers? If the total number is 28, and we're going to have superior officers 14 and 14 rank and file, I think we can look into a different angle. That's fine. We're looking just to make this program work, but I just gave you some food for thought. Why not bring one of the sergeants, paid as a lieutenant without giving him the title of lieutenant? If the program works for nine months, then just make the promotion as lieutenant. Another point can be just to bring down one captain without demoting him, just to perform the duties of that lieutenant just to see if it works. Because to approve somebody for lieutenant, and if the program doesn't work, how are you going to remove that lieutenant to the ranks of sergeant again. Another lawsuit? Just food for thought.

Mr. Rodriguez asked what we are getting in return as tax payers. Can we have some special police officers? One or two? One is with arms, the other one is without arms - to maybe do the overtime. Sometimes you see, especially with these 12-hour shift programs, you see some captains doing overtime. You see them when PSE&G breaks ground anywhere in town. You see some captains doing overtime or anybody doing overtime. Can it be done by special police officers? He said he didn't think it would be allowed because it's through negotiations, but we are doing a trial basis. Why don't we try different things? Or maybe to increase the administration fees? They are using the gas, they are using the car of the police department; they are making the money, but what money the town is making? They are using all the equipment from the police department, but what are we getting in return? Let's try this, and if it doesn't work, we call it quits at the end of the year.

He said his advice was that was perfect if it goes to the 12-hour shift, but that is what the town needs. Is that what the town needs? Maybe we need to increase more the rank and file, or maybe we have to take the time to revisit that entire table of organization because that is the biggest expense that we currently have on the budget. If we keep increasing the numbers there, how do you think we are going to manage the town? If we're going to put more money in one item than is already in most of our budget and again, nothing against the police department, but let's just try to look for different ways. Bring more rank and file. It's up to you to review the entire police department, not just the 12-hour shift but see what we have right now. If that's the number that we need.

Ms. Sylvia Zottarelli of 232 Lanza Avenue said she thought it was last year that the Council amended the ordinance for snow removal to go from snow-covered to two inches. She asked if there was any way something could be put into effect for one side of the street parking for a certain amount of inches of snow by Franklin School because it's a nightmare. She said they took it out today by the truck load, and it is better, but we still have two-way parking, buses coming down, people trying to go and, it's a nightmare.

Council President Mazzer asked if she was only talking about Franklin School specifically. Ms. Zottarelli said she didn't know about the other schools, but she lives near Franklin School. Lanza is a two-way street and when you have cars parked on both sides, and school buses trying to come up and snow, there's no way. Everyone is passing, we're backing cars up, we're helping the crossing guards.

Council President Mazzer asked for more clarification, and Ms. Zottarelli said if there is a certain amount of snow, could we not have one side of the street parking maybe? Just so people won't park there so you can get the traffic through.

Council President Mazzer said we could look into the traffic situation there.

Mr. Tony DeMarco of 66 South Broadway congratulated the Mayor and the two new Council members and said he hoped they could get together and really do some good things this year. He said he thought a lot of people in this room were relieved to see some new faces.

Mr. DeMarco said he had missed the last several meetings. He knew Channel 77 has been messed up, and he wasn't sure if Cablevision had changed their format, but he could not find the meetings on TV. He said he went to the Township website, and the last time he saw updated minutes of Council meetings was July 1st of 2014. Unless something changed on the website, there hasn't been anything. The agenda is there for each month, but the last minutes you see are the July 1st meeting. If we are hurting for visualizing things on TV, is there any way we can get those minutes posted?

Mr. Lo Dico said definitely.

Mr. DeMarco said back in the summer of 2014 there was talk of applying for a grant for sidewalk repairs for the schools. He said he believed Councilman Cimiluca had said anyone within two miles of a school would qualify. He asked if anyone remembered if that was applied for.

Councilman Cimiluca said that would be the entire town. Mr. DeMarco said he believed that's what Councilman Cimiluca had said, that everyone would qualify.

Mr. Lo Dico said the grant was applied for in October, and we are waiting to hear from the state. Councilman Cimiluca said he thought it was anyone within a certain number of feet from the school, and based on where our schools are, that's pretty much all of the town. Mr. Lo Dico noted again that we had put in for the grant.

Hearing no one else, Council President Mazzer asked for a motion to close the meeting to the public.

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

COUNCIL COMMENTS

Councilman Cimiluca said in regard to senior housing he thought eventually it would be a good project. We did have the gentleman from the Bergen County Housing Authority here, and he spoke about other projects, Northvale, Dumont, Bergenfield - three or four housing projects that they completed throughout the County. He said he was unaware that any of these projects were being built. When people say you can have someone from Des Moines, Iowa come in, yes. However, how do these people know about it? Councilman Cimiluca said he didn't know about the project in Northvale or Dumont. Generally people from the town are the ones that apply. What Mr. Bialy said, who is the head of that organization, if you live in Englewood, Fort Lee and you have lived there all your life and now you're a senior, it's not your life goal to move to Saddle Brook. If you live in Saddle Brook, and you want to stay here, that seems like a more reasonable occurrence. What they have found from all their research is that 90% of the people, 80%, certainly more than 50% of the people who are in the senior housing previously resided in the same town that the housing is located. It just makes a lot of sense.

With regards to Veterans' Field Councilman Cimiluca said he would limit it to the construction of the field, not the bathrooms, is probably 80% to 90% complete. If we had waited, and some people suggest that we rushed into this, we didn't rush. It's been over a year that we've been talking about this. We are still talking about certain things. It's the February meeting. Assuming we weren't on this project, not only would we lose the \$400,000 that the County gave us, but if we had waited to sign the contract to have this thing built, March, April – all of your spring sports are done for 2015. Let's say they started this, you're not having Lacrosse, you're not having softball, you're not having Babe Ruth on that field. It would be torn up if they started it then. And there's no guarantee it would be done by football season. So why did we start? Because we got 80% or 90% done before the weather kicked in. Snow melts, they start again, and our goal is to have that field up and running so everyone playing spring sports can play on a brand new field.

Councilman Cimiluca mentioned abandoned projects and said he'd had this discussion a number of times about the difference between the town and your house. You don't run a town like you run your house. You just don't. If I had a leak in my roof, I call up my buddy the roofer, I say come over, fix my roof, he gives me a bill and I pay it. We don't do that. We can't do that. We have to go out to bid; we have to prepare the bid. We open the bids; we discuss them. It takes months to do anything, and it's frustrating, believe me. If there's a leak in the roof, we would love to have it done the next day, but you have to go along with the rules. In terms of the roof, it was put out to bid, there was a bid dispute or an objection to the bid, and tonight we are accepting the bid. Hopefully Paino Roofing will start very quickly, but it's not like this project was abandoned.

Councilman Cimiluca said the pump station went out to bid. The Floral Lane is being reviewed by the County. It's a County Road. We just can't start doing things on our own. We have to wait for certain things to happen. It's frustrating but it's certainly not an abandoned project that's just sitting there and no one is doing anything. It's got to be done in conjunction with the County.

Councilman Cimiluca said he hated using the term 'the previous administration', and he didn't want to hear it anymore. It's wrong. Whatever happened, happened and congratulations, but when somebody comes up and talks about how we crippled the town, the last two years was a zero percent tax increase. We have less bonding than four years ago. He said he was here before Karen, Anthony and Richie were here, and when they came in four years ago there was more bonding, so the amount of bonding is lower. Standard & Poors increased our rating. In addition, our surplus went up. So how are we crippled financially? You've got a better bond rating, you've got less bonding, limited tax increases and more surplus. In that respect, he said, he didn't understand that comment.

With regard to the issue of consecutive versus non-consecutive, Councilman Cimiluca said when former Mayor Chamberlain lost the election in 2000, after that there was a White Collar negotiation. Elected officials always went with the White Collar. When the White Collar negotiated, for the first time the word 'consecutive' was placed in the White Collar contract in terms of years of service. It was never there. That was done. Why it was done? You could say it was done to shut somebody out. He said he was not part of that, and he didn't know why it was. In the most recent White Collar contract, the word 'consecutive' was taken out because the word 'consecutive' is not in the Blue Collar contract, and it's not in the police contract. Also the amount of years of service was upped from 20 years to 25 years because that's the same way as in the DPW and the police contract. So four years ago when they signed the White Collar contract and it was agreed to by the white collar union people, the term consecutive was taken out and the number of years that you had to serve to get the benefits was increased to 25. So now all of our three contracts are exactly the same.

Councilman Cimiluca said we had talked about the 12-hour shift and about making the provisional lieutenant position. He said his understanding was that under Civil Service rules, you can't make a provisional appointment if there is an active list, and there is an active list currently for lieutenant, so you can't take a sergeant, make him a lieutenant and then later on send him back and say you were only a provisional, you're going back to a sergeant now. You can't. The Mayor probably

would know more about that. That was a suggestion, and in a perfect world not a bad suggestion, but it can't be done.

Being that we were told by the Chief the other night that the vote of 23 to one of the police officers to accept the 12-hour shift, I can pretty much assure you that they're not going to not want to continue the 12-hour shift. He said he was in favor of what was proposed and he had talked to a number of people before the promotions, demotions and all that took place. If you're going to go for the 12-hour shift, it makes sense to have the four lieutenants there.

In terms of overtime, the town gets a certain percentage of all the overtime. Let's say PSE&G pays \$1,000 for overtime, the town gets a percentage of that. So while they're out there on the street and they're getting paid by PSE&G, the town makes money on it. It used to be 10%, and a couple of years ago we raised it to 20%, so for every \$100 they make, the town gets their own \$20. It's not coming out of the taxpayers' pockets, it's actually paid by the private contractors, and the town also gets some benefit from that.

Councilman Cimiluca said he did speak to a number of DPW workers about the plowing, and on the streets that were able to be plowed they did a great job. The problem is, in spite of Nixle and in spite of everything, there are a number of people that did not get their cars off the street especially on the south end of town. If an ambulance or a fire truck had to go through, it probably would not be able to make it. If you go through some of those streets, there are vehicles that are still plowed in, they haven't moved. For all intents and purposes under the law, after 48 hours they are deemed abandoned. He said his understanding was that no snow parking tickets were issued, and he had a problem with that. For whatever reason it sends a bad message for the next time there is a snow event that someone says, I didn't get a ticket. Saddle Brook doesn't give tickets out for snow. There is an ordinance on the books. That blizzard of the century that never happened, they talked about it for a week ahead of time. If you didn't know to move your car, you've got issues. For whoever is listening to this is probably not going to take the warning. But move your car. We don't want a tragedy where somebody can't get through the street because you decided that you didn't want to follow the law and you're just going to leave your car your there. It's not right for anybody. Please get your vehicles off the street. There is an ordinance in place. You listen to the radio and you watch TV, you know there's going to be snow. Get your car off. If it's not that much so be it, you still got it off the street. You're just hurting other people by being stubborn.

Councilman Camilleri said Councilman Cimiluca was a tough act to follow. He noted on the housing project, who gets in is strictly a lottery. He said he wanted to stay transparent on that. If Mr. and Mrs. Jones from Saddle Brook put their name in the lottery and Mr. and Mrs. Smith from Texas put their name in, it's in the lottery, and it's whoever gets pulled out of there. He said he asked that question, and it's solely a lottery system.

Councilman Camilleri said he is still involved with recreation, and he didn't want to overstep his bounds with Veterans' Field, but when he started to see plans on the turf things weren't really the way they should have been or the best with the situation we had. He said he spent a lot of his time and collectively talking with other council members and the people that are involved and worked out a very nice plan for the turf. He said in his opinion the turf has worked out to the best of our ability to all sports. The bathroom and snack bar – what we're kind of stuck with is the funding. We can shoot for the stars, but the funding is going to set up the reality of what we're going to be able to do with the bathroom and the snack bar. He assured everyone that whoever they work with, they are going to work it out to the best of their possible ability for everybody in the town.

Councilwoman D'Arminio addressed Chief Kugler and referenced the ordinance to promote a lieutenant and to go to the 12-hour shift temporarily. She said we have 28 police officers right now, but the TO shows 32. She said she was trying to catch up with this and clarified that we are only asking to promote the lieutenant, we are not asking for any other police officers.

Chief Kugler said on Tuesday when he left there was an issue that the Council was going to discuss whether there would be 32 or 34. He said the ordinance he asked for increases the number of lieutenants from 3 to 4.

Councilwoman D'Arminio said that was in order to go to a 12-hour shift with 28 police officers. That's what you're going for. Promoting the lieutenant will have four squads, 28 police officers, going temporarily. If it doesn't work out, and they don't like the 12-hour shift, according to this ordinance, he cannot be removed from the position of lieutenant. She said her confusion was, in the paper today it was quoted that both the Mayor and the Chief feel that the department is too heavy. She asked Chief Kugler if it would make more sense to complete the TO before promoting the lieutenant and then promote the lieutenant and go to the 12-hour shift so we could have a full complement of men versus doing it this way. Why are we doing it this way and not filling up the TO prior to doing the promotions and the 12-hour shift?

Chief Kugler said having all police officers join the police department is a function of government. You need to budget their funds. We need to background applicants, and as we discussed, with our process of laterally transferring, we can hire at any time. If we hire off the department of personnel list, that's going to take some time. The course is offered twice a year, once in January, once in September. If we want to hire police officers, he suggested having the money budgeted in this year's budget, and once we get the green light, we have to research how we're going to hire. If we're going to hire before August, it would be a lateral transfer candidate. If we want to hire off the residency list we have to see what the predicament is if we can hire off that list and move forward with the August class.

Councilwoman D'Arminio asked if the elimination of the Deputy Chief position gives us that salary which would probably get us four police officers and we'd have a little change leftover.

Chief Kugler agreed.

Councilwoman D'Arminio asked Mr. Suarez about the consent decree. Mr. Suarez said he was trying to find out if the individual who is the local representative for the NAACP can see if there is anything that can be done without having to go to court. He said he has not gotten a response at this point.

Councilwoman D'Arminio said it makes more sense to her to have a long-term plan versus doing something short-term. If the attorney lists the consent decree, that brings us to the residency list, which allows us to hire. Also we can do the laterals, which would bring the TO up to 32 or 34. She said she certainly wanted to see them go to the 12-hour shifts, and this was nothing against the police department, it was just the procedure of how we're going about it. She said she thought that was a better long-term plan than doing it in this short piece-meal sort of thing. With 34 police officers, we could bring back the school resource officer and expand the DARE program into the middle school, which is very important. She said we're going to promote someone without bringing on more police officers, and that didn't make sense to her.

Councilman Cimiluca said we have to remember, although the Deputy Chief position is gone, there is still a payout at the end. So the higher salary, we don't have that money available because we have to make payments for sick time, vacation time and comp time. Whatever that salary is, we don't have all of that. Councilwoman D'Arminio said she understood that, and that was done over a two year period. Councilman Cimiluca said it was four years.

MAYOR'S COMMENTS

Mayor White said he was very happy with the progress of his first month in office. He said he has been in Town Hall a lot, and the Town Hall employees are probably sick of seeing him but he felt it was very important that he is accessible to the residents, and it's been a good experience. He said he has met a lot of people who come in, and he appreciates their kind words.

Shortly after taking office, at the suggestion of Councilman Accomando, Mayor White said he requested assistance from the Bergen County Sherriff's office to use the inmate labor program to paint the Town Hall, which they did very quickly with the help of the DPW. It took them six days, and they did a fantastic job. It enhanced the Town Hall appearance with minimal labor cost. Mayor White thanked Sheriff Saudino and Councilman Accomando for recommending that program.

Regarding the budget, Mayor White said he and Mr. Lo Dico met with all the department heads in late December to review their annual budgets. A temporary budget was adopted in January, and in the coming weeks we are working on and preparing the permanent budget. The Council will make amendments as necessary and vote to adopt the budget. Once adopted, the budget is forwarded to the state for final approval, and as part of that budget he was going to discuss with the Council the possibility of including funds for a grant writer. He said he believed writing grant proposals takes a great deal of knowledge and skill and expertise. We've been doing that in-house, and he believed the investment to hire a professional grant writer will give us much better odds of receiving grants and allow township employees that are currently doing it to continue day-to-day operations without distractions. Many municipalities have done this, and they have had good experience in winning grants.

Mayor White then discussed the road improvement program and said he would like to put some money aside in the budget to institute a road improvement project to rehabilitate the deteriorating roads that we have, including milling and paving of these streets and water and sewer where necessary. We haven't had this in a long time, and the past few years with the snow and the plowing, sanding and salting of the roads has taken a toll on the streets. He said he would like to have the engineer and DPW identify the roads that are the worst, and we will try to tackle those first.

Regarding emergency notifications, Mayor White said we have been working towards again using SBCTV to air our council meetings, township activities and sporting events, but most importantly we need that station to notify the public of emergency situations. He urged everyone who has not signed up for Nixle phone and e-mail alerts to do so and explained you can go to the town or police department website and there are instructions there on how to do so. If you have not been receiving the SwiftReach 911 calls, please contact his office or Chief Kugler's office to make sure your phone number is added to the list. Some people have complained they have not received 911 calls.

Mayor White noted that Councilman Accomando has been appointed as liaison to the Saddle Brook school district. His role is to establish a rapport with the Board of Education and the School administration in hopes of improving communications and enhancing the relationship between the town and the school. Councilman Accomando will schedule meetings with the Board of Education and will discuss issues that affect both the town and the school. It's very important that we work together with the school district.

Mayor White thanked the Council for their involvement with the Veterans' Field Project. He said he believed we are on target. The snow has set us back a bit but we were ahead of schedule at that point and he felt we would be okay. He thanked Councilman Camilleri for being the point person and taking a lead role with the project. He also mentioned recreation director Joseph Setticase has been involved as well.

He said he and Mr. Lo Dico would be attending the Open Space Grant meeting on February 9th and would be discussing applications submitted by two residents in flood prone areas for their homes to be purchased with funds from this grant. He said on Tuesday they received a letter from County Representative Tedesco urging residents in flood areas to attend an Open House session conducted by FEMA on Tuesday, February 10th at Bergen County Plaza in Hackensack. Mayor White said he would be attending with Chief Kugler, who is also the Emergency Management Coordinator. FEMA will be discussing the release of new flood hazard area maps, and that could impact flood insurance for residents who may have to pay additional money for flood insurance.

Mayor White said next month is Women in History month and asked anyone who wanted to forward him applications for Women in History by February 23rd.

He congratulated Judge Deborah Gross-Quatrone on her appointment as Superior Court Judge.

ORDINANCES

1. ORDINANCE #1588-15 – FIRST READING AN ORDINANCE AMENDING SECTION 154-21, PROPERTY MAINTENANCE, OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK, ENTITLED CARBON MONOXIDE DETECTORS

The Council President announced that the next order of business is the introduction of **“AN ORDINANCE AMENDING SECTION 154-21, PROPERTY MAINTENANCE, OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK, ENTITLED CARBON MONOXIDE DETECTORS”**

The Council President directed the Township Clerk to read the resolution regarding passage and adoption on first reading.

Councilman Cimiluca explained he had seen in the paper that apparently there was an almost-tragedy in Passaic County. The Borough of Bloomingdale was the first municipality to enact this in New Jersey. Amazingly, day-care centers do not have any requirement to have carbon monoxide detectors in their facilities. It's a loophole that never got closed, so we're trying to close it. We would be the first community in Bergen County to have this done. He said Mr. Suarez was working on getting some language in there. Fair Lawn has a large adult day-care facility, so why limit it to the children's day care. We may not have any facilities currently, but in the future we might, so we may as well encompass that just in case because, just like young children, people in adult day care can't really fend for themselves, so we need to protect them.

Council President Mazzer commended Councilman Cimiluca for introducing this. She said she spoke with licensing, and they told her this is a law that has managed to fall through the cracks. They commended us that we are doing this, and they are hoping other townships will follow.

Motion: Councilman Cimiluca

Second: Councilwoman D'Arminio

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

CR# 215-26

AN ORDINANCE AMENDING SECTION 154-21, PROPERTY MAINTENANCE, OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK, ENTITLED CARBON MONOXIDE DETECTORS

by the Township Council of the Township of Saddle Brook that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 5th day of March, 2015 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law, with a notice of its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilman Cimiluca

Second: Councilwoman D'Arminio

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

2. ORDINANCE #1589-15 – FIRST READING

AN ORDINANCE AMENDING CHAPTER 33, ARTICLE 1 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK”

The Council President announced that the next order of business is the introduction of “**AN ORDINANCE AMENDING CHAPTER 33, ARTICLE 1 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK”**”

The Council President directed the Township Clerk to read the resolution regarding passage and adoption on first reading.

Councilman Cimiluca explained this would increase the current table of organization which says three lieutenants to four lieutenants. It does not affect any other part of our ordinance which has one chief, up to three captains, up to six sergeants and a maximum of 34 total police personnel. Any attempt to reduce the overall TO to 32 would be met with opposition from him. He said he did not think it was productive to reduce it from 34 to 32. As long as this is only to change it to four lieutenants, it makes sense. He said he talked to people from other police departments, and to have a lieutenant for every squad makes sense. He said he knew there were some drawbacks and some questions, and he appreciated what Councilwoman D'Arminio had said, and he agreed with it, but it's a reality that we're going to the 12-hour shifts, and you need a lieutenant for every squad.

Motion: Councilman Cimiluca

Second: Councilman Camilleri

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – no
Councilman Accomando – yes
Council President Mazzer - yes

CR# 215-27

AN ORDINANCE AMENDING CHAPTER 33, ARTICLE 1 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK by the Township Council of the Township of Saddle Brook that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 5th day of March, 2015 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law, with a notice of its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilman Cimiluca

Second: Councilman Camilleri

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – no
Councilman Accomando – yes
Council President Mazzer - yes

All items listed with an asterisk (*) are considered routine and non-controversial by the Township Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so requests it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies adoption of all resolutions, receive and file letters, correspondence, reports and approval of applications and minutes.

Mr. Lo Dico noted the December 30, 2014 minutes would not be part of the consent agenda along with the following resolutions: #9 {CR# 215-36}, #10 {CR# 215-37}, #13 {CR# 215-40}, #19 {CR# 215-46}, #20 {CR# 215-47}, #21 {CR# 215-48}, #22 {CR# 215-49}, #23 {CR# 215-50}, #24 {CR# 215-51}, #25 {CR# 215-52}.

Mayor White noted through the chair that on Resolution #10 {CR# 215-37} we are going to put that work that's being done by a paralegal or a law clerk would be \$50 an hour as part of the contract, at a savings to the town.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer – yes

* MINUTES

DECEMBER 30TH MINUTES ARE NOT PART OF THE CONSENT AGENDA:

1. December 30, 2014 Regular Public Meeting

Motion: Councilman Cimiluca

Second: Councilman Accomando

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

2. January 1, 2015 Reorganization Meeting

* RESOLUTIONS

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 215-28

WHEREAS, a Tax Court Judgment for the year 2012 on a parcel of property referred to as 599 North Midland Avenue, also known as Block 1701, Lot 4, assessed in the name of Salerno, Ross and Carmela was issued on January 22, 2015.

NOW THEREFORE BE IT RESOLVED that a refund in the amount of \$4,223.61 be issued to "Spiotti & Esposito, P.C. – Attorney Trust Account." Mailing address is 165 Passaic Avenue, Suite 103A, Fairfield, NJ 07004.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer – yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-29

WHEREAS, a Tax Court Judgment for the year 2011 on a parcel of property referred to as 599 North Midland Avenue, also known as Block 1701, Lot 4, assessed in the name of Salerno, Ross and Carmela was issued on January 22, 2015.

NOW THEREFORE BE IT RESOLVED that a refund in the amount of \$3,069.49 be issued to “Spiotti & Esposito, P.C. – Attorney Trust Account.” Mailing address is 165 Passaic Avenue, Suite 103A, Fairfield, NJ 07004.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-30

WHEREAS, a third party lien on a parcel of property referred to as 267 Madison Avenue also known as Block 413, Lot 18, assessed in the name of Chen, Min was issued on December 19, 2013; and

WHEREAS, the homeowner has made the necessary arrangements with the Collector to redeem this lien; and

WHEREAS, the Collector has deposited the Columbia Bank check in the amount of \$2,138.09 into the Current Account,

NOW THEREFORE BE IT RESOLVED, that the lienholder, Milestone Investment, be reimbursed the amount of \$2,138.09 in settlement of this lien.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-31

WHEREAS, a third party lien on a parcel of property referred to as 258 Madison Avenue also known as Block 414, Lot 06, assessed in the name of DeJulia, Silvia & Reyngoudt, L&J was issued on December 9, 2014; and

WHEREAS, the homeowner has made delinquent property tax payments; these payments were posted in error, the lienholder had already paid the taxes on this property on January 14, 2015.

NOW THEREFORE BE IT RESOLVED, that the homeowner be reimbursed the amount of \$5,079.80 in principle and \$317.61 in interest.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-32

WHEREAS, a credit balance on a parcel of property referred to as 289 Market Street also known as Block 502, Lot 11 C0003, assessed in the name of Market Street Realty c/o Dr. Edward Suchora, was made on 1/26/2015; and

WHEREAS, the property owner has made an overpayment of his property tax payment.

NOW THEREFORE BE IT RESOLVED, that the property owner be reimbursed the amount of \$654.00.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**AUTHORIZING BUDGET TRANSFERS
FOR FISCAL YEAR 2014 APPROPRIATIONS**

CR# 215-33

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriation transfers during the last two (2) months of the fiscal year and the first three months of the new year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Saddle Brook, County of Bergen, State of New Jersey, that the Chief Financial Officer be and hereby is authorized to make transfers among the Fiscal Year 2014 Budget as follows:

<u>CURRENT</u>	<u>TRANSFER TO</u>	<u>TRANSFER FROM</u>
Police – Other Expenses	\$20,000.00	
Utility Charges – P.S.E.G.	\$35,000.00	
Audit Fees	\$30,000.00	
DPW – Buildings & Grounds	\$14,000.00	
Police – Salaries & Wages		\$99,000.00

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer – yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-34

**RESOLUTION AUTHORIZING THE SETTLEMENT OF TAX
APPEALS FOR THE YEARS 2011, 2012, 2013 AND 2014
RESPECTING LOT 6 IN BLOCK 801 AS SHOWN ON THE TAX
MAP OF THE TOWNSHIP OF SADDLE BROOK**

WHEREAS, 45 Mayhill, LLC had filed tax appeals against the Township of Saddle Brook, respecting premises located at 55 Mayhill Street, Saddle Brook, New Jersey, also known and designated as Lot 6 in Block 801 as shown on the tax map of the Township of Saddle Brook for the tax years 2011, 2012, 2013 and 2014; and

WHEREAS, William F. Rupp, Esq., Special Counsel, Robert McNerney, the Township’s Tax Appeal Appraiser and Arthur Carlson, the Tax Assessor, have reviewed said appeal and have recommended the settlement herein below set forth; and

WHEREAS, on the basis of said review, it appears that it would be in the best interests of the Township of Saddle Brook to settle the above appeal,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook, Bergen County, New Jersey, that the settlement of the tax appeals filed by 45 Mayhill, LLC v. Township of Saddle Brook for the Tax Years 2011 through 2014, respecting Block 801, Lot 6 is hereby approved as set forth below:

Block 801, Lot 6
55 Mayhill Street, Saddle Brook

Tax Years: 2011

	Original Assessment	County Board of Taxation	Requested Tax Court Judgment
Land:	\$4,300,000	Direct	\$4,400,000
Improvements:	\$10,169,700	Direct	\$10,169,700
Total:	\$14,469,700	Direct	\$14,469,700

Tax Years: 2012

	Original Assessment	County Board of Taxation	Requested Tax Court Judgment
Land:	\$4,300,000	Direct	\$4,300,000
Improvements:	\$10,169,700	Direct	\$8,200,000
Total:	\$14,469,700	Direct	\$12,500,000

Tax Years: 2013

	Original Assessment	County Board of Taxation	Requested Tax Court Judgment
Land:	\$2,398,100	Direct	\$2,398,100
Improvements:	\$10,831,900	Direct	\$9,601,900
Total:	\$13,230,000	Direct	\$12,000,000

Tax Years: 2014

	Original Assessment	County Board of Taxation	Requested Tax Court Judgment
Land:	\$2,398,100	Direct	\$2,398,100
Improvements:	\$10,831,900	Direct	\$8,601,900
Total:	\$13,230,000	Direct	\$11,000,000

and be it

FURTHER RESOLVED that William F. Rupp, Esq., Special Counsel, is hereby authorized to execute such documents as may be necessary to carry out the foregoing settlement.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-35

PROFESSIONAL SERVICES CONTRACT – TOWNSHIP BOND COUNSEL

WHEREAS, there is a need in the Township of Saddle Brook for a Township Bond Counsel; and

WHEREAS, the Township of Saddle Brook previously published a Request for Qualifications for the position of Township Bond Counsel; and

WHEREAS, a duly constituted evaluation committee recommended that Archer & Greiner be awarded the professional services contract to serve as the Township Bond Counsel from 1/1/15 to 12/31/15; and

WHEREAS, Archer & Greiner was previously appointed Township Bond Counsel to the Township of Saddle Brook for the term 1/1/15 to 12/31/15; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Archer & Greiner as required by law,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Archer & Greiner as required by law.
2. This contract is awarded for the following reasons: There is a need for a Township Bond Counsel within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did publish a request for qualifications to which the contract recipient responded; and the contract recipient was recommended by the Evaluation Committee to be awarded the professional services agreement as Township Bond Counsel.
3. ***Compensation for this position shall be as set forth in the Professional Services Agreement attached hereto.***
4. The within contract has been awarded pursuant to a “fair and open process” pursuant to the provisions of *N.J.S.A. 19:44A-20.4, et. seq.*
5. A notice of this action shall be printed in the *Our Town Newspaper*.
6. The award of this contract is subject to the certification of availability of funds by the Township’s Financial Officer

7. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

RESOLUTION #9, CR# 215-36 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-36

WHEREAS, Field Turf was awarded a contract in the amount of \$523,576.67 for work at Veterans Field; and

WHEREAS, Field Turf has recommended change order #1 – net change of \$8,617.19 for additional turf work at Veterans’ Field,

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that it hereby approves Change Order #1 for Field Turf for a net amount of \$8,617.19 for a total contract amount of \$532,193.26 providing funds are available.

Motion: Councilwoman D’Arminio

Second: Councilman Camilleri

Councilman Cimiluca explained they had added some Falcon logos into the end zones and added two side-by-side junior soccer fields, and this is the extra money for that.

Roll Call:

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D’Arminio – yes
Councilman Accomando – yes
Council President Mazzer – yes

RESOLUTION #10, CR# 215-37 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-37

PROFESSIONAL SERVICES CONTRACT – TOWNSHIP ATTORNEY

WHEREAS, there is a need in the Township of Saddle Brook for a Township Attorney; and

WHEREAS, the Township of Saddle Brook previously published a Request for Qualifications for the position of Township Attorney; and

WHEREAS, a duly constituted evaluation committee recommended that Anthony R. Suarez, Esq. of Werner Suarez & Moran, LLC, be awarded the professional services contract to serve as the Township Attorney from 1/1/15 to 12/31/18; and

WHEREAS, Anthony R. Suarez, Esq. of Werner Suarez & Moran, LLC was previously appointed Township Attorney to the Township of Saddle Brook for the term 1/1/15 to 12/31/18; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Anthony R. Suarez, Esq. of Werner Suarez & Moran, LLC as required by law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Anthony R. Suarez, Esq. of Werner Suarez & Moran, LLC as required by law.
2. This contract is awarded for the following reasons: There is a need for a Township Attorney within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did publish a request for qualifications to which the contract recipient responded; and the contract recipient was recommended by the Evaluation Committee to be awarded the professional services agreement as Township Attorney.
3. ***Compensation for this position shall be as set forth in Paragraph 3 of the Professional Services Agreement attached hereto.***
4. The within contract has been awarded pursuant to a “fair and open process” pursuant to the provisions of *N.J.S.A. 19:44A-20.4, et. Seq.*
5. A notice of this action shall be printed in the *Our Town Newspaper*.
6. The award of this contract is subject to the certification of availability of funds by the Township’s Financial Officer
7. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

Motion: Councilwoman D’Arminio

Second: Councilman Camilleri

Roll Call:

Councilman Cimiluca – abstain
Councilman Camilleri – yes
Councilwoman D’Arminio – yes
Councilman Accomando – yes
Council President Mazzer – yes

Councilman Cimiluca explained that he was abstaining because he and Mr. Suarez were on the same letterhead as of two months ago. He said he would have a self-imposed six-month moratorium on voting on anything to do with Mr. Suarez, but he felt after that it was fair game.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-38

PROFESSIONAL SERVICES CONTRACT – TOWNSHIP PLANNER

WHEREAS, there is a need in the Township of Saddle Brook for a Township Planner; and

WHEREAS, the Township of Saddle Brook previously published a Request for Qualifications for the position of Township Planner; and

WHEREAS, a duly constituted evaluation committee recommended that Maser Consulting, be awarded the professional services contract to serve as the Township Planner from 1/1/15 to 12/31/15; and

WHEREAS, Maser Consulting was previously appointed Township Planner to the Township of Saddle Brook for the term 1/1/15 to 12/31/15; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Maser Consulting as required by law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Maser Consulting as required by law.
2. This contract is awarded for the following reasons: There is a need for a Township Planner within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did publish a request for qualifications to which the contract recipient responded; and the contract recipient was recommended by the Evaluation Committee to be awarded the professional services agreement as Township Planner.
3. ***Compensation for this position shall be as set forth in the Professional Services Agreement attached hereto.***
4. The within contract has been awarded pursuant to a “fair and open process” pursuant to the provisions of *N.J.S.A. 19:44A-20.4, et. seq.*
5. A notice of this action shall be printed in the *Our Town Newspaper*.
6. The award of this contract is subject to the certification of availability of funds by the Township’s Financial Officer
7. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-39

PROFESSIONAL SERVICES CONTRACT – TOWNSHIP ENGINEER

WHEREAS, there is a need in the Township of Saddle Brook for a Township Engineer; and

WHEREAS, the Township of Saddle Brook previously published a Request for Qualifications for the position of Township Engineer; and

WHEREAS, a duly constituted evaluation committee recommended that Remington Vernick & Arango, be awarded the professional services contract to serve as the Township Engineer from 1/1/15 to 12/31/18; and

WHEREAS, Remington Vernick & Arango was previously appointed Township Engineer to the Township of Saddle Brook for the term 1/1/15 to 12/31/18; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Remington Vernick & Arango as required by law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Remington Vernick & Arango as required by law.
2. This contract is awarded for the following reasons: There is a need for a Township Engineer within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did publish a request for qualifications to which the contract recipient responded; and the contract recipient was recommended by the Evaluation Committee to be awarded the professional services agreement as Township Engineer.
3. ***Compensation for this position shall be as set forth in the Professional Services Agreement attached hereto.***
4. The within contract has been awarded pursuant to a “fair and open process” pursuant to the provisions of *N.J.S.A. 19:44A-20.4, et. seq.*
5. A notice of this action shall be printed in the *Our Town Newspaper*.
6. The award of this contract is subject to the certification of availability of funds by the Township’s Financial Officer
7. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

RESOLUTION #13, CR# 215-40 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-40

PROFESSIONAL SERVICES CONTRACT – TAX APPEALS COUNSEL

WHEREAS, there is a need in the Township of Saddle Brook for a Township Tax Appeals Counsel; and

WHEREAS, the Township of Saddle Brook previously published a Request for Qualifications for the position of Tax Appeals Counsel; and

WHEREAS, a duly constituted evaluation committee recommended that Dario Albert Metz & Eyerman, be awarded the professional services contract to serve as the Township Planner from 1/1/15 to 12/31/15; and

WHEREAS, Dario Albert Metz & Eyerman was previously appointed Tax Appeals Counsel to the Township of Saddle Brook for the term 1/1/15 to 12/31/15; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Dario Albert Metz & Eyerman as required by law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Dario Albert Metz & Eyerman as required by law.
2. This contract is awarded for the following reasons: There is a need for a Township Tax Appeals Counsel within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did publish a request for qualifications to which the contract recipient responded; and the contract recipient was recommended by the Evaluation Committee to be awarded the professional services agreement as Township Tax Appeals Counsel.
3. ***Compensation for this position shall be as set forth in the Professional Services Agreement attached hereto.***
4. The within contract has been awarded pursuant to a “fair and open process” pursuant to the provisions of *N.J.S.A. 19:44A-20.4, et. seq.*
5. A notice of this action shall be printed in the *Our Town Newspaper*.
6. The award of this contract is subject to the certification of availability of funds by the Township’s Financial Officer
7. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

Motion: Councilman Camilleri

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - abstain
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer -yes

Councilman Cimiluca explained he was abstaining for the same reason, as Mr. Eyerman was the tax appeal attorney in the same firm. For six months he didn’t feel he could justify voting on anything to do with Mr. Eyerman.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-41

PROFESSIONAL SERVICES CONTRACT – AUDITOR

WHEREAS, there is a need in the Township of Saddle Brook for a Township Auditor; and

WHEREAS, the Township of Saddle Brook previously published a Request for Qualifications for the position of Township Auditor; and

WHEREAS, a duly constituted evaluation committee recommended that Ferraioli, Wielkotz, Cerullo & Cuva, P.A., be awarded the professional services contract to serve as the Township Auditor from 1/1/15 to 12/31/15; and

WHEREAS, Ferraioli, Wielkotz, Cerullo & Cuva, P.A. was previously appointed Township Auditor to the Township of Saddle Brook for the term 1/1/15 to 12/31/15; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Ferraioli, Wielkotz, Cerullo & Cuva, P.A.as required by law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Ferraioli, Wielkotz, Cerullo & Cuva, P.A.as required by law.
2. This contract is awarded for the following reasons: There is a need for a Township Auditor within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did publish a request for qualifications to which the contract recipient responded; and the contract recipient was recommended by the Evaluation Committee to be awarded the professional services agreement as Township Auditor
3. ***Compensation for this position shall be as set forth in the Professional Services Agreement attached hereto.***
4. The within contract has been awarded pursuant to a “fair and open process” pursuant to the provisions of *N.J.S.A. 19:44A-20.4, et. seq.*
5. A notice of this action shall be printed in the *Our Town Newspaper*.

6. The award of this contract is subject to the certification of availability of funds by the Township's Financial Officer
7. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
 Councilman Camilleri – yes
 Councilwoman D'Arminio - yes
 Councilman Accomando - yes
 Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
 RESOLUTION**

CR# 215-42

PROFESSIONAL SERVICES CONTRACT – SPECIAL LABOR ATTORNEY

WHEREAS, there is a need in the Township of Saddle Brook for a Special Labor Attorney; and

WHEREAS, the Township of Saddle Brook previously published a Request for Qualifications for the position of Special Labor Attorney; and

WHEREAS, a duly constituted evaluation committee recommended that Chasan, Leyner and Lamparello, be awarded the professional services contract to serve as the Township Special Labor Attorney from 1/1/15 to 12/31/15; and

WHEREAS, Chasan, Leyner and Lamparello was previously appointed Special Labor Attorney to the Township of Saddle Brook for the term 1/1/15 to 12/31/15; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Chasan, Leyner and Lamparello as required by law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Chasan, Leyner and Lamparello as required by law.
2. This contract is awarded for the following reasons: There is a need for a Special Labor Attorney within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did publish a request for qualifications to which the contract recipient responded; and the contract recipient was recommended by the Evaluation Committee to be awarded the professional services agreement as Special Labor Attorney
3. ***Compensation for this position shall be as set forth in the Professional Services Agreement attached hereto.***
4. The within contract has been awarded pursuant to a "fair and open process" pursuant to the provisions of *N.J.S.A. 19:44A-20.4, et. seq.*
5. A notice of this action shall be printed in the *Our Town Newspaper*.

6. The award of this contract is subject to the certification of availability of funds by the Township's Financial Officer
7. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
 Councilman Camilleri – yes
 Councilwoman D'Arminio - yes
 Councilman Accomando - yes
 Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
 RESOLUTION**

CR# 215-43

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that it hereby agrees to enter into an agreement between the Township of Saddle Brook and ic2 Computers, Fair Lawn, NJ for municipal computer services for a one-year period at a cost of \$13,200.00 and hereby authorizes the Mayor to sign said agreement providing funds are available.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
 Councilman Camilleri – yes
 Councilwoman D'Arminio - yes
 Councilman Accomando - yes
 Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
 RESOLUTION**

CR# 215-44

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the following requisition(s) submitted to the Township Council for purchases over \$2,500.00 be approved providing funds are available:

<u>DEPARTMENT</u>	<u>COMPANY</u>	<u>ITEM</u>	<u>AMOUNT</u>
BOND ORD.	J. FLETCHER CREAMER & SON	REPAIR TO DRAINAGE	\$15,558.00
POLICE	EATON CORPORATION	CATTERIES & CONTRACT	\$7,525.00
COAH FUND	GREAT WHITE MECHANICAL	REPAIRS HVAC	\$4,835.00
DPW	CLIFFSIDE BODY CORP.	PLOW BLADES	\$2,522.00
POLICE	MICROSTRATEGIES	SERVICE PLAN	\$2,725.00
DPW	MORTON SALT	PURCHASE OF SALT	\$6,399.00

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-45

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID TOTALING **\$7,428,411.28** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

Motion: Councilman Camilleri

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

RESOLUTION #19, CR# 215-46 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-46

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

P.O.#	VENDOR	AMOUNT
76097, 76612	CORNER NURSERY	\$2,472.00

Motion: Councilman Cimiluca

Second: Councilwoman D’Arminio

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D'Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

RESOLUTION #22, CR# 215-49 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-49

APPOINTMENT OF FOURTH ALTERNATE – ZONING BOARD

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that

**RALPH ESPOSITO
SADDLE BROOK, NJ 07663**

Is hereby appointed Fourth Alternate of the Zoning Board of Adjustment for a term to expire on December 31, 2015.

Motion: Councilman D'Arminio

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – recused
Councilwoman D'Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

RESOLUTION #23, CR# 215-50 IS NOT PART OF THE CONSENT AGENDA

Council President Mazzer read the resolution and said the Council would try this and see how it goes.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-50

WHEREAS, CR# 112-21 established a time limit of 10 minutes per speaker during the public portion of the Township Council meetings,

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that it hereby rescinds CR# 112-21 establishing said time limit and adopts the following procedure for public meetings:

THERE WILL BE NO TIME LIMITS DURING THE PUBLIC PORTIONS OF THE TOWNSHIP COUNCIL MEETINGS.

THE COUNCIL MEETINGS SHALL BE OPENED TO THE PUBLIC AT THE BEGINNING OF THE MEETING AND WILL BE OPEN TO THE PUBLIC AT THE END OF THE MEETING. THE SECOND PUBLIC PORTION SHALL BE ONLY FOR ITEMS ON THE AGENDA.

HOWEVER, IF THE COUNCIL PRESIDENT FEELS THERE IS A NEED FOR A TIME LIMIT, A TIME LIMIT MAY BE IMPOSED DURING THE PUBLIC PORTIONS OF THE MEETING AT THE COUNCIL PRESIDENT'S DISCRETION.

Council President Mazzer explained the last paragraph was put in if there was something where there was a big crowd, we wouldn't want everyone to be at the podium unlimited time.

Motion: Councilwoman D'Arminio

Second: Councilman Cimiluca

Councilman Cimiluca noted it had been said tonight that the Council President, although she has great powers, does not have the power to override a resolution that was passed by a duly constituted body of the Township of Saddle Brook. There was a resolution, and it was a law of Saddle Brook that you had the ten-minute rule. You would need something like this to override that.

Roll Call:

Councilman Cimiluca - no
Councilman Camilleri – yes
Councilwoman D'Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

RESOLUTION #24, CR# 215-51 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-51

WHEREAS, the Township of Saddle Brook has previously advertised for bids with regard to DPW Roof Rehabilitation Project, and

WHEREAS, the Township Council wishes to award the contract to the lowest responsible bidder; and

WHEREAS, after review of the bids, Paino Roofing Co., Inc. had the lowest responsible bid total of \$121,000.00 and \$22,000.00 for Alternate Bid "A", and

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Saddle Brook hereby authorizes the award of the bid for the DPW Roof Rehabilitation Project to Paino Roofing Company, Inc.;

BE IT FURTHER RESOLVED that the Township Attorney and other Township officials be and hereby are permitted to execute the appropriate documents to facilitate the award of the said bid to Paino Roofing Company, Inc.

Motion: Councilman Cimiluca

Second: Councilwoman D'Arminio

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

CR# 215-52 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 215-52

WHEREAS, the Township of Saddle Brook has previously advertised for bids with regard to North Fifth Street Water Main Project, and

WHEREAS, the Township Council wishes to award the contract to the lowest responsible bidder; and

WHEREAS, after review of the bids, John Garcia Construction Co., Inc., had the lowest responsible bid total of \$1,029,729.50 and \$199,529.60 for Alternate Bid “A”, as the low bidder, Reivax Contracting failed to provide a proper plumbing subcontractor;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Saddle Brook hereby authorizes the award of the bid for the North Fifth Street Water Main Project to John Garcia Construction Co., Inc.

BE IT FURTHER RESOLVED that the Township Attorney and other Township officials be and hereby are permitted to execute the appropriate documents to facilitate the award of the said bid to John Garcia Construction Co., Inc.

Motion: Councilman Cimiluca

Second: Councilwoman D’Arminio

Roll Call:

Councilman Cimiluca - yes
Councilman Camilleri – yes
Councilwoman D’Arminio - yes
Councilman Accomando - yes
Council President Mazzer - yes

*** CORRESPONDENCE**

1. Layth Taki, Cablevision Re: Franchise Fees

To: Mayor Chamberlain Date: January 15, 2015

This is to certify, to the best of my knowledge and belief, that Cablevision’s gross revenues paid by subscribers to its cable television reception service subject to franchise fees pursuant to the application of state law, who reside in the Township of Saddle Brook, for the calendar year 2014 were \$3,863,905.

Accordingly, please find Cablevision’s franchise fee payment applicable to such gross revenues. Attached is a check in the amount of \$135,236, representing full payment of all franchise fees for the period January 1, 2014 to December 31, 2014.

2. Craig Carlson, Verizon Re: Franchise Fee for 2014

To: Peter Lo Dico, Twp. Clerk Date: January 23, 2015

Please find attached the remittance for Verizon to Saddle Brook Township, NJ. A check or electronic transfer of funds will be sent separately for Verizon's Annual Remittance Statement Franchise Fee for 2014 Statement(s). Please refer all inquiries to your Franchise Service Manager.

Craig Carlson
(908) 203-4863

Reference Number: 19091

**3. Robert Costa, Costa Engineering Re: Payment # 1
The Landtek Group, Inc.
Veterans' Field Improvements –
Field Turf and Drainage**

To: Peter Lo Dico, Twp. Clerk Date: December 23, 2014

Enclosed herewith please find the Engineer's Certificate and Invoice we are submitting for The Landtek Group, Inc. in the amount of **\$228,925.55** for the Veterans Field Improvements – Field Turf & Drainage Project.

Should you require additional information or have any further questions please do not hesitate to contact our office at (201) 487-0015.

**4. Det. Sgt. Thomas Johnson, SBPD Re: Massage Parlor Application,
Studio 205, 205 North Sixth Street**

To: Chief Robert Kugler, SBPD Date: December 23, 2014

Re: Studio 205, 205 North Sixth Street, Saddle Brook

**Im Yon Chu, 588 Northern Parkway, Ridgewood, NJ 07450
Ying Yu Jin 10 Henry Avenue, Palisades Park NJ 07650
Fushan Shen 441 Lawn Avenue #17 Palisades Park NJ 07050
Hae Kim 14478 37th Avenue, Flushing NY 11354
Yeong Cho 14224 38th Avenue, Flushing NY 11354**

In accordance with Township Ordinance # 1183, the Detective Bureau was assigned to conduct an investigation of the above business and the referenced individuals who filed applications for Masseuse Licenses.

The application for the business of Studio 205 and the five (5) above individuals met all criteria as established by the Township ordinance. A criminal background check was conducted on all individuals and no disqualifying incidents were located. An in-house database search was conducted and I found no reported incidents at that business location.

I therefore find no reason why these applications should not be approved.

Should you have any questions or need additional information, please feel free to contact me at anytime.

5. Det. Sgt. Thomas Re: Livery License Application

Johnson, SBPD

Fusion Limousine Service

**To: Chief Robert Kugler,
SBPD**

Date: December 23, 2014

**RE: Fusion Limousine Service
216 Midland Avenue
Saddle Brook, NJ 07663**

**Sergio Reyes
6 Augusta Street
Elmwood Park, NJ 07407**

The above business filed a Livery Service application and all required documents were submitted. In accordance with Township Ordinance #189, the Detective Bureau conducted an investigation of the above business and individual who filed the livery application.

The above individual has a valid New Jersey Driver's License and the two vehicle's submitted on the application are legally insured. Both vehicle's will be registered within 48 hours of the approval of this application as per Township Ordinance. The business also meets all insurance thresholds as required in the ordinance.

Based upon the above information I recommend the application be approved at this time.

**6. Det. Sgt. Thomas
Johnson, SBPD**

**Re: Cigarette Vending Machine
Application – General Food
Vending**

**To: Chief Robert Kugler,
SBPD**

Date: December 2, 2014

**General Food Vending
Louls Mancinelli
1079 Sunnyview Road, Mountainside NJ**

In accordance with Township Ordinance # 797 Chapter 198 the Detective Bureau was assigned to conduct an investigation of the above referenced business and individual who filed an application to operate a cigarette machine at Ed's Tavern.

All required documents were submitted with this application and a physical inspection was conducted of the premise. The application meets all standards for the police department as established by the ordinance.

I therefore find no reason why this application should be denied.

Should you have any questions or need additional information, please feel free to contact me at anytime.

**7. Det. Sgt. Thomas
Johnson, SBPD**

**Re: Second hand jewelry dealer's
license E-Z Converters**

**To: Chief Robert Kugler,
SBPD**

Date: December 23, 2014

**E-Z Converters
Jing Jing Cao
910 Willow Avenue, River Edge N.J. 07661**

In accordance with Township Ordinance # 113 the Detective Bureau was assigned to conduct an investigation of the above referenced business and individual who filed an application for a Second Hand Jewelry License.

All proper documentation was received for this application. Jing Jing Cao meets all criteria as established in the Township Ordinance. E-Z Converters has also met all criteria as established in the Township Ordinance including the surrendering of records of sold items.

I therefore find no reason why this application should not be approved.

Should you have any questions or need additional information, please feel free to contact me at anytime.

**8. Jayne Kapner, Secretary, Re: Alternate Board Members
Zoning Board**

To: Mayor and Council Date: January 16, 2015

At the January 12, 2015 Reorganization Meeting of the Zoning Board of Adjustment, the Board discussed the open third and fourth alternate positions. They are requesting that Council put this matter on their next agenda as they would like to have these positions filled.

*** RAFFLES/APPLICATIONS**

Raffles

- 1. RA# 1214 – Romaine-Sinniger VFW – Pull Tab Raffle

Public Place

- 2. Subway @ Wal*Mart – 189 Route 46 West - RENEWAL
- 3. Hyd Dosa House – 350 Market Street – RENEWAL
- 4. Brothers Pizza – 489 Fairlawn Parkway – RENEWAL
- 5. Burger King – 429 Market Street – RENEWAL
- 6. G.L. Pizza & Grill – 304 9th Street – RENEWAL
- 7. Mario's Pizza – 439 Market Street – RENEWAL
- 8. Edison Bagel Bakery – 191 N. Fifth Street – RENEWAL
- 9. New East Wok – 519 Market Street – RENEWAL
- 10. Township Fountain – 514 Saddle River Road – RENEWAL
- 11. Donnagio's Pizzeria – 487 Market Street – RENEWAL
- 12. The Excelsior – 190 Rt. 46 – RENEWAL
- 13. Wing Zone – 383 Market Street - RENEWAL

Massage Therapy / Physical Culture Studio

- 14. Studio 205 – 205 N. Sixth St. – Corporate – RENEWAL
- 15. Im Yon Chu - @ Studio 205 – Individual - RENEWAL
- 16. Hae Wol Kim - @ Studio 205 – Individual – RENEWAL
- 17. Ying Yu Jin - @ Studio 205 – Individual – RENEWAL
- 18. Fu Shan Shen - @ Studio 205 – Individual – RENEWAL
- 19. Yeong Ok Cho - @ Studio 205 – Individual - RENEWAL

Second Hand Jewelry

20. EZ Converters – 189 Route 46 West – RENEWAL

Cigarette Vending

21. General Food Vending - @ Ed's Tavern – RENEWAL

Livery License

22. Fusion Limousine Service – 216 Midland Avenue – RENEWAL

Vending Machine

23. Wal-Mart – 189 Rt. 46 West – RENEWAL

24. Saddle Brook Marriott – 138 New Pehle Avenue – RENEWAL

25. Atlantic Vending- Farmingdale, NJ - @ Wal-Mart and Modells – RENEWAL

26. Pepsico-Kearny, NJ - @ Wal-Mart – RENEWAL

27. Coca-Cola Refreshments - @ Smith School, A&P, SBHS, Bally's, Wal*Mart – RENEWAL

28. IExpress Delivery, Saddle Brook - @ PHI Progressive Hydraulics – RENEWAL

29. Outerwall Inc. Oakbrook Terrace, IL - @ Wal*Mart and 75 Mayhill – RENEWAL

30. R. Gianetta @ 16 Pehle Avenue – RENEWAL

Used Cars

31. North Jersey Truck Center – 236 Rt. 46 East – RENEWAL

32. R. Gianetta (Mar-Rich) – 16 Pehle Avenue – RENEWAL

33. Headmaster, Inc. – 263 Route 46 W – RENEWAL

Gas Station

34. R. Gianetta / Pehle Management – 16 Pehle Avenue – RENEWAL

35. Saddle Brook Amoco, 387 Market St. – RENEWAL

36. Delta – 230 Market Street – RENEWAL

Auto Body

37. J&R (Maaco) – 123 Fifth Street – RENEWAL

38. New Saddle Brook Auto – 508 Market Street – RENEWAL

39. Metro Body & Fender – 363 Midland Avenue – RENEWAL

40. Finesse Auto Body – 374 N. Midland Avenue – RENEWAL

Auto Repair

41. Mike's Truck Repair, LLC – 9 Capitol St. – RENEWAL

42. Headmaster, Inc. – 263 Route 46 W - RENEWAL

*** REPORTS**

1. Municipal Court Monthly Report – December 2014
2. Sanitarian Monthly Report – December 2014
3. Hotel Room Tax Revenue Report – January 2015
4. Senior Citizen Center Monthly Report – December 2014
5. Annual Garage Sale Report – 2014
6. DPW Monthly Report – December 2014
7. Water License Operator Report – December 2014
8. Engineer's Report – January 2015

Council President Mazzer asked for a motion to open the meeting to the public on agenda items only.

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

Mr. Larry Ratajczak of 92 Claremont Avenue said through the chair that Councilman Cimiluca seemed very knowledgeable on the health care ordinance, but two years ago nobody knew nothing. He said Councilman Cimiluca said it was based on three unions in town, PBA, Blue Collar and White Collar. Councilman Cimiluca agreed.

Mr. Ratajczak asked what union the Council are members of, and Councilman Cimiluca said they are not members of a union. Mr. Ratajczak asked if they pay dues to any union, and Councilman Cimiluca said no. Mr. Ratajczak asked why they would use the guidelines of the White Collar union to take their health care benefits. He said he would like a legal opinion from the new attorney on what he thinks they should be classified as because to me you are elected officials. You are not part of any union, you don't pay any dues, and in his opinion they are not entitled to any benefits because they are not township employees. Township employees, we take care of. It would be the Planning Board would be eligible for benefits, the Zoning Board should be eligible, the Fire Department, the ambulance corps, anybody that does anything in town.

Mayor White said through the chair that he thought the Township Attorney could shed some light on that.

Mr. Suarez explained that the governing body is not a member of any union. He said his understanding is that the reason benefits are taken by any member of the governing body who is taking them at this point is that it was probably a past practice. There have been changes in the laws over the last few years regarding the ability of certain elected persons to take benefits. If the township is in the state health benefits plan, the Horizon Blue Cross State plan, they can't, but the Township of Saddle Brook is not in that plan. It's a Horizon Blue Cross Blue Shield Plan but not the state health benefits plan, so they are able to still obtain the benefits in that regard.

Mr. Suarez said when they follow along with the union and following past practice,, that is why they are doing that.

Mr. Ratajczak said they could never produce an ordinance. They looked for it for years, two years they looked, and Mr. Rodriguez mentioned something tonight about consecutive years, and that's why they couldn't produce it because it said consecutive years in there. That's what we're trying to prevent from happening because when benefits were cheap it really didn't matter, but benefits are not cheap anymore, \$25,000-\$26,000 for a family. He said he did not think they were employees of the town. And they are not members of any union or we could say Board of Ed members should get it or everybody might as well take it then. What makes them up here, when everybody else is down here that volunteers for the town? They get a salary. If you're taking a job for the benefits and you're sitting up here, and that's what seems to be happening, that's what happens. We're the ones that pay it, the residents.

Mr. Ratajczak mentioned the PBA with Public Service that we get a kick back. Do you think Public Service just wipes that money out? Who do they pass it on to? They can pay them \$200 an hour; we're the ones paying for it. It really doesn't matter what the town gets or what the officer gets or whatever. It comes back to the taxpayer. We pay that officer sitting in that car whether he's working for the town or he's working for public service. It comes on our bills and everything else. It gets to the point now where the fees for health benefits and everything else are phenomenal. You got a guy directing traffic for eight hours gets \$800. People don't

make that in two weeks in their paycheck; he makes it in one day. The things we have to try to keep in line, so the public service bills don't get out of line.

Mr. Ratajczak said there are also income requirements that have to be met. So it's not just that all the Saddle Brook seniors can put their name in the lottery. They have to qualify financially and other things. It's not just that you come in and put your name in. He said that's why he's still saying it will be very, very few people because the outside towns, the Patersons, the Englewoods, the Passaic, they meet the requirements financially, not the seniors of Saddle Brook.

Councilwoman D'Arminio said that was not true and that she did not believe that. Mr. Ratajczak said he did believe it. Councilwoman D'Arminio said most of the seniors in town will meet the requirements to get into senior housing. Mr. Ratajczak asked where they were living now, and Councilwoman D'Arminio said they were living in their houses. Mr. Ratajczak said how about the people from Irvington and Paterson, where are they living? Not in their houses. They're all Section 8s. Councilwoman D'Arminio said this isn't Section 8 housing. Mr. Ratajczak said he knew that, but they will qualify faster than a person from Saddle Brook. Councilwoman D'Arminio said he didn't say the other night. Mr. Ratajczak said you are knocked out. Councilman Cimiluca said you're not, because it doesn't go by assets, it goes by income. He said he was a little bit appalled by the fact that Mr. Ratajczak was naming towns that are primarily minority towns. Mr. Ratajczak asked how many people applied, and Councilman Cimiluca said no one knew about it.

Mr. Ratajczak asked Councilman Cimiluca if he thought it was right to keep it from the people who really need it or give it to your friends and relatives? Councilman Cimiluca said it was a lottery. Mr. Ratajczak said don't hush it down. Build it for the people who need it. That's the problem with this Country. We don't take care of the needy. Councilman Cimiluca said however they advertise it, they advertise it. He said he didn't know about Dumont, and he's involved in the County. Mr. Ratajczak said Councilman Cimiluca is not looking for housing, these people are. He said he was not looking for housing either. But any time people can better themselves they know about it, and they do better themselves.

Councilman Cimiluca said when this is done they can come back, and he would admit if he was wrong and he hoped Mr. Ratajczak would admit if he was wrong. Mr. Ratajczak said he was just telling Councilman Cimiluca what was going to happen. Around here that will happen.

Mr. Ratajczak said with the health care things, you want to do good, but you don't want to give them back. You're not part of any union, you're not an employee, you're not entitled to it.

Councilman Cimiluca said the question about consecutive was not the health care ordinance. That was part of a contract. Mr. Ratajczak said, we could not find anything when you were amending an ordinance that didn't exist, and you amended the petition and everything else. We couldn't find anything. Nobody knew nothing. Pete didn't find it.

Ms. Sylvia Zottarelli of Lanza Avenue said she was part of the health benefits issue and everyone knows where she stands. She said obviously nobody is budging. You're not going to give them up. You're not going to find the ordinance. You're not going to rescind it. She said she proposed this many months ago when the ex mayor sat here, and it was supposed to be taken under advisement. Why can't the two sitting members who are taking benefits just agree that during the time you sit there you take them, and when you're done you're done? No family benefits. If you want family benefits, you pay for the extra. The Town will cover the cost of you as long as you sit there. She said she thought that was pretty fair. It saves on one end and you still get what you want. She said she thought that was a solution to the problem.

Council President Mazzer asked for a motion to close the meeting to the public.

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

OLD BUSINESS / NEW BUSINESS

Councilman Cimiluca asked if Mr. Suarez was going to fix some language in the anti-nepotism ordinance. He said he thought the ordinance proposed by the former administration was more encompassing than the title 6 anti-nepotism ordinance. He asked if we could have that for next meeting.

Mr. Suarez said he would do that.

Under new business, Councilman Cimiluca asked if Mr. Lo Dico had handed out copies of the package he received from Freeholder DiNicola regarding barrier free access. A lot of towns have established committees to review barrier access and access for people with handicaps. He said Freeholder DiNicola told him she could come here to explain what it's all about and decide if the town wants to establish a committee which would involve someone from recreation, someone from the Board of Ed, someone from the Council, members of the community. He added, off no one has an objection, maybe we could contact her and see if we could have her here.

Councilman Cimiluca said a lot of the contracts that we are voting on talk about an advisory committee that makes recommendations. He said he was not aware that there was an advisory committee. It's established that pursuant to Council's recommendation there be an advisory committee, but just so everyone knows, the Mayor indicated the advisory committee was himself, Chief Kugler, David Gierak who is a member of the board of education, and Regina Barrale who is also a member of the board of education.

In conclusion he added that some of us got the memo about wearing red tonight since it is national heart month and symbolically we are wearing red. He said it was very important to get yourself a checkup to make sure everything is okay.

With regards to Veterans' Field bathrooms and snack stand, Councilman Camilleri said he would meet with Mr. Costa tomorrow to get plans drawn up, then we can put it out to bid. He said we do have the money set aside for the project.

Councilwoman D'Arminio asked if the person taping the meeting this evening was a volunteer. Mayor White said that was correct.

Councilwoman D'Arminio asked if it would be on the TV station, and Mayor White said we would try to get it on the TV station as soon as possible. Councilwoman D'Arminio asked if this was finalized, and Mayor White said it was not.

Councilman Cimiluca said he spoke to Mr. Halko who did run the TV station for the last couple of years, and his understanding was that he had tape and he would change it to digital. He thought Mr. Halko just handed it to Cablevision and they would put it on the air, but apparently our facility at Coolidge School is actually the broadcast network. Cablevision is the media that it comes out to us, but he had to go to the station and put it through some kind of machine. It took a couple of hours to get everything up and running. He said he did not know if these gentlemen have access to Coolidge School, but apparently it's a little more complicated than he thought. Hopefully we can get these people enough access that we can get this on.

Mayor White said that was correct.

Mayor White said Councilman Cimiluca mentioned he would be opposed to changing the Table of Organization from up to 34 to 32. He said Chief Kugler said he feels that the department can function properly and effectively with 32 officers and asked Councilman Cimiluca why he would be opposed to going to 32 officers. Councilman Cimiluca said if at some point Chief Kugler feels we need more officers, now we're changing the Table of Organization. He said in his opinion the TO should not be something that is tweaked constantly. We don't have to go to 34 officers. We don't have to go to six sergeants if we feel that there doesn't need to be six sergeants. It's up to six sergeants. You're the promoting authority. If you felt like keeping four sergeants, that's your prerogative. There's nothing we can do or the chief can do. That's your job. Our job is to set a TO. Even though the chief feels we can get by on 32 officers, that doesn't mean we have to limit it to 32 officers. We've been under that for a long time. We may never get to 34 officers, but if we need another officer, to have to come in and say we have to change it to 34 or make it 33, just keep it at 34. It doesn't mean you have to staff it, but you have it there. Someone mentioned you have to fund the 34, but that's not true. He said he was not in favor of changing the TO all the time. At one point, whatever governing body said we needed nine sergeants. Nine sergeants were made, then it went down to six. If we have something that works, just keep it like that. We can expand it at some point, but I don't think constricting it really helps anything, especially with the overall number. He said no one has ever explained to him why 34 is the be all and end all of Saddle Brook police personnel. He said he didn't see the reason to come down to 32. If we feel we need more officers, it's there.

Mayor White said he understood, but the problem with that is if you have 'up to 34' the union at PBA is going to want that 34 at some point. The same with the sergeants. If you say up to six sergeants or any rank, they're going to file a grievance even though there's a law that says it doesn't have to be filled, they're going to say that it should be filled. And in the past, it has. That's the way unions operate.

Councilman Cimiluca said they may have more of a gripe so to speak on the number of specific personnel, like up to six sergeants, why do you only have three, but in terms of the overall number which would be the patrolman, there's no union in the world that's going to come in and say you have to hire more cops because your TO says you can have 34 without any kind of consideration of Township finances. How do they know if we have the money to do it? We might not have the money for 30 but for them to come in and say you can have 34 officers, but you only have 32 you must hire somebody...somebody can prove me wrong, but I can't imagine that happening. He reiterated that he did not feel the need to go down to 32. Thirty-four is fine. We had 22 one point, and I didn't see the unions filing. We were understaffed, and no union thought about it to say you guys are way understaffed, it might be a public safety concern. Even though they have that going for them, I just don't see it.

Mayor White said he knew municipalities where that happens all the time. Just for the sake of the audience he said it was his feeling that if we can do it with 32, we want to save the taxpayers some money and not hire 34. That was his intention. He said, if the Chief of Police feels that we can do it with that amount of manpower, and I know as being a former deputy chief that it can be done, with all the services provided that's needed, with a school resource officer, with the DARE program – which has always operated on their own without needing the extra personnel. Also the detective bureau has been depleted. We could have at least three detectives.

Mayor White said he understood what Councilwoman D'Arminio was saying as far as hiring. He said he thought we were in a situation now where chief has asked us to promote this lieutenant. He said he had asked him if the temporary 12-hour shift doesn't become permanent, what are we going to do with that fourth lieutenant, and he gave a good answer. Mayor White said his feeling was you are making that lieutenant and even though we are top heavy, but what is the option? Are we going to demote people that have been there legitimately hired and promoted? I'm not going to do that. That's not an option. Through attrition maybe that's a different story.

Mayor White said the chief has requested two officers be hired this year. We want to do it in a way where we're not burdening the taxpayer. Maybe two this year, maybe two next year, and that will bring it up to 32, which he believes is appropriate.

COUNCIL COMMENTS

Council President Mazzer said this was a healthy conversation that's going on up here. She said she thought it was great, everyone has their input, and in the end we leave it up to the professionals. She said she firmly believes everyone up here has the best interests of the Township, and we're moving forward in a positive way. Of course we're not going to please everybody all the time but we're trying. It's a work in progress, and it's the best interests for everybody.

Council President Mazzer welcomed the two new alternate members to the Zoning Board, Mr. Esposito and Mr. Zottarelli. She thanked them for putting their time into this and wished everyone Happy Valentine's Day.

Council President Mazzer asked for a motion to adjourn.

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

Councilman Cimiluca – yes
Councilman Camilleri – yes
Councilwoman D'Arminio – yes
Councilman Accomando – yes
Council President Mazzer - yes

Meeting adjourned at 8:48 PM.

Respectfully submitted,

Peter Lo Dico, RMC CMC
Township Clerk

Approved: March 5, 2015

Florence Mazzer
Council President