

The minutes of the regular Public Meeting of the Township Council of the Township of Saddle Brook held on April 2, 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
Mr. Wielkotz – Twp. Attorney - present

Council President Mazzer asked everyone to please rise for the salute to the flag and to remain standing to observe a moment of silence for Jeanette Hall, member of the Planning Board and one of the founding members of Project Graduation, who passed away.

Council President Mazzer announced that adequate notice of this meeting has been sent to all Council members by police messenger on March 27, 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.

Presentations

Mayor White recognized Father Theemas Pankiraj of St. Philip the Apostle Roman Catholic Church for his twenty-fifth year in the priesthood. He then read the following proclamation:

Proclamation
Office of the Mayor
Honoring Fr. Theemas Pankiraj
In Celebration of your 25th Anniversary

WHEREAS, Fr. Theemas Pankiraj was born in India, on October 30, 1964 to S. Pankiraj and Mariammal Pankiraj. Fr. Theemas has three brothers and one sister; and

WHEREAS, Fr. Theemas attended St. Aloysius Primary School, St. Lawrence High School, and Carmel Higher Secondary School, he received his Bachelor degree in Philosophy and a Masters degree in Theology at St. Paul's Seminary in Trichy, India. In 1999 Fr. Theemas came to the United States and received his Masters in Psychology and Eds. in Family Therapy at Seton Hall University ; and

WHEREAS, On April 22, 1990 Fr. Theemas was Ordained for the diocese of Kottar India, he served as an Associate for one year, then Pastor in two parishes and was prefect of the minor seminary and taught English and Latin to Seminarians. In the USA, Fr. Theemas served the summer ministry in 1999 for four months at Christ Hospital in Jersey City, New Jersey, then from 1999 to 2006 was the Associate Pastor at Madonna Church in Fort Lee, finally arriving in Saddle Brook at St. Philip the Apostle Church in 2006, serving as Pastor; and

WHEREAS, in addition to being the Pastor of St. Philip the Apostle Church, Fr. Theemas enjoys writing poetry and has published work in India. Music is another passion of Fr. Theemas who composed over 50 religious songs and created two albums, Fr. Theemas is very motivated to participate in community building projects, which directly improves the overall function of community living.

NOW, THEREFORE, on this 2nd day of April, 2015, I Robert D. White, Mayor of the Township of Saddle Brook, honor the 25th Anniversary of Fr. Theemas' Ordination.

Father Theemas spoke briefly about his life and his love for Saddle Brook and thanked everyone for the honor.

Mayor White spoke about autism and then read a proclamation designating April 2nd as World Autism Awareness Day and the month of April as Autism Awareness Month. He noted that all the members of the Council were wearing at least one item of blue, and there was a blue light shining on the door of Town Hall in recognition of Autism Awareness.

Township of Saddle Brook
Office of the Mayor

WHEREAS, Autism Spectrum Disorder (ASD) represents a broad group of disorders that vary widely from mild to severe, and is characterized by difficulty with social interaction, communication, severely limited interests and repetitive behaviors; and

WHEREAS, the Center for Disease Control and Prevention (CDC) studies have indicated that New Jersey has among the highest autism prevalence rates in the country; and

WHEREAS, the life long nature of ASD and other developmental disabilities requires a variety of types of assistance at different points in an individual's life; and

WHEREAS, a variety of public and private organizations and agencies strive to provide quality care, support, or services to children and adults with ASD to enable them to live as independently as possible and to reach their full potential; and

WHEREAS, each organization has a role, in identifying, assessing, or supporting, people with ASD and their families.

NOW, THEREFORE BE IT RESOLVED that I, Robert D. White, MAYOR of the TOWNSHIP OF SADDLE BROOK, DO HEREBY PROCLAIM APRIL 2nd World Autism Awareness Day and April Autism Awareness Month in Saddle Brook, and encourage our residents to become educated and informed about programs, services, and opportunities to support individuals with autism.

Council President Mazzer congratulated Father Theemas and said hopefully we would have him for another twenty-five years at least. She added that hopefully the conversation about autism will continue, and we will become more understanding and more compassionate and hopefully some time in the near future we will have a cure. It affects one in 68 children. This condition has been around since 1940, and they've been trying to understand it. There still is no reason or rhyme for it, and it still is increasing. Hopefully with today's technology and medical advances someday we will have a cure.

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

Motion: Councilman Camilleri

Second: Councilman Accomando

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 if we got the plans and pricing from Mr. Costa yet. Last month he said he was supposed to have it all ready, what the bathrooms are going to cost, how the bathrooms look.

Council President Mazzer said we still don't have a definitive – Mr. Ratajczak interrupted Council President Mazzer and said, I asked the Council last month. It's been a month now. What are you waiting for to get rid of this guy? What are you waiting for?

Council President Mazzer said in defense of Mr. Costa, he was here Tuesday night and he did go over – there are a couple of changes. We do have our engineer who sat in on the meeting.

Mr. Ratajczak interrupted again and said it's very hard to be deep into a project and you don't even have plans yet. You have no idea what they're going to cost. What is it going to cost us? Tell us as a resident what it's going to cost us. What are the bathrooms, what is the storage facility costing us? Do we have any idea?

Council President Mazzer said he's giving us approximate numbers, and I really don't like to throw anything - Mr. Ratajczak interrupted again and said, no, no, no. If you asked this gentleman here to give you a set of plans, he will draw you plans, he will put the bathrooms in, he'll put the fixtures in, and he will have a cost so you know what to work with. You have to tell Costa, say look, Costa hypothetically, we have \$300,000 to spend on this bathroom. I heard he showed up with a piece of tile

the other night, and he didn't even know what it cost. What is it, show and tell, like little kids? He brought something to you, and you accept it, you go with it? Come on. You've got to have a set of plans to work off of, and you don't. We're just hitting and missing and another month goes by, and another month goes by. We're in April already. The whole winter... you extended this guy's contract, okay. His contract was up December 31st. What has he produced? Today is April 2nd. What hard facts or what hard evidence does he have for cost factors?

Council President Mazzer said we are 99% of the way there. We are. Mr. Ratajczak argued that we were not. He asked what it's costing him. What is it costing as a taxpayer? What is it? A million? Two million? Three hundred thousand? Council President Mazzer said she did not know. Mr. Ratajczak said, you don't ask him? Council President Mazzer said he's giving us approximate – Mr. Ratajczak interrupted to say when you build a house, how do you get an approximate price? What's the price, builder? What's it going to cost me? And we don't know. We still don't know. So he can draw these plans all up, and we can say, you know what, we can't afford that. We don't have the money for that. So what is it? Another month goes by?

Mr. Ratajczak then said, I know you made a comment once before that you could not get Costa's e-mail. Did he fix that with you so you can receive his e-mails? Council President Mazzer asked if Mr. Ratajczak meant her personally, and he said yes, when he e-mails the Council. Council President Mazzer said she had no problem getting the e-mails. Mr. Ratajczak said I know you made a comment. Council President Mazzer said there was an issue at one time with her e-mail, but it was misspelled. Mr. Ratajczak said he was saying individually. He asked if Councilman Accomando got the e-mails, and Councilman Accomando said he gets it through Mr. Lo Dico. Mr. Ratajczak asked if Councilwoman D'Arminio got it from Costa or through Pete, and she said Pete. Councilman Camilleri said he gets it, but he has trouble opening the attachments. Mr. Ratajczak said so, when I said he handed things out, I don't believe the whole Council had those plans in front of them for that night. Okay? But like I said, that's not here nor there. This guy is not working.

Mr. Ratajczak then asked what is his responsibility to the Zoning Board if he doesn't show up? Does he send a sub? I asked that last month.

Council President Mazzer said Mr. Ratajczak was the chairperson of the Zoning Board, and those are his rules and regs.

Mr. Ratajczak said he asked the Council. He said, I don't know all the rules. Okay, I don't know all the rules of the Zoning Board. That's why I asked the Township Attorney, Mr. Suarez. If the Zoning Board engineer doesn't show up, is it his responsibility to send a replacement to the meeting, or do we just operate with no engineer? We haven't seen him at a meeting yet. Through the chair.

Mr. Suarez said the situation depends upon your board. You're autonomous, and the way that you're going to follow through with that procedure. Just based on experience, I assume that if there isn't an application on that requires engineering, you don't need the engineer there. But if there is, you would want the engineer there.

Mr. Ratajczak said in the past when I've served, there's always been an attorney present, and there's always been an engineer. If they weren't, the ones that were appointed by the Board, they always had a replacement there. The only one we differed with, we told the planner, we'll tell you when we need you because there's certain meetings you don't need a planner for. But the engineer and the attorney, I think this is necessary to run a meeting. So you're telling me that you want me to take it into my hands what I'm going to do when he doesn't show up or what I want to do? What I want to do as the chairman, I want to dismiss him. If you're telling me we're an autonomous board, I want to dismiss Mr. Costa, and we'll vote on another engineer. I haven't seen him at a meeting. It's now April. We're going for our fourth meeting. He wasn't as the Reorg, he wasn't at the January, wasn't at the February, wasn't at the March. So you're telling me that we're autonomous, and we make our own decisions? I'm telling the Council right now, we're going to pick another

engineer, and we'll vote on it at our meeting on Monday night because it's impossible for us to operate. It's impossible. I just want to see what Mr. Suarez says. Mr. Suarez, through the chair, are we permitted to do that?

Mr. Suarez said, first of all, you have a board attorney, I'm assuming? So the situation should be brought to the board attorney's attention. I don't want to overstep what my bounds are as the Township Attorney. You passed, I would assume, a resolution appointing him for the year? Is that correct? Mr. Ratajczak said yes, but I mean it's got to be a provision in there that he shows up? If the mayor hired you, and you never showed up –

Mr. Suarez said, after the resolution is passed, your board attorney should be preparing a professional service contract for him and for the rest of the professionals. And then I know with the contracts that I prepared for the professionals appointed by the governing body that we have a clause in there that there is a 30-day period in which the contract can be terminated for any cause as deemed by the board.

Mr. Ratajczak said, I know you guys can't make every single meeting, but like I said, at least send somebody as a backup. There always is a backup, and we're operating in a gray area. We're operating with no engineer. You get a sharp developer or a sharp group coming in there. Mr. Suarez said you may want to appoint an alternate engineer. Mr. Ratajczak said I always thought that was there...someone from their office or whatever would cover for them. Like I said, we're going into our fourth meeting Monday night, and we haven't had an engineer at any of the meetings. If that's what Ms. Mazzer is saying, that's what we'll do Monday night.

Mr. Suarez reminded Mr. Ratajczak that the Planning Board and the Zoning Board are autonomous.

Mr. Ratajczak said, like I said, as far as Veterans' is concerned, we've got to know the cost. You should know the cost before you even go into the construction. Any person that is building anything should know what it's going to cost before you break ground or have an idea. If extras come along, fine. You can afford them, fine. But we're going into this blindly and we don't know what we're getting and what we're not getting and like I said, I honestly believe the way we're going right now, we're going to run out of money and we're not going to finish the project. That's what's going to happen. Or we will put it off. Like I said, just look at his billing practices. He's going to charge us \$37,000 for drawings. We don't need \$37,000 worth of work there. The structure is there. It's vinyl-sided; it's roofed. What else do you want? Like I said, we're just barely getting bathrooms, so we can't go \$200,000 for a refreshment stand.

Council President Mazzer asked if Mr. Ratajczak was talking about the \$37,000 consultant fee that he brought up. Mr. Ratajczak said yes. Council President Mazzer said he made it perfectly clear the other night that was not going to be the case. There was going to be no – Mr. Ratajczak interrupted, saying that was not going to be the case, but if we didn't object, that would have been the case. That would have been another bill that got pushed. I'm just saying, he tries. He tries. Council President Mazzer said we have been on top of it. We have been. Mr. Ratajczak said I hope so, but you know, the only reason that you are on top of this is because of the voices coming from out here. But as far as him telling you anything, he can tell you whatever he wants, and you people believe it. Even that concrete job, get two or three estimates. Just check on the guy once in a while. Council President Mazzer said we are. Mr. Ratajczak said see if you're legit or you're not because to do a \$78,000 concrete job, that's a very, very big, big, big job and amount of concrete, and like I said, I know it's an extra and I know they're going to wrap you with that but just get some of the - Council President Mazzer said we have been. We have been.

Mr. Ratajczak said, you have been? Okay. And he's good with his pricing? Council President Mazzer said we have to tweak him sometimes. We have to.

Mr. Ratajczak said you shouldn't have to.

Councilman Camilleri said with regard to Veterans', the plans were presented to us on Tuesday. We had them in front of us. There were a few changes that were not on those plans, so he's going to change them. Mr. Ratajczak said no numbers though. Councilman Camilleri said no numbers. Mr. Ratajczak said, Joe, you know what? That's like me giving you a check. I gave you a check, but do I know what I gave it to you for? I don't know the amount. Councilman Camilleri said no. You see what has to be is when the plans are finalized, they have to go out to bid, so that's why we have no numbers. Mr. Ratajczak said right, but you have to have an idea or you have to tell him what your budget is. Councilman Camilleri said he had plans for porcelain tiles, I thought that was going to run over and above. Again, I don't want it to go where we cannot afford it, and I brought that up Tuesday. Mr. Ratajczak interrupted to say you're not even on the same page. He's doing porcelain, and we're – Councilman Camilleri said I wanted an alternate bid to tell us what that's going to cost and tell us what the regular split block building is going to be, and then we're going to make the decision on what we can afford. Mr. Ratajczak interrupted to say, like I said, get another party to bid and give you the same bid and come out and give you an estimate on it. Councilman Camilleri said as of right now we have no costs. We have no costs because we don't have any final plans. Mr. Ratajczak interrupted to ask, would you build a house like that? Councilman Camilleri said no, and Mr. Ratajczak said then don't build a field like that either.

Mayor White said through the chair that he [Mr. Costa] does know what our budget is. Mr. Ratajczak asked, do we know, as residents? Mayor White said it was mentioned before, and Mr. Ratajczak interrupted that we know we have bonded \$2.1 or \$2.3 total, but we don't know what's left for the bathrooms, and we don't know what's left for the storage. We don't know anything.

Mayor White asked Mr. Lo Dico who said we're talking \$550 to \$600,000 for the complete work for the refreshment stand and bathrooms. Councilman Camilleri commented about 850, and Mr. Lo Dico said yes, the balance in the bond, yes. With the budget, we talked about it.

Mr. Ratajczak asked for clarification of the number, and Councilman Camilleri said \$850 was left in the bond for the bathrooms and the refreshment stand.

Mr. Ken Sullivan of 620 N. Midland Avenue said last month he brought up the noise ordinance regarding no weekends or legal holidays in Saddle Brook. He said, you told me you were going to get back to me. I'm still waiting.

Mr. Suarez said we had discussed this at the work session, and it looks like the ordinance specifically pertains to noise, prohibiting certain equipment, etc. We believe that there may be a conflict in the code. I think we discussed that. Under the section, I'm still doing some background information on it, entitled construction under the building department regulations which would allow for that. At this point in time, there is a conflict in the Township code. It can't say that it's prohibited and it's not prohibited. It has to be one way or another resolved. It has to be a repeal and amendment of one or the other sections of the code, and that would be in the Council's hands however they want to approach this with regard to resolving the matter. Your section that you cited pertains specifically to noise, and it's not within the construction section.

Mr. Sullivan said it pertains to commercial construction. Mr. Suarez said that's correct. It pertains to noise in general, and I don't have it right in front of me. I believe it talks about heavy equipment, machinery, etc. on all weekends, prohibiting it. Then we talked about the fact that there's a section possibly in the Township Code that involves the building department and regulation with regard to construction being performed in the town that doesn't exempt the weekends, creating a conflict. Now I was looking through the code, and I'm trying to figure out exactly where that section would be in the construction department. I didn't find that yet.

Mr. Sullivan said, so you're still working on it. Mr. Suarez said correct. Mr. Sullivan said, so you'll get back to me when you come to some sort of a conclusion? Either

it's a law or it isn't a law. Mr. Suarez said that's correct. In fact, so far what I have seen would prohibit the conduct.

Mr. Sullivan said then he would wait until we come to some sort of a conclusion. Mr. Suarez said he didn't know how the Council wanted him to approach it. He asked if he should contact the resident directly or did the Mayor want to do it? Mayor White said he would do it. Mr. Suarez said he would speak to the Mayor so Mr. Sullivan would not have to wait until the next meeting. Within the next week he would give him information to proceed from there.

Councilman Cimiluca said we amended a provision to roll back the hours of operation by one. I believe the actual ordinance that we did, it was an amendment to an ordinance, and it references the ordinance we were amending. So I guess that's the place to start. Mr. Lo Dico said it was a resolution. Councilman Cimiluca said it was a resolution that referenced the ordinance which I don't think was the noise ordinance. There were specific times in the ordinance that we were amending so in the resolution it might say Ordinance 105-12, and I guess that would be the first place to look and see what that says. It specifies exactly what ordinance we are trying to amend. I don't remember it being the noise ordinance that we were amending.

Mr. Suarez said then you're talking about the construction code. Councilman Cimiluca said I'm assuming it was in a different provision. It might have been in the general construction portion of our general code. I know General Code comes in and sometimes there are things on the books that are kind of silly after a certain number of years that don't apply to the Township anymore. We kind of try and make sure, and sometimes they will see that there is a conflict, and they'll let us know and we'll decide, but I guess that's the first place to look and see what reference was made to that amending resolution.

Mr. Suarez asked when that was done. Councilman Cimiluca said in November. Mr. Suarez said you amended the ordinance with the resolution. Mr. Lo Dico said no, it was an exemption for one location. Councilman Cimiluca said he was thinking it probably referenced the ordinance – whatever the number is. Hours of operation are X to Y, and we are now changing it from Z to X or whatever it is. Mr. Suarez said he would double check. Councilman Cimiluca said they knew what the hours were, and I think they were asking for two hours, and we didn't give them two hours, we gave them one hour.

Mr. Sullivan asked how can you change hours on Saturday if you can't build on Saturday. I think you were just trying to change the hours during the week, and he just slipped in Saturday from 8 to 5 or whatever. If there's no building, then you can't change. Councilman Cimiluca said I don't have it in front of me. I think he wanted the times changed, but I don't think it said – your ordinance prohibits construction totally on Saturday, and we want to do Saturday. I don't think so. I thought it was just the hours – there were set hours for Monday through Friday and there might have been a set hour for Saturday. I know that construction has gone on in this town on Saturdays.

Mayor White said through the chair he can vouch for that. Being a police officer, there has been construction on Saturday for as long as I can remember. Mr. Sullivan asked if it was commercial construction, and Mayor White said Construction of all types. I think if you read that, it says heavy machinery. If you're building a new house, you're going to have a back hoe there.

Mr. Sullivan said it's not a house. They're building a self-storage building. It's not you're working on a house.

Mayor White said he knew it had gone on, and he's seen both commercial and residential construction for as long as he can remember. Not on Sundays, though. Never Sundays.

Mr. Sullivan said with all due respect, no one's ever brought it up either. Mayor White said possibly. It's just hard when you haven't enforced something for so long to turn around and say it's illegal.

Mr. Sullivan said good luck with the TV station.

Mr. Omar Rodriguez of 275 Madison Avenue, noted he was eight years councilman, four times council president. He asked Council President Mazzer if she was going to open the meeting to items on the agenda only or if it would be open to everything.

Council President Mazzer said we had this discussion amongst ourselves. We like the format, and we're going to keep the format that we have now. We're going to continue it. Mr. Rodriguez asked what is that, and Council President Mazzer said we're going to open it like we've been doing which is just items on the agenda.

Mr. Rodriguez said okay, but once again you might discuss it, but it doesn't make sense because items on the agenda are going to be voted upon right after it's closed to the public. How are we going to discuss items on the agenda at the end when everything has been already voted on? It doesn't make no sense. At all. If anything, it should be at the beginning, items on the agenda only, but like Councilman Cimiluca said on Tuesday, of course that is also not fair for someone who would like to say something and wait to the end. So that's why it was proposed that both segments should be opened to any items because it doesn't make no sense to discuss something that has already been vote [sic] during the meeting at the end. I would ask you to just discuss it again and reconsider because again, I don't think it makes no sense.

Council President Mazzer said that's your opinion, and this is the way I choose to run it.

Councilman Cimiluca said I think there may be a little confusion. Right now the public portion in the beginning of the meeting you can make comments on agenda items and anything else, and just at the end then it's limited to agenda items. If you have any comments on something that will be brought up that's mentioned on the agenda, you certainly can do that. If you have a comment on a resolution or an item for discussion, an ordinance, you can do that. You can also talk about anything else that you want if you feel it pertains to Township business. You're not limited to just agenda items in the beginning. You can talk about whatever you want. The restriction is just to agenda items at the end of the meeting. If you have comments about an agenda item, you can talk about it twice. If you have comments on something that's not on the agenda it will be like we've always done, and this is something we've never had; it's new in the last few months, to have the beginning and the end, it's just like it always was. You give your general comments in the beginning. Again, you can talk again, but it's just limited to the agenda items.

Mr. Rodriguez said he would give a case in point, and I'm going to give you an ordinance number too. There's going to be a second reading, and everybody can [inaudible] It's open to the public, and after it's closed to the public on second reading you guys will vote upon it. What sense does it make for me to speak up at the end about that ordinance again if it's been voted on already? Mr. Rodriguez interrupted Councilman Cimiluca's response and said what he was going to do on the budget. He said he was talking, and it seemed like there was no respect, actually. You're talking and laughing and whatever. I don't think that you [inaudible]. I guess respect comes both ways.

Mr. Rodriguez asked if the budget introduction will be open to the public. Can we ask the questions now or should we wait for the presentations from the auditor? Because first of all, I would like to know, based on an assessment house right now [sic] \$350,000, what is going to be the taxes? Are we going to be under cap of 2% or less or 1%? How much are the taxes? What is the equivalent? I believe that's what the taxpayers want to hear, and I don't know if it's going to be open to the public once the auditor will introduce the budget or you guys will introduce the budget. So is it going to be open to the public, or should I ask my questions now?

Council President Mazzer told Mr. Rodriguez he could ask his questions now.

Mr. Rodriguez asked the auditor through the chair if he could explain to the public and the residents of Saddle Brook how the budget looks like [sic] what's going to be the surplus. That's one of the things I would like to know. What is going to be the cash reserve for uncollected taxes? What is going to be the percentage that homeowners are going to be hit this year?

Mr. Wielkotz said the budget on the agenda tonight to be introduced represents a 2.89% increase in appropriations and spending. It's a 2.47% increase in the tax levy. The average residential assessment for 2015 is \$295,643. The tax increase for this budget is \$95.20 for the average homeowner.

Mr. Wielkotz said that \$95.20 is actually made up of two components: \$33.70 of that increase is related to the decrease in ratables from '14 to '15 because of tax appeals. The difference, the \$61.50, is if not for tax appeals and the reduction in the taxable value of the town overall, \$61.50 represents the amount to the average homeowner based on the budget. The other \$33.70 is out of anybody's control. It's tax appeals and reductions.

Mr. Rodriguez said therefore we're going to be increasing the reserve for uncollected taxes. Mr. Wielkotz said the reserve for uncollected taxes is going to be the same \$650,000 as was in last year's budget. Again, you had a reassessment. Saddle Brook is not different than any other town in the county. Quite frankly in this area, dealing with tax appeals, the reassessment is stemming the tide, however you still have to deal every year with tax appeals. Last year, I believe was a little bit of a bigger year in terms of tax appeals because again there were appeals that were filed prior to the reassessment and the recalibration of the assessments.

Mr. Rodriguez said he was happy with that and asked what the surplus was. Mr. Wielkotz said the surplus was \$535,000 at the end of the year. Mr. Rodriguez asked if we were taking any of those monies in 2015. Mr. Wielkotz said the same \$150,000 that was used in 2014's budget. The 535 is similar to the surplus at the end of '13 was 532. So it's pretty much stayed the same.

Mr. Rodriguez said based on that, if I may, then I'm looking at right now on the resolution, tax refunds for a property at 5 Sampson Street. It is close to \$200,000. There's a group of units, and apparently they appealed each year since 2010, and they didn't get a refund. They went to court, so it's five years of refunds that we are going to provide those units equals to almost \$200,000. The last one, 2014, the highest one that equals \$54,000 and change. My question is now, if we just did a reassessment, then what's going to happen in 2015? Because usually they don't do it year after year; usually they wait for a year or two years usually, and then they appeal. How is that going to help the reassessment if we don't take the attitude of fighting this in court, and we're just going to pay out the appeals? What is the attitude of the Council and the Mayor? From now on, are going to take with these appeals? Because if we do the reassessment, I guess we're going to have to be on better ground, in better shape to fight with this one because at the end of the day the homeowners are going to end up paying for these tax refunds because whoever is not paying is coming from another pocket, and that pocket is from the homeowners, from the little guys. The big guys have the big attorneys and the best attorneys, but the town has to come and say, you know what, we just did a reassessment. Enough is enough. We're just going to have to fight it and not just to try to settle. A lot of times we say the settlement is the best, but look, just one property, \$200,000. That has to come from homeowners. That's food for thought.

Mr. Wielkotz responded through the chair, recognizing that tax appeals are an issue. This budget contains \$228,000 as an appropriation to pay tax appeals. The reassessment, which was authorized in '13, was on the books for '14. The theory behind that is for 2014 going into 2015, all of the properties, commercial, residential, industrial, apartments, whatever in town, have had their assessment changed to reflect the more current market as opposed to the market that was there when the reval was done in 2007-2008. The theory is now everybody is equal again. This particular tax appeal, which goes back to 2010, was based on the 2008 revaluation, and it's obvious from the settlement that's before the Council tonight that the assessment was way too high and out of whack based on what the market ended up being from '08 to '09 to '10 to '11 to '12. Tax appeals are a reality,

especially with commercial and multi-family units, they're a reality. Unfortunately this town, like a lot of other towns in Bergen County, did a reval that was ordered by the County Tax Board in '07 or '08, which was, unfortunately, pretty much the height of the market, and once those revals hit the books, the market started to literally tank, and Saddle Brook, like a lot of the surrounding towns, had to go back in and get relief by being able to do a reassessment, which is a lot cheaper than doing a full blown revaluation again and get everybody back to what the market was. I don't have the statistics for this year. Filings were due April 1st, but I will just tell you one of my other municipalities, which is larger, last year had 400 appeals. This year they have 200 appeals. They did a similar reassessment in 2012 or '13 to do the same type of thing to stem the tide. It works, it just – we always have tax appeals. It's peoples' right.

Mr. Rodriguez said that is totally correct. It's everyone's right to appeal their taxes. By the same token, I believe it's the town's responsibility if they are going through the process and have a reassessment, and we are right on the money on the houses. We should not just let go and just as they file an appeal that we're just going to settle because that 228, in my books, is just being eaten by just one property. One of the largest property owners in town always appeals their taxes. It's just that property because triple whatever we reserve the 228,000 – because it's everyone's right. What I'm trying to argue is if that is the budget we have to pay for tax appeals then we should look into the form and try not to exceed that amount by not just settling but at least trying to fight some of these cases because commercial properties, most of the time, are going to just do the appeal and just throw it and see what they're going to get. But then the town will have to start taking a ground and just try to fight some of these cases.

Mr. Rodriguez thanked Mr. Wielkotz. He said ordinance #1 would not be read because it was just pulled. There will not be a second motion. It died. He asked if the bulletin board could be moved elsewhere, maybe to the back or anywhere else it would be more accessible so we could have access to the ordinances and resolutions. Just if you can? I know they put it up almost the same day that is the meeting, and there's no time – sometimes you just want to find out what's going on.

Mr. Lo Dico said it's put up on Tuesdays. Mr. Rodriguez said that's good to know and asked why not put it on line? If it's digital, if everything is digital – Mr. Lo Dico said it's not digital at this point. Mr. Rodriguez said, Pete, you got a secretary. Mr. Lo Dico said who does other things. He said he would not argue this. It's not digital. It's put on the bulletin board on Tuesday. Mr. Rodriguez said, Mr. Lo Dico, you are clerk for the council, and the secretary of the council has a secretary, which actually is not seen in no municipality, especially of this size. Mr. Lo Dico said they have deputy clerks. Mr. Rodriguez said, let me finish – so the secretary of the secretary of the secretary – you're going to tell me that you can't put this on line? So now if we're going to go to that, let's just put it on the floor. So basically we're going to have to be more efficient now in the digital world. Just scan the pages in the same way that you are just putting it in a format in your file. You have a file folder in your computer before you print it. You just have to do it. Just make it digital and put it on line so anyone can just download it or look at it or read it. It's as simple as that. If we're going to have to argue. Mr. Lo Dico said he was not arguing with Mr. Rodriguez. Other towns have deputy clerks, so don't pick that I have a part time person who works for me. Mr. Rodriguez said the size of this town and the salary that you have, one of the highest salaries in the state of New Jersey, you have a secretary. Come on. If you want to pick on that, on something so simple. Mr. Lo Dico said he was responding. Mr. Rodriguez again said for the amount of salary, one of the highest in the state of New Jersey for a municipality like this one.

Council President Mazzer said this was really out of line. Mr. Rodriguez said it was not. He said I was just suggesting something, and he's very defensive. I'm just saying, for the kind of money, that's the least that could be done.

Mr. Rodriguez continued that ordinance #1 was not going to be read. Ordinance #5 is the same, is going to be introduced on first reading. He said I would like to know what is the difference or what is the problem? Why it's being killed for second reading that ordinance 1590-15?

Council President Mazzer said our building inspector actually looked it over, and he had some more suggestions and comments on it. Mr. Suarez said there was a significant amendment to the ordinance. Mr. Rodriguez said that's what he was going to say. Is it significant? Otherwise, it's not needed. He said then on the first reading of the anti-nepotism policy, is there any discussion other than...different than before, or it's just going to include elected officials? Because I know there has been back and forth conversations where it should just cover elected officials or directors or department heads. I don't know. You are ready to introduce on first reading. What was the end? How is it going to pass that ordinance?

Mr. Suarez said it covers not just department heads but anyone in a supervisory position that there would be a violation of the policy if someone was supervisory to someone as defined as a relative within the ordinance.

Mr. Rodriguez asked what will happen with someone who already had a relative in the payroll and the ordinance will take effect? It will be retro? Or it will just be from that point forward? Because somebody in a supervisory position already has a daughter and a son working also for the municipality. Will that person or the family get penalized, or will it just be from that point forward?

Mr. Suarez said there is an exemption for present employees.

Mr. Rodriguez said the ordinances will have to do a lot more better [sic]. At least they will have to be corrected. I have broken English, but there are so many typo errors right here that I can't believe it. He asked for clarification of item #4 in the ordinances.

Mr. Suarez said it was curfew.

Mr. Rodriguez asked what that entails.

Mr. Suarez said we were provided with a letter related to potential constitutional violation under curfew ordinance that's in effect right now. So to make it consistent so that there was no violation...

Mr. Rodriguez said you would amend it. Mr. Suarez said that was correct, and it would allow if a parent gives consent to allow their child to be out during those hours.

Mr. Rodriguez said it wouldn't be easier just to repeal the existing one and start from scratch? It's almost the same as what you're doing with ordinance #5, just to repeal the prior one or existing one due to the fact that it is violating some rights or it might just represent some potential litigation and as the clause on the bottom, that if it represents some kind of problem it will just be repealed or be void.

Mr. Suarez said in this case it was just a matter of eliminating section B and then just adding that one other exception to it. You really didn't have to repeal the whole thing because it seemed to be permissible under those other areas. As long as we put that one – in fact, that is what it's specifically stating about looking for that one exemption. He said he read the story in the *Star Ledger* and it made this pretty much consistent.

Mr. Rodriguez then asked what was the approved settlement for resolution #28. Mr. Suarez asked if that was the Nickyboy matter, and Mr. Rodriguez said yes. Mr. Suarez said we resolved it. We're going to receive \$5,000, and I'm working on a license agreement. I think we're vacating an easement by the DPW garage. When I was appointed it was already in litigation.

Mr. Rodriguez said he just heard about an ordinance, and he said it was his recollection that we have an ordinance that prohibits construction on Saturdays. Two wrongs don't make one right. For fifty years, doesn't make past precedent. Two wrongs don't make one right. If that is what is in the books that is what has to be abided by. Then, if anyone has any problems, then the ordinance will have to be amended. That is the right way to do it because you don't make laws just to favor one particular company or somebody, regardless whether or not it was enforced or

not, just maybe it was never brought out to light. If that is the case, again I'm just talking from the top of my head from years ago that I read it because I believe that it was discussed by someone, but the construction company backed down and said no construction on Saturday. I believe so, that's what's happened years ago. That was never enforced so there was never a follow up, but I believe it was like 8 or 9 years ago and I believe it was not just Sundays. Again, through the chair, I would ask legal counsel maybe to revisit that ordinance and if so, send it back to the council and you know what? Maybe nowadays they need to work on Saturdays. You want to allow it, let's open it on Saturdays, but if the ordinance says not to work on Saturdays, then no one should be able to work on Saturdays – no commercial construction.

Mr. Rodriguez said another thing he had just heard was that a resolution was passed, by just listening to the conversation it is my understanding that we cannot amend anything on the ordinance through a resolution. That is wrong. Never, ever, ever, a resolution will never supersede an ordinance. That's law 101. The only way to amend an ordinance is through another ordinance. The same ordinance, but never to a resolution because that will go nowhere. That will just go to the trash basket.

Mr. Rodriguez said, finally, I see some applications tonight, and I said it on Tuesday, I strongly believe that each applicant should come in front of this Council whenever they are going to renew their license. It's not a waste of your time because that is the only way that we have to make sure that they're doing it the right way. He offered the example of a limo service that says 250 Pehle Avenue. Do you know how many applications we have authorized at the same address in the last two months? My question is, how many cars do they have registered to their name? Those are the questions that they should be asked at this Council before they get renewed. Some of them might have two cars, some of them might have 200 cars. Then what? And the property just got parking lot for 100 cars. Then guess what? Cars will be parked in the neighborhoods, in the streets. Who can tell me now, how many licenses we have offered to the same address on this property and how many cars represent each of these companies? I guess there is no answer because it's very difficult just trying to guess. I think that should be a way to improve the quality of life in town. Then by the same token, I see another license, and I just want to go to Route 46, not this particular application right here, but there are plenty of applications for Route 46 in the last two or three months. Some of them have evolved from one particular business that they have a license, they have sub-divided into other businesses. So then they are charging a collective rent, but those businesses are not registered with the municipality. They might be within the same domain, but they are sub-leasing and that sub-lease is sub-leasing. When are we going to stop? That is quality of life. Several other businesses are coming all the way to the [H?] on Route 46. What happens when the people are with a wheelchair? There is no room to come to run off Route 46 because the cars are blocking up to the H of Route 46, and that's state property. Ten or 15 feet, 15 feet actually to the inside is state property. But those are the concerns that should be addressed right here. You want your license renewed, then you're going to have to learn how to park. Because they are using every single thing. But what about the people that will have to walk or they have to take the bus? Are we waiting for a casualty to happen for the Town to be sued in order to react? Those are the concerns that the residents need to be here because again, I spoke on Tuesday about the massage parlors. We have an ordinance. It should be closed at 10 o'clock. Guess what? Most of them, 2 or 3 o'clock in the morning. Business is going in and out, and I don't think, even though some of you might say enforcement, that if there's going to be enforcement, then we might have to amend or repeal the ordinance or change it if it's too early. But if the ordinance is there, it's to enforce it and actually to keep it.

Council President Mazzer said that's basically what it is, is enforcement and if we don't know about it, I mean, you know about all these issues, this is the first that's coming to the Council right now about a particular place.

Mr. Rodriguez said that is the reason why I'm saying if the businesses were to come here every year and not make it so easy that every one of them gets approved, they have to come in front of the council. Believe me, they will think

twice before violating anything what they're doing right now. In just one business that I know for a fact because I checked the records, there's five different businesses. It's not my job, but again, they never come in front of here, so you cannot ask them questions. But if they were to come here, some of them have cars from 30 years ago showing in Route 46. They don't clean it. It's a garbage disposal there, and they still get renewal? That's unfair. That is unfair because everybody should upkeep their property.

Mr. Lo Dico said through the chair with regards to livery, we have a comprehensive application process. I have one here. They ask the number of vehicles, we don't have any vehicles. Two-fifty Pehle Avenue is the Park 80 Plaza, which parking is – there is quite a bit of parking. We also have a certificate of insurance, registration, it goes to the police department, the police department reviews it, it comes up to the Town Hall, and we put it on the agenda.

Mr. Rodriguez said I'm not saying that it's wrong. What I'm trying to say is who can tell me right now, how many cars, how many permits, how many licenses we have approved in the last two months for the same location even though it might be big, but do you know how many tenants they have? How many parking spaces are required right now? What about if one of these livery companies are from out of state or are doing shuttle services? What about if they have 150 cars parked over there? Nobody can control that. So I'm just saying, even though they have the application, when they come right here they open themselves up for questioning. If they do not do it this year, maybe next year they will improve it, but it should be some kind of questions and answers because you can just drive through Route 46 and you can see it all.

Mr. Lo Dico mentioned explaining the process for this. Mr. Rodriguez said he knew it very well. He added, my thing is the clients. Like in any other municipality, they should come in front of the council if they want their license to be renewed. The same goes for liquor licenses.

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 Camilleri said it goes back to Veterans', and he agreed with a lot of things Mr. Ratajczak was saying. He said, even if I was building my own house and I wanted to bid it between different contractors, I've got to have my set plans first, and that's basically what we are waiting for with the bathrooms and the concession stand, the final set of plans.

Mr. Ratajczak commented, and Council President Mazzer said we would not have a dialogue right now. Mr. Ratajczak commented again, and Council President Mazzer reminded him again that the open portion was closed. Councilman Camilleri said he just wanted to comment on that.

Councilman Cimiluca mentioned that we had Freeholder DiNicola come in on Tuesday to the work session to give a presentation on a program called Access for All. There is going to be a community forum held on Saturday, April 25th from 11:00 AM to 2:30 PM at the Ridgewood Council Chambers – 131 North Maple Ave in Ridgewood to try and get as many people involved in getting anybody – disabled persons – getting them access in terms of just physical access. He said she mentioned some things that we didn't think about – closed captioning for people who are hard of hearing, to try and codify that and make it all uniform. She has an

entire package, and what she is asking for is something where this Township is one of the many growing number of townships throughout the state that is starting a committee made up of certain OEM people, fire personnel, people from the town also, some people from the community to get involved and try and help us help other people. If anyone can make it there, it's on the same day as the Earth Day program which is going to be in Overpeck Park on that same day.

Councilman Cimiluca said there was a comment about the tax appeals, and one of the problems that we have with the tax appeals is years ago, the Council took sort of a scorched earth concept on fighting tax appeals, and that was, I think, by resolution or something that we will not settle any case whatsoever, and we are going to take every single case to trial. Well, it just doesn't work like that because there is basically one judge in Bergen County that pretty much decides every single tax appeal. So tax appeals go back years and years and years, and by the time you get to court, that one year that they filed for taxes, now it's four years, so if you lose you're paying four or five years, and we ended up with a ridiculous amount of cases that were still pending. We don't just settle cases because someone says please settle the case. We have an attorney; that's Mr. Eyerman who is doing our tax appeals. We have an appraiser, and they give us their opinion. If, in their opinion, we can win this case and it's better, it's justified to go forward. We're not afraid to go forward, but if they tell us that even our numbers are bad and the person is going to get a very good tax appeal result, it's in our best interest to settle the case. A lot of times when we do settle the case, if we owe five years, a lot of times the applicant, the person who is suing us, will agree to withdraw one or more years. So in many cases, settling is the best option, not in every case, but to take a position that we are going to fight every case from beginning to end is just unrealistic, and it doesn't make economic sense.

Councilman Cimiluca commended Councilwoman D'Arminio for running the Easter Egg Hunt. He said it was taped, and it was very well run.

Mayor White said he wanted to talk about the budget, and he wanted to commend the auditor Mr. Wielkocz, CFO Ray Carnevale, Mr. Lo Dico and all the Council members. He said, I think we worked very hard, and I think this is a very good, sound budget. I think it meets the needs of the Township, and I don't feel we're asking too much from the taxpayers with this budget based on what we have in it. It can still be amended between now and budget adoption, which will be in May. As it is now, Mr. Wielkocz had said, we are below the 2% cap, and the average tax increase on the municipal side for residents will be \$95 for a home assessed at about \$300,000.

Mayor White said regarding potholes, the weather has not been cooperative, as we all know, but the DPW has started the process of filling the pot holes. They do have a list of streets that are the worst – local streets. He said he personally called Raymond Dressler who is the Bergen County Director of Public Works regarding County Roads, which are not our responsibility. He said Mr. Dressler assured him that extra crews are working, and even working overtime on Saturdays. Hopefully we are going to get those potholes filled.

Mayor White said we are going to try to implement a road improvement program. We're going to begin milling and paving the worst streets in town. The town engineer is going to be tasked with figuring out which roads need to be taken care of first.

Mayor White noted through the police department we have been allocated funds under the Drunk Driving Enforcement Fund for the purchase of a mobile variable message board, LED digital display board. It's supposed to be used under this grant to educate motorists about the dangers of DWI, but we can also use it for other things like to announce Township events, for instance the Memorial Day Parade and the fireworks display. The chief is in the process of researching what type would be best or most feasible for our needs, and he will move forward to get quotes on that.

Mayor White said he and Councilman Accomando and Mr. Lo Dico met with members of the school district and agreed that we are going to meet on a quarterly

basis. The goal is to enhance communication between both bodies and to help one another and try to do as much as we can to work together on things. He said he felt that would ensure the needs of not only the children but the taxpayers will be met better. Some topics of discussion were shared services, Board of Education facilities for use of recreation, broadcasting of school meetings and events on SBC-TV, and implementation of a school resource officer.

Mayor White commented on the Access for All program. He said this is a bipartisan effort on the part of government to do what's right, to foster equal access to community life for people with disabilities. Tonight we are going to pass a resolution to move forward with forming a committee, and the committee will be comprised of local residents with disabilities and town officials with varying areas of expertise. Members of the disabled community will be involved, the business community, including architectural and engineering, parents, friends and other persons, liaison with emergency management services, recreation, public works, and a Town Council liaison will be appointed. Also, somebody from the school board would be involved. We have been doing some things regarding barrier free. We have gotten two grants, one for Veterans' Field and another for election polling sites to improve the current situation at those locations.

Mayor White thanked the Projects and Activities Committee. He commended Councilwoman D'Arminio, PJ Punzo, Councilman Accomando and his wife for their help, along with the Mayor's Youth Group headed by Regina Barrale and all the members of the Youth Group who worked very hard and the members of the Women's Club who helped out. He also thanked Enlocasa, our video production company and said they did a great job putting the video together.

Mayor White said he wanted to move forward on the flooding advisory board and also a committee to recognize our 300th Anniversary that's going to be next year. He wished everyone a Happy Easter and Happy Passover.

Councilman Cimiluca said we have used other people's resolutions as a template, but in our situation, since we contract with the County for the Board of Health, maybe we can just remove that portion because there's no one to appoint in the Board of Health since we don't have an actual Board of Health, we contract with the County on the Access for All resolution.

Mr. Suarez said that was very minor, so it was okay.

Mayor White addressed Mr. Rodriguez regarding his comment about having some of these applications come before the mayor and Council. He said, I think what you're saying ultimately we need to enforce. We need to make sure that there's not problems and these companies or businesses are not taking advantage. I just disagree that this body should hear all those cases to come forward. I don't know any level of government, all the way from the federal government all the way down to municipalities, where that governing body hears those kinds of applications. There's regulatory agencies that are involved at all levels that are supposed to investigate those applications. If they find fault with it, then they bring that to this body or to the executive branch and the legislative branch, and we figure out what to do, whether to reject them and they can appeal. There's a whole process. I just don't see where it would benefit anyone for them to come here before us. The application process should be done and should be investigated by whomever department or agency is tasked with that. You mentioned livery applications. I know for a fact because I used to do them myself. The police department, the detective bureau, assigned a detective to each one of those applications to look into the ordinance to make sure they're in compliance. Then they review it, and they make a recommendation to this governing body as far as whether or not an application should be accepted or rejected. It's kind of the same thing with the Zoning Board and the Planning Board in principle. Those particular boards are autonomous and they look at all those applications. I'm a newcomer here, maybe some townships do that, but I don't see that that would be a good idea, and it would be very time consuming.

2015 Budget Introduction

1. **ORDINANCE #1592-15 – FIRST READING ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

The Council President announced that the next order of business is the introduction of **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

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

Motion: Councilwoman D'Arminio Second: Councilman Camilleri

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

CR# 415-81

Be it resolved that an ordinance entitled **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

that heretofore passed on first reading by the Township Council of the Township of Saddle Brook, be further considered for final passage at a meeting to be held on the 7th day of May, 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: Councilwoman D'Arminio Second: Councilman Accomando

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

Mr. Wielkotz said the following resolution allows us to go over and above what the collection percentage was last year because of the value of tax appeals and the number of cancellations of 2014 taxes in 2014. If you went by the straight percentage not utilizing this provision of the law, your reserve for uncollected taxes would probably have to go up a couple hundred thousand dollars. It really doesn't make a lot of sense and doesn't help anybody.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-82

WHEREAS, the Township of Saddle Brook collected only 97.45% of the 2014 taxes due to an increase in State and County tax appeals as a result of unfavorable economic conditions in the local economy and real estate markets for 2014; and

WHEREAS, the lower percentage collected in 2014 has an effect on the “Reserve for Uncollected Taxes” in 2015; and

WHEREAS, the Governing Body is desirous of reducing the 2014 total tax levy by the amount of the tax appeals in calculating the 2014 tax collection percentage resulting in a collection percentage of 98.93% for 2014; and

WHEREAS, the Governing Body desires to anticipate 98.75% collection for 2015, to help reduce the “Reserve for Uncollected Taxes”, with prior written consent of the Director of Local Government Services,

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Saddle Brook, County of Bergen, State of New Jersey, that the prior written consent of the Director of Local Government Services be requested to anticipate 98.75% collection of taxes in 2015 in figuring the “Reserve for Uncollected Taxes.”

BE IT FURTHER RESOLVED that two certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-83

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Calendar Year 2015; and

BE IT FURTHER RESOLVED, that said Budget be published in “Our Town” in the issue of April 9, 2015.

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

ORDINANCES

2. **ORDINANCE #1590-15 – FINAL READING ORDINANCE ADDING CHAPTER 51 ENTITLED “ABANDONED PROPERTY” OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK**

Township Clerk proceed announced that based on the legal opinion of the township attorney there will be no second reading of this ordinance as we will be introducing an amended version.

3. **ORDINANCE #1591-15 – FINAL READING AN ORDINANCE TO AMEND CHAPTER 154 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF SADDLE BROOK ENTITLED "PROPERTY MAINTENANCE"; TO REQUIRE CLEARING OF SNOW AROUND HYDRANTS**

The Council President announced that a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilman Camilleri

Second: Councilwoman D’Arminio

ROLL CALL:

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

The Township Clerk then reads the Ordinance by title on second reading:

AN ORDINANCE TO AMEND CHAPTER 154 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF SADDLE BROOK ENTITLED "PROPERTY MAINTENANCE"; TO REQUIRE CLEARING OF SNOW AROUND HYDRANTS

The Council President announced that the motion was in order and that the Public Hearing on this ordinance be opened.

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

Mr. Rodriguez said since the meeting was not opened to the public for Ordinance # 1590-15, he asked through the chair to Mr. Suarez, by you not reading this –

Council President Mazzer noted this was for 1591-15.

Mr. Rodriguez said he was just going to make a comment on 1590 that they were skipping. He said, I believe it should be brought up with one vote and let it die otherwise it will just stay on the books as pending. That is my experience with this, it will just be hanging in there doing nothing, instead of just killing it tonight by just putting a vote but not second it, it will die. It will be over. On 1590. Just since it wasn’t open to the public I couldn’t make a comment, I’m sorry about that.

On Ordinance 1591, Mr. Rodriguez said, I assume it should not be put onto the homeowners of the town even though there might be some exceptions to the rule, I believe that it would be unfair to some of the residents because who will determine who is capable of cleaning and who is not capable of cleaning? That is why I believe we have volunteers, and if the volunteers of the Fire Department cannot do that, that's why we have DPW paid employees. Why if the town is already paying taxes to clear the roads, do we have to make the homeowners to clean the fire hydrants? What happens if they don't clean it, and then let's say for instance there is an emergency and the fire department comes and the person didn't clean it, who is liable? The homeowner or the town? Because basically let's be honest with this, if this flies tonight, what's going to be next? Now you have to bring your branches to the DPW yard, you have to bring your comingles to the DPW yard, so you want the residents to start doing things they are already paying for? I believe this is already included in the taxes. If the fire hydrant is in front of a property, the resident didn't ask for the fire hydrant. Even though it's a necessity, it wasn't asked for from the residents to be installed in front of the property. So why to penalize the resident? I don't think that's proper, and this will open for any other things in the future. These should be done either from the fire department volunteers, or if they can't make it, then let the DPW workers to do it. But it's totally unfair to pass this ordinance and just pass it back to the residents because next time, what is going to be the ordinance? That we have to clean the streets too? Or that we have to clear the snow in the streets? This is unfair to all the residents and taxpayers of Saddle Brook because they are already paying taxes in order to be cleared. The fire hydrant is not the property of the homeowner. It actually belongs to the town. The taxes belong to the homeowner, and in closing I want to say if that breaks or is malfunctioning, is that responsibility to the homeowner? No, it's not. It's the responsibility of the town. Therefore why the homeowner should have to maintain that or clear that? It's totally wrong, and this might be the beginning of doing things against the taxpayers. Taxpayers are already covering with their taxes all this removal of snow. Thank you very much.

Councilman Camilleri commented that it's not to penalize the homeowner. He said I look at it as a lot of homes today have landscaping companies that come in and they will plow the driveway and shovel the walks, and I don't think it's out of line to clear the fire hydrants. I wouldn't want to be the person, sometimes in a fire, in a state of emergency, seconds save lives. I wouldn't want to be the person to say to a family that lost a loved one because they couldn't access the fire hydrant in time. That's why I'm for this, and it's not to penalize anybody; it's basically for safety for a lot of people.

Mr. Rodriguez thanked Councilman Accomando for his point of view.

Mr. Rodriguez cited an example of a homeowner who hardly can move, and she lives by herself. He asked who will determine if that person is capable and responsible for cleaning the fire hydrant? Councilman Accomando said she can call Town Hall. Mr. Rodriguez said usually it's at 2:00 AM in the morning sometimes when it snows. No one is at Town Hall at two o'clock in the morning.

Councilman Accomando said not at the time of the snow fall. Prior to the winter she can say she would have a problem cleaning that fire hydrant, prior to the winter, not the night of the snowfall. Mr. Rodriguez said if that is the case, in the ordinance I hope that it covers because there will be liability, like you just said. It's nice and everybody is out there to save lives, by the same token, how are you going to leave that responsibility to a resident? The resident might be on vacation. So what if they don't clean it? They don't clean the fire hydrant for X, Y, Z reason, and then there's a fire on that block and the fire department couldn't find the fire hydrant where it's located, why do we have to make the homeowner liable for that?

Councilman Accomando said we are not making them liable for that. We're making them liable to keep clear the fire hydrant. We're not going to have them hook the fire hose up to it either. The fire department will do that. We're just doing this to aid the fire department and possibly down the road save a life. I've been in cities where the fire hydrants are packed solid with ice and I don't care if you come in with a jackhammer, you're not getting them open and what would happen if they need that hydrant to service a fire? I think somebody may well lose their life.

Mr. Rodriguez by the same token, if I'm paying a landscaping company to clear the snow and they have to clear it from the fire hydrant, what happens if they break it? Who is responsible?

Councilman Accomando said I wouldn't put the liability on the landscaping company to break the fire hydrant. Mr. Rodriguez said then at the end of the day it's going to be the homeowner because the homeowner is the one that is [inaudible]. He said he remembered when the fire department used to put a stick, very high when there was going to be a storm, and it helped a lot, and a lot of people will notice where the fire hydrant is because you can clear it right now, but the way these storms have been coming to New Jersey is that you clear it and three hours later it's already mounded with the snow; it's covered again. All I'm trying to say is common sense in the sense that we have paid employees, we have volunteers. Why bear the responsibility to the homeowner? That's all I'm saying. I'm not against it. Yes, it's the responsibility, somehow someone has to clear it. But whose responsibility is that? At the end of the day, it's the Township, it's not the homeowner. The homeowner is already paying taxes.

Council President Mazzer said it was another level of safety.

Mr. Rodriguez said that's even more important. He said I totally agree with you. It's a matter of safety, and safety means a lot. Just one life. You cannot play with those lives in the hands of the taxpayers; they are not the experts. They should not be held responsible for cleaning that. The Township should. Food for thought. If they don't have the manpower in the DPW or the fire department to do it, then hire a company to clear just the fire hydrants.

Councilman Cimiluca said currently we have on the books a requirement that you have to clear snow off your sidewalk. So whether you're 18 years old in your house or you're 118 years old, it doesn't make a difference, you have to clear the snow off your sidewalk because there's an ordinance in effect. This affects the people's property, so when you say the town goes on it, you keep talking about what happens if that person damages the hydrant. What happens if the DPW or the volunteer fire department, which I certainly don't think this should be another burden on them, unfortunately they have to do that sometimes because people are piling snow on top of the fire hydrants. What happens if the DPW goes and everything falls, and all of a sudden there's big holes there? Then we're going to be getting calls saying, you damaged my property, you have to go out and fix it. So I think the liability would be on the Town. Although the Town has the right of way, it's the property owner's property that happens to have a fire hydrant on it. We're not asking them to maintain the fire hydrant; they don't have to paint it. All they have to do is if they are lucky enough to be close to a fire hydrant, which would help them in an emergency situation, that they just give our volunteers access to that. If somebody is clearing their snow, we're asking them to clear another four square feet. Basically it's two shovels of snow on each side and just keep it so this way. God forbid you need to get access to it, they can go in there. Councilman Cimiluca mentioned that sometimes the hydrants are like little igloos, and he wouldn't want to be the one who, if there was no access to a fire hydrant, and a tragedy occurred. He said he totally agreed with the ordinance and did not think it was a real burden on the homeowner. He said, they're already cleaning their sidewalk, all we're asking them to do is clean a different part of their property which is around a life-saving fixture that's owned by the town.

Mr. Rodriguez said Councilman Cimiluca, you are an attorney, and more than anyone, you should know about liabilities, and again, a lot of people leave the town when it's winter time. To clean a sidewalk, and if something happens, the insurance of the homeowner will go. The homeowner's insurance will not cover what happens if they feel it belongs to the municipality, whether it's the telephone pole, that PSE&G poll. What, the homeowner at some point will have to paint it? Is it right? No. That's not the right of way of the homeowner. I have to clear the fire hydrant; that becomes maintenance. By clearing all the times when it snows it becomes maintenance, so also might say, okay, I don't want it red, I want to paint it white. Will you allow me to do that? Will it say in the ordinance? That precludes a lot of homeowners – but the point I want to make is a lot of people in town that do not necessarily have handicaps but why do they have to call and say I can't clean

it? I know at least two homes where they live by themselves. One is 73 or 74. The other lady is 83. Why do they have to call the town to come and clear it? They never had that problem. Why is it now their responsibility to call? Why? Why are we putting this on the neighbors? I guess there is not enough manpower in the DPW? There is not enough manpower in the fire department? Why not just give it to professionals that are insured that if something happens, a fire happens and it's not clear someone should be responsible. I don't think that the homeowner should be responsible. Because in the right of way that the fire hydrant belongs to the municipality. The same goes for a telephone pole, for a PSE&G pole. We cannot touch it, it's not our property. That's township property that in a way they just dedicated it for the state because it's just common sense that they have to have telephone poles. I can't do nothing. I can't touch it. I can't go up there just because it's in front of my house. That's not my property. I don't have to maintain it. If anything happens, that pole falls, that's the responsibility. If something gets damaged, it is PSE&G or the telephone company property, not mine. The fire hydrant is not my property. Why should I have to be responsible for it?

Councilman Camilleri added that even on commercial properties where they have fire hydrants, you had to clear the fire hydrants, and if you buried the fire hydrants plowing the lot, you paid the fine.

Mr. Ratajczak commented on the clearing of the fire hydrants. He said I witnessed it on my block. I would say 90% of homeowners have sprinkler systems, and the DPW did come with the plow and went up the curb and hit one of the sprinkler heads. Come spring time you turn on the sprinkler and what happens? If they're going to do it, they should do it by hand, not with a plow because a plow is not made to go above the curb. I know they did them that way on my block, and it's not the right way to do it.

Hearing no one, the Council President announced that the motion was in order and that the Public Hearing on this ordinance be closed.

Motion: Councilman Cimiluca

Second: Councilman D'Arminio

ROLL CALL:

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

CR# 415-84

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE TO AMEND CHAPTER 154 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF SADDLE BROOK ENTITLED "PROPERTY MAINTENANCE"; TO REQUIRE CLEARING OF SNOW AROUND HYDRANTS** does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

ROLL CALL:

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

**4. ORDINANCE #1593-15 – FIRST READING
ORDINANCE AMENDING CHAPTER 29 ENTITLED “PERSONNEL
POLICIES” TO ADD SECTION 10 ENTITLED “ANTI-NEPOTISM
POLICY”**

The Council President announced that the next order of business is the introduction of **ORDINANCE AMENDING CHAPTER 29 ENTITLED “PERSONNEL POLICIES” TO ADD SECTION 10 ENTITLED “ANTI-NEPOTISM POLICY”**

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

Motion: Councilman Cimiluca

Second: Councilwoman D’Arminio

Councilman Cimiluca – yes

Councilman Camilleri – no

Councilwoman D’Arminio – yes

Councilman Accomando – yes

Council President Mazzer - no

CR# 415-85

Be it resolved that an ordinance entitled **ORDINANCE AMENDING CHAPTER 29 ENTITLED “PERSONNEL POLICIES” TO ADD SECTION 10 ENTITLED “ANTI-NEPOTISM POLICY”**

that heretofore passed on first reading by the Township Council of the Township of Saddle Brook, be further considered for final passage at a meeting to be held on the 7th day of May, 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 said this is not something that just came up. I believe the prior mayor and council were talking about this during 2014. It’s not something new. I know it’s part of a campaign. I think it would resolve the doubt that anybody who is hired here is hired for no reason other than that person is the most highly qualified. That’s not to say that a family member or a relative as defined in this ordinance would not be the best person. I feel bad that in some cases a relative will not be hired because of this. However, when or if that person would be hired, you know what would happen is that they would never get the credit they were due. It would always be he or she got hired because of who he or she knew. This removes that doubt that the person, also in terms of that particular department that person is in, it probably would help in morale because we all know and the mayor had talked about some anecdotal incidents from other towns in which somebody got hired and they may be the best person in the world, but that person never got their just due. There was always snickering, oh he’s this person’s son or daughter or cousin. Now this is limited to parents, siblings, children and grandchildren?

Mr. Suarez said he thought it was just siblings, parents and children. Councilman Cimiluca said it’s not nieces, nephews, cousins, things like that. It doesn’t mean that somebody from Saddle Brook cannot be hired into a department if a relative works for Saddle Brook, it’s just that the relative that is already here is not in a supervisory capacity in that particular department. So if there is somebody who is currently on the police department and their son can get a job in the DPW or a white collar job. It’s just that that person is in a supervisory capacity in a certain department their relative as defined could not get into that same department, and there’s a total prohibition against the Mayor and the five Council people. So there cannot be a relative of the mayor and the council in any position whether or not it’s supervisory or not. I think it’s a good ordinance, and it will take away any doubt that the people who are hired are here because they’re the most qualified.

Councilman Camilleri said my angle is this. As old as I am, I've seen a lot of things. A lot of times it's just out and out pride. You have a father, you have a son. The son follows in the father's footsteps, and me personally, I don't want to say well son, because your father is a supervisor, you can't follow in his footsteps. I almost look along the lines that it almost swings the other way, as reverse discrimination. He commented that if a father was in a supervisory position and his son steps up to the plate and scores 100 on an entry exam, but because of a relative of his, he gets denied the job. He said it just doesn't sit well with me.

Council President Mazzer said I'm against it. I personally feel it's overkill. We're a small community. If there was a conflict or a family member or relative, I feel we can recuse ourselves, and that would be sufficient. I disagree with what Andrew said about a family member. Sometimes I think it works the opposite, sometimes they try so much harder because they feel they have to. That's my opinion.

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

5. ORDINANCE #1594-15 – FIRST READING ORDINANCE AMENDING CHAPTER 83A ENTITLED “CURFEW”

The Council President announced that the next order of business is the introduction of **ORDINANCE AMENDING CHAPTER 83A ENTITLED “CURFEW”**

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

Motion: Councilman Cimiluca Second: Councilman Camilleri

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

CR# 415-86

Be it resolved that an ordinance entitled

ORDINANCE AMENDING CHAPTER 83A ENTITLED “CURFEW”

that heretofore passed on first reading by the Township Council of the Township of Saddle Brook, be further considered for final passage at a meeting to be held on the 7th day of May, 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 Camilleri Second: Councilwoman D'Arminio

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

**6. ORDINANCE #1595-15 – FIRST READING
AN ORDINANCE ADDING CHAPTER 51 ENTITLED “ABANDONED
PROPERTY” 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 ADDING CHAPTER 51 ENTITLED “ABANDONED PROPERTY” 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.

Motion: Councilwoman D’Arminio

Second: Councilman Accomando

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

CR# 415-87

**Be it resolved that an ordinance entitled
AN ORDINANCE ADDING CHAPTER 51 ENTITLED “ABANDONED
PROPERTY” OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE
BROOK**

that heretofore passed on first reading by the Township Council of the Township of Saddle Brook, be further considered for final passage at a meeting to be held on the 7th day of May, 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 Camilleri

Second: Councilwoman D’Arminio

Councilman Cimiluca congratulated building inspector Anthony Ambrogio. He said we have spoken about the original one that was presented to us. We amended it and altered it, but it just goes to show you that he is doing his job. He did review it and had a number of very cogent comments about how we can make this better and that’s what we’re taking into consideration and we will be ready to do this in full next month.

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

Mr. Lo Dico asked Mr. Suarez about the first ordinance because we didn’t have a second reading because there was no motion and second that ordinance is officially dead.

Mr. Suarez said it’s not adopted. Mr. Lo Dico said it wasn’t tabled. We just didn’t have a motion. Mr. Suarez said correct. If you table it, it just stays, and when you untable it and you don’t do a second reading. The other option could have been to just make a motion to withdraw.

Councilman Cimiluca said it’s not on the books forever. That ordinance is done. Mr. Suarez said his opinion was if there is no second reading then it doesn’t become a part of the law.

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.

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

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

* MINUTES

1. February 16, 2015 – Special Public Meeting
2. February 24, 2015 – Special Public Meeting
3. March 12, 2015 – Regular Public Meeting

THE MINUTES OF THE MARCH 23RD MEETING ARE NOT PART OF THE CONSENT AGENDA

4. March 23, 2015 – Special Public Meeting

Motion: Councilman Cimiluca

Second: Councilwoman D'Arminio

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

* RESOLUTIONS

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 415-88

WHEREAS, a certificate # 14-012 was paid on 12/09/2015 by the homeowner, on a parcel of property referred to as **285 Saddle River Road, Saddle Brook, NJ 07663, also known as Block 903, Lot 7,**

NOW, THEREFORE BE IT RESOLVED that the Township Council hereby authorizes the Treasurer to issue a warrant in the amount of **\$30,000.00** from the Treasurers Premium Account to the lienholder:

US BANK CUST BV001 TRST & CREDITORS, 50 SOUTH 16TH STREET, SUITE #2050, PHILADELPHIA, PA 19102-2513

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-89

WHEREAS, a certificate # 14-012 was paid on 12/09/2015 by the homeowner, on a parcel of property referred to as **285 Saddle River Road, Saddle Brook, NJ 07663, also known as Block 903, Lot 7,**

NOW, THEREFORE BE IT RESOLVED that the Township Council hereby authorizes the Treasurer to issue a warrant in the amount of **\$4,225.14** from the Current Account to the lienholder:

US BANK CUST BV001 TRST & CREDITORS, 50 SOUTH 16TH STREET, SUITE #2050, PHILADELPHIA, PA 19102-2513

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-90

WHEREAS, a lien on a parcel of property referred to as **71 Williams Street, Saddle Brook, NJ 07663, also known as Block 522, Lot 8** (Cert. 2014-005) assessed in the name of Arnold, Rose was sold at the Township’s Tax Sale on December 9, 2014 for Taxes and Water to US Bank Cust BV001 Trust and Creditors, 50 S 16th Street, Ste. 2050, Philadelphia, PA 19102-2513; and

WHEREAS, Reverse Mortgage Solutions, Inc. holds a mortgage and has made the necessary arrangements with the Collector to redeem this lien; and

WHEREAS, the Tax Collector has deposited the bank check in the amount of **\$31,339.32** into the Treasurers Trust Account,

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to US Bank Cust BV001 Trust and Creditors, 50 S. 16th Street, Ste 2050, Philadelphia, PA 19102-2513, in the amount of **\$31,339.32** from Treasurers Trust Account in settlement of this lien. (Cert. 2014-005).

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-91

WHEREAS, a lien on a parcel of property referred to as **71 Williams Street, Saddle Brook, NJ 07663, also known as Block 522, Lot 8** (Cert. 2014-005) assessed in the name of Arnold, Rose was sold at the Township’s Tax Sale on December 9, 2014 for Taxes and Water to US Bank Cust BV001 Trust and Creditors, 50 S 16th Street, Ste. 2050, Philadelphia, PA 19102-2513; and

WHEREAS, Reverse Mortgage Solutions, Inc. holds a mortgage and has made the necessary arrangements with the Collector to redeem this lien; and

WHEREAS, the Tax Collector has deposited the bank check in the amount of **\$31,339.32** into the Treasurers Trust Account,

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to US Bank Cust BV001 Trust and Creditors, 50 S. 16th Street, Ste 2050, Philadelphia, PA 19102-2513, in the amount of **\$18,000.00** from Treasurers Trust Account in settlement of this lien. (Cert. 2014-005).

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-92

WHEREAS, State Tax Court of New Jersey has rendered a Judgment on the following properties reducing the assessment for the year 2010; and

WHEREAS, this reduction has resulted in an overpayment of tax for the year 2010; and

WHEREAS, the Tax Collector recommended this overpayment be cleared of record,

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Saddle Brook hereby authorizes the Treasurer to issue a warrant in the amount of:

STATE TAX COURT JUDGMENT for the year 2010

BLOCK	LOT	NAME & ADDRESS	Year	Refund
706	4	Venino and Venino, LLC As Attorneys for Peykar Brothers Realty	2010	\$21,924.55
5 Sampson Street		8000 Kennedy Boulevard North Bergen, New Jersey 07047		

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-93

WHEREAS, State Tax Court of New Jersey has rendered a Judgment on the following properties reducing the assessment for the year 2014; and

WHEREAS, this reduction has resulted in an overpayment of tax for the year 2014; and

WHEREAS, the Tax Collector recommended this overpayment be cleared of record,

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Saddle Brook hereby authorizes the Treasurer to issue a warrant in the amount of:

STATE TAX COURT JUDGMENT for the year 2014

BLOCK	LOT	NAME & ADDRESS	Year	Refund
706	4	Venino and Venino, LLC As Attorneys for Peykar Brothers Realty	2014	\$54,902.10
5 Sampson Street		8000 Kennedy Boulevard North Bergen, New Jersey 07047		

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-94

WHEREAS, State Tax Court of New Jersey has rendered a Judgment on the following properties reducing the assessment for the year 2013; and

WHEREAS, this reduction has resulted in an overpayment of tax for the year 2013; and

WHEREAS, the Tax Collector recommended this overpayment be cleared of record,

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Saddle Brook hereby authorizes the Treasurer to issue a warrant in the amount of:

STATE TAX COURT JUDGMENT for the year 2014

BLOCK	LOT	NAME & ADDRESS	Year	Refund
706	4	Venino and Venino, LLC As Attorneys for Peykar Brothers Realty 5 Sampson Street	2013	\$41,147.95
		8000 Kennedy Boulevard North Bergen, New Jersey 07047		

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-95

WHEREAS, State Tax Court of New Jersey has rendered a Judgment on the following properties reducing the assessment for the year 2012; and

WHEREAS, this reduction has resulted in an overpayment of tax for the year 2012; and

WHEREAS, the Tax Collector recommended this overpayment be cleared of record,

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Saddle Brook hereby authorizes the Treasurer to issue a warrant in the amount of:

STATE TAX COURT JUDGMENT for the year 2014

BLOCK	LOT	NAME & ADDRESS	Year	Refund
706	4	Venino and Venino, LLC As Attorneys for Peykar Brothers Realty	2012	\$40,079.46
5 Sampson Street		8000 Kennedy Boulevard North Bergen, New Jersey 07047		

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-96

WHEREAS, State Tax Court of New Jersey has rendered a Judgment on the following properties reducing the assessment for the year 2011; and

WHEREAS, this reduction has resulted in an overpayment of tax for the year 2011; and

WHEREAS, the Tax Collector recommended this overpayment be cleared of record,

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Saddle Brook hereby authorizes the Treasurer to issue a warrant in the amount of:

STATE TAX COURT JUDGMENT for the year 2011

BLOCK	LOT	NAME & ADDRESS	Year	Refund
706	4	Venino and Venino, LLC As Attorneys for Peykar Brothers Realty	2011	\$33,935.71
5 Sampson Street		8000 Kennedy Boulevard North Bergen, New Jersey 07047		

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

A Resolution authorizing Cancellation of General Capital Ordinance Balances

CR# 415-97

WHEREAS, there are open balances in old capital ordinances; and

WHEREAS, the projects in those ordinances are completed; and

WHEREAS, it is good practice to cancel old outstanding ordinances,

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Saddle Brook, Bergen County, New Jersey, State of New Jersey, as follows:

1. The governing body hereby authorizes cancellation of the outstanding balances in the capital ordinances listed below:

<u>Ordinance Number</u>	<u>Ordinance</u>	<u>Funded</u>
1317	Various Equipment Purchases	\$605.38
1318	Various Public Improvements	\$1,486.00
1319	Road & Drainage Improvement Program	\$10,265.26
1424	Purchase & Improvement of Land	\$59,342.51
1441	Oxford Ave. Road & Drainage Impts. Phase I	\$14,224.73
1471	Senior Center ADA Improvements	\$58,590.45
1479	DPW Facility Rehabilitation – Phase I	\$11,526.13
1485	New Fire Department Ladder Truck	\$25,011.40
		\$181,051.86

2. Upon adoption of this resolution a copy shall be given to the Chief Financial Officer so that these ordinances can be cancelled and the recording of funds be properly administered.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-98

WHEREAS, the Township of Saddle Brook requested proposals for quotes for a lease agreement which has expired, for the replacement of six copy machines; and

WHEREAS, four proposal were received; and

WHEREAS, the lowest proposal received was from Pro Copy for a monthly cost of \$ 1,120.57, including monthly service on all six units.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of Saddle Brook award the contract for the lease agreement for six

copy machines to Pro Copy, 320 W Passaic Street, Rochelle Park, New Jersey 07662, at the contract price of \$ 1,120.57

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-99

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated Recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2014 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Saddle Brook to the efforts undertaken by the Municipality and the requirement contained in the Recycling Act and Recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed

NOW THEREFORE BE IT RESOLVED by the City Council of the Township of Saddle Brook that the Township of Saddle Brook hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Joan Ramsey, Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

TAX IDENTIFICATION STATEMENT

CR# 415-100

WHEREAS, the Recycling Enhancement Act, P.L. 2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the “Local Public Contracts Law,” the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE BE IT RESOLVED by the Township Council that the Township of Saddle Brook hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, Chapter 311, in 2014 in the amount of \$37,251.06. Documentation supporting this submission is available at 93 Market Street, Saddle Brook, NJ 07663 and shall be maintained for no less than five years from this date.

REA Tax certified by:

Name of official: Raymond Carnevale

Title of Official: CFO

Date:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-101

WHEREAS, the Township of Saddle Brook has determined that the following vehicles are no longer needed and desires to sell the following surplus vehicles as listed and given to the Township Council,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the Township Clerk is hereby authorized to conduct a public sale of surplus vehicles and advertise said sale in the legal newspaper of the Township.

1987	CHEVROLET VAN	VIN# 1GCDG15H2H7179839 (PACKER VAN)
1993	CHEVROLET VAN	VIN# 1GDG15H1PF340315 (DARE VAN)
1995	FORD TAURUS	VIN#1FALP52U8SA114675
1998	FORD CROWN VICTORIA	VIN#2FAFP71WXWX177284
2007	DODGE CHARGER	VIN#283LA43H27H845295
2007	DODGE CHARGER	VIN#283LA43H07H845294

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-102

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>
POLICE	EAGLE POINT GUN	AMMUNITION	\$4,104.70
POLICE	BERGEN COUNTY PROSECUTOR	MARS CONTRACT	\$6,000.00
DPW	PERENNIAL SERVICES	LAWN MAINT. CONTRACT	\$4,600.00

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-103

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 **\$4,683,740.93** 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: 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

THE FOLLOWING RESOLUTION CR# 415-104 IS NOT PART OF THE CONSENT AGENDA.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-104

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
70047, 76631, 76932, 76938, 76957, 77093, 77094, 77075, 77096, 77097, 77098, 77099 77100, 77101	COSTA ENGINEERING	\$46,455.75

Motion: Councilman Camilleri

Second: Councilwoman D’Arminio

Roll Call:

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

Councilman Cimiluca noted he has represented Costa Engineering in civil litigation.

**THE FOLLOWING RESOLUTION CR# 415-105 IS NOT PART OF THE
CONSENT AGENDA.**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-105

WHEREAS, the Township of Saddle Brook advertised for receipt of bids for the 2015 Mayhill Street Pump Station Valve Project; and

WHEREAS, on March 24, 2015, 3 bids were received and opened for this project,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the bids received are hereby rejected and that the Township Clerk is hereby authorized to re-advertise for the Mayhill Street Pump Station Valve Project.

Motion: Councilman Camilleri

Second: Councilwoman D'Arminio

Roll Call:

Councilman Cimiluca - abstain

Councilman Camilleri – yes

Councilwoman D'Arminio - yes

Councilman Accomando - yes

Council President Mazzer - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-106

WHEREAS, the Township Engineer, Robert Costa, of Costa Engineering, indicated in correspondence addressed to Township Clerk Peter Lo Dico dated March 13, 2015 that a bond reduction for Saddle Brook Diner, 30 Market Street, lots 2 & 3 Block 303, is recommending that a maintenance guarantee be posted in the amount of \$20,340.00 and be for a period of 2 years commencing January 28, 2015; and

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Saddle Brook, County of Bergen, State of New Jersey, does hereby authorize the return of the letter of credit in the amount of \$135,000.00 upon posting of the 2-year maintenance bond minus all escrow fees due the Township.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-107

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby accepts the terms and conditions for renewal for the Delta Dental Contract for a period of two (2) years, from March 1, 2015 through February 28, 2017 and hereby authorizes the Mayor and Township Clerk to sign said agreement.

The administrative fee of \$7.00 per member per month will be in effect.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-108

WHEREAS, JKO Consulting, Inc., Saddle Brook, NJ submitted a proposal for renewing the contract with the Township of Saddle Brook for maintaining the Township’s website as well as Facebook, Twitter and other social media accounts; and

WHEREAS, the contract will run from June 1, 2015 through May 31, 2016 at a cost of \$1,150.00 per month upon upgrading website, \$7,800 to upgrade website, hosting at a monthly fee of \$79.00 per month,

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that the contract with JKO Consulting is approved and the Mayor is hereby authorized to sign said contract.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-109

WHEREAS, a lien on a parcel of property referred to as 292 N. Boulevard, Block 524, Lot 19 (Cert. 2010-16) assessed in the name of La Cass, William & Donna,

was sold at the Township's Tax Sale on December 30, 2010 for 2009 water to Isaac Moradi, 520 Elm Street, Kearny, NJ 07032; and

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

WHEREAS, the Tax Collector has deposited the bank check in the amount of \$284.71 into the Treasurer's Trust Account,

NOW THEREFORE BE IT RESOLVED, that a warrant be issued to Isaac Moradi, 520 Elm Street, Kearny, NJ 07032, in the amount of \$284.71 from the Treasurer's Account in settlement of this lien. (Cert. 2010-16).

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-110

WHEREAS, a lien on a parcel of property referred to as 30 Pehle Avenue, Block 1101, Lot 8 (Cert. 2013-020) assessed in the name of Lillman, Ronald & Lissette, was sold at the Township's Tax Sale on December 30, 2010 for 2012 water to Milestone Investment Partners, P.O. Box 131, Lakewood, NJ 08701-0131

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

WHEREAS, the Tax Collector has deposited the bank check in the amount of \$703.65 into the Treasurer's Trust Account,

NOW THEREFORE BE IT RESOLVED, that a warrant be issued to Milestone Investment Partners, P.O. Box 131, Lakewood, NJ 08701-0131, in the amount of \$703.65 from the Treasurer's Account in settlement of this lien. (Cert. 2013-020).

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-111

WHEREAS, a lien on a parcel of property referred to as 30 Pehle Avenue, Block 1101, Lot 8 (Cert. 2012-016) assessed in the name of Lillman, Ronald & Lissette,

was sold at the Township's Tax Sale on December 30, 2010 for 2011 water to Milestone Investment Partners, P.O. Box 131, Lakewood, NJ 08701-0131

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

WHEREAS, the Tax Collector has deposited the bank check in the amount of \$7,685.37 into the Treasurer's Trust Account,

NOW THEREFORE BE IT RESOLVED, that a warrant be issued to Milestone Investment Partners, P.O. Box 131, Lakewood, NJ 08701-0131, in the amount of \$7,685.37 from the Treasurer's Account in settlement of this lien. (Cert. 2012-016).

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-112

WHEREAS, Landtek was awarded a contract in the amount of \$722,091.50 for work at Veterans' Field; and

WHEREAS, additional concrete pavement is needed at this site and Landtek has estimated the additional work to cost \$79,823.00,

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle brook that it hereby approves Change Order #1 for Landtek for a net amount not to exceed \$79,823.00 for a total contract amount of \$801,914.50, providing funds are available.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-113

WHEREAS, Remington, Vernick & Arrango, Township Engineer, has submitted a proposal dated February 25, 2015 for data collection, Document Preparation and bid services for a salt shed, and

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle brook that it hereby approves said proposal in the amount of \$13,700.00 and authorizes the Township Clerk to advertise for bids for a salt shed.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-114

WHEREAS, the Township of Saddle Brook recognizes and acknowledges its ongoing legal commitments to meeting the needs of its employees and residents with disabilities; and

WHEREAS, the Township of Saddle Brook fully supports the provisions of the Americans with Disabilities Act (“the ADA”) regarding reasonable accommodations in the workplace and for providing all residents equal access to facilities and services; and

WHEREAS, the Mayor and Council remain keenly aware of the need to be proactive in enforcing compliance with the ADA, addressing the special needs of our residents with disabilities; and

WHEREAS, despite great strides that our residents with disabilities have made with the benefits of the ADA, barriers continue to exist that deny equal access to employment as well as public and private facilities; and

WHEREAS, many Bergen County communities have established Access for All Committees composed of town residents with disabilities and local officials, who work collaboratively with the Mayor and Council to address issues of access within their boundaries; and

WHEREAS, the Township of Saddle Brook wishes to establish an Access for All Committee composed of the following members:

1. Council Liaison selected by Mayor
2. Volunteer members of community boards consisting of a Representative from the Recreation Department, Planning Board, and Office of Emergency Management.
3. A representative from the Board of Education
4. A representative from the Chamber of Commerce
5. No more than three members from the community at large

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Saddle Brook that an Access for All Committee is hereby established and the various individuals and organizations as outlined above, to determine representation on the Committee, will be chosen by the Mayor and Council.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 415-115

WHEREAS, a litigation has been instituted against the Township of Saddle Brook entitled Nickyboy, LLC v. Township of Saddle Brook, and

WHEREAS, the Township Attorney has, with the consent of the Mayor and Council resolved said matter; and

WHEREAS, it is in the best interests of the Township of Saddle Brook to resolve said matter;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Saddle Brook hereby authorizes the Township Attorney to draft settlement documents with regard to the Nickyboy matter;

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to execute any document in furtherance of said settlement, and that the Township Attorney is permitted to execute any documents in this regard.

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

*** CORRESPONDENCE**

**1. Michael Russo
NJDOT**

**Re: Local Aid Infrastructure Funds
Oxford Avenue Phase IV**

To: Mayor White

Date: March 11, 2015

Thank you for your application requesting Local Aid Infrastructure Funds for safety improvements to Oxford Avenue, Phase V.

Many of our Local Aid funding programs are very competitive and need far exceeds available funds. After careful consideration, a decision has been made to not fund the project at this time.

Please feel free to contact me at (609) 530-3640 if you have any questions regarding the Department’s Local Aid programs.

**2. Michael Russo
NJDOT**

**Re: Transportation Alternatives
Program**

To: Mayor White

Date: March 17, 2015

Thank you for your interest in the Transportation Alternatives (TA) Program. The TA Program continues to be very popular and increasingly competitive. As a result, we regret that we are unable to fund many worthwhile projects each year. This year we received 146 applications totaling more than \$97 million. With \$15.5 million available for this year's program, we were able to fund 28 projects.

Unfortunately, the Market Street Streetscape Lighting Improvements Project was not among those selected to receive funding. I encourage you to continue to pursue the goals of your community and reapply for the Transportation Alternatives Program during the next solicitation. Staff of the Local Aid District office in your area remains available to work with you on any future applications. Please feel free to contact them directly with any questions or assistance you may need.

**3. Michael Russo
NJDOT**

Re: Safe Routes to School Program

To: Mayor White

Date: March 17, 2015

Thank you for your interest in the Safe Routes to School (SRTS) Program. The SRTS Program continues to be very popular and increasingly competitive. As a result, we regret that we are unable to fund many worthwhile projects each year. This year we received 141 applications totaling more than \$43 million. With \$5.6 million available for this year's program, we were able to fund 24 projects.

Unfortunately, the Helen I. Smith Sidewalk Improvement Project was not among those selected to receive funding. I encourage you to continue to pursue the goals of your community and reapply for the Safe Routes to School Program during the next solicitation. Staff of the Local Aid District office in your area remains available to work with you on any future applications. Please feel free to contact them directly with any questions or assistance you may need.

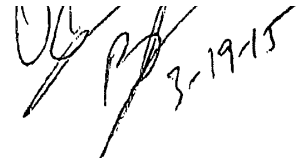
**4. Det./Sgt. Thomas
Johnson, SBPD**

**Re: Li very Application
Hamed Limo Service, LLC**

**To: Chief Robert Kugler,
SBPD**

Date: March 19, 2015

**Hamed Limo Service LLC
Hesham Fadel
1 Chestnut Street
Elmwood Park NJ 07407**



Handwritten signature and date: 3-19-15

In accordance with Township Ordinance # 189 the Detective Bureau was assigned to conduct an initial investigation of the above referenced business and individual who filed an application to operate a livery service. The livery service will operate out of Park 80 West Plaza 2.

All required documents were submitted with the application. The owner/driver holds a valid driver's license. The one vehicle that was submitted with the application is insured. The vehicle will be registered within 48 hours of the approval of this application in accordance with the ordinance. The company also meets all insurance thresholds as established by the ordinance.

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.

5. Paul T. Hauch, NJDEP Re: New Jersey Environmental
Infrastructure Financing Program
(NJEIFP)

To: Peter Lo Dico, Twp. Clerk Date: March 9, 2015

SUBJECT: New Jersey Environmental Infrastructure Financing Program (NJEIFP)
Project No. 0257001-002
2014 Water Main Project at North Fifth Street (Contract 1 of 1)
Township of Saddle Brook, Bergen County
AUTHORIZATION TO AWARD

Based upon our review of all of the bid materials provided by Costa Engineering Corporation's submittal, dated February 25, 2015, it has been determined that the proposed award of the contract entitled, **"2014 WATER MAIN PROJECT AT NORTH FIFTH STREET from Market Street to Outwater Lane & from North Fifth Street to President Street along Route 46"** by the Township of Saddle Brook, to the lowest responsible bidder, John Garcia Construction Co., of Clifton, New Jersey, is acceptable. Therefore, in accordance with N.J.A.C. 7:22-3.29(c) and 7:22-4.29(c), you are hereby authorized to award said contract, provided there are no outstanding bid protests, to **John Garcia Construction Co. for the low bid amount of \$1,229,259.10.**

The Authority is reminded that no construction activities may be initiated until the easements and/or right of entry agreements have been fully executed. Please be advised that any costs incurred due to the Township's failure to obtain all required easements, and/or right of entry agreements, will be declared ineligible for funding by this office.

In accordance with N.J.A.C. 7:22-3.32 and 4.32, our authorization to award this contract should not be construed as an actual or implied commitment of New Jersey Environmental Infrastructure Financing Program (NJEIFP) funds for this contract or the project as a whole. Our approval serves to allow the Township of Saddle Brook to award the contract while retaining eligibility under NJEIFP. The Township of Saddle Brook must be aware that it is proceeding

with construction of the contract at its own financial risk. The final allowability of the low bid cost of the contract will be made at the time of the loan award.

After the contract has been signed, we will require a certified copy for our files. Forward only the contract pages, which show the contract amount, the date and the signatures of both parties, exclusive of the accompanying specifications. Certification that the appropriate bonds (performance and payment), if applicable, and all required insurance have been purchased must be provided to this office prior to the issuance of the notice to proceed with the work.

Please note that in accordance with N.J.A.C. 7:22-3.17)a) 19 and 7:22-4.17)a), evidence must be provided which verifies that the Saddle Brook Township (loan recipient) has included the State of New Jersey as its agencies, employees and officers as additional "named insured" on any certificate of liability insurance.

In addition, within ten (10) days of the award of the construction contract, we require you to submit a separate letter for our files listing the following:

- a. Loanee name, project and contract number, and site location of the contract.
- b. Name, address, telephone number, and employee ID number (tax number) of the contractor who is awarded the contract.
- c. The date and the amount of contract award.
- d. A confirmed date for the preconstruction meeting. Please note that the Department is required to participate in this meeting in accordance with the enclosed form.

- e. Estimated date as to when the contract period will commence (notice to proceed date) and conclude.
- f. Estimated date for initiation of operation (as defined in NJAC 7:22-3.4 & 7:22-4.4) of the contract.
- g. Estimated date as to when the final inspection will be conducted. Please note that a final inspection is required once all construction and restoration is completed to the satisfaction of the loanee and engineer.

Should you have any questions, please contact Mr. Dan Zeppenfeld, P.E., P.P., of the Construction Management Section at (609) 633-1180.

6. Det./Sgt. Thomas Johnson, SBPD **Re: Livery Application Naresh Motwani**
To: Chief Robert Kugler, SBPD **Date: March 26, 2015**

In accordance with Township Ordinance # 189 the Detective Bureau was assigned to conduct an investigation of the above referenced business and individual who filed an application to operate a livery service. The livery service operates out of 34 Grunauer Avenue, Saddle Brook NJ. He is the only applicant on the application.

All required documents were submitted with this application. The driver holds a valid driver's license and the one vehicle listed on the application is legally registered and insured. The company also meets all insurance thresholds as established by the ordinance. The investigation did not reveal any incidents that would warrant the application to be denied.

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.

7. Chief Robert Kugler, SBPD **Re: Township Vehicles for Auction / Disposition**
To: Peter Lo Dico, Twp. Clerk **Date: March 10, 2015**

The following township vehicles are no longer in useful service and are recommended for auction:

<u>YEAR</u>	<u>MAKE</u>	<u>MODEL</u>	<u>VIN #</u>	<u>MILEAGE</u>	<u>MISC</u>	
1987	CHEVROLET	VAN	1GCDG15H2H7179839	97,402	PACKERVAN	Good Condition
1993	CHEVROLET	VAN	1GCDG15H1PF340315	??	DARE VAN	Good Condition
1995	FORD	TAURUS	1FALP52U85A114675	91,817	COOLIDGE	Bad Condition
1998	FORD	CRN VIC	2FAFP71WXW177284	??	UNMARKED	Good Condition
2007	DODGE	CHARGER	2B3LA43H27H845295	??	MARKED	Good Condition
2007	DODGE	CHARGER	2B3LA43H07H845294	??	MARKED	Bad Condition

At this time, some of the vehicles contain equipment and/or township police graphics which will be needed to be removed prior to auction/disposition. I will facilitate the removal of the equipment as applicable with the assistance of DPW personnel or other available resource. Also, I will attempt to ascertain a minimum bid threshold and especially for the vehicles indicated in good condition. Please allow for the weather to get warmer so as to facilitate the required actions.

Should there be any questions or additional information regarding these vehicles, please advise at any time.

8. Robert Costa, Costa Engineering **Re: Saddle Brook Diner Lot
30 Market Street
Block 303, Lots 2 & 3**

To: Peter Lo Dico, Twp. Clerk **Date: March 13, 2015**

The **maintenance guarantee** for the aforementioned project shall be in the amount of **\$20,340** for a **period of two (2) years** from the date of the acceptance of work (January 28, 2015).

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

9. Thomas Lemanowicz, PE **Re: Proposal for Professional
Remington, Vernick &
Arango, Twp. Engineer** **Services, Salt Shed Bid Package**

To: Peter Lo Dico, Twp. Clerk **Date: February 25, 2015**

Remington Vernick & Arango Engineers is pleased to offer this proposal for professional services relating the preparation of bid specifications for a new salt storage shed to be located at the Saddle Brook DPW yard at 251 Second Street in Saddle Brook. It is our understanding that the Township has budgeted \$150,000.00 for the project and that two prior bidding attempts resulted in bids that were 2-3 times the amount budgeted.

Following a review of the prior bid documents, it is our position that the excessive cost of the salt shed bids was a result of a custom design that utilized materials that were not particularly the best choice for the use. For example, the roof system comprised of a built-up roof system over a custom designed structure of large glue-laminated beams and girders is much more expensive than a simple asphalt shingle roof over relatively common wood trusses. Not only is there a savings in material cost, but the glue-laminated structure would require a much bigger crane to lift the structural members.

Under this proposal, we will prepare a "Performance Specification". This will set the project parameters rather than a specific building design. Project parameters would include minimum interior height (to allow the truck to raise their dump bodies inside), concrete walls (for resiliency against equipment), and so on. Obviously, the design would need to meet applicable building code.

The Performance Specification allows the storage building manufacturer to design the building such that it most efficient given prior building projects, material availability and the manufacturer's process. For example, the current design calls for a 28 foot wide building. However, if prior experience found that a 27 foot long roof truss was an efficient size due to the minimization of waste during production, the manufacturer might choose to use that truss design, rather than design a new one, and make the building a little longer to attain the required volume.

The other advantage to a Performance Specification is that the Township does not need to hire an architect to design the plans. The architectural design will be done as part of the bid for the building.

Given the above, the following scope of work is offered:

Task 1: Data Collection:

- 1.01 Review prior bid package with DPW Superintendent, Construction Official, and any other appropriate municipal official to determine if any of the prior bid features require revision to address operational or construction code issues.
- 1.02 Perform a site visit to determine the available building area. As noted previously, there is an advantage to being flexible in dimensions to take advantage of manufacturer standardization.
- 1.03 Consult with storage building manufacturer's on the most cost effective choices with respect to materials and design.
- 1.04 Coordinate and attend follow-up meeting with Township representatives to finalize the details of the Performance Specification.

Task 2: Document Preparation

- 2.01 Prepare Site Plan and appropriate site construction details.
- 2.02 Prepare contract documents and technical specification.
- 2.03 Prepare Engineer's estimate
- 2.04 The work above shall include the alternate bid item(s) in the prior bid, unless we are directed otherwise by the Township.
- 2.05 Prepare Notice to Bidders for publication by the Township.
- 2.06 Respond to bidder questions.

Task 3: Bid Services

- 3.01 Schedule and chair bid opening.
- 3.02 Tabulate and review bids.
- 3.03 Forward bids to Township Attorney for legal review
- 3.04 Prepare recommendation of award for consideration by the Township Council.

Task 4: Construction Administration

- 4.01 Schedule and chair preconstruction meeting.
- 4.02 Review shop drawings.
- 4.03 Perform periodic construction observations.

- 4.04 Report progress to the Township Council
- 4.05 Review and prepare requests for payment.

Fee Schedule

Task 1: Data Collection.....	\$3,700.00 Lump Sum
Task 2: Document Preparation.....	\$7,500.00 Lump Sum
Task 3: Bid Services.....	\$2,500.00 Lump Sum
Task 4: Construction Administration.....	To be determined

Further Understandings

1. The Township will provide soil boring results from first building design for use in the bid package for foundation design. If the soil boring results are not available, this office recommends that soil borings be performed to verify subgrade conditions to be used in foundation design.
2. This proposal does not include investigations with respect to site or subsurface contamination. Discovery of contaminated soils during construction can result in claims of delay by the contractor and the additional costs associated with such claims. This office can provide a proposal for contamination investigations upon request.
3. This proposal does not include field survey and shall rely on tax map information.
4. Construction Administration budget to be determined following the verification of the project scope which is part of Task 1 of this proposal.
5. All conditions, including hourly rates, as set forth in the Contract for professional services between The Township of Saddle Brook and Remington Vernick & Arango are included by reference.

Thank you for this opportunity to continue our service to the Township Saddle Brook. Should there be any questions or comments on this matter, please contact the undersigned.

*** RAFFLES/APPLICATIONS**

Mobil Food Vendor

1. Blue-Jay Catering – Fair Lawn - @ Paradigm Packaging, 141 N. Fifth – RENEWAL

Livery

2. Hamed Limo Service, LLC – 250 Pehle Avenue, Suite 200 – NEW
3. Naresh Motwani Limousine Service – 34 Grunauer Ave – RENEWAL

Auto Repair

4. Saddle Brook Auto Center, Inc – 458 Fair Lawn Parkway – RENEWAL

Used Cars

5. Troby Motors – 60-62 Route 46 West – RENEWAL

*** REPORTS**

1. Municipal Court Monthly Report – January 2015
2. Sanitarian Monthly Report – January 2015
3. Fire Prevention Monthly Report – January 2015
4. License Water Operator Monthly Report – January 2015
5. Hotel Room Occupancy Tax Report – February 2015
6. Engineer’s Monthly Report – February 2015
7. Senior Citizen Center Monthly Report – February 2015

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

Motion: Councilman Camilleri

Second: Councilwoman D'Arminio

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

Ms. Sylvia Zottarelli of 232 Lanza Avenue suggested eliminating the curfew ordinance all together. She said every parent of every child that's going to be out there is going to say they have permission, and who is going to monitor it? How are you going to know if a parent gives a child permission or not? Are they going to see the kid out in the street and say, do you have permission to be out here? Of course they do.

Councilman Accomando said then they claim responsibility. Ms. Zottarelli said it should be that way anyway. Councilman Accomando said it should be, but it's not. Ms. Zottarelli asked who is minding the store on that? How are you going to know if the kid really has permission or not? Councilman Cimiluca said I would think you would bring them in, and there are two kinds of parents. One kind of parent would be the kind of parent that would cover for their child under any circumstance whatsoever and say of course my precious child had permission to be hanging out at three in the morning in an abandoned warehouse, and there will be other parents who will say, what do you mean my kid is out at 10:30 or 11:00 at night? It really depends on the parent. Ms. Zottarelli said, but you're going to take the kids in? Councilman Cimiluca said they're not supposed to be out. He added that it was an enforcement issue. Ms. Zottarelli said she agreed, and it's not enforced now so why should it be enforced then?

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

Motion: Councilman Camilleri

Second: Councilwoman D'Arminio

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

OLD BUSINESS

Councilman Cimiluca said we have spoken about this, and I think Mayor D'Arminio was a proponent way back when of that mobile sign. We have it in front of St. Philips. I know a lot of town halls have it. The main complaints that I get as a Councilperson, I didn't know we were having X event. This will stop that from happening. If you live in Saddle Brook and during the course of a month you're not driving down Market Street, then something is going on in your life. That's another way. We usually have the banners on Market Street; it's in the paper. We've got the website, SBC-TV. There's a whole bunch of ways people can get notice of what's going on, this is just yet another way, and I think it's relatively inexpensive. I was thinking of having it permanent, but the Mayor brought it up that we'll have it in one location most of the time, but if we need to put it someplace else, we'll do it. It's an old idea that's been renewed, and I fully support it.

Councilman Cimiluca said on the field, we were given a report the other day. The initial project was to do the field, and we are working – if you want to come to Town Hall and get it, you can come to my house if you want and get it. We've got plans. We're just trying to tweak it. In terms of the field, the news they presented to us was that they should be ready to start rolling out the carpet on April 13th, which is Monday. That's their goal, and Mr. Costa doesn't think it will be done in two weeks, but the Field Turf people think it will be done in a two-week period, and hopefully

right around May 1st like we had projected, we will get that field open and ready for our kids to play on.

Councilman Camilleri mentioned the old, burned out Amloid building on Fifth Street. He said he didn't know if we got any information as of yet. There's a lot of concerns there. He said he did get a call from a resident there, and he totally agreed 100% that us as a governing body need to step up and do something with that property. He said, speaking for myself, I do not want to be living across the street from it, come out the front door and look at it every day. Catastrophe struck, the building burned, let's move on, let's clean it up, let's do what we have to do there to make it right for the town of Saddle Brook. There's rumors floating around of contaminates and all kinds of stuff and again, as a council person I would love to know the truth, and I would just maybe ask through the chair if our attorney could comment on it. Did you find anything out about that particular property?

Mr. Suarez said he spoke with the construction official, and he said there is soil contamination. They have an LSRP working on it, which is in compliance with law. He told Mr. Suarez in his opinion he believes what he could do under property maintenance is require them to paint the building. He says the best approach he thinks is to have the owner of the property sit down with the residents and have a meeting to cover their concerns and see if he can voluntarily be willing to do some of this. But in terms of what Tony can do, he says that they have a fence up, and he said that there's not a whole lot more that he can do. Mr. Suarez said he thought the best thing might be to see if we can get the property owner to come in to a meeting and listen to some concerns and see what he will do voluntarily, and we could have the construction official at that meeting also.

Councilman Camilleri said that sounds like a good idea but expressed concern about soil contamination. He said he was there and took some pictures. Part of the building is accessible. They had garage doors opening that were boarded up, so who knows who or what is going in there. He added, I saw graffiti painted on part of the building, and then, getting back to the soil, they had it covered with tarps, and the tarps are now ripped, so the soil is open to the environment. I don't know if the tarps have to be secured or they have to put new tarps over the soil, but the tarps were frayed, ripped and open to the environment.

Mr. Suarez said that probably lends more credence to the fact that maybe it's best to have yourself, maybe the owner, Tony, maybe I can come to and talk to some of the other people to see about these specific issues to try to get him to –

Councilman Camilleri said he'd like to get it resolved. If it's contaminated soil, and it means trucking it out of there, removing it, doing whatever. I would compel the owner to take care of that.

Mr. Suarez said he told me they were following what they were supposed to under state law regarding the contamination. I've dealt with these LSRPs and the engineer can comment on how long it can actually take before something is finally completed and brought to fruition. Mr. Lemanowicz said there are certain regulations they have to follow and what I can do is call the construction official on Monday and maybe get the name of their LSRP. If someone can share the lot and block with me maybe we can look into it a little bit ourselves just to make sure what is being reported is what we're seeing.

Mr. Suarez said they actually have LSRPs on their staff that can actually give some more information on this. Mr. Lemanowicz said we have that staff also, so I can put it past someone and say does this sound right to you.

Councilman Cimiluca said for the 99% of people who don't know what an LSRP is. Mr. Lemanowicz explained it's a Licensed Site Remediation professional. They act as almost like a DEP representative, but they're working for the property owner. It's a strange place that they sit. Mr. Lemanowicz explained their responsibilities.

Councilman Cimiluca said we received a letter saying they are working on this, give them three months. Well, I think that letter was six months ago, so if we can get something back to them and say your three months were up in December or

January, how about coming up to the table and let's talk about this? They kind of boxed themselves in to say give us X amount of time; it's X plus three months or something like that. He asked if that letter came from the law office, and Mr. Lo Dico said from the owner.

Councilman Cimiluca asked if we could get something out from the town or through the Council to get this going again.

Mayor White said through the chair, at the very least he thought it was unfair and an eyesore for those residents that are over there. I just want everyone to know that my office was contacted by Michael Guttusso. I do believe that he maintains the property. I don't believe he's the owner, but I'm not sure of that. There was an e-mail that went back and forth between him and the building inspector, Mr. Ambrogio, and it does seem like Mr. Gutusso is looking to resolve the problem. I think we need to have a meeting with everybody involved and rectify it.

Councilman Camilleri congratulated Councilwoman D'Arminio for bringing the Easter egg hunt back to the town. He said it was really a nice event for kids to enjoy, a family type of event. He wished everyone a Happy Easter and Happy Passover and congratulated Father Theemas for his accomplishments.

Councilwoman D'Arminio thanked everyone for acknowledging the event and thanked the whole team. She said it was a team effort. She thanked Mr. Punzo, the Mayor's Youth Group, Shannon Accomando, the Women's Club, the Mayor and Council for the budget. She also thanked Wal*Mart, for donating all of the Easter eggs and all of the candy and said she hoped next year would be even bigger and better. She wished everyone a Happy Easter and Happy Passover.

Councilman Accomando thanked the Mayor's Youth Group, his wife Shannon, Councilwoman D'Arminio and the residents who volunteered. He wished everyone Happy Easter.

Council President Mazzer mentioned autism awareness and said this is a condition that we really need to continue the conversation and be open and compassionate to people who are afflicted with this. Hopefully in the near future there will be some advances and hopefully a cure.

She mentioned the 5K run on April 18th at 9:00 at the park and residents could register on line. She said there is also a benefit for Township resident Mary Rodriguez, a mom of three who has been afflicted with a debilitating disease.

She wished everyone a Happy Easter and Happy Passover.

With regard to the anti-nepotism ordinance, Mayor White said he can see both sides of the argument. He said it's a difficult subject. I think by adopting this ordinance it does show that we are serious about hiring the most qualified person and that we're not going to let there be any perception – and most of the time that's what it is. It's not that the people that have relatives in the town are unqualified, but the perception is that there is impropriety. I think from that standpoint alone, it's a good thing. I was employed by the town for 33 years, and I have witnessed firsthand the demoralizing effects that nepotism can have on the department, on the town, on the morale of the other employees. I just feel that that outweighs any individual right that maybe someone who has a relative that works for the town them being hired. Any negative effects of this ordinance. There are exceptions.

He offered the example that if someone has a relative who runs for office, if they do win that relative is not affected by this. If that were to happen, the perceptions would be there as well. The hardship isn't on the relative; it's on the relative that's hired because that person never lives it down, regardless of whether it's an assignment, a promotion, anything good that might come to that employee, it's going to be looked at that they didn't deserve it. And also if that individual is to do something wrong or the perception is they did something wrong, it's a cover up, they didn't charge the person or they didn't get in trouble because of who they are. It really does have a serious effect on those individuals involved, on the employees of the town. I feel it's a good thing.

Council President Mazzer asked if we could arrange to bring the construction ordinance to the table. She said I think we need to revisit that because to say no one does construction on a Saturday is ridiculous. It's probably an antiquated ordinance.

Mayor White said that was a good point. If it is there, it's supposed to be enforced, and then we have to change it.

Council President Mazzer asked if it could be put on for next meeting.

Councilman Cimiluca mentioned the Women's Club fundraiser would be held on April 22nd which is a Wednesday evening, it starts at 6:00. He asked anyone interested to contact Mr. Lo Dico.

In conclusion Councilman Cimiluca mentioned they were wearing blue in support of Autism awareness and pretty soon the Challenger League is going to start up. He said if you want to really be inspired, attend one of their games; it's inspiring for the kids and the parents.

Mr. Lemanowicz said he had talked about an inspection at the Mayhill pump station. The pump manufacturer did come down. They did find some things they were questioning. There are three pumps in the pump station; one was set to it's maximum flow, 100% of what it was designed for, and the other two were set at 85%, and he could not explain why they were throttled back. He said we're going to be looking into that, and there are also some other issues about how the pump speeds up and he thought it sped up too slowly. Mr. Lemanowicz discussed the workings of the pump station.

He mentioned speaking with Mr. Lo Dico about the vault and asked if Mr. Lo Dico wanted to go into that, and Mr. Lo Dico said not until we have more information.

Council President Mazzer asked for a motion to adjourn.

Motion: Councilman Camilleri

Second: Councilwoman D'Arminio

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

Meeting adjourned at 9:18 PM

Respectfully submitted,

Peter Lo Dico, R.M.C. CMC
Township Clerk

Approved: May 7, 2015

Florence Mazzer
Council President