

Mr. Omar Rodriguez of 275 Madison Avenue identified himself as eight years councilman, four times council president. He said he was here on a serious note. Through the chair he said he would like to address a couple of things. He said we just mentioned now through the Zoning Board approval to work on Saturdays and Sundays. That is not possible. That is not possible. The law of the land is the ordinance that is in effect, and no one can supersede the ordinance. The only way that it can be done is through an executive order if it affects the safety of the residents or for the betterment of the town, and that should be determined by the mayor. I also heard last month that Councilman Cimiluca was saying for prior months that it could be done, that Saturdays is okay. What I'm trying to imply very respectfully right here is that before the governing body responds to any questions from the public, they better be informed. They better read it. They better do their homework, because just to give a response and say Saturdays is okay without checking the ordinance, I believe is wrong.

Mr. Rodriguez said also it's wrong in a public Council meeting to say we amend the ordinance with a resolution. That is Politics 101. It is impossible to amend an ordinance through a resolution. There is no way. If some people have some doubts, or new elected officials in the future, I recommend they should take a course at Rutgers University. The town will pay for it, and the town will benefit. You can take it on weekends, and it last two years, but it's very beneficial. Please let's consider the residents when they come with questions. They want answers, and the answers from the elected officials should have to be precise and very professional, not just throw any kind of questions. Once that is clear that there is no resolution that can just amend an ordinance, then I said the month before the last one that the Council should study the current ordinance that reads that there is no noise, no commercial construction on Saturdays. Therefore we have to examine from which day is that ordinance, and is it worth it to appeal, to amend it? That's the question for the Council to act on. Or maybe it's okay as it is, and just maybe enforce it? That's up to you, the governing body.

Mr. Rodriguez said I would like to bring back something I said before, but now that the season is coming, I keep on saying about sharing services with the Board of Education. I believe that more than ever we have to look at ways on how to reduce tax monies to the taxpayers. There is no possible way in my mind that the taxpayers are being charged by the municipality. Also they are being charged by another group of people that do the fields for the Board of Education, and on this hand we have municipalities that do the parks and do landscaping on some municipal property. But at the end of the day, it's the same town. Two different entities are collecting money from the taxpayers. Guess what? Now, in addition to these two collections, now we have a private company also doing fields. And by the way, I have nothing about a private company doing the work, but for me it doesn't make sense to pay taxes for landscaping for the municipal side, to pay taxes on the landscaping for the Board of Education, and also to pay bills to a private company for landscaping. Somehow, please, Mayor and Council, try to consolidate those services in which the taxpayers can get a better service from the Township.

Mr. Rodriguez said since we are talking about nepotism tonight, I would like to – maybe please do a resolution because it cannot be done through an ordinance because the ordinance is the law of the land, and this is not possible. I would like to recommend to the elected officials that since you are the governing body, I don't think that it's ethical to increase taxes to the taxpayers and then when it comes time for tax season to appeal the taxes. I don't think that is ethical because if I'm telling the taxpayers we have to increase the taxes, and this is the fair price, then the taxpayers are up in arms and have to do one, two three jobs to pay the taxes, to keep their homes, and one of those persons is me, and I'm doing well now, but I have to work two jobs maybe to save the house. Guess what? Some of the elected officials are appealing the taxes, even though the system allows you to do that, I don't think that is fair to the 99.9% of the majority of residents in Saddle Brook because if you are the governing body I believe that you are giving me the number that I need to pay, and that is the right number. If that is the right number, why appeal it? Supposedly you work on that number for months and months and months. So it's just something for consideration. In my books, I don't think it's ethical, and all the times I have been sitting there I never appealed my taxes when I was an elected official because I believe that if I'm telling the taxpayers to pay

such an amount, I have to be fair to them. That should be the amount, and I should pay the same as they are paying.

Mr. Rodriguez said on another note, on Veterans' Field, as most of you are aware, I was one of the first proponents that instead of housing units we do the field because the town needed it. I also proposed at the time, in 2003, to put a turf field, which is ironic. Back then my colleague, Councilman Setticase, expressed some concerns, but I guess the years passed by, and we are on the same page now, and the turf field is coming to town. Even though a lot of people make us believe that there is no service, there is a lot of service that needs to be done. My thing is, I just passed by, and I got some pictures, and there is some material left over. I guess none of you are – unless the engineer, through the chair, will make a comment, I don't know if we are going to save the leftovers because that turf field costs hundreds of thousands of dollars. That carpet, for lack of a better term, costs hundreds of thousands of dollars, and I hope that whatever leftovers we have a good use for that.

Councilman Accomando said he had brought this up to the Council already that there are a substantial amount of materials leftover and are we getting credited for it, or are we being charged for it, and is it being taken off the property? We're actually looking into it. Mr. Rodriguez said thank you very much for your hard work, and that is the kind of elected officials that we need to hear that, that they fight tooth and nail for every single cent because it's very expensive. That field, especially that turf, is very expensive. Thank you Councilman, and thank you Councilman Camilleri. I passed by, and it looks wonderful. It looks beautiful. I don't know when the grand opening is going to be, but I just want to give you a round of applause actually for that. The recreation department and all the kids in town will be happy for that.

Mr. Rodriguez said he brought an issue a few months ago. He said through the chair, I made a question through legal counsel. It was disclosed, I'm not going to dispute when, but it was just disclosed recently, and Councilman Cimiluca might not agree with me, but it was disclosed that he had some kind of professional relationship with the former engineer for the town. The current legal Counsel, Mr. Suarez, explained I guess to all the audience and all the colleagues right here that Councilman Cimiluca will have to recuse himself from any discussion, any comments related to his client. It's no surprise, but on TV last month it's clear that Councilman Cimiluca is speaking on behalf of the former Township Engineer. So at what point either the Council President, that attorney, members in charge, to just tell Councilman Cimiluca that it's not good for the town, not for him to mention or say anything about a client. The reason I'm saying this is because it's a potential lawsuit from the former Township Engineer. Anything is possible for lawsuits, but my thing is, if the Township attorney tells someone to recuse themselves, not to make comments, why do it? Just in closing, I would just like to propose that in this particular case, if there is any litigation to involve Councilman Cimiluca on a personal basis for negligence because I know my duties. When you're a councilman, the town will represent on all the costs, but when you're negligent, the town don't pay [sic]. Those expenses got to come out of your own pocket because you are not following the rules, and you are not following what the attorney is telling you. He thanked everyone for listening and wished everyone a good night.

Mr. Larry Ratajczak of 92 Claremont Avenue asked through the chair to the Council President if he could get some updates on some projects. He asked where are we with the Caldwell Avenue project as far as the funding is concerned? What are we going to do now with that?

Council President Mazzer said the last meeting we had they had hoped to have shovel in the ground... Councilwoman D'Arminio said through the chair that on that particular thing they are going to apply for their funding in July. The funding should be received in October.

Mr. Ratajczak said in other words we haven't done anything. Councilwoman D'Arminio said they can only apply once a year and because of the Planning Board last year or the board they went before, they lost time and weren't eligible to apply. This year, 2016, if they don't have their funding in place by October in 2016, we're

out. It's done. The housing isn't going to be coming into play. They only had until the end of this year to get their funding in place. Mr. Ratajczak asked if they don't? Councilwoman D'Arminio said if they don't, the agreement between them is void effective – Mr. Ratajczak asked where does that leave us? With another white elephant? Are we going to start collecting these things? There's no guarantee that we'll get it. Councilwoman D'Arminio said we are not at that place yet, Larry. We extended it one year. Mr. Ratajczak interrupted and said why did we rush and have special meetings and everything else to purchase that property four years ago? Look at the money that we have lost there, tax revenue, and the money that we have invested there, and we might not get anything for it. We ran into that thing. There was Planning Board meetings, two or three a week, whatever. Mr. Cimiluca was pushing. The mayor was pushing. Everybody was pushing for that project, we got to have it, we're going to lose the money. The governor is going to take this away, the governor is going to take that away. In the meantime it's just sitting there. Bad move. Like I said, bad, bad move. When there is something that drives it, when there's certain people involved, it doesn't look right for the town to rush something and purchase something, and now it's sitting there. Like I said, we're tired of bailing people out. We need people to bail *us* out. Like I said, the Mayhill project was another one. That's where the problems started with the engineer. That's where the problems started. I see his bill here also for this month, \$40,000. That wasn't a bad month, but what actually did we do for \$40,000? Does anybody have any idea? Do you look at work orders or do you just see the \$40,000 and vote and that's it? What did he do for \$40,000? Anybody can answer that? Council President? If you can't, then I can't see how you can vote on it to approve it. You have to know what the guy did. Does anybody know what the guy did for \$40,000? I'll ask the question again.

Councilwoman D'Arminio said most of that I believe is architectural fees for the bathrooms and – Mr. Ratajczak interrupted to ask architectural fees on what projects. Councilwoman D'Arminio repeated on the bathrooms and the concession stand. It's an accumulation of things, but part of it is the architect. Mr. Ratajczak asked how much do we have invested in just drawings alone? Let me ask you something, do you have a drawing that you can show me or the public for the bathrooms? Do you have one? Yes or no? Council President Mazzer said not a completed one. Mr. Ratajczak said not at this time, but we have a bill, and I have a Councilwoman trying to tell me that part of that bill is for drawings of the bathrooms. Show them to me. Show them to me. Councilwoman D'Arminio said they are not completed yet, and Mr. Ratajczak said just show – have you seen them? Councilwoman D'Arminio said I have seen some, yes. Mr. Ratajczak asked what do they look like? Explain to me what they look like.

Councilwoman D'Arminio asked Mr. Lo Dico if we have a hard copy. Mr. Lo Dico said we have a copy that was delivered to us. Mr. Ratajczak asked if every council person got a copy, and Mr. Lo Dico said no, there's only one copy. Mr. Ratajczak said big secrets, big secrets. The field is ready to open, and we're hiding drawings, but yet we have a bill here for \$40,000. What do they look like? Give us a sneak preview of the movie.

Council President Mazzer said the \$40,000 that you're talking about, are you talking about the bill list for this evening? Mr. Ratajczak said the bill. If you have a bill for \$40,000, you want to know what it's for, right? Council President Mazzer said \$375 is for Mayhill professional services; \$2,500 was for professional services, storage assets; \$200 was professional services, 4th Street; \$200 was professional services for Sylvan Street; \$375 professional services for Veteran's Field. Mr. Ratajczak demanded to know for what? For what did you do for one month? That's not last month's. That's one month's thing. What did you do for \$37,000? What did you do?

Council President Mazzer said if it makes you feel better we pulled it for this evening. We pulled his bill. We're not paying it. Mr. Ratajczak said why didn't you say that from the beginning? Or we're questioning them, and Councilwoman D'Arminio is saying oh, they're for the bathrooms and it's okay for \$37,000. For \$37,000 you could build half the bathrooms. Councilwoman D'Arminio said she did not say it was okay.

Councilwoman Mazzer said, let me correct myself. We pulled them. That does not mean we're not going to have a vote here go in his favor or not. I won't know until it comes down.

Mr. Ratajczak said we should start pulling the bills from all of the months and see what we have invested in architectural and drawings just for Veterans' Field. Do you think you can have that for us? Just what we have invested in drawings because I know he tried to hit us for – what was the snack stand? How much was that until we questioned it? Anybody remember? I think it was \$37,000. Council President Mazzer said he had consulting fees, he had to bring somebody in.

Mr. Ratajczak said don't you people know? Don't you people know when you're getting ripped off in plain English? Don't you know it? And you sit up there and you just approve, approve, approve. No questions asked. No questions at all. That field – do you know how much we wasted and took from our kids on that field? You know what we took from our field? And like I said, if you had a set of drawings from the beginning, as Mr. Camilleri said on Tuesday night, there's no foul poles there in the baseball field, state of the art field. If you had a set of drawings, or you hired a project manager, or the engineer looked at it, you would notice that the foul poles aren't on the drawing. We didn't have any drawings but yet we're paying \$37,000 for architectural fees. Do you understand now that you got taken for a walk down a dark lane? Do you understand that now? That field should have been done, played on and everything and it's not even nowhere near it. The turf is done, big deal. The turf is done. You're going to have a state of the art field using out-houses. Okay? In the meantime, let's look and see what this guy charged us down there. And like I said, who oversees it? Who oversees that project? Who was the overseer of that project?

Council President Mazzer said there was a project manager. Mr. Ratajczak asked who was the project manager? Let me tell you something, you work for me, I catch you one time, that's it, I question everything now. How many times does he need to be caught? Council President Mazzer asked are you talking about the person in charge of doing the field? Mr. Ratajczak said tell me his name. Who is it? Council President Mazzer said David Sullivan. Mr. Ratajczak asked if we hired him, and Council President Mazzer said no, he goes through LandTek. He is the project manager through LandTek.

Mr. Ratajczak said to protect our interests, let me tell you something. I'm not going to hire a contractor and then hire one of his guys to oversee the project. I've got to have somebody watching my interests on my side of the fence, protecting my interests. Who do we have on our side protecting our interests and looking out for us?

Council President Mazzer said besides Joe – Mr. Ratajczak interrupted and said Joe got brought in late out of nowhere after the project was started. The other Council was the one that started. Who was there? Mr. Cimiluca, through the chair, who was the overseer of the project when the old Council was there and the old mayor was there when you guys approved the project? Councilman Cimiluca said the engineer. Mr. Ratajczak said, the engineer? In your opinion did he do a good – well, you really shouldn't answer that.

Mr. Ratajczak said just look at what kind of services we got. Just look. Just look. If he did it here, he did it there, he did it there, he did it there. He made a fortune off us. Like I said, I want to know what we had in engineering, architectural fees in Veterans' Field. Pete, do I have to OPRA it or will you have it available? Mr. Lo Dico said no.

Mr. Ratajczak said, like I said, an itemization of what he did. How many times are we going to go over this bathroom door? How many times? How many times did you tell him, Joe? I want a drawing, I want to see this. I want to see that. I want to do this. I want to do that. He brings you drawings with boxes on it. Come on. Wake up! Wake up, people. Wake up! Like I said, why was he carried over on all these other projects? Fifth Street and all these other projects that you read off on that bill. I thought his contract was up in December, December 31st. Why was he still carried and allowed to work? And why is he still billing us? You tell me he's billing us for

Sylvan Street and Cambridge and all the other ones. Why? Is he still working or does this guy take over but only does half things? January 1st? Why was that engineering firm still working? And I guess they're still working if they're still billing us. Is he working on any projects in town right now?

Council President Mazzer said no, he isn't. Mr. Ratajczak said Ms. Mazzer, I can't see you. I'm talking to you. Answer me, not the Council or anybody else. I'm asking you if he's working on any projects. Council President Mazzer said I'm trying to get you a clear, correct answer. The thing is, without going into it because it may be possible litigation – Mr. Ratajczak said no, there's no litigation, and Council President Mazzer said, you don't know that. Mr. Ratajczak asked again, is he working on any projects in town? Council President Mazzer said we are clearing the field now. The Mayor and the engineer – Mr. Ratajczak interrupted and asked is it a normal practice when a new administration or a new engineer takes over to hold the old engineer for five months? Is it normal? Did we do it in the past? Because we always operate on past practices.

Council President Mazzer said I couldn't tell you what past practice is. Mr. Ratajczak interrupted and said, no, so why was this guy so sacred that we kept him for five months? Council President Mazzer said because it just made sense. Blame it on me or whoever, that we're in the middle of a million dollar project and we were close to the end of it. Why would I bring in somebody new and possibly have to go back ten paces? Mr. Ratajczak said, if you were so near to finishing, in January you should be done. We're in May right now. We're in May, and he's still going. So he wasn't near completion.

Council President Mazzer said, then you have the winter. You had the snow from February. Mr. Ratajczak said what are you talking about, Veterans'? I'm not talking about Veterans'. I'm talking about the bills here that you just read me for Sylvan Street and stuff like that. What is he doing there?

Council President Mazzer said I'm assuming they were leftover things. I do not know exactly. Mr. Ratajczak interrupted and said can we please know what are we paying for and why is he still on the payroll? His contract is up! It's up. It's done. We don't bring two attorneys. I don't see Chewcaskie and Muhlstock sitting here. I'm sure we still have things that Mr. Suarez overlapped, and he's taking over. We don't let the attorney sit there and keep billing us.

Council President Mazzer said at this point there are loose ends, and the Mayor – Mr. Ratajczak interrupted well, how loose are they? We're in May already! We're in May. That's not an acceptable answer. For me, as a resident, that's not an acceptable answer, and I'm sure that the town would agree. You don't hold somebody over for five months. If you can't get it wrapped up in 30 days, you ain't wrapping it up, you're milking it. That's what's called milking. We're getting milked.

Mayor White said through the chair, Larry, when we took over during this transition, myself, Pete Lo Dico, Mr. Lemanowicz, who is the town engineer now, and Rob Costa met and we went through all the projects. I just want you to be clear on that. We took each project, and Mr. Lemanowicz can probably explain it better than I can, but we went through each project, and depending on what phase we were in, was depended on whether Mr. Lemanowicz took over or whether Mr. Costa kept it and finished it. So I don't recall, but there were a few.

Mr. Ratajczak said I don't know of a project that he finished. [Route] 46 is not done; Veterans' Field is not done. What did he finish? Can anybody name a project that he finished? Mayor White said he's very near finishing the field itself, not the concession stand. Mr. Ratajczak said we've been told the drawings are coming, the bathrooms are coming. We've been told and told repeatedly, repeatedly. And they were asking and asking. The guy never comes through. If you're asking somebody for something and you ask them two or three times, you're not getting it. You're not getting it and it's that simple. He wasn't rehired. That's what you have to understand. He wasn't rehired. He's either going to work for you or against you. Okay? Maybe intentionally, unintentionally. You're not going to get anything out of him. Then you're going to get his bills. And like I said \$40,000 – and like I said, I would like you to go back on all of his things; I would like to see what we have

invested in drawings there, what we have. It's going to be shocking to you because you could have built the bathrooms and the snack stand on what we have there, and stuff like that. Same thing like I said with all the extras. You don't have to use that contractor for the extras. You don't have to use them. You can put it out there and say how much is it going to cost me to put foul poles in there and get it done cheaper? That's where a contractor makes all his money.

Council President Mazzer asked why would I have somebody else come in and put the extras when that – Mr. Ratajczak interrupted and said, because he could charge me \$2500 for a pole, and I could get it done for \$500, and I need four of them, I'm going to save \$8000. Council President Mazzer said it would probably void the guarantee on the field if you had another contractor – Mr. Ratajczak interrupted and said, I don't think so. I don't think so.

Council President Mazzer said I beg to differ. Mr. Ratajczak said I don't think so. I don't think so. I don't think so. I don't think so. Rather than over pay. You could re-turf the field on all the extras that you people – Council President Mazzer said that's not fair. Mr. Ratajczak said I'm sure it is. That's the way it works, Flo. That's the way it works. That's what they work on. They low-ball you to get in; they kill you on the extras. Council President Mazzer said there wasn't that many extras. Mr. Ratajczak said we'll see that sheet when that sheet comes out. We'll see the extras. All I'm saying is, like I said, enough is enough. Enough is enough. Let's move on. Council President Mazzer said we are. Mr. Ratajczak said let's move on with your crew, the guys that you hired. Council President Mazzer said we are. Mr. Ratajczak said like I said, I don't see the attorney sitting here. I just see that particular person, and there's some reason why. I don't know. I don't know. But people know.

Council President Mazzer said, in defense of the plans for the concession stand, we met with him numerous times, Joe and myself and cheerleading and other people in the rec, and we changed those plans a couple of times. Mr. Ratajczak said but we never seen them. He can't produce anything. Here's what I say. You're going into a project, here's the plans. This is what our field is going to look like. Here's the field, here's the bathrooms. Here's the snack stand. Now we got them. We have a concept of what it's going to look like. We never seen them. We never seen them. We never seen it. The public didn't see it. You showed us a drawing with boxes on it. No numbers, nothing filled in. How many urinals? Nobody knew. That's what you need. That's what you need. The guy's going to charge \$37,000 for drawings; they're complete.

Councilman Camilleri commented that the drawings are late. We are going to move on with the project. We want to get the field done, and then we're going to move forward with the bathroom and concession stand. On those drawings, we made a few changes, and they were just conceptual drawings, so they weren't drawings that could have been put out. There was no mechanicals in them, so there was no way they could go out to bid.

Mr. Ratajczak asked how can you start a project not knowing what you want? When you go buy a car, you know what you want, air conditioning, wheels. Councilman Camilleri said once we get these mechanical drawings, then we can go out to bid, and we will know. Mr. Ratajczak demanded, when are they coming? We started the field in November, right? Councilman Camilleri said they are supposed to be here this week. Mr. Ratajczak said they should have been here when you put the shovel in the ground. That's when they should have been on your desk, when you put the shovel in the ground, and you work from there. You don't build as you go along. But that's what it's going to look like, a hack job. Like I said, Saddle Brook does a job half-assed. The field's beautiful. It looks beautiful. You can't screw up Astro turf, it always looks great. Weeds look good when they're green. It's the rest of the stuff that goes around, and you have no idea what's going around.

Mr. Vincent Pepe of 3 Orchard Lane said he watches all these meetings on TV. Unfortunately, they're belated, but being here live tonight is kind of overwhelming for me. I've always felt, as a 45-year resident in two different homes, Saddle Brook is a great place to live and a great place for children. And those are the things that

are first and foremost and should be with families. To continue and continue the bickering, it's just not worthwhile. Things that are important are worthwhile and meaningful. Things that are not meaningful, why do we continue to go back and forth like crazy? It makes no sense. These people are doing a public service. They're not there to hurt this town. I've never seen it, for years, any elected officials never ever seen it where they hurt anybody or were here to damage someone. In any event, I hate to sound so condescending, that's my innermost, from-the-heart thoughts on these meetings I watch on TV and real life.

Mr. Pepe continued, may I address Ordinance #5? I actually came because of ordinance #5 on the agenda tonight. First and foremost I would like to thank you for sharing time with me, Mr. Mayor, Chief Kugler and Peter and another resident from Orchard Lane. I certainly appreciate their concern and consideration and the issue is the fact that since we had the new house built there some 12 years ago, this undersized cul-de-sac has been a problem. I have four grandchildren, and we babysit two. My neighbors have two; my other neighbors have three or four. My children are school teachers in the Saddle Brook School systems and are very concerned as well as I am that the cul-de-sac is being jarred, actually jarred. Both lips of my driveway, every other driveway, ignorance to the fact that there is a fire hydrant, ignorance to the fact that there is a stop sign, ignorant to the fact that there is a no U-turn sign, ignorance to the fact that they speed in and out of this cul-de-sac, and we are all, all my family, all my children, my grandchildren, my wife of course and other residents about the recklessness and lawlessness of these people. Again, they are transients or renters that simply park there all night, all day on weekends, and we have to – actually maneuver cars to get in and out of the driveway without hitting another vehicle. Unfortunately, and as you may know when my sister passed away, two ambulances had to park in the center of the cul-de-sac. God forbid there is ever a fire, how are they going to get the trucks in there? The delivery trucks have a very difficult time, now they park in the middle. This is particularly evening hours. Sanitation trucks, very difficult. Again, it's more important that we take into consideration the many children and grandchildren, etc and ourselves who reside there. I've had trash cans thrown right on my lawn. I've had trash cans moved right in front of my driveway so in order to back out you have to get out of the car or truck again, move the cans, and this is not an easy task for at least me and the wife. It's a very difficult and painful task. The thought that people go out of their way to do these things is just utterly absurd and ridiculous, and there are so many other factors that I have put in writing, so you folks will have the opportunity if you haven't already to see pictures that we met with the chief, the mayor and Peter, of these happenings and the writings we've sent, the e-mails that have gone. I will close by simply saying, thanks for your consideration, and again, I'm a happy resident of Saddle Brook and so are my children, so is my family, and I thank you folks for your time and effort as always.

Council President Mazzer thanked Mr. Pepe and said I myself was not aware of the situation in that cul-de-sac to be honest with you, and the Mayor did bring it up, and we talked about it. I see he came up with a solution with the Chief. I would say please do not hesitate to wait to another meeting if you see that things are not working.

Mr. Pepe said to be perfectly honest with you, sometimes people don't like to stir the pot and call in every single time there's a car blocking the driveway. We live there, garbage cans on the lawn. I don't want to sound like a complainer.

Council President Mazzer said this is very important. It's quality of life, and it's a safety issue also. I understand, Mayor, if you want to inform the public of your meeting with him a little bit. Mayor White said he was glad Chief Kugler was here. He said we did meet as Mr. Pepe says, myself, Chief Kugler and Peter Lo Dico, and they have really some legitimate rights about parking going on there. It's been going on for some time, and like Mr. Pepe said, it's an undersized cul-de-sac. It's difficult as it is when cars are parked there for garbage trucks, snow plows, to get down that street without having to back out. There have been violations which we have been working on now. Another resident has been reporting for a couple of months, and Chief Kugler was made aware of that. The police have been enforcing what they can there when they can. He said I believe what we are putting forward with this ordinance will have a big impact on reducing those vehicles that are

parked there, and they are residents technically, but they're not residents of Orchard Lane. They're residents, I think, of Saddle River Road that are renting, and they are apparently not allowed to park their vehicles in the driveways for whatever reason. I'm assuming because the landlord won't allow it, but now they are parking on Orchard Lane and taking away spots over there. A lot of times they are parking too close to the fire hydrants. Because there's not much parking there as it is. There's only five houses, but they're close together, and they're situated in such a way that it's difficult to navigate through that cul-de-sac. I'm going to hand it over to Chief Kugler.

Chief Kugler followed up on Mr. Pepe's comments and said tonight is the first reading of the ordinance to prohibit parking on Orchard Lane overnight. I'm not privileged to the actual wording of it, but we came to an agreement that we are going to restrict parking in the cul-de-sac between 11 or 12 midnight to 8:00 AM. We're going to enhance the visibility of the no parking places that you shouldn't park by statute. One is you shouldn't park within 50 feet of a stop sign, and the other is ten feet of a fire hydrant, and the one specific problem is on the way in. When you come in from Saddle River Road into your cul-de-sac, the regulations state it's 25 feet from an intersection, but it's a rounded intersection, so it's hard to indicate where that 25-foot zone is. With the help of the DPW, we're going to be painting the curbing that's there, and we're going to highlight no parking from here to corner and highlight the fire hydrant, and we have another request to do a handicapped provision inside the cul-de-sac. I don't want to sound as if anybody is doing anything wrong. Someone right across the street from Orchard Lane, when they see a spot on Orchard Lane, they're going to take it. I don't think they're doing anything wrong other than to try and park there. It's a public street; anybody can park there. I think it's being corrected, but it's going to take a couple of months to get the ordinance to pass.

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

Mayor White stated he wanted to start off by talking about Veterans' Field. He said, I met today with Dave Sullivan from LandTek, and he assured me, weather permitting, the field itself will be complete in three days. The only thing right now that has to be done right now prior to our children being allowed to play on that field is the backstop for the baseball field needs to be secured and welded in a few spots. After that's done, they asked me to sign a certification executing the warranty. There's an 8-year warranty on the field itself. There are some other items that need to get done. The foul pole was mentioned, but that could be done later. There is a punch list of a few items that need to get done that won't affect play on the field. I'm concerned about security on the field, and I've asked Chief Kugler to add extra checks. There is fencing there, and today the DPW purchased some locks, so we'll have it locked up. In the mean time, before that field is warranted, I want to make sure that people don't go on there, possibly with bicycles or who knows what they can go on there and damage the field. Police are keeping extra checks, and it is locked. I want to thank Councilman Camilleri because I think he has gone above and beyond what anyone could have asked him to do. Technically, Mr. Ratajczak asked about who was in charge, whether there was anybody working for the town. He's really acted as a clerk of the works because he was in constant contact with the engineer, Mr. Costa, and Mr. Sullivan and anybody else who could help him find out what was going on. We want to plan a grand opening. I want to speak to the Council and the rec director and the commissioners to see when would be the best time to have some kind of ribbon-cutting. The kids are very

excited; they want to get on the field. I don't want to prevent that. He asked if Councilman Camilleri wanted to say a few words about the field.

Councilman Camilleri said Mayor White had covered everything. He noted there are a few things that still need to be taken care of, but to get the field open, that's the most important thing. I talk to people in various sports every day, and they want to know when can we play. I'm all for them; I want to get that field open. There are a few things, foul poles, some more netting, a wind screen. We all talked about safety and the lightning detection rod that still has to go in. There's quite a few little miscellaneous items and I do hope that Dave takes care of them in three days, and I think we can all live with that.

Mayor White said he wanted to talk about committees. He said, we advertised in the *Community News*, the Town Facebook and website and Saddle Brook Community TV regarding our 300th anniversary committee. Next year is our 300th anniversary, and also a flood advisory committee. It was very productive, especially the *Community News*. For some reason after that went in there we got an influx of calls, and it generated a good amount of interest from the public. At this point with the 300th anniversary, I want to make it public that the chairperson of the committee is Chief Robert Kugler. The Chief is also the Emergency Management Coordinator in town here. I'm choosing three vice-chairs – one being Council President Florence Mazzer, the other being Town Historian Jack Wasdyke, and the third being the former recreation director and Little League president Lou Verile. Also I want to request that all former mayors of the Township will be honorary members of the committee. We do have a lot interest. We have probably at least fifteen other residents that have expressed interest in being on the committee, and it's going to be a huge undertaking. I would like to see this be a very meaningful event and I would like to see events throughout the year. The chief is going to have his work cut out for him.

Mayor White added the next committee is the flood advisory committee, and I have chosen to have Councilman Joe Camilleri and Councilwoman Karen D'Arminio be co-chairs of that committee. The Access for All Committee, which we spoke about and passed a resolution last meeting, Councilman Cimiliuca will be the Council representative to that committee, and there are several other positions that need to be filled with Township officials and representatives for that committee. The Access for All Committee is to better address access needs for the disabled in town.

Regarding cleanup of the pond, Mayor White said I met with Brian Davenport who works for Passaic Valley Sewerage Commission to ask him and Passaic Valley to do a cleanup around the pond for the fishing contest. Last year it was very overgrown, and I did find out some information about why that vegetation is there, and it does have some environmental purposes. It does actually cleanse the pond. It basically limits the amount of contaminates that can flow into the pond so there is a reason it's there. There are cutouts, and I requested that they cut back a little bit here and there to make it easier for the kids to fish in those areas. Also anything large that's in the way of the pond, branches and things, they're going to clear away some of that as well. Again, environmentally some of those items have environmental purpose for fish, wildlife, birds, turtles that use those items, so they're not going to move that. They are being very helpful.

Mayor White said he was meeting with the Mayor's Youth Group, and hopefully the Boy Scouts and anybody else that's willing to help out and volunteer to help clean up around the pond. We have a grant that we have money for. We can get garbage bags and things like that that we need, equipment to do this cleanup. Basically that will be around the banks of the pond. I'm also working on possibly getting permission from County officials to put a couple of kayaks. Someone volunteered to let us use their kayaks and to go in with long nets and get whatever we can't get from around the bank and clean up some of the debris that's in the pond. I'm looking forward to that and to having a really good fishing contest. I'm hoping that the cleanup will be Saturday June 6th and the Fishing Contest is the 13th, so hopefully that will be a nice, clean environment for the kids to fish.

Mayor White said when the Kiwanis actually sponsors that fishing contest, we want to make sure that we clean up and we tell the children and their parents because in

previous years there have been things left behind. We're cleaning up, but we have to make sure we clean up and the kids and the parents clean up after themselves and don't leave fishing line. If you know anything about environmental issues, that fishing line doesn't deteriorate for thousands of years, they say. We want to make sure we let them know they have to clean up after themselves.

Mayor White then spoke briefly about grants. He said for the Clean Communities Grant we received \$25,396.68 from that grant that Mr. Lo Dico submitted. Also from the 2015 Municipal Aid Program we received a total of \$149,000 from the New Jersey Department of Transportation, and that's for Phase II of the Fifth Street Water Main Project. Two other grants that we are going to get, we have been recommended by the committee to get, is Community Development. Councilwoman D'Arminio, myself and resident Lou Verile were on that committee, and we are due to receive a total of about \$75,000, \$25,000 for a senior clerk position and another \$54,000 something for storm drain rehabilitation. That just has to be approved by the Board of Freeholders in Bergen County. The other thing is the Open Space Grant, which myself and Mr. Lo Dico went to meetings and presentations on. We're due to receive \$448,750 to buy properties along the Saddle River on Saddle River road, and another \$54,320 for Veterans' Field improvements. That's going to be voted on on May 26th – the Freeholders will vote on that, and hopefully they will approve it.

Mayor White said he and Mr. Lo Dico had a meeting with Passiac Valley and Mr. Davenport as well as representatives from Rutgers University, regarding green infrastructure planning. He explained that green infrastructure tries to find more effective ways and approaches to addressing water, storm water and sewer overflow. They work with municipalities to help develop green infrastructure techniques that conform with New Jersey laws regarding storm water management. They hope to promote training and advance economic benefits of going green. He said he hoped they could come to the next meeting and the work session in June and do a presentation for all of us to see what benefit it would be to get involved with that.

Mayor White congratulated Katherine Milsop, who received an annual excellence in journalism award from the New Jersey Chapter of the Society of Professional Journalism.

Mayor White then added the special meeting on budget adoption is next Tuesday, May 12th at 7:00 PM, and he asked everyone to please check the website and SBC-TV for all the upcoming Township events. We're having a Memorial Day Parade, Sunday May 24th.

COUNCIL COMMENTS

Councilman Accomando said as far as Veterans' Field, I believe we should invite the veterans to participate in the ribbon-cutting service. Also, we should put cameras up there and have them sync to the police department so we can see what goes on. Hopefully that's something we can look into as far as costs.

Councilman Accomando commented on Mr. Ratajczak's comment. He said, I'm new at this, and as far as my judge of character for keeping the engineer and doing the right thing, I feel I made a mistake. We should have let him go as far as January. We have been given nothing but empty promises, and I don't know if this is wrong to say, but the field should be a lot further along than it is. To be hit with some of these extra charges that we're being hit with now I think is absurd, and with that being said, I just feel we shouldn't opt for another project. I agree with Mr. Ratajczak.

Mayor White addressed Councilman Accomando through the chair and said you are a Board of Education liaison, and I would like to talk with them. There's a lot of money that was there for security and video cameras that will be synced into the police department, so perhaps when they are ready to do that, I believe Mr. Karaty said it should be some time next year. Or sooner. It would be good. Mr. Rodriguez would be happy to know we can maybe do a shared services with them and get additional cameras for our field, especially for Veterans' Field and some other

areas, Cambridge school – we have problems still outside by that path and other locations would be a good idea.

Councilman Cimiluca said we named the field Veterans' Field, but more importantly it's based on the veterans, and we invite everyone to come out to the parade on Monday. We actually start Memorial Day observations at 9:00, and they go American Legion, Fire Department, Ambulance Corps, Town Hall, Korean War Veterans, and then the parade starts, and the following day the VFW actually has theirs at the VFW circle. So everyone can come out and thank the veterans and the people who have given their lives for us.

Councilman Cimiluca added in terms of the field, we talked about cleaning up the park after the fishing contest. He said, I went to check on the field the other day, and I already saw for or five Gatorade bottles or water bottles, and I picked them up and threw them out. We've got to tell everybody that this is their field. This is a field we hope to have for a very, very long time, and being slobs and being disrespectful is not going to cut it.

In terms of Orchard Lane, Councilman Cimiluca said, I said this with a couple of other projects. I always say be careful what you wish for because the intent was to stop other people from parking on the street, and I understand that. However there may come a time when a resident there needs to park on the street, has overnight guests, so just be wary. What I'd like to do is just put this out there, and if anyone is in that area, not only the Orchard Lane residents but other people in that surrounding area have any comments they can come to the meeting. We're not having a community meeting on this, but you can come to a council meeting for sure and give your opinion on this. The only reason I'm saying this is because we did this with the residents of 7th, 8th and 9th Street that can't make a left turn, and the next thing I know, I said the same thing. I've got to go around four blocks to get to my house, it's a joke. So just be careful what you wish for. Hopefully it will actually work out for you. It is 12 AM to 8 AM will be the ban on overnight parking.

Councilman Cimiluca said we are looking forward to the digital message board. It's going to be mobile but for the most part will be placed in front of Town Hall so it can give the residents and other people an indication of what events are going on. Rather than just having the one banner over Market Street, we can put multiple events on there.

Councilman Cimiluca extended his condolences to the Korzak family. He spoke highly of Mr. Korzak and said he went above and beyond, and he was really proud to be a member of the police department and proud to be an employee of the Township of Saddle brook.

In terms of Saturday construction, Councilman Cimiluca said there is going to be an ordinance on the times of construction. I thought there was an ordinance that talked about Saturday construction because we don't live in a bubble. You drive in your neighborhood, and people are putting up houses, they're building houses and doing landscaping and installing driveways and things like that. They're doing it on Saturdays. Our noise ordinance is the only ordinance that we could find. I did take a while to look through it, and I was amazed that it wasn't there. It only talks about weekdays. It doesn't talk about Saturdays. I do think that we're doing the right thing here by actually putting it in writing that somebody can actually work on Saturday. You don't want to have a selective enforcement issue where a thousand people have worked on their house on Sundays or had a contractor work on their house on Sundays, and the noise ordinance says you can't do it. I think we're doing the right thing there.

Councilman Cimiluca said he would talk about the ordinances when they come, but he asked Mr. Lo Dico to pull Resolutions #21 and #22.

Mayor White said through the chair that next Tuesday we have a budget meeting at 7:00 PM but we are all invited to the LEAD graduation at 6:00. Also on June 3rd there is going to be a Blue Mass for Law Enforcement at St. Philips at 11:00 AM.

Council President Mazzer asked Mr. Lemanowicz if he could give any updates on projects.

Mr. Lemanowicz said regarding the Cambridge Avenue water main project, the water main is in, and it has been tested for bacteria as well as leaks, and it has passed. There was what appeared to be a bit of a stall in the construction, but that takes time to do, and it has to take effect. They are now going to be connecting the houses, followed by curbs and sidewalks and paving. We are estimating probably another three weeks. PSE&G dug our two test pits for us on Jefferson at no cost to the town, and while they were there, they also helped DPW replace a water valve because we're looking to relocate the water main there to get it away from the new JCP&L conduits.

With regards to the Mayhill pump station, Mr. Lemanowicz said as we discussed last month, we did have the manufacturers of the pump come down. They seemed to believe that some of the settings were incorrect, and we are now getting in contact with the tech that sets those up to see if he can come down and we're also investigating as to why that may have been because somebody may have had a very good reason to set them as they set them, and I don't want to create one problem by solving another.

Mr. Lemanowicz said, the road program you have before you, and I also did look into some other roads on the south side that we can consider. The Fifth Street water main project – we are working through the paper work on that to get that a start date, and that's all I have for you tonight. He then added that regarding the salt shed we have settled on a design that would be less expensive and still serve the purpose. We're just following up on a few items to make sure the DPW is happy with how it's going to be constructed.

Council President Mazzer asked about the roof, and Mr. Lemanowicz said it would be covered.

ORDINANCES

1. ORDINANCE #1592-15 – FINAL 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 a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

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

The Township Clerk then reads the Ordinance by title on second 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 motion was in order and that the Public Hearing on this ordinance be opened.

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

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 Camilleri

Second: Councilwoman D'Arminio

ROLL CALL:

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

CR# 515-116

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)** 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 Camilleri

ROLL CALL:

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

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

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

Motion: Councilwoman D'Arminio

Second: Councilman Cimiluca

ROLL CALL:

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

Councilman Accomando asked for clarification on what was being voted on at this time, and Councilman Cimiluca explained this was to give it a second reading and

that Councilman Accomando could vote yes to read it and no that he was not in favor of it.

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

ORDINANCE AMENDING CHAPTER 29 ENTITLED “PERSONNEL POLICIES” TO ADD SECTION 10 ENTITLED “ANTI-NEPOTISM POLICY”

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

Chief Robert Kugler said I commend you for doing something to address what you may feel to be an impropriety on a town government level, but at the same time to explain some concern I have, specifically with the police department. Most hires in the Township, not including the police department, are hired either by résumé or basically an appointing authority making an appointment. Those are the ones that should be subject to scrutiny and should be subject to nepotism or at least anti-nepotism. In the police department, we take a competitive examination. With Civil Service employees, you basically take a state Civil Service test. We take this test with literally thousands of others. Over 30,000 people take this test state wide. We compete. We become eligible. Our names are certified, and then this list is given to the appointing authority to pick from. I have no problem if you, as Council members and a governing body, want to eliminate your relative from being hired, but I do have a concern now putting all the employees of the township including the police department, including DPW, in that same boat. Again I just want to focus on the police department, and if I would ask through the chair, maybe the town attorney to answer some questions I might have regarding the ordinance.

Chief Kugler said the ordinance was pretty specific when it comes to who it applies to, and it applies to the relatives which are basically children and brothers or sisters of current employees. He said, I’m going to ask if a current police officer from the newest recruit to the oldest member or the oldest serving member and anyone in between, any one of those employees or police officers could not have a brother or sister or son or daughter hired after taking a competitive examination and ranking on that examination, are we prohibited from being hired.

Mr. Suarez said there are certain exceptions here such as the one area under 29-10.4 e, supervision, where it says that the policy does not apply to present employees of the Township of Saddle Brook. So, if you are already an employee of the township, if you are already in the police department, it wouldn’t serve as a preclusion in this regard or cause any kind of prohibition, but thereafter as new employees are coming in, that’s when it would start applying.

Chief Kugler said again the rookie police officer that we just hired in 2014, if he had a son or daughter or brother or sister that wanted to be hired, can he or she be hired, or would this ordinance exempt or prohibit that person from being hired? I think the ordinance says he or she is prohibited. That’s what you’re doing in the police department specifically.

Mr. Suarez said I remember discussing exemptions the last time we were here. I just want to make sure I’m giving you the right answer.

Chief Kugler said the other attorney or the other city councilman may have had something to do with this ordinance, so if he wants to give input he can certainly do that as well.

Councilman Cimiluca said the ordinance as written – if we got a patrolman, his family member could be hired. It prohibits people in supervisory capacities from having family members hired. It doesn't affect within the town, so if you're in the police department, even if you're a department head such as you, any family member could be hired in the town; it just can't be in that particular department. So the head of the white collar area could have a family member work in the police department. The head of the DPW or supervisor of the DPW could have someone work in white collar. It's just in that particular department, where someone has a supervisory capacity, that a family member would be prohibited from coming into Saddle Brook, obviously if you take the test and there's 70 police departments in Bergen County, and hundreds throughout the state, it doesn't stop you from going into [inaudible]; it's just for this town.

Chief Kugler said, it says here, unless I'm reading it wrong, no relative shall be considered for employment or hired to a position of employment with the Township of Saddle Brook where that person will be employed with another relative who is an existing employee within the same department or office. It doesn't say supervisory relationship, so I'm wondering if the intentions of the ordinance to just prohibit supervisors or prohibit anybody in the police department? I think we need to be more specific, and in addition, let's just use – for me, if my daughter gets married, that husband could be hired, there's no prohibition here, is that right? It doesn't apply to the in-laws?

Councilman Cimiluca said I don't believe in-laws are mentioned as a family member.

Chief Kugler said, so a future son-in-law could be hired, right? Councilman Cimiluca said I believe so. Chief Kugler said my daughter could be hired to the DPW if she wanted to, right? It doesn't prohibit that. Councilman Cimiluca said yes. Chief Kugler said it needs to be clarified, and I think we should table the ordinance because if you're specifically saying that an employee must have a supervisory relationship – there's a lot of supervisory relationships. Is it just the chief? Is it a sergeant? Is it a patrolman who has seniority over another patrolman? That's an issue that I bring up, and another issue is this because there's more coming. There is a police officer that we currently employ and a sibling of that police officer would like to become a special police officer. The way I interpret it, and again, all this could be interpreted by you, by me, by judges, by courts, but it certainly says that a relative is a sibling, and it also says that a full-time, part-time, temporary or seasonal position is included and if a special police officer, I would imagine if we are classifying a special police officer as a part-time employee, I heard he was a volunteer too, but they get paid. I would imagine the part-time employees, if it's interpreted that the part-time employee is the relative of a police officer, and it's interpreted that he or she can't be hired, then there's an issue here, and the issue is going to be debated in court. More importantly, I think there should be an exception for someone who takes a competitive examination. We compete with hundreds and thousands of others. I want to say it personally, it's not for me. My daughter was already violated by the previous administration. She has no indication, she has no desire to come here. That spark was put out a long time ago. She's very happy to be employed at the Bergen County Sheriff's Department. But I feel that the ordinance, the way it is written, could be interpreted to hurt certain people, and it should be thought of before you make it a law of this town. I think it's noble to have an anti-nepotism restriction, but it should be crafted carefully, and it should be definite as to who it applies to. Right now, when I read that statement, no relative shall be considered for employment or hired to a position of employment with the Town of Saddle Brook where that person will be employed with another relative who is an existing employee within that same department. It says nothing about a supervisory relationship. It doesn't say. I think we should set aside this ordinance, think about it, and I would hope that you would think that your restricting police officers' families from encouraging them to be police officers within their own community, even your own children. I would submit that any one of you sitting up there, if your child, son or daughter, wanted to be a police officer in this community

and took a written, competitive test and was duly qualified and was going to be considered for appointment, I would think any one of you in your right mind would resign your position in the township government and allow that son or daughter to become a normal police officer and serve the residents of Saddle Brook. I don't think you should restrict your son or daughter, but if you want to, that's fine. But you shouldn't restrict the sons or daughters, brothers or sisters of existing police officers that may want to follow in the footsteps of their family members. Those are my feelings. I know the *Bergen Record* reporter is here, and he's hot on the trail of this, and rightfully so. It is a matter of public importance, but you need to address exactly what you're saying, and it could be interpreted one way or the other. If it's aimed at the chief of police, then so say it in the next write up of the ordinance or say it tonight. If it affects all employees, then we need to know that right now, and if you don't know it, it can be interpreted later in a court of law, it could be challenged in a court of law. I think this ordinance should be pulled. I think it should be refined, and I think it should inform exactly what you want to do.

Councilman Cimiluca said I misspoke, and I apologize. This ordinance has been going on – various versions of it have been going on for well over a year. My original suggestion was that it would be restricted to department heads. The reason that I had for that is, and I'll only use the police department because we have the most specific rank. Nobody knows in the DPW who the foreman is higher in the food chain than a laborer, but it's pretty easy to do with the police department. My thought process was that if a lower-ranked patrolman had a problem, and that patrolman had a relative in that department, you would generally look to the sergeant. If you can't get any relief, it would go to the lieutenant, it would go to the captain and the deputy chief and eventually to you, and I didn't feel it was appropriate to have somebody who is a family member having their family member be the one to be the ultimate decider of that particular issue. So that was my first suggestion. That was not accepted, and actually it got more strikes to not have anybody because the potential for a sergeant or a captain being there and the potential for there being problems. We had discussed it that sometimes the person that gets hurt the most might actually be the person who is hired, it's not the other people in the department because they go through their entire career sometimes with fingers pointed and somebody saying, "You only got the job because of who you know and who you are." That's a big burden for that person to go through for maybe an entire career. We know that they have to take the test, and as you're well aware there's that rule of three where people get jumped too, and this would prohibit that.

Councilman Cimiluca said I know that my side was on the losing end of this election. That was one of the campaign issues, and it wasn't anything new. We had proposed that well before the election that there be an anti-nepotism ordinance. Other towns have done it, so I'm in support of the anti-nepotism ordinance.

Councilman Camilleri said I'm kind of the exact opposite, I'm totally against it. We're talking about the police department. I grew up in this town, and to me it's a real proud job. I've watched fathers, I've watched sons go through our Saddle Brook Police Department very proudly doing a good job. I do not want to be the one to put something into effect so that that could [not] happen in the future. I even thought about the test per se. Somebody scores 100 on the test, but because there's a relative or there's somebody, that person does not get the job because he's related to somebody. I think that almost, in my opinion, is reverse discrimination because that person scored so high on the test, but yet that person doesn't get the job because he's related to somebody. My thing is this, my vote is no, and it's going to be no. And I'm going to stand real strong on it. I'd like to put it out to a vote, put this to rest and move on. I don't think it's good. I think we're fixing something in our town that isn't even broken. Thank you.

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: Councilwoman D'Arminio

ROLL CALL:

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

CR# 515-

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **ORDINANCE AMENDING CHAPTER 29 ENTITLED “PERSONNEL POLICIES” TO ADD SECTION 10 ENTITLED “ANTI-NEPOTISM POLICY”**

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: Councilman Cimiluca Second: None

At this time a motion was made to table the ordinance.

Motion: Councilwoman D’Arminio Second: Councilman Accomando

Councilman Accomando said I originally voted yes on the anti-nepotism ordinance, but listening to Councilman Camilleri at the last meeting and as far as the testing goes, to score well on that test and be hired in your own Township, that’s an honor. I don’t feel, as an elected official, I should take that away from any resident. I would love for my kids to follow in my footsteps. So if you set a political nepotism law, I would yes, absolutely, right now. But to take away from a resident that grew up in the town, I know I’m backpedaling, and I know it’s not the politically correct thing to do, but it’s the morally correct thing to do. I feel, personally, myself, I’m not going to take that opportunity away from anyone’s child. With that being said I’m going to vote no on the ordinance.

Council President Mazzer said this is for voting no on tabling the ordinance.

ROLL CALL:

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

The motion to adopt the ordinance was made by Councilman Cimiluca

Motion: Councilman Cimiluca Second: Councilwoman D’Arminio

ROLL CALL:

Councilwoman D’Arminio explained that she did vote yes the first time, and she thought to table it for further discussion, but after what the chief said, however I do believe that we need an ordinance on it.

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

Council President Mazzer explained just so the public would be clear, it did not carry.

**3. ORDINANCE #1594-15 – FINAL READING
ORDINANCE AMENDING CHAPTER 83A ENTITLED “CURFEW”**

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:

ORDINANCE AMENDING CHAPTER 83A ENTITLED “CURFEW”

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

Motion: Councilman Camilleri

Second: Councilman Cimiluca

ROLL CALL:

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

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 Camilleri

Second: Councilwoman D’Arminio

ROLL CALL:

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

CR# 515-117

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **ORDINANCE AMENDING CHAPTER 83A ENTITLED “CURFEW”** 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: Councilman Camilleri

Second: Councilwoman D’Arminio

ROLL CALL:

Councilman Cimiluca explained this curfew was enacted because there have been other municipalities in New Jersey who have been sued because of certain language in similar curfew ordinances. So we took out the offending language. Those municipalities were sued and had to pay, in some cases, hundreds of thousands of dollars in legal fees. We amended it in accordance with what the courts have ruled.

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

4. ORDINANCE #1595-15 – FINAL READING
ORDINANCE ADDING CHAPTER 51 ENTITLED “ABANDONED PROPERTY” OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK

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: Councilman Accomando

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:

ORDINANCE ADDING CHAPTER 51 ENTITLED “ABANDONED PROPERTY” OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK

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

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

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 Camilleri

ROLL CALL:

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

CR# 515-118

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **ORDINANCE ADDING CHAPTER 51 ENTITLED “ABANDONED PROPERTY” OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK**

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: Councilman Camilleri

Second: Councilman D’Arminio

ROLL CALL:

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

**5. ORDINANCE #1596-15 – FIRST READING
AN ORDINANCE AMENDING CHAPTER 196 OF THE TOWNSHIP
CODE OF THE TOWNSHIP OF SADDLE BROOK**

The Council President announced that the next order of business is the introduction of **AN ORDINANCE AMENDING CHAPTER 196 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: Councilman Camilleri

Second: Councilman Accomando

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

CR# 515-119

Be it resolved that AN ORDINANCE AMENDING CHAPTER 196 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK

by the Township Council of the Township of Saddle Brook that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 4th day of June, 2015 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law, with a notice of its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilman Cimiluca

Second: Councilwoman D’Arminio

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

**6. ORDINANCE #1597-15 – FIRST READING
AN ORDINANCE AMENDING CHAPTER 174 OF THE TOWNSHIP
CODE OF THE TOWNSHIP OF SADDLE BROOK ADDING SECTION
10.18**

The Council President announced that the next order of business is the introduction of **AN ORDINANCE AMENDING CHAPTER 174 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK ADDING SECTION 10.18**

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

CR# 515-119

Be it resolved that AN ORDINANCE AMENDING CHAPTER 174 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK ADDING SECTION 10.18 by the Township Council of the Township of Saddle Brook that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 4th day of June, 2015 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law, with a notice of its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilman Cimiluca Second: Councilwoman D'Arminio

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

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

Mr. Lo Dico noted the following resolutions would not be part of the consent agenda: #15, #21 {CR# 515-140}, #22 {CR# 515-141}, #23 {CR# 515-142}.

Motion: Councilman Camilleri Second: Councilwoman D'Arminio

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

*** MINUTES**

1. April 2, 2015 – Regular Public Meeting

*** RESOLUTIONS**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-121

WHEREAS, a lien on a parcel of property referred to as 89 Platt Avenue, Saddle Brook, NJ 07663, also known as Block 601, Lot 16 (Cert. 2013-3) assessed in the name of D’Amato, Ciro, was sold at the Township’s Tax Sale on December 30, 2013 for Water to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043; and

WHEREAS, Lareta holds a mortgage and has made the necessary arrangements with the Collector to redeem this lien; and

WHEREAS, the Tax Collector has deposited Lareta’s check in the amount of \$892.94 into the Treasurers Trust Account.

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043, in the amount of \$892.94 from the Treasurers Trust account in settlement of this lien. (Cert. 2013-3)

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-122

WHEREAS, a lien on a parcel of property referred to as 89 Platt Avenue, Saddle Brook, NJ 07663, also known as Block 601, Lot 16 (Cert. 2012-45) assessed in the name of D’Amato, Ciro, was sold at the Township’s Tax Sale on February 7, 2013 for Water to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043; and

WHEREAS, Lareta holds a mortgage and has made the necessary arrangements with the Collector to redeem this lien; and

WHEREAS, the Tax Collector has deposited Lareta’s check in the amount of \$400.00 into the Treasurers Trust Premium Account.

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043, in the amount of \$400.00 from the Treasurers Trust Premium account in settlement of this lien. (Cert. 2012-45)

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-123

WHEREAS, a lien on a parcel of property referred to as 89 Platt Avenue, Saddle Brook, NJ 07663, also known as Block 601, Lot 16 (Cert. 2012-45) assessed in the name of D'Amato, Ciro, was sold at the Township's Tax Sale on February 7, 2013 for Water to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043; and

WHEREAS, Lareta holds a mortgage and has made the necessary arrangements with the Collector to redeem this lien; and

WHEREAS, the Tax Collector has deposited Lareta's check in the amount of \$3,650.20 into the Treasurers Trust Account.

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043, in the amount of \$3,650.20 from the Treasurers Trust Premium account in settlement of this lien. (Cert. 2012-45)

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-124

WHEREAS, a lien on a parcel of property referred to as 365 Jefferson Street, Saddle Brook, NJ 07663, also known as Block 105, Lot 29 (Cert. 14-001 2014) assessed in the name of LC 46 Properties, LLC, was sold at the Township's Tax Sale on December 9, 2014 for Taxes to Sunshine State Certificates V, LLLP/Bank United, Trustee, 7900 Miami Lakes Drive West, 3rd Floor, Miami Lakes, Florida 33016; and

WHEREAS, the homeowner 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 \$32,000.00 into the Treasurers Trust Account.

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to Sunshine State Certificates V, LLLP/Bank United, Trustee, 7900 Miami Lakes Drive West, 3rd Floor, Miami Lakes, Florida 33016, in the amount of \$32,000.00 from the Treasurers Trust Account in settlement of this lien. (Cert. 14-001 2014)

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

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 515-125

WHEREAS, a lien on a parcel of property referred to as 365 Jefferson Street, Saddle Brook, NJ 07663, also known as Block 105, Lot 29 (Cert. 14-001 2014) assessed in the name of LC 46 Properties, LLC, was sold at the Township's Tax Sale on December 9, 2014 for Taxes to Sunshine State Certificates V, LLLP/Bank United, Trustee, 7900 Miami Lakes Drive West, 3rd Floor, Miami Lakes, Florida 33016; and

WHEREAS, the homeowner 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 \$42,165.82 into the Treasurers Trust Account.

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to Sunshine State Certificates V, LLLP/Bank United, Trustee, 7900 Miami Lakes Drive West, 3rd Floor, Miami Lakes, Florida 33016, in the amount of \$42,165.82 from the Treasurers Trust Account in settlement of this lien. (Cert. 14-001 2014)

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

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 515-126

WHEREAS, an overpayment was made in error on a parcel of property referred to as 406 Sylvan Street also known as Block 709, Lot 14, assessed in the name of Benigno, Jerry and Phyllis,

NOW, THEREFORE BE IT RESOLVED that JP Morgan Chase Bank, 3415 Vision Drive, Columbus, OH 43219-6009, be refunded \$2,211.00.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-127

WHEREAS, a third party lien on a parcel of property referred to as 497 Steinway Road, Saddle Brook, NJ 07663, also known as Block 701, Lot 16 assessed in the name of Alfonso, Richard, was issued on December 19, 2012 (Cert 2012-10); and

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

WHEREAS, the Collector has deposited the Columbia Bank check in the amount of \$25,307.19 into the Treasurers Trust Account.

NOW, THEREFORE BE IT RESOLVED that the lienholder, Milestone Investment, be reimbursed the amount of \$25,307.19 in Settlement of this lien (Cert 2012-10)

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-128

WHEREAS, a third party lien on a parcel of property referred to as 177 Wilson Street, Saddle Brook, NJ 07663, also known as Block 1703, Lot 24 assessed in the name of Frontera, Gary and Jacqueline, was issued on December 9, 2014 (Cert 14-018 2014); and

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

WHEREAS, the Collector has deposited the Columbia Bank check in the amount of \$6,536.42 into the Treasurers Trust Account.

NOW, THEREFORE BE IT RESOLVED that the lienholder, Isaac Moradi Investment be reimbursed the amount of \$6,536.42 in settlement of this lien (Cert 14-018 2014)

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-129

WHEREAS, a lien on a parcel of property referred to as 134 Cambridge Avenue, Saddle Brook, NJ 07663, also known as Block 1507, Lot 8 (Cert. 2013-13) assessed in the name of Federal National Mortgage Association was sold at the Township’s Tax Sale on December 30, 2013 for Water to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043; and

WHEREAS, Dovenmuehle 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 \$3,017.12 into the Treasurers Trust Account.

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043, in the amount of \$3,017.12 from the Treasurers Trust account in settlement of this lien. (Cert. 2013-13)

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-130

WHEREAS, a lien on a parcel of property referred to as 134 Cambridge Avenue, Saddle Brook, NJ 07663, also known as Block 1507, Lot 8 (Cert. 2013-13) assessed in the name of Federal National Mortgage Association was sold at the Township’s Tax Sale on December 30, 2013 for Water to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043; and

WHEREAS, Dovenmuehle 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 \$800.00 into the Treasurers Trust Premium Account.

NOW, THEREFORE BE IT RESOLVED that a warrant be issued to Pro Cap III LLC, 1000 Haddonfield-Berlin Road, Suite 203, Voorhies, NJ 08043, in the amount of \$800.00 from the Treasurers Trust Premium account in settlement of this lien. (Cert. 2013-13)

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-131

WHEREAS, 281 President Street LLC posted a maintenance guarantee in the amount of \$16,860.00 cash for Block 105, Lot 11 located at 281 President Street; and

WHEREAS, Township Engineer Robert Costa has approved a reduction of the bond to \$2,529.00

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby approves the maintenance guarantee to be \$2,529.00 for a period of two years and authorizes the refund of the difference of \$14,331.00.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-132

WHEREAS, the Township of Saddle Brook entered into an interlocal agreement with the Borough of Fair Lawn since 2001 that extended to residents of Saddle Brook use of Fair Lawn's municipal swimming pool; and

WHEREAS, the fee charged residents of Saddle Brook will remain the same in 2015 as well as all terms and conditions; and

WHEREAS, a number of residents took advantage of this agreement and they and their families utilized Fair Lawn's municipal pool during 2014,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the Mayor and Township Clerk are hereby authorized to sign an interlocal agreement with the Borough of Fair Lawn for the year 2015.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-133

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>
DPW	SNAPP SECURITY SYSTEMS	ALARM MONITOR CONTRACT	\$7,030.00
ORD.	BIRKENMEIER SPORT SHOP	SOCCER GOALS, VETERANS FIELD	\$9,620.00

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-134

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 \$5,192,836.87 PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

Motion: Councilman Camilleri

Second: Councilwoman D’Arminio

Roll Call:

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

RESOLUTION #15 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

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
77246, 77247, 77345, 77346 77398	COSTA ENGINEERING	\$40,775.00

Motion: None

Second: None

No action taken.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-135

WHEREAS, as of January 1, 2006, N.J.S.A. 19:44A-20.1 et seq., commonly known as the “State Pay to Play” Law, enacted by the New Jersey State Legislature shall become effective; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., a municipality may not award a contract with a value in excess of \$17,500.00 to a business entity that had made a contribution within one year of the date the contract is to be awarded that is reportable by the recipient under P.L. 1973, c. 83 (c. 19.44A-1 et seq. to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such contract is awarded or to any candidate committee of any person who is serving in an elective public office of the municipality when such contract is awarded unless the contract is awarded under a “fair and open process” pursuant to N.J.S.A. 19:44-20.1 et seq.; and

WHEREAS, a “fair and open process” constitutes the following: (1) public advertisement of a Request for Qualifications (“RFQ”) with ten (10) calendar days’ notice prior to the receipt of responses to the “RFQ”; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under public disclosed criteria established in writing by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly open and announce the qualifications when awarded; and

WHEREAS, it has become necessary for the Township of Saddle Brook (“the Township”) to engage legal and financial professionals and to engage the services of other individuals for extraordinary unspecifiable services by a “fair and open process” pursuant to N.J.S.A. 19:44A-20 et seq.

NOW, THEREFORE BE IT RESOLVED by the Township of Saddle Brook, County of Bergen and State of New Jersey that RFQs for professional services for the following professional services for the Township are hereby authorized:

- (1) Grant Writer

BE IT FURTHER RESOLVED, that all of the RFQs for the professional services and extraordinary unspecifiable services as set forth hereinabove shall be prepared

and published in accordance with N.J.S.A. 19:44A-20.1 et seq., and all submissions in response shall be evaluated on the basis of the most advantageous submissions, all factors considered, including but not limited to:

- (1) Experience and reputation in the field;
- (2) Knowledge of the Township and the subject matter to be addressed under the contract;
- (3) Availability to accommodate any required meeting of the Township or Township Agency
- (4) Any other factors demonstrated to be in the best interest of the Township or Township Agency

BE IT FURTHER RESOLVED, that the Township Clerk is directed to publish notices of RFQs for the professional services and extraordinary unspecifiable services enumerated above, in a newspaper circulated in the Township of Saddle Brook by May 28, 2015. The notice of RFQs shall include the following:

- (1) A description of the requested professional or extraordinary unspecified service for which the RFQ is made;
- (2) A statement that Qualifications must be submitted by 10:00 a.m. on June 16, 2015;
- (3) A statement that the RFQs are being made by the Township
- (4) The address and phone number of the Township Clerk's office and a statement that applicants may obtain the RFQ document from the Clerk's office;
- (5) A statement that the RFQ is being made through a fair and open process in accordance with N.J.S.A. 19:44A-20.1 et seq.,

BE IT FURTHER RESOLVED, that the Township Council has determined that the terms of this Resolution constitute a fair and open process as to all positions included herein.

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

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 515-136

WHEREAS, in a letter dated November 3, 2014, Mark Madaio, representing Storage Assets, LLC (605 N. Midland Avenue Block 1701, Lots 1 & 3) requested an exemption for construction work on Saturdays; and

WHEREAS, CR# 1214-258 granted a temporary waiver to allow construction on Saturdays for this project during certain hours,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby rescinds CR# 1214-258 requiring Storage Assets, LLC to now follow the terms and conditions of the Township ordinances with regard to all aspects of the project, including and not limited to hours of operation for construction for the job; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to send a certified copy of this resolution to Mr. Madaio, Esq. representing Storage Assets, LLC.; Township Engineer, the Construction Code Official and the Chief of Police

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-137

Presented by Council President Mazzer

WHEREAS, the First Saddle Brook Street Fair sponsored by Saddle Brook UNICO was held on October 5, 2014, and

WHEREAS, this endeavor was a huge success, surpassing all expectations and brought together families for a fun-filled day,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby supports Saddle Brook UNICO's efforts to coordinate a street fair on October 4, 2015 and extends its best wishes for another successful event.

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-138

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.

2000 FORD PICK-UP TRUCK VIN# 1FTSF31F5YEA8089
1994 INTERNATIONAL 12 YD DUMP TRUCK VIN# 1HTGCAAT1RH594894

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-139

WHEREAS, the Township of Saddle Brook owns a 1999 Guardian Denver air compressor, VIN# R87273; and

WHEREAS, this piece of equipment is no longer needed by the Township of Saddle Brook; and

WHEREAS, the Board of Education Buildings and Grounds Department can use this equipment,

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that it hereby agrees to transfer ownership of the 1999 Guardian Denver air compressor to the Saddle Brook Board of Education.

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 FOLLOWING RESOLUTION [CR# 515-140] IS NOT PART OF THE
CONSENT AGENDA.**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-140

WHEREAS, Remington, Vernick & Arango, Township Engineer has submitted a proposal dated April 29, 2015 for the Cambridge Ave Water Main Project (RVA File No. 0257-T-004),

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby approves said proposal for a total of \$25,000.00

Motion: Councilman Camilleri

Second: Councilwoman D'Arminio

Councilman Cimiluca said until I seek the advice of our Township Attorney, this is a bill for our current Township Engineer for the Cambridge Avenue Water Main Project, and the bill is for \$25,000 – until I have an opportunity to speak to him about the new engineering bill, I feel I should err on the side of safety and abstain.

Roll Call:

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

**THE FOLLOWING RESOLUTION [CR# 515-141] IS NOT PART OF THE
CONSENT AGENDA.**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-141

WHEREAS, Remington, Vernick & Arango, Township Engineer has submitted a proposal dated April 29, 2015 for the Fifth Street Water Main Project (RVA File No. 0257-T-003),

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 \$115,000 for construction observation and \$16,000 for +construction administration for a total of \$131,000.

Motion: Councilman Camilleri

Second: Councilwoman D’Arminio

Roll Call:

Councilman Cimiluca explained this is similar, for the current engineer to be paid on the Fifth Street Water Main Project, it’s \$115,000 for observation and \$16,000 for administration for a total of \$131,000 in bills, and again until I seek the advice of the Township Attorney, I’m going to abstain.

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

**THE FOLLOWING RESOLUTION [CR# 515-142] IS NOT PART OF THE
CONSENT AGENDA.**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 515-142

WHEREAS, LandTek Group, 235 county Line Rd., Amityville, NY 11701 was awarded a contract in the amount of \$772,091.50 for work on Veterans Field; and

WHEREAS, Costa Engineering has recommended change orders #1 and #2 increasing the amount of the contract by \$120,200.50

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby approves Change Order #1 and #2 for the LandTek Group for a total contract amount of \$831,077.00 providing funds are available.

Mayor White said through the chair at the meeting we had today with Dave Sullivan, he brought up the screen. It’s going to be about a 200-foot blue screen.

He suggested that we put some writings – put Saddle Brook, large, right in the middle, which I think would look pretty good in Saddle Brook gold, instead of it just being a blue screen. At least it will add our town name to it. He said it will only cost \$1,000, and I think with all the money we've spent, I know there's a lot of change orders, and I understand there are some overages here and there, but I feel for an extra thousand dollars it would really make that area look sharp with the name Saddle Brook on it. For consideration.

Councilman Camilleri said he agreed, it would look nice but he said, I almost feel like Larry feels, the whole project is coming to the end and they're really nickel and diming us. It's like *Let's Make a Deal*, even with the graphics. First it's \$1500, then it's a thousand. What does it really cost? The other thing, I'm really not against it for – it's going to look great when we're playing baseball, but when we're playing football, and we bring three more sets of bleachers in there, you're not even going to see it; it's going to be covered. I told him I felt we were getting nickel and dimed, you could just put this wind screen up. That's my opinion. Everyone has their own vote on it.

Mr. Lo Dico explained the resolution does not have the thousand on it. The vote is on the original.

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

Roll Call:

Councilman Cimiluca said the resolution wording talks about the recommendation of Costa Engineering, so again until I get the counsel and advice of the Township Attorney... I think what they are doing, I approve of it, but I'm going to abstain on the actual granting of the change order. I will have to abstain on that.

Councilman Accomando asked if the credits we received in the past were ever applied to anything. Mr. Lo Dico said Change Order #1 was a decrease of \$11,000, something with fencing and some other items. That's the only one I'm aware of.

Councilman Cimiluca said he did bring it up at the work session that there is something in there for \$17,000, the relocation of the score board, and we have gone over this an over this and actually changed the field. We didn't relocate the score board because we kept the softball field in the location that it is now, so we didn't have to relocate the score board. I just want to make sure that credit was given.

Through the chair Councilman Camilleri said he did check that, and believe it or not they moved the score board. It was in the way of the fencing so they did relocate it.

Councilman Cimiluca said from the eye it looks exactly the same. Okay.

Councilman Accomando said it costs \$17,000 to move a \$6000 score board. It would be better to have a new one made.

Councilman Cimiluca - abstain

Councilman Camilleri – yes

Councilwoman D'Arminio - yes

Councilman Accomando - yes

Council President Mazzer - yes

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 515-143

WHEREAS, under the advice and recommendations of Township Tax professionals; and

WHEREAS, North Midland Realty, the owner of premises located at 535 North Midland Avenue, has filed a real estate property tax challenge to the 2008 municipal assessment; and

WHEREAS, negotiations have resulted in a proposed settlement of such litigation; and

WHEREAS, it is in the best interest of the Township to effectuate settlement at this time; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Saddle Brook, County of Bergen, State of New Jersey that the Township Tax Appeal Attorney be and is hereby authorized and directed to execute any and all documents necessary in order to effectuate a settlement of this matter pending in the Tax Court of the State of new Jersey, whereby the taxpayer agrees to the attached stipulation of settlement; and

BE IT FURTHER RESOLVED, that the aforementioned settlement is predicated upon a waiver of any and all pre-judgment interest on any refund to the taxpayer.

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

*** CORRESPONDENCE**

1. **Anthony Suarez, Twp. Attorney** **Re: Municipal Court Appointment**

To: Mayor White **Date: April 22, 2015**

Please allow this correspondence to serve as notice that as Township Attorney, I am making the following appointment in accordance with law:

Alternate Prosecutor, Township of Saddle Brook Municipal Court, Kellie M. Reyes, Esq.

Should you have any questions or concerns with regard to this correspondence, please do not hesitate to contact me.

Thank you for your courtesy and consideration in this regard.

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2. **Det. Sgt. Thomas Johnson, SBPD** **Re: Livery License Application
SNAP Livery Service**

To: Chief Robert Kugler, SBPD **Date: March 31, 2015**

SNAP Livery Service LLC
Eric Marx
17-30 Elliott Terrace
Fair Lawn, NJ 07410

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 19 Spindler Terrace Saddle Brook NJ.

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 insured. The one vehicle listed on the application will be registered within 48 hours after the approval of this application as per ordinance. 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.

3. Det. Sgt. Thomas Johnson, SBPD **Re: Livery License Application YLM International Livery Service**
To: Chief Robert Kugler, SBPD **Date: March 31, 2015**

YLM International Livery Service
Mustafa Yalman
11 Summer Street
Lodi, NJ 07644

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 250 Pehle Avenue Suite 200, Saddle Brook NJ. There is one other driver besides himself 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 insured. The one vehicle listed on the application will be registered within 48 hours after the approval of this application as per ordinance. 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.

4. Jamie Fox, Commissioner, NJDOT **Re: NJDOT Fiscal Year 2015 Municipal Aid Program for North 5th Street Phase 2**
To: Mayor Chamberlain **Date: April 10, 2015**

I am pleased to inform you that your community has been selected to receive funding from the New Jersey Department of Transportation's (NJDOT) Fiscal Year 2015 Municipal Aid Program for North 5th Street (Phase 2) in the amount of \$149,000.00.

NJDOT's Municipal Aid Program is a very competitive program. This year the Department received 630 applications requesting more than \$253 million. There is \$78.75 million available in funds from the Transportation Trust Fund (TTF).

NJDOT is committed to providing statewide assistance for local governments for improvements to and preservation of the local transportation network. The completion of your project will help achieve this goal and pursue a transportation strategy that provides mobility through managing the local roadway system.

Should you have any questions regarding your grant, please contact the NJDOT Local Aid District Office in your area.

District 1 - Mt. Arlington – 973-601-6700
District 2 - Newark - 973-877-1500

District 3 - Trenton – 609-530-5271
District 4 - Cherry Hill - 856-486-6618

Again, thank you for your support of this program and good luck with your project.

5. Det. Capt. Vincent Laurentino, SBPD **Re: Physical Culture Studio / Massage Therapist License Application Daehwan Ji, Evergreen Health and Body**

To: Chief Robert Kugler, SBPD **Date: February 23, 2015**

Evergreen Health And Body
340A Market St.
Saddle Brook NJ 07663
Owner: Daehwan Ji
1227 Anderson Ave.
Fort Lee NJ 07024

In accordance with Township Ordinance # 125 the Detective Bureau was assigned to conduct an investigation of the above referenced business and individual who filed an application for a corporate massage therapist/ physical therapist licensing to conduct business at 370A Market Street Saddle Brook NJ.

The application has been completed correctly. A background check was conducted of the applicant and no disqualifying events were found.

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.

6. Det. Capt. Vincent Laurentino, SBPD **Re: Physical Culture Studio / Massage Therapist License Application Yudan Quan, Evergreen Health and Body**

To: Chief Robert Kugler, SBPD **Date: February 23, 2015**

Evergreen Health And Body
340A Market St.
Saddle Brook NJ 07663

Applicant: Yudan Quan
333 Grand Ave. Apt 3K
Palisades Park, NJ 07650

In accordance with Township Ordinance # 125 the Detective Bureau was assigned to conduct an investigation of the above referenced individual who filed an application for a massage therapist/ physical therapist license to work at 370A Market Street Saddle Brook NJ.

The application has been completed correctly. A background check was conducted of the applicant and no disqualifying events were found.

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. Robert Costa, Costa Re: 281 President Street, LLC
Engineering**

To: Peter Lo Dico, Twp. Clerk Date: April 8, 2015

The **maintenance guarantee** for the aforementioned project shall be in the amount of **\$2,529.00** for a **period of two (2) years** from the date of the acceptance of work (February 13, 2015).

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

**8. Det./Sgt. Thomas Re: Canvassing and Soliciting
Johnson, SBPD Applications
Affordable Home Services**

**To: Chief Robert Kugler, Date: April 6, 2015
SBPD**

**Subject: Canvassing and Soliciting Application
Affordable Home Services
72 James Place Clifton NJ 07013
James Federle 72 James Place Clifton NJ 07013**

The above individual filed for a Canvassing and Soliciting Permit in accordance with Township Ordinance 149. Affordable Home Services will be doing door to door solicitation in reference to home improvements.

The Detective Bureau conducted a background check on the individual and the company. No criminal history was found for the applicant.

A check of the company with the Better Business Bureau did not reveal any complaints on file.

An in-house records check was conducted of the company and the individual with no records being located.

Based upon the above information I recommend the application be approved at this time. Please advise me should the application be approved and I will have the appropriate identification card made and issued to the applicant.

**9. Robert Costa, Costa Re: Payment #3
Engineering The Landtek Group, Inc.
Veterans Field Improvements –**

Field Turf and Drainage

To: Peter Lo Dico, Twp. Clerk Date: April 6, 2015

**Subject: Canvassing and Soliciting Application
Affordable Home Services
72 James Place Clifton NJ 07013
James Federle 72 James Place Clifton NJ 07013**

The above individual filed for a Canvassing and Soliciting Permit in accordance with Township Ordinance 149. Affordable Home Services will be doing door to door solicitation in reference to home improvements.

The Detective Bureau conducted a background check on the individual and the company. No criminal history was found for the applicant.

A check of the company with the Better Business Bureau did not reveal any complaints on file.

An in-house records check was conducted of the company and the individual with no records being located.

Based upon the above information I recommend the application be approved at this time. Please advise me should the application be approved and I will have the appropriate identification card made and issued to the applicant.

10. Jean Jadevaia Re: Resignation – Zoning Board

To: Mayor White Date: April 28, 2015

It is with regret that I am writing to inform you of my decision to resign my position on the Board, effective immediately. My other commitments have become too great for me to be able to fulfill the requirements of my position on the Board, and I feel it is best for me to make room for someone with the time and energy to devote to the job.

I would like to thank the Mayor and Council who appointed me to the position.

**11. Thomas Lemanowicz, Re: Proposal for Professional
Remington Vernick & Services
Arango Engineers Cambridge Avenue Water Main
RVA File No. 0257-T-004**

To: Peter Lo Dico, Twp. Clerk Date: April 29, 2015

Remington Vernick & Arango Engineers is pleased to offer this proposal for professional services relating the performance of construction administration and observation services for the above referenced project.

The project documents were prepared by Costa Engineering Corporation and those documents will remain in force. While the project was started with the knowledge of Costa Engineering, there was no signed contract at the time, there was no pre-construction meeting, the Notice to Proceed had not been issued, and shop drawings had not been approved. The fee in this proposal will include the efforts to date by this office to coordinate the unresolved pre-construction conditions.

The following Scope of Work is offered:

Task 1 – Construction Observation & Administration

- 1.01. Provide part-time field observation as required by the work being performed. Field observation will not occur during non-critical construction work so as to be conscious of municipal expenditures.
- 1.02. Prepare observation reports.
- 1.03. Coordinate with the Department of Public Works as required.
- 1.04. Observe testing of installed improvements.
- 1.05. Coordinate engineer change with all parties.
- 1.06. Issue Notice to Proceed.
- 1.07. Review shop drawings, including satisfaction of “American Iron and Steel Requirements”.
- 1.08. Respond to unanticipated conditions in the field.

- 1.09. Review change orders and prepare applicable documentation.
- 1.10. Review and prepare requests for payment.
- 1.11. Prepare punch list following substantial completion.

Fee Schedule

The contract time for the work requires substantial completion within 75 days and 90 days to complete the final roadway patching. Based upon the extent of the work, the following Not to Exceed values are offered. Due to the potential variability in the required inspection effort, this office will invoice the Township on a Time & Materials basis

Task 1: Construction Observation & Administration.....\$25,000.00

Further Understandings

- 1. The project will be based upon those prepared by Costa Engineering Corporation. Alterations required to the contract documents as a result of unanticipated conditions, omissions, errors or change orders resulting there from may not be able to fit within the Not to Exceed amount, depending on their frequency and extent.
- 2. Travel time and mileage charges will not be invoiced to the Township.
- 3. No separate reports will be issues to the Township on this project. Project updates will be included in our monthly Engineer’s Report to the Township.

Should there be any questions or comments on this matter, please contact the undersigned.

**12. Thomas Lemanowicz,
Remington Vernick &
Arango Engineers**

**Re: Proposal for Professional
Services
5th Street Water main Project
NJDEP Infrastructure Trust
Project
RVA File No. 0257-T-003**

To: Peter Lo Dico, Twp. Clerk Date: April 29, 2015

Remington Vernick & Arango Engineers is pleased to offer this proposal for professional services relating the performance of construction administration and observation services for the above referenced project.

The project documents were prepared by Costa Engineering Corporation and those documents will remain in force. While a pre-construction meeting has been held, communications with Mr. Costa indicate that no other efforts have been made with respect to a Notice to Proceed, shop drawing review, etc.

The following Scope of Work is offered:

Task 1 – Construction Observation

- 1.01. Provide full-time field inspection as required by the loan agreement with the NJDEP, with inspection reports.
- 1.02. Prepare observation reports.
- 1.03. Perform employee interviews at a point two weeks into the construction phase and approximately two weeks prior to the substantial completion of the work to verify compliance with Standards Form 1455 as provided by the NJDEP at the pre-construction meeting.
- 1.04. Verify compliance with employment opportunity notifications as required by the loan agreement.
- 1.05. Observe testing of installed improvements.

Task 2: Construction Administration

- 2.01 Coordinate engineer change with all parties.
- 2.02 Issue Notice to Proceed.

- 2.03 Review shop drawings, including satisfaction of “American Iron and Steel Requirements”.
- 2.04 Respond to unanticipated conditions in the field.
- 2.05 Review change orders and prepare applicable documentation.
- 2.06 Review and prepare requests for payment.
- 2.07 Prepare “Initiation of Operation Certification”.
- 2.08 Prepare “Construction Completion Certification”.
- 2.09 Prepare “One-Year Project Performance Certification”.

Fee Schedule

The contract time for the work requires allows for 180 days to complete the water infrastructure work and 90 days to complete the final roadway patching. While the loan conditions generally require full time inspections, there are provisions to allow some of the less critical work items to be completed without the expense of inspections. Given these conditions, and our experience with NJEIT projects, the following Not to Exceed values are offered. Due to the potential variability in the required inspection effort, this office will invoice the Township on a Time & Materials basis

Task 1: Construction Observation.....	\$115,000.00
Task 2: Construction Administration.....	\$16,000.00

Further Understandings

- 1. The project will be based upon those prepared by Costa Engineering Corporation. Alterations required to the contract documents as a result of unanticipated conditions, omissions, errors or change orders resulting there from may not be able to fit within the Not to Exceed amount, depending on their frequency and extent.
- 2. Travel time and mileage charges will not be invoiced to the Township.
- 3. No separate reports will be issues to the Township on this project. Project updates will be included in our monthly Engineer’s Report to the Township.

Should there be any questions or comments on this matter, please contact the undersigned.

13. Robert Costa, Costa
Engineering

Re: Change Order #2
The LandTek Group, Inc.
Veterans' Field Improvements

To: Peter Lo Dico, Twp. Clerk Date: May 6, 2015

The following change order is necessary to the contract:

Increase in Quantity:

<u>Item No.</u>	<u>Description</u>	<u>Estimated Quantity</u>	<u>Unit Price</u>	<u>Total</u>
12.	Fibercrete Walks & Pads	750 S.Y.	\$74.00	\$55,500.00
13.	2" Paving	52 Tons	\$245.00	\$12,740.00
17.	Brick Pavers	130 S.Y.	\$129.00	\$16,770.00
18.	4' Chain Link Fence	175 L.F.	\$30.00	\$5,250.00
20.	10' Chain Link Fence	48 L.F.	\$65.00	\$3,120.00

Additions to Contract:

<u>Item No.</u>	<u>Description</u>	<u>Estimated Quantity</u>	<u>Unit Price</u>	<u>Total</u>
37.	Site Work-Add Concrete Pads	L.S.	\$10,510.50	\$10,510.50
38.	Additional Netting at Basin	L.S.	\$10,000.00	\$10,000.00
39.	Softball Pitcher Anchors	L.S.	\$2,490.00	\$2,490.00
40.	Foul Pole	L.S.	\$2,200.00	\$2,200.00
41.	Softball Receptacle	L.S.	\$2,500.00	\$2,500.00
42.	Windscreen w/o graphics	L.S.	\$2,750.00	\$2,750.00

Decrease in Quantity:

<u>Item No.</u>	<u>Description</u>	<u>Estimated Quantity</u>	<u>Unit Price</u>	<u>Total</u>
19.	6' Chain Link Fence	-110 L.F.	\$33.00	(\$3,360.00)

Change Order #2 will increase the total contract for The Landtek Group, Inc. by \$120,200.50.

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

* RAFFLES/APPLICATIONS

Raffles

1. RA# 1218 - Franklin School PTA – Tricky Tray
2. RA# 1219 – Franklin School PTA – 50/50
3. RA# 1220 – St. Philip the Apostle Church – 50/50

Livery

4. YLM International Livery Service – 250 Pehle Avenue – NEW

Public Place

5. Bagel Bros – 460 Market Street – NEW

Massage Therapist

6. Daehwan Ji - @ Evergreen Health and Body – 370 A Market St. NEW
7. Yudan Quan @ Evergreen Health and Body - 370 A Market St. NEW

Canvassing and Soliciting

8. Affordable Home Services – 72 James Place, Clifton – home improvements

* REPORTS

1. Municipal Hotel Room Tax Monthly Report – April 2015
2. Municipal Court Monthly report – March 2015
3. DPW Monthly Report – March 2015
4. Water System Report – March 2015
5. Police Department Monthly Report – March 2015
6. Bergen County Sanitarian Monthly Report – March 2015
7. Engineer's Monthly Status Report – April 2015

NEW BUSINESS

Councilwoman D'Arminio introduced the following resolution. She explained that she wanted to support all efforts to build a new bridge to prevent debris from catching under the bridge, allowing for unobstructed flow of the Saddle River.

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 515-144

Presented by Councilwoman D'Arminio

WHEREAS, municipalities along the Saddle River, including Saddle Brook, experience repeated severe flooding, causing tremendous damage to properties near the river as well as heartache for homeowners who have lost personal effects and valuables; and

WHEREAS, one reason identified as a major cause of flooding is the Marsellus Place bridge in Garfield, holding back debris that acts as a dam and backing up the river into Lodi, Saddle Brook and Rochelle Park; and

WHEREAS, a study has been done, concluding that a new bridge at the Marsellus Place location would prevent debris from catching under the bridge, thus allowing for a unobstructed flow of the Saddle River; and

WHEREAS, grants are now being sought through the Hazard Mitigation Program to fund construction of the new bridge,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby fully and strongly supports all efforts being made to make the new Marsellus Place bridge become a reality for the safety and peace of mind of all residents and businesses along the Saddle River; and

BE IT FURTHER RESOLVED that the Township Clerk send a certified copy of this resolution to County Executive James Tedesco, the Bergen County Board of Freeholders, Senator Robert Gordon, Assembly members Timothy Eustace and Joseph Lagana, and to the municipalities affected by the Saddle River flood waters.

Motion: Councilwoman D'Arminio

Second: Councilman Camilleri

Councilman Cimiluca asked if Councilwoman D'Arminio had any information that this was in effect. He said my understanding is they have finally gotten the money to raise it, but they have changed it from raising it to replacing it all together. Councilwoman D'Arminio said yes.

Roll Call:

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

Councilwoman D'Arminio said back in March on the 28th the Catholic Church of the Korean Martyrs had several members of their congregation clean up the Saddle River. There were several young girls dragging garbage bags going up and down Saddle River Road. This church is very supportive of our Township, and we are very happy to have them as neighbors. I would like to thank Father Park and his congregation for a job well done.

Councilwoman D'Arminio also said she had walked Veterans' Field yesterday, and it is really impressive. She commended Councilman Camilleri and said she knew he had been there every day. She said she was looking forward to the grand opening next weekend.

Councilwoman D'Arminio added that the engineer had brought up that we are working on a new comprehensive road improvement program. The engineer has compiled a list of the roads that we intend to rebuild, and we're going to go forward with that. She concluded by wishing everyone a Happy Mothers' Day.

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

Motion: Councilman Camilleri

Second: Councilman Accomando

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

Ms. Sylvia Zottarelli of 242 Lanza Avenue said, I really don't know if this an agenda item or not because it's all over the place, Veterans' Field. Somebody said it's going to be ready in three days, and we're talking about a grand opening. Not once have I heard this discussed in prior meetings. Are you guys going to put an ordinance in place before then about pets on this field?

Council President Mazzer said there is one about curbing your animals. Mr. Lo Dico said the mayor and he had talked about having to put signage up. There are a number of items we are talking about for signage.

Ms. Zottarelli said she wanted to clarify what she had heard. It was \$17,000 to move a \$4000 or \$5000 scoreboard? Councilman Camilleri said unfortunately yes. Ms. Zottarelli said that was authorized? Councilman Camilleri said it was part of the original contract. That was in the original contract; it wasn't an extra. It was written in there. It's one of those things where if you don't see the contract and read every line item, and recheck and recheck and see what's going on – it's crazy. It's crazy. That's why I looked into it to see if it was in that move because Councilman Cimiluca brought up a great fact, if they didn't move it, it's a great reduction for us. Unfortunately, they did move it.

Councilman Cimiluca said originally I think the reason it was in there in the beginning was because the original thought process was that the field was going to be on the opposite – on the swamp side, looking the other way. It felt like the two fields were too close together. Also we would have needed more lights in different areas so we decided to keep things the way they were. From the naked eye it doesn't look like it's any different, but they moved it. It sounds like it's an outrageous amount. The reason it was \$17,000 is because they have to run the electric there and it was a big process to move it.

Chief Kugler thanked Mayor White for allowing him to be on the 300-year anniversary of the township. He said he looked forward to getting together with the committee members. We have identified already people nearly 100 years old who have been from Saddle Brook their whole life, people who owned a dairy in Saddle Brook. We're trying to go back as far as we can to get great information and have a great year next year. He added not to beat a dead horse, but he wanted to thank the Council for voting down the ordinance. He commended Councilman Camilleri who said no, we are not going to delay this vote. We're going to vote yes or no and move on. And Councilman Accomando, the same thing, no-nonsense council persons who are making great decisions for the community, and we commend you and the entire Council. If you do want to come back to this topic, and I suggest that you do, I suggest that it be a cohesive and bipartisan ordinance, and I know that the mayor and his two colleagues campaigned on it, so I would imagine you will, and when you come back, I want to have you make sure you think about that police department specific exemption. We take competitive examinations, and it's the other appointments that I think are the issue, and that was the real cause, and why we were thrown into that is beyond me. I think we have identified our concern at least for your minds and engage you with the right movement forward and to regulate nepotism appointments in our community and doing the right thing and preserving the right for someone to take a competitive examination score and serve their community. I know you want to come back and hire police officers that are from Saddle Brook, and it shouldn't be because their last name is the same as someone on that police department. I imagine if you tried to do an ordinance like that in a bigger organization, the NYPD, the State Police, County Sheriff or any other large agency, I think you would have a problem. I think you would have a problem with a lot of people and families that could be hurt. Thank you very much for taking that ordinance away, and if you come back, please consider my exemption to competitive examination that people take. Thank you very much.

Mayor White said through the chair that the Chief's points regarding anti-nepotism were very well taken. He said I want the public to know, because it is something that me and my running mates ran on, my feeling has always been that anti-nepotism should only affect the elected officials. Just as it does with the Board of Education. There's state law for the Board of Education, and it only affects the board members, the superintendent of schools and, I believe, the business administrator. No supervisors, no other teachers, no other employees. It's just those individuals. It's always been my feeling that that's where those individuals can have an influence and an impact on a decision made. On the hiring of an employee. I would say that that should also be anyone that takes a written exam, a competitive exam as well, should be affected if they're a relative of an elected official, in this case the business administrator, Peter Lo Dico, because as you said – well, Peter Lo Dico is a full time employee so scratch that, but as far as elected

officials go, we could just resolve it. It's a stipend position, there's not a lot of money, and I personally have never wanted any of my children to become a police officer for my own personal reasons, so it doesn't affect me. Perhaps I didn't look at it in the same way that Councilman Camilleri did, which he felt very strongly that if it was a relative, that somebody like yourself or any member of the police department or any department that wanted where it's father/son or mother/daughter or father/daughter, mother/son, whatever that relationship would be, that why shouldn't that child follow in the footsteps of that parent or that relative? Maybe I was insensitive to that because I, myself, really would never want any of my children to be police officers for my own personal reasons. But I do believe that we should bring it up, and we should bring it up for just elected officials. I have a lot of other things I could say about nepotism and why it would be good to have an anti-nepotism ordinance because both of us have seen the divisive effects of what nepotism can do. We have seen it personally and been affected by it personally over the years. That's what I would suggest moving forward.

Chief Kugler said you have been in the police department longer than I have, and I can tell you as Chief for over 21 years, it never mattered to me what the employee's name was or what the relationship was, and there were employees that I terminated, there were employees that I took discipline on, major discipline, and it didn't matter who the employee was; it didn't matter. As you know, one of them was a family member of an elected official, highest elected official, mayor of this Township. So I've always done what's right, and the integrity to do that is important. It's important to do that as a voting authority [inaudible] and at the same time, people on the police department, we do what's right, and I know we all do what's right. But to lump the police department into that ordinance, I think was wrong. It really wasn't answered. The question wasn't even answered tonight about who it applies to. I read the statement twice, and it didn't say anything about a supervisory relationship, so you know it's going to be interpreted differently by different people. It was open to challenge. You need to go back to the drawing board and come up with something that's going to work for the benefit of the community without hurting families who want to continue in the line of work or progression that their mother, father, brother or sister wanted to do. Thank you very much.

Mr. Howard Rofofsky of 520 Victor Street commended the Council for voting down the anti-nepotism ordinance. He said I'm happy that it went away. When I was here Tuesday night one of the Council members brought up Amlold, and we got into a discussion of Amlold. My question tonight is, do we know who owns Amlold the property? Mr. Lo Dico said it was a corporation. Councilman Cimiluca said all the paperwork appears to be PTI Associates. It's a company. Mr. Lo Dico said they are not required to disclose. Mr. Rofofsky asked if we had an address or anything on them.

Councilman Cimiluca gave a Fifth Street address, and Mr. Lo Dico said that was the address we had for correspondence and tax bills. Mr. Rofofsky asked if he could have a copy of that. Mr. Lo Dico said Mr. Rofofsky has also asked for the developer's agreement, and Mr. Lo Dico had a copy of that.

Mr. Larry Ratajczak commented on Orchard Lane. He said, I believe when that development was made you put two pounds of you know what in a one-pound bag. You let these developers come in and put five houses in a place where three houses belong. You're going to be short on everything. He's allowed to put Belgian block, and now the chief said they're going to go pink. How nice is that going to look? How does that look? It looked beautiful in Belgian block, but who is this developer to come in and put Belgian block? That's his own road. Look at the hack job that was done on Pehle Avenue, driveways going into driveways by the former mayor. These people were allowed to do whatever they want, and it comes back to the Council because they allowed it to happen. Now we've got to try to fix all this stuff and really, really, it's to the point where it's going to get angry now because \$17,000 to move a scoreboard? You read the contract first, not after. You read it first, and you pull them items out and say, we're going to pay \$17,000 to move a \$3,000 scoreboard? What does a new one cost? You don't read the contract. And it's all negligence on your part. It's nobody else. Like Omar says, shame on you that you're reading it now when it's all coming out. Let the public know the waste

that we wasted there, and you can't do nothing about it. Because you didn't read. That was another thing that was hurried, hurried, hurried! Hurried! Like Mr. Cimiluca and his plan. Okay? We've got to do it, we've got to do it, we've got to do it. We did it. And we're getting it done on us right now. We're getting it done.

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

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

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

OLD BUSINESS

Councilman Accomando said he had suggested putting solar panels on township buildings to help alleviate electrical costs and wondered about getting it done. Mr. Lo Dico said we may have to go out to bid. The Township Attorney is looking into that. Councilman Accomando said they can do it for free or at no cost...

Councilman Cimiluca said a couple of years ago somebody came in and it wasn't on Township buildings, I think it was 299 Market Street. There was a proposal being thrown around where it would be like a solar park, the entire parking lot was just going to be glass and we had people coming here and not be too happy with the way it looked. There are companies out there that are competitively bidding for the right to do that. If between the engineer and the attorney maybe they could put together an RFQ or RFP and put it out there and see what they come back with.

Councilman Accomando commented about the solar park.

Council President Mazzer asked for a motion to adjourn.

Motion: Councilman Camilleri

Second: Councilman Accomando

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

Meeting adjourned at 9:30 PM.

Respectfully submitted,

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

Approved: June 4, 2015

Florence Mazzer
Council President