

The minutes of the regular Public Meeting of the Township Council of the Township of Saddle Brook held on December 1, 2016 at 7:00 PM at the Municipal Building, 93 Market Street, Saddle Brook, NJ.

Council President Camilleri called the meeting to order.

Township Clerk called the roll:

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

Mayor White – present
Mr. Suarez, Twp. Attorney – present
Mr. Arango – Twp. Engineer – present

Council President Camilleri asked everyone to please rise for the salute to the flag and to remain standing for a moment of silence in remembrance of the attack on Pearl Harbor, December 7, 1941.

Council President Camilleri announced that adequate notice of this meeting has been sent to all Council members by police messenger on November 23, 2016 and to all legal newspapers in accordance with the provisions of the Open Public Meetings Act, Chapter 231, P.L. 1975.

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

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

Mayor White announced that Mr. John Kovalovsky from the Saddle Brook VFW Mens’ Auxiliary would be presenting checks to the Saddle Brook Police Department, Saddle Brook Volunteer Fire Department and Saddle Brook Ambulance Corps.

Mr. Russ Bowen, the President of the Romaine-Sinniger Mens’ Auxiliary VFW Post said they would like to recognize all of the hard work, dedication and valuable services provided to us by the Saddle Brook Fire Department, Police Department and Ambulance Corps. He said they wanted to make a donation to each organization in the amount of \$500 to continue their commitment and support to our community.

Mayor White welcomed Chief Thomas Dickman, Assistant Chief Sloma and Captain Harry Reid of the Ambulance Corps to receive their donations, and he accepted the donation on behalf of the police department.

Mayor White then introduced head coach Mr. Adam Scarangella and assistant coaches Paul Franco and Jeff Scarangella of the Saddle Brook Recreation Lacrosse team, which won the Battle of the Brook Lacrosse tournament. He presented them with certificates of achievement.

Mr. Scarangella spoke briefly about the tournament and the team. Mayor White introduced Recreation Director Andy Gallo, who thanked the Mayor and Council and congratulated the Lacrosse coaches and team members.

Councilman Cimiluca noted that Mr. Manny Scarangella started this program from scratch and said he deserved credit for that. Council President Camilleri congratulated all the coaches and the players.

Council President Camilleri called for a short intermission.

Following the intermission, Mayor White extended his thanks to everyone associated with the 300th Anniversary and the many events that took place to commemorate it. He discussed the Gala, which took place on November 11th at the Crowne Plaza. He said it was a really nice event. Congressman Bill Pascrell presented the town with a Congressional Record and State Senator Bob Gordon and Assemblyman Joe Lagana presented a joint resolution from the New Jersey Senate and Assembly congratulating the Township on our 300 years. He added that we also received a plaque from St. Philip the Apostle Church and one from the 300th Committee.

Mayor White thanked 300th Anniversary Chairman Bob Kugler and co-chairs Councilwoman Florence Mazzer and Lou Virile and the entire 300th Committee for all their assistance that they gave running the gala and all the events. He said, as a final tribute to our 300th Anniversary celebration, we're going to assemble a time capsule, which is going to be buried at our soon-to-be constructed Tri-Centennial Park at Saddle River Road and Platt Avenue. Mayor White introduced 300th Anniversary Committee member Mr. Joe Obiso to speak further about the time capsule.

Mr. Obiso thanked the Mayor and Council and said the time capsule is kind of a capping event for our 300th Anniversary. He explained that we wanted to put something away for way into the future, so future generations of Saddle Brookers can see what life and culture was like in 2016 when we celebrated our 300th Anniversary. We wanted to show what was happening, stuff that may not make it into the history books, and things that may be of interest to them. We want to give them something to do a hundred years or so from now, give them something to dig up. Mr. Obiso continued that we want to put this in Tri-Centennial Park, which will be built on the corner of Platt and Saddle River Road. It will make an excellent little park and help beautify the town. We also want to pay tribute to people in this town who have contributed to this great event and to the town itself. When, depends on the construction of the park. We're hoping sometime in spring of 2017, and we will keep you posted on that. Mr. Obiso noted he has done posts on Facebook and Twitter, there is some information on the website, and more will be forthcoming.

Mr. Obiso said he wanted to talk about getting items for the time capsule. It's open to all residents, anyone who wants to put something into the time capsule. We don't want old things. We want something that represents life and culture in this year. He offered things pertaining to the election as examples: PokemonGo, interesting things that happened this year, changes in technology, what life was like here, a tax bill – those are the kinds of items we're looking for. Something that will tell the people of the future what we did day-to-day, what we experienced and what we liked and didn't like. He noted the capsule is four-foot long, PVC pipe, 24 inches in diameter, so we can fit a fair amount of stuff in there.

He asked residents to bring items to Town Hall. We will look through them. We can't guarantee every single item will go in, but we will do our best. You can donate it anonymously. You can donate it in your name, your family's name, in honor of someone or in memory of someone. He said he would be establishing an index of everything that goes in the capsule, keeping that on record so we know what's in there. He asked if anyone had any questions to call him at 201-368-9355 or reach him through the website or by phone or text. He added, we want to make this special, not your run-of-the-mill, stick-something-in-the-ground and hope somebody finds it down the road. We expect to have a monument of some sort, still working out the details on that, and we expect for people to come to that little park occasionally and take a look at it.

Mr. Obiso said he would also make a virtual time capsule on the website and have a page for the time capsule and talk about how many more years it is to go. We will have a countdown clock and some information on what's in there, why we did it and so forth. He said I can't guarantee the website will be there in 100 years, because I'm pretty sure I'm going to stop managing it at some point. Again, this is partly for fun but partly also to preserve our heritage and show future generations that we were here, we did stuff, and we should be remembered. One of the things I

definitely want to remember in this time capsule is our former historian, Jack Wasdyke. He's the one that inspired me to keep on going with this. Unfortunately Jack passed away in 2015. He would have loved to have done this. He was on the original committee as a chair for the 300th Anniversary, so we definitely want him mentioned in there. He wrote the history book of Saddle Brook; hopefully you have all read it, and he left behind a great collection of articles about local history that are on the website. There are links on the historical page of the website.

Mr. Obiso asked residents for help, to donate something to the time capsule and make their mark. He asked if anyone had questions and thanked them for their time.

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

Motion: Councilwoman D'Arminio Second: Councilman Accomando

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

Mr. Larry Ratajczak of 92 Claremont Avenue congratulated Council President Camilleri, Councilwoman Mazzer and Councilman Cimiluca on their re-election.

Mr. Ratajczak then asked if we were almost done with the re-assessment. Mr. Lo Dico said it's not complete yet, by February. Mr. Ratajczak asked what happens if you don't let them into your house? What is the penalty? I know they come around three times, they put a sticker on your door. After the third time, what happens when you don't let them in?

Councilman Accomando said through the chair that he asked them that question. He said they will assess you at the highest value. Mr. Ratajczak said the highest value of what, though? Councilman Accomando said your area. Mr. Ratajczak said what they have on their little board, if you redid three bathrooms and redid the kitchen, they have no knowledge of that because they're not inside your house. Councilman Accomando said if you have a permit, they do have numbers. Mr. Ratajczak said the people that aren't letting them in are the people who did things with no permit, and that's the reason why they're keeping them out of the house. If you did your basement or something like that – Councilman Accomando said they get assessed at the higher rate. Mr. Ratajczak said so really, we're not really catching – people that have permits, you know what's in the house. We know the value of the house, we know the value of the addition that they did. It's the people that did things illegally that we have no knowledge of, and we're not getting any money off it. That's the money that we're looking to collect. We're not looking, all the people that have their books wide open, we don't care. We go, we see their books, we see their house, walk through their house, and everything is fine. Everything checks out fine. It's the ones that did the illegal stuff, we're not getting anything out of this. That's what we were after.

Council President Camilleri said he thought Councilman Accomando hit the nail on the head, and he believed the company – let's face it, everybody's got a kitchen, they know how many bathrooms are in the house. I think what Todd is trying to explain, I think it makes logical sense, if you don't let them in the house, the company is going to assess you for the most expensive kitchen, the most expensive bathroom. Mr. Ratajczak said I don't think that would hold water because if you didn't do your kitchen, how do you know what I did? Council President Camilleri said you don't. I think that's what he's trying to explain, that it's to your benefit to let them into your house and see. If you didn't remodel your kitchen...

Mr. Ratajczak said we'll have to see when that comes down because say if you did a kitchen and didn't let them in your house, so that guy is going to go down the list and say okay, three new bathrooms, one new kitchen, one new basement – he

doesn't know what you did. Council President Camilleri said I wish he was here to elaborate on it. Mr. Ratajczak said I'm telling you, I don't think there's any penalty or any penalty that will hold water. Because what are you going to do? Go right down the list and say three bathrooms, kitchen, new basement, new this. You don't know what he has.

Council President Camilleri said then again, when they go to sell that house. Mr. Ratajczak said that's when you'll get them, when they go to sell it, but right now, if you don't sell the house within these next five years while we're having this assessment, we're not getting anything. Councilman Accomando said they'll be in here for appeal, the same person that's trying to beat the system will come in and try to appeal taxes. Mr. Ratajczak said I don't think you're going to max everybody out because you'll be in court for the rest of your life with people. There's a lot of people that didn't let them in. A lot of people. A lot of people did not let them in. And I don't think there's no penalty. I don't think there's no penalty that will hold water. You might want to put the penalty on them, but I don't think there's a penalty that will hold water. Suppose I had my house, everything was legit, and I just said, you know what, you're not coming in, and now you take me to the max and I take you to court, you look kind of silly because I didn't do anything to my house. I just didn't let you in.

Council President Camilleri asked what would your reasoning be for that? Mr. Ratajczak said I just didn't want you in my house. You just can't take me to the max, especially if I didn't do anything. I mean, look at the money we're going to spend fighting the people that are going to do that. Council President Camilleri said you're saying you're not going to let anyone in your house. Mr. Ratajczak said no, I let them in. I got nothing in the house. But there are a lot of people that are not letting them in.

Councilman Accomando said I think that's going to be the exception, not the rule. Mr. Ratajczak said I hope so. Commercial buildings, we are or we're not going into? Councilwoman D'Arminio said the entire town. Mr. Lo Dico said the entire town, commercial and residential. Mr. Ratajczak said we're going into all the commercials, Park 80, all of them? Okay, so like I said, that will be good for us also.

Mr. Ratajczak said the guy that was here Tuesday, that guy John, for the senior housing, I know we put a deadline of December 31st. I was sitting there, and as far as I was concerned he didn't come with anything. He came to a card game with no money.

Councilwoman D'Arminio said actually he called me today, and he gave us three packets for three different fundings and today, \$850,000 was confirmed that we will get from New York. There were three: Monarch, State of New Jersey and Sussex Bank. Today, New York Bank was funded for the housing at \$850,000. By December 8th, the State of New Jersey is going to hopefully award one million dollars and then \$2.1 from Sussex Bank, which we do have a proposal but not the commitment yet. Each one has to be put into place. By the end of the month, we should have it all together.

Mr. Ratajczak asked are we going to stay firm if it's not in place by December 31st we're moving on? Councilwoman D'Arminio said the lease expires on December 31st. Mr. Ratajczak said but I'm asking you, you have that funding for \$4 million, if we don't have the guarantee, what are doing? Councilwoman D'Arminio said we have to wait and see if this funding – we got the 8 and something is coming. Mr. Ratajczak said December 31st is going to come, what is the council's action? Are they going to say we're moving on, the lease is expired or we're extending the lease while we await more of the funding? Councilwoman D'Arminio said we have to wait and see what the answer is by the 31st. If the funding is all in place, we are going forward. Mr. Ratajczak said you won't extend it, obviously you won't extend it. Councilwoman D'Arminio said exactly. Well you're asking what are we going to do. Mr. Ratajczak said if it's not in place, are you going to – Councilwoman D'Arminio said well, if it's not in place we have to think of an alternative. Yes. Mr. Ratajczak asked are we moving on, or are we going to think of an alternative and – Councilwoman D'Arminio said well, we're not there yet to answer the question.

We're not there yet. Mr. Ratajczak said, we're not there yet. Like I said, when we get there, we should be ready with our move, whether we're moving on or we're extending.

Council President Camilleri said there are legal moves that have to take place. Am I correct? Mr. Suarez said yes. Council President Camilleri said there's a lot of things. Mr. Ratajczak said so if funding is in place, what are we looking at, a ball park starting – when do we plan on starting this project?

Council President Camilleri said I thought you were here when the guy was here. We were thinking of starting, what – spring? Mr. Ratajczak said he says things at meetings and then comes back months later and says – Council President Camilleri said we were all a little taken aback. Mr. Ratajczak said on that building there, I have some tax paperwork that I will pass out to you, and I just want to go over that building. Since I believe it's 2009 when the Obal's owned it. When the Obal's owned it, the property and building was worth \$3 million. We were collecting \$65,000 taxes, 64 and change. Through 2009, 2010, 2011. Then in 2012 a tax appeal was – stay in the first column with me. See the letters LIT – land, improvement, total? Okay, in 2012 – how do you take a building from \$2.4 million and drop it to zero? What kind of tax appeal was that? I'd like that one done on my house. Do you see that?

Councilman Cimiluca said my understanding was that was an order of the judge who found that the building itself had actually less than zero value. That's my understanding. Mr. Ratajczak said, but I'm saying this is how we get beat up on tax appeals. No building goes from \$2.4 million to zero. No building.

Council President Camilleri said Larry, I disagree with that, and I can give you an example. There's an extreme example – some of these buildings in New York City where the repairs are more than the building is worth so the people just walk away from them. They have a negative – Mr. Ratajczak interrupted and said that wasn't the case there. That wasn't the case. Council President Camilleri said I'm just saying, there are a lot of situations. Mr. Ratajczak said so then the following year, the building gained. They valued it at \$100 – so it was from zero to a hundred. What did they do? Put a shingle on the roof? To give it a hundred-dollar value? Then the taxes went, like I say, from \$64,000 to \$21,000. Look at the decrease in land. \$934,000 down to \$820,000. Something has to be checked on these things because to me, they're phony. I don't care where you check in town or other towns. No building goes – show me another building that goes from \$2.4 to zero. It's impossible.

Council President Camilleri said it's not.

Mr. Ratajczak said the building doesn't have zero value. The building is still being used. Councilman Cimiluca said that was the finding of the judge. That wasn't our finding. It was the finding of the judge. Mr. Ratajczak said like I say, when we were fighting them tax appeals with Muhlstock and all of them, you know, this is the kind of stuff that was pulled off. Everybody sat there and didn't say anything.

Councilman Cimiluca said I don't think that was a settlement. That was an actual finding of the judge. Mr. Ratajczak said whatever it is, it's not – there should have been some resistance put up by the town, to take a \$45,000 hit on one building like that. Like I say, just look at the years that we own it, the money that we lost. Even, like I say, if you were getting \$20,000 a year, but we should have been getting \$60,000 a year, and we're not. This is the stuff that's done in our town.

Council President Cimiluca said I don't mean to interrupt you, Larry, and I'm trying to figure this all out. Didn't that building used to be a nursing home, correct? Mr. Ratajczak said right. Council President Cimiluca said when did it go defunct, when it wasn't a nursing home? So there was nothing being operated in there. Mr. Ratajczak said but it was still for sale; it was still saleable. Council President Camilleri said but wouldn't the value drop? Common sense if it was a business and – Mr. Ratajczak said not from \$2.4 to zero. I don't care if you take a million off of it. Take a million off it, we'll still collect taxes at 1.4. It doesn't go from 2.4 to zero overnight.

Councilman Cimiluca said, but it did. Mr. Ratajczak said I know it did, but I'm saying – Councilman Cimiluca repeated that was the judge's finding. Mr. Ratajczak said someone should have been watching it to say that it did that then. Councilman Cimiluca said if it was worth nothing you would have had to knock it down. Mr. Ratajczak said it doesn't have a negative value. Councilman Cimiluca said it's a ghost building. It's an abandoned building. Mr. Ratajczak said but it was used up until the day before this tax appeal was made. Like I say, the building is maintained. It's a brick structure. It doesn't have zero value. If it was burned or knocked down or a bomb went off in it, it doesn't. It still looks nice. It's still maintained. The guy still does the landscaping. The town does it now, but Obal maintained it for years, for years. Then there was other properties that came along with that that we acquired, Pete, right? On the back road? That should boost the value even higher. That wasn't even part of that thing. I think there's three pieces of property now tied into that one. Right? We own everything now.

Council President Camilleri asked what point?

Mr. Ratajczak said we're collecting zero on it. So we have to make a move and do something on it.

Council President Camilleri said that is what we're doing, collectively. Mr. Ratajczak said I hope so, but like I say, it's taking a long time to do it. And look at the revenue that was lost. And this is why we're in trouble with our taxes. Things like this that happen. And you know what, if we were to make a move on this, one, two years, get in, get out and you're done. We're sitting on it almost five years. Sitting too long. Hopefully it ends, but this is what happens to us. This is what happens. We buy something, it sits there. Rosol Lane, we have it, it's sitting there. It's not doing anything for us, and like I said, we had that area designated. I know we went through this about senior housing. That's a better location, whatever, fine. If it is, let's go, let's do it. But don't take five years to do something. Projects don't work like that.

Councilman Cimiluca said I can tell you we all went to the League of Municipalities, and we all took different classes, and I did take one on Affordable Housing and COAH and all that kind of stuff, and there were people there, one was from the public sector, one was from the private sector who would do these special needs housing, senior housing, all kinds of housing. They said the minimum is two to three years, but the average is four to six years to get these things built. So it takes a long time. No doubt. We wish it was done years ago, but I heard that – as soon as I went there and they started talking about this, I said, we've got the same situation in Saddle Brook. She did say, one of these people that does it for a living, and it was acknowledged by other experts up there, lawyers and other people who are in the business of doing this, that it's not unusual for it to be a four- to six- year project to get these things off the ground. Would we have liked to have done it two or three years ago or two years ago –

Mr. Ratajczak said, but we didn't know that going in. They would have told us going in, we would have been prepared for it. They didn't tell us. We thought it was going to be – we jammed meetings, special meetings. Like I said, I'd like to know what the cost of the special meetings were, the Planning Board meetings and Council meetings and everything else with the professionals just to purchase that building before the December deadline. And like I say, I don't think we would have lost the COAH money. I know they threatened to take it, but I don't think we would have lost it, and we rushed to do everything and jammed it in like we always do, and now we're waiting five years now. So like I say, hopefully December 31st we can make a decision one way or the other and do something with that property.

Councilman Cimiluca said we do have a December 29th meeting, a wrap up meeting so we should have a better idea of where we're going because he did say, there was a letter dated November 17th or something that said they should know in two weeks, which is today.

Councilwoman D'Arminio said which is answered today, and the next one is the 8th, so by the 29th we should have –

Councilman Cimiluca said we should have a very good idea.

Mr. Ratajczak said thank you.

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

Motion: Councilwoman D'Arminio Second: Councilwoman Mazzer

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

Mayor and Council Comments

Mayor White said we had our tree lighting ceremony and holiday party on Friday, November 25th. He thanked the High School/Middle School band, led by Mr. Frank Ortega, the police department, fire department, ambulance corps, DPW, Mayor's Youth Group, Saddle Brook Women's Club, Joe Schilp and Barbara Calderio, his secretary Christine Genuario, the projects and activities chairwomen Shannon Accomando and Councilwoman Karen D'Arminio who is also the liaison to the Projects and Activities Committee. He said they do a fantastic job making this event and all the events we have throughout the year fun and memorable for everyone. I'm a very strong believer in these events. I feel they bring us closer together as a community, and they build town spirit and pride. I'm very much in favor of it. We get so many compliments from the residents about it, and I just want to continue doing that because it is a very good thing for the town.

Mayor White said registration for the Holiday Decorating Contest started today and it ends on December 20th. Judging will be on Wednesday, December 21st. We had the ambulance corps Captain Harry Reid in here on Tuesday at our work session along with Bill Murgo, requesting bonding to purchase a new ambulance and equipment. They were really requesting assistance because they need a new ambulance and equipment. It's very important that we help them and provide them with the necessary tools and equipment to do their job. They're strictly a volunteer organization. We owe a debt of gratitude to our volunteers because for the thousands of hours that they put in providing medical care and other assistance to those in need in the town, they keep the town safe. So we owe them big time. To me, having them there being volunteers is a huge savings to the town compared to the cost what it would be like if we had to have a paid service. Really we benefit from both them and the fire department as well. I ask all the residents, I implore you, if you can, please be as supportive as you can to the ambulance and the fire department when they do their annual fund drives because all those funds go to defray their operating expenses. They do a fabulous job, and we do really need them here in town.

Mayor White said we requested 2017 budgets from department heads, and they should be submitted by tomorrow, hopefully. We will be preparing the budget and sitting down with all the department heads and having meetings to discuss their budgets.

Mayor White said Public Service hired a subcontractor to install underground wiring facilities on President Street. They started the work this week, and they're working between Second and Seventh Street. They should be completed some time in January. The good thing about this is when we passed that ordinance last year, they have to pave curb to curb, so we're going to get President Street paved from Second to Seventh. That should be some time early in the spring, so a majority of that road will be paved. I'm also in favor of going forward with a proposed ordinance requiring a permit for using a crane to cut down trees in town. It's a safety concern, and to me it's important to assure that these cranes are properly

inspected and ensure the operators have the required licenses per state laws and regulations. I'm going to have our Township Attorney draw something up on that.

Mayor White added that Mr. Suarez is reviewing our recreation policies and procedures which were written by recreation director Andy Gallo, and I'm hoping we can submit them to the council members shortly, hopefully before the re-org in January. That's something that I think really needs to be done. We need to have something codified so every rec sport goes by the same policies and procedures.

Mayor White spoke about the Never Give Up magnets that the town is selling for \$3. They can be purchased at Town Hall and all the profits are used to support local charities or residents in need. Currently the profits are going to the family of David Guerra, a high school soccer player who was recently diagnosed with leukemia. Hopefully we can contribute something to him through these magnets.

Mayor White said he received a call today also from John Biale of Bergen County Housing and Development. He was at our Tuesday work session, and he mentioned that everything seems to be falling into place, and true to his word regarding his update, he did receive a call today from the Federal Home Loan Bank that \$850,000 they're going to finance. They awarded that loan toward our senior housing project. He explained to me that this loan is really the lynch pin that's putting together all the other financing, so it's very positive.

Regarding senior housing, Mayor White said Larry, I have a little bit of a different outlook on it. I know we waited a long time for it, but you know what, with what's been happening now and the fact that we're starting to make progress, we're starting to have cause for some optimism. They just got this award for \$850,000. I want to see this project come to fruition. We've been waiting too long, and I truly believe it's going to happen. I do. I'm hoping that everything goes smoothly and all the other funding comes in by the end of the year. I'll be honest, I don't have a vote, but if they have three quarters of it, and they're waiting on something else, I'd vote yes. We've been waiting five years. I want this. I think our seniors deserve this, so that's my feeling on it. Other people may differ. It's been a long wait, and it's been aggravating sometimes because it has been so long, and some of it falls out of our control. I'm optimistic, and I feel good about it.

In conclusion, Mayor White wished everyone a happy, healthy holiday and new year. He said I'm looking forward to working with this council again next year for the good of the town and I really feel that we have a promising new year coming ahead of us. Thank you.

Councilman Accomando said regarding the holiday party and the tree lighting, every event just gets better and better, and the amount of people that come out and volunteer, it's heartwarming. It's great; it brings the community back. It's nice to see everybody get together for the good. He thanked everyone that showed up for that and participated. He thanked his wife and Councilwoman D'Arminio and Christine Genuario and wished everyone a Merry Christmas and Happy New Year.

Councilwoman D'Arminio thanked everyone who participated in the holiday party and said she had forgotten Christine, the Mayor's secretary, who really does a good job and helps us along, and she said she also forgot to thank Santa and Mrs. Santa, they did a wonderful job, Joe Schilp and Barbara Calderio. She thanked everyone for making it a success.

Regarding senior housing she said yes, I am very optimistic today. When I got the call, I was really excited, and he did say this one was a big one and the next two should just fall into place. So I would really like to see the housing too because our seniors are really looking forward to it. It's in a great place for them. She congratulated the Lacrosse team and wished everyone a Merry Christmas and Happy New Year.

Council President Camilleri said our town really is a good little town. Again the Christmas Tree Lighting and Christmas Party, they are great events for people to come together, talk and have a good time. They were very well done. He thanked everyone who was involved. It takes a lot of time, a lot of coordination and a lot of

work, and they need to be thanked. He also mentioned the Lacrosse team and said those are good things that happen in the town for our youth and sooner or later our youth become adults and some of them, as you even saw tonight again, they step up to the plate and they give back to our community. We have a very good community here. John Kovalovsky giving checks out to our ambulance corps, fire department, those are all nice things that do take place here in town. I'm looking forward to four more years of progress here. I am looking forward to getting the senior housing project off the ground. I think the cards are finally falling into place now and we have waited a long time. It is overdue. He wished everyone Merry Christmas, Happy Hanukah, happy holidays and said I think we will see you again before the New Year, thank you.

Councilwoman Mazzer congratulated the Lacrosse team, coaches and dedicated parents. We're a small town, but we're full of pride, and it's amazing how our teams always manage to come out with a championship. She thanked the Community Projects committee and said in the early 90s she was on that committee, and it has grown immensely, and every year something is added, and it's better and better. Awesome job.

Councilwoman Mazzer mentioned the volunteer ambulance corps and asked to please be mindful of them when they're going door to door because we are one of the few towns that we do not charge. They save us a ton of money by being volunteer, and you know that – you're confident when you need them, the same with the fire department of course. When you need them, they're there. Please be mindful, and try to give when you can.

Councilwoman Mazzer mentioned all our professionals who make our town run smoothly. You make us look good. She wished everyone a Merry Christmas and a Happy healthy New Year.

Councilman Cimiluca said the Mayor indicated that PSE&G will be paving curb to curb from Second Street to Seventh Street on President Street. We have had numerous conversations going back three years and I have been a strong adherent and proponent of putting speed tables on President Street. I know the prior makeup of the Council didn't agree with me, and we put a number of stop signs up. Those stop signs were then taken down. Now we're left with one of them, but I think this is a good time to really get moving on this, and if they're going to pave up to Seventh Street, I think that's where we talked about possibly having the speed table. So if it's going to be just before the intersection, we don't want to be paving and having to rip stuff out to put up a speed hump or a speed table. He said he would ask Mr. Arango who was here filling in for Mr. Lemanowicz whose report on Tuesday was that we wanted to first do a speed study on that street. Unfortunately the equipment malfunctioned, and now it's apparently working again. If they're going to be paving this in January – in the spring – we've got some time. I hate to do something and rip it up to do something again. We've got a couple months. I've been on this for years. Talk about senior housing, how long it's taken, this is a stupid speed table and it's taken three years, so I don't understand what the issue is, and I've said it over and over again, somebody talk to the people in North Arlington. They have a ton of them, they have the hills. I went there, Mr. Calderone the DPW superintendent went there. It works there. I don't see any reason why it shouldn't work here, but I'm just leaving it to you guys to really get it done before they do that. This seems like the perfect opportunity. It can be done in conjunction with them, again it should be done when they're doing their paving, so this way we don't put it down and they pave over it, or we have to take it up or vice versa where they pave and we have to rip up their paving to put these things in. So that's what I'm asking.

Councilman Cimiluca said all six of your elected officials up here did go to the League of Municipalities in Atlantic City. It's not all fun and games. We did attend conferences and got a lot of information, but one of the main things that we did was each and every one of us attended a presentation by the joint insurance fund which insures the town – it's a collective insurance company. They cover a number of towns within the state, and because we did attend that, our premium went down and will be reduced by \$1500. It's \$250 a person for whatever it is, an hour and a half seminar, so we were doing work there also.

Councilman Cimiluca said we're going to have another meeting on December 29th, here at 7:00, and then we're going to have our re-org meeting January 3rd at the Senior Center. Usually there is a larger crowd for that. That will also be at 7:00 PM. He wished everyone Happy Holiday, Merry Christmas and Happy New Year.

ORDINANCES

- 1. ORDINANCE #1617-16 – FIRST READING
BOND ORDINANCE PROVIDING FOR VARIOUS 2016 SEWER IMPROVEMENTS, BY AND IN THE TOWNSHIP OF SADDLE BROOK IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,714 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF**

The Council President announced that the next order of business is the introduction of **BOND ORDINANCE PROVIDING FOR VARIOUS 2016 SEWER IMPROVEMENTS, BY AND IN THE TOWNSHIP OF SADDLE BROOK IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,714 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF**

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

Motion: Councilwoman D'Arminio Second: Councilwoman Mazzer

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

**CR# 1216-235
BOND ORDINANCE PROVIDING FOR VARIOUS 2016 SEWER IMPROVEMENTS, BY AND IN THE TOWNSHIP OF SADDLE BROOK IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,714 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF**

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 29th day of December, 2016 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law, with a notice of its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilwoman Mazzer Second: Councilwoman D'Arminio

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

**2. ORDINANCE #1618-16 – FIRST READING
AN ORDINANCE TO ALLOW FOR THE VACATION OF ROSEMONT
AVENUE IN THE TOWNSHIP OF SADDLE BROOK**

The Council President announced that the next order of business is the introduction of **AN ORDINANCE TO ALLOW FOR THE VACATION OF ROSEMONT AVENUE IN THE TOWNSHIP OF SADDLE BROOK**

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

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

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

**CR# 1216-236
AN ORDINANCE TO ALLOW FOR THE VACATION OF ROSEMONT AVENUE
IN 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 29th day of December, 2016 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law, with a notice of its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

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

Councilman Cimiluca questioned the amounts listed in resolution #9 {CR# 1216-245}. He asked if the discrepancy was due to two change orders and Mr. Lo Dico said yes. The engineer prepared the resolution and they accumulate each change order. Councilman Cimiluca said overall, there will still be an increase, but it’s a minimal increase. Mr. Lo Dico said 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 that resolution #12 {CR# 1216-248} would be voted on separately.

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

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

*** MINUTES**

*** RESOLUTIONS**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-237

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. 19:44A-20.1 *et seq.*; and

WHEREAS, a “fair and open process” constitute 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-20.1 *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) Auditor
- (2) Bond Counsel

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 submission, 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 of Township Agency
- (4) Any other factors demonstrated to be in the best interest of the Township of 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 December 9, 2016. 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 December 28, 2016;
- (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: Councilwoman D'Arminio

Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
 RESOLUTION**

CR# 1216-238

WHEREAS Township Council Resolution CR# 615-128 approved the renewal for the 2016-2017 license term of the Plenary Retail Distribution license #0257-44-008-008 in the name of All American Beverage, a pocket license; and

WHEREAS, The Division of Alcoholic Beverage Control has informed the Township that said licensee is required to file a 12:39 Petition for the 2016-2017 license term and that the approval of the renewal is to be rescinded until such time as said petition has been reviewed and approved by the Director,

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Saddle Brook hereby rescinds CR# 615-128 granting the renewal of Plenary Retail Distribution license #0257-44-008-008.

Motion: Councilwoman D'Arminio

Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
 RESOLUTION**

CR# 1216-239

WHEREAS, over a period of time vehicles towed by authorized towers licensed by the Township of Saddle Brook have towed vehicles to their places of business, and

WHEREAS, the owners of these vehicles have not paid the tower for towing the vehicle and/or storage fees for the vehicle, and

WHEREAS, in accordance with R.S. 39:10A-1, these vehicles must be sold at a public sale on and advertised as such,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the following vehicles be sold. Monies from this sale will be used to offset towing and/or storage fees incurred.

MAIN LINE TOWING OF 650 OUTWATER LAIN, LODI, NJ

YEAR	MAKE/MODEL	VIN #	TITLE	MINIMUM
1999	MINISUBISHI/ECLIPSE	4A3K34Y2XE092464	GOOD	\$1,000.00

BE IT FURTHER RESOLVED that all costs associated with the auction of the above vehicles shall be reimbursed by the respective tower listed above.

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-240

WHEREAS, the Township of Saddle Brook is desirous of advertising and receipt of bids for the Liberty Street Drainage project,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the Township Clerk is hereby authorized to advertise for the receipt and opening of bids for the fire truck.

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-241

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>
WATER	WATER WORKS	2 HYDRANTS	\$5,238.54
DPW	GREAT WHITE	REPAIRS HVAC-ENG. 2	\$3,250.00

Motion: Councilwoman D’Arminio

Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**AUTHORIZING BUDGET TRANSFERS
FOR FISCAL YEAR 2016 APPROPRIATIONS**

CR# 1216-242

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook, County of Bergen, State of New Jersey, that the Chief Financial Officer be and hereby is authorized to make transfers among the Fiscal Year 2016 Budget as follows:

	<u>Transfer To</u>	<u>Transfer From</u>
<u>CURRENT</u>		
Grants	\$ 4,000.00	
DPW – Street Services - Other Expenses	\$ 50,000.00	
DPW- Bldg & Grounds – Other Expenses	\$ 15,000.00	
Sewers – PVSC	\$ 20,000.00	
LOSAP	\$ 3,500.00	
Garbage and Trash- Other Expenses		\$ 30,000.00
DPW – Bldg and Property – Salaries and Wages		\$ 5,000.00
Fire Dept. – Clothing – Other Expenses		\$ 4,000.00
Gasoline		\$ 18,500.00

Office of the Tax Collector – Salaries and Wages	\$ 10,000.00
Postage	\$ 10,000.00
Police – Salaries and Wages -O/T	\$ 15,000.00

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-243

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 **\$1,361.00** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

THESE ARE THE BILLS PAID THROUGH OFF LINE CHECKS

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-244

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 **\$3,588,832.27** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-245

WHEREAS, Reivax Contracting was awarded a contract in the amount of \$1,045,191.50 for the 2014 Water Main Project at North 5th Street – Re-Bid ; and

WHEREAS, the Township of Saddle Brook previously approved Change Orders #1 and #2 to adjust the contract to as-built quantities and account for additions to the contract due to design adjustments from PSE&G

WHEREAS, Thomas Lemanowicz, Twp. Engineer, during the course of the work being performed by Reivax Contracting, Inc. recommended Change Order #3 to adjust the contract for as-built work associated with the modifications of the water services and mains for the project; and that the contract price be decreased \$7,250.00;

WHEREAS, the final contract amount has been adjusted to \$1,054,891.50.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby approves Change Order #3 for Reivax Contracting the adjust the contract for as-built quantities along for a total decrease of \$7,250.00 providing funds are available.

Motion: Councilwoman D'Arminio

Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-246

WHEREAS, the Township of Saddle Brook has received grants from NJ Green Acres as well as Bergen County Open Space to assist with the purchase of property with repetitive flooding issues, and

WHEREAS, the property owner of 15 Riverview Avenue as agreed to sell her property that includes a house and barn for \$330,000, as appraised by Mc Nerney and Associates, an approved appraisal company for NJ Green Acres program, and

WHEREAS, a contract has been prepared to close on the property on or about December 15, 2016,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby authorizes the Mayor to sign said contract, and authorizes the Township Attorney to prepare all necessary documents to facilitate the closing on this property, and

BE IT FURTHER RESOLVED that the Township Treasurer is hereby authorized to issue any checks necessary to complete the transfer of property to the Township.

Motion: Councilwoman D'Arminio

Second: Councilwoman Mazzer

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-247

WHEREAS, John Garcia Construction, Inc, 183 Friar Lane, Clifton, NJ 07013 is due \$38,691.06 for work completed on the Cambridge Avenue/Rugby Road 2014 Water Main Replacement Project, and

WHEREAS, the Township Engineer has recommended that an off-line check be issued in the amount of \$38,691.06,

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the Township Treasurer is hereby authorized to issue a check to John Garcia Construction, Inc. in the amount of \$38,691.06 providing funds are available.

Motion: Councilwoman D'Arminio

Second: Councilwoman Mazzer

Roll Call:

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

**THE FOLLOWING RESOLUTION CR# 1216-248 IS NOT PART OF THE
CONSENT AGENDA**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1216-248

WHEREAS, there is a need in the Township of Saddle Brook for a Special Counsel to investigate issues pertaining to the Chairman of the Zoning Board of Adjustment and whether he should be removed from office; and

WHEREAS, the Township of Saddle Brook has not published a Request for Qualifications for the position of Special Counsel; and

WHEREAS, the present contract for Special Counsel which is being awarded to Matthew Giacobbe, Esq., is being awarded under a non-fair and non-open procedure, and in accordance with the laws of awarding a non-fair and non-open professional services contract, the proper procedures have been followed and the

professional has not engaged in any activity which would void the ability of the Township to award a non-fair and non-open contract to the law firm;

WHEREAS, the Township now wishes to enter into a professional services agreement with Matthew Giacobbe, Esq. as required by law;

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

1. The Mayor and the Township Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Matthew Giacobbe, Esq. as required by law.

2. This contract is awarded for the following reasons: There is a need for a Special Counsel for the investigation as referenced above within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law; the Township did not publish a request for qualifications for said position, thus, the contract is being awarded on a non-fair and non-open basis..

3. Compensation for this position shall be as set forth in the Professional Services Agreement attached hereto.

4. The within contract has not been awarded pursuant to a "fair and open process" pursuant to the provisions of *N.J.S.A. 19:44A-20.4*, et. seq.

5. A notice of this action shall be printed in *Our Town*.

6. The award of this contract is subject to the certification of availability of funds by the Township's Financial Officer.

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

Councilwoman Mazzer explained there was a possible conflict and that she would recuse herself from voting.

Mr. Suarez asked that the record reflect Councilwoman Mazzer stepped off the dais and left the room.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Roll Call:

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

*** CORRESPONDENCE**

NONE

*** REPORTS**

1. Municipal Court Monthly Report – October 2016
2. Bergen County Sanitarian Report – October 2016
3. Hotel Room Tax Revenue Report – November 2016
4. DPW Monthly Report – October 2016
5. Fire Prevention Monthly Report – September 2016
6. Water Operator License Report – October 2016
7. Water Department Monthly Report – September 2016
8. Engineer’s Monthly Report – November 2016
9. Senior Center Monthly Report – October 2016
10. Budget Status report – November 2016

OLD BUSINESS / NEW BUSINESS

Mayor White congratulated the Lacrosse team. Councilman Accomando congratulated the team, the coaches, commissioners and parents.

Council President Camilleri asked if Councilman Cimiluca was older than Councilwoman Mazzer and said he would let them battle it out. Councilwoman Mazzer noted she got 500 votes more than Councilman Cimiluca. Mayor White said they should put Councilman Cimiluca in the time capsule.

Councilwoman Mazzer said it has been privilege to be part of the 300th Year Anniversary. It’s been a fun year and I look forward to finishing up with the park.

Councilman Cimiluca congratulated everyone who won and condolences to everyone who ran and didn’t make it. It’s good to run and make it; it’s very hard to run and lose. He gave kudos to everyone who gave it a shot, whether they won or lost and said it’s been a pleasure serving with my four council members and the Mayor, and I look forward to another couple of years of doing the right thing for the Township of Saddle Brook.

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

Motion: Councilwoman Mazzer Second: Councilwoman D’Arminio

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

Seeing none, Council President Camilleri asked for a motion to close the meeting to the public.

Motion: Councilwoman D’Arminio Second: Councilwoman Mazzer

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

Council President Camilleri asked for a motion to adjourn.

Motion: Councilwoman D'Arminio

Second: Councilwoman Mazzer

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

Meeting adjourned at 8:05 PM

Respectfully submitted,

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

Approved:

Joseph Camilleri
Council President