

The minutes of the regular Public Meeting of the Township Council of the Township of Saddle Brook held on September 7, 2017 at 7:00 PM at the Municipal Building, 93 Market Street, Saddle Brook, NJ.

Council President D'Arminio called the meeting to order.

The Township Clerk called the roll:

Councilman Cimiluca – present
Councilwoman Mazzer - present
Councilman Gierak – present
Councilman Accomando – present
Council President D'Arminio - present

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

Council President D'Arminio asked everyone to please rise for the salute to the flag and to remain standing to observe a moment of silence in memory of 9/11.

Council President D'Arminio announced that adequate notice of this meeting has been sent to all Council members by police messenger on August 31, 2017 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 explained that October 6th is Knock Out Opioid Abuse Day, and this evening there would be three speakers to talk about it.

Mayor White said drug abuse crosses all socio-economic status, and it's rampant in all communities throughout the country. In our town, over the summer, we had two drug-related deaths, and it's a major problem in this country.

Mayor White then read the following proclamation designating October 6th 2017 as Knock Out Opioid Abuse Day in the Township of Saddle Brook.

**Township of Saddle Brook
Knock Out Opioid Abuse Day
October 6, 2017**

WHEREAS, New Jersey is in the midst of a life-threatening opioid abuse epidemic; and

WHEREAS, the Partnership for a Drug-Free New Jersey has designated October 6, 2017 as Knock Out Opioid Abuse Day – an initiative with a dual purpose: to educate families of the addictive qualities of opioid pain medicines and their link to heroine abuse rates in New Jersey, and communicate to physicians information on safe prescribing messages found in the Centers for Disease Control and Prevention guidelines for prescribing opiates, which include considering other therapies, setting realistic treatment goals with patients and discussing with patients the pros and cons of opioids; and

WHEREAS, The State Senate and General Assembly jointly resolved that October 6th shall be permanently designated as “Knock Out Opioid Abuse Day” in New Jersey in order to raise awareness about the dangers of, and the link between opioid abuse and heroin addiction and to educate health care providers, community leaders, State lawmakers and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country, and;

WHEREAS, the Township of Saddle Brook supports initiatives designed to raise awareness about the opioid abuse in New Jersey and take steps to prevent addiction.

THEREFORE, be it resolved that October 6, 2017 be recognized as Knock Out Opioid Abuse Day in Saddle Brook.

Mayor White invited Police Chief Robert Kugler to speak at this time. Chief Kugler also introduced Mr. Atif Alhout of the Medicine Shoppe Pharmacy and Mr. Nick DeMauro, Executive President of New Jersey Law Enforcement Against Drugs. He then discussed LEAD and said he was happy to announce the program is in nine different states and is growing each day.

Chief Kugler then introduced the New Jersey Knock Out Opioid Abuse Day Program to occur on October 6th. He said they would be seeking volunteers to go door to door on that day and hang door knockers on residences to promote awareness of opioid pain relievers. He said now more than ever we need education and prevention programs for our children and our community.

Mr. Alhout said narcotics and opiates have become very dangerous things. Right now the maximum amount a physician can prescribe is a five-day supply, but the problem is, if the patient is on the medication for a month or two it can go from taking it to relieve pain to an addiction. Kicking that addiction is very hard. Education is the only way for us to be able to explain to the patients that they have to be careful.

Mr. DeMauro said the opioid situation has escalated into heroin deaths. He said what is going on in New Jersey is going on throughout the United States. It's really become a problem because heroin is cheaper now and more accessible. He explained that LEAD works on the street and in the classroom to educate police officers to understand how to address this issue in communities and how to deal with it on a day to day basis.

Mr. DeMauro noted that LEAD is the only proven affective K through 12 drug prevention curriculum on the market right now in the United States. He said we have to deal with the opioid problem and heroin, but marijuana is a major issue also as well as alcoholism, and we have to address these issues. We need the support of governing bodies.

Chief Kugler said the state annual drive would be Friday, October 6th. He explained residents could volunteer by calling the Mayor's Office and asked them to check the Township and Police Department Facebook pages, or come to the Police Department. He said disseminating this information in our community and communities across the country will make a difference and explained we have families who have been devastated by opioid abuse, and they know more than ever the dangers if we don't act and do what we do. He thanked the volunteers and the advocates for being involved and asked residents to share it on Facebook if they see it throughout the community and the whole world.

Chief Kugler then mentioned a recent scam that took place in town and showed a sketch of a perpetrator who preyed on an older resident by posing as a gas company worker so that someone could rob her. He said this happens every day throughout the United States, and it happens on the telephone and through the mail as well. We need to spread the word about scams.

He thanked the Mayor and Council for their time.

Councilman Accomando asked what time the volunteers would be needed on the 6th, and Chief Kugler said that was yet to be determined. He expected early afternoon or early evening hours.

Council President D'Arminio invited Mr. Neil Weisman to the podium and explained he would like support for the bike path on the George Washington Bridge between New York and New Jersey.

Mr. Weisman of 309 East 5th Street in Lower Manhattan said he was here on behalf of Complete George, a coalition of 170 organizations, businesses and communities calling on the Port Authority to widen the bicycle and pedestrian paths on the George Washington Bridge as part of the upcoming recabing. They are asking that the paths be widened to national standards as a proper cycling facility. The GWB is the sole bikable connector between North Jersey and New York City, and its' paths are already incredibly overcrowded with 3,700 cyclists a day. Growing at 10% a year, it will be 9,000 cyclists by the time the facility re-opens in 2024, and there is no precedent for putting that many users on a path at one time. This may cause it to revert to a pedestrian facility only, which will cost hundreds of millions of dollars in lost tourism, public health, and property tax revenue. Wider paths would spur the creation of a Bergen bike route as detailed in the Bergen Parks Master Plan and the Central Bergen Bicycle and Pedestrian Plan of which Saddle Brook is a part.

Mr. Weisman said biking across the GWB meets the Port Authority's criteria for successful strategy to reduce bus traffic into the midtown terminal. This is important because winter is coming. Over the next decade they are going to replace the midtown bus terminal, very likely Penn Station, and there is a very high likelihood they will have to replace one or both of the trans-Hudson rail tunnels. If they have to replace one, that's 75% of all the train traffic in and out of New York City.

Mr. Weisman said groups that support this already include Cliffside Park, Edgewater, Fort Lee, Englewood Cliffs, Fair Lawn, Paramus, Glen Rock and a number of bike shops. They have a draft letter of support and a brochure that details all the benefits. He invited questions about the initiative.

Councilman Cimiluca asked how the paths could be widened, and Mr. Weisman explained they would have to cantilever out. He said the bridge is robust enough to handle it, it's just a question of money.

Councilman Cimiluca asked what the additional cost would be, and Mr. Weisman said the incremental cost was \$90 million. He said that was cheap compared to the Bayonne and Goethals which would cost \$135 million each and the Tappan Zee would cost \$400 million.

Councilman Accomando asked how Saddle Brook would benefit from this as far as revenue. Mr. Weisman said if this spurs a Bergen Bike Route, which it should, there are studies from the National Association of Realtors which say if you put a bike path by a home the property value increases 5% to 10%. Many municipalities across the country are funding bike path construction by the anticipated property tax increases.

Councilman Accomando said from his point of view, a bike path makes it easier to steal something. He said he didn't see the reason for Saddle Brook to vote on something for the Port Authority. Mr. Weisman cited the health benefits and said the least expensive public health benefit you can buy is literally the physical exercise you get. Studies detail that simply biking a few miles will cut health expenses in the community.

Council President D'Arminio said the Council would put it on the work session for further discussion next month. She thanked Mr. Weisman for coming.

Council President D'Arminio asked for a motion to open the meeting to the public.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

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

Mr. Thomas Van Winkle of 128 Lincoln Avenue spoke about the activities of the Mayor's Youth Group. He thanked all the members for helping to run food to seniors at the Town Picnic in August, and he thanked Council President D'Arminio and Committee Chair Shannon Accomando for putting the picnic together. He added the Mayor's Walk that morning also went very well.

Mr. Van Winkle said there was a Youth Group meeting on August 12th, and there would be another on September 23rd at 11:00 AM. Fund raising through a car wash or a restaurant night at McDonald's for a bench by the Victor Field playground was discussed. The group would also be participating in upcoming events including the Senior Halloween Party, the Halloween and Christmas Decorating Contests, Trunk or Treat, and the Township Tree Lighting and Holiday Party at the High School.

Mr. Emil Sudol of 412 van Luyn Terrace brought up the issue of the picnic tables at the park. He said Councilman Cimiluca was correct that they are in horrible, horrible condition. He said he knew some council members reached out to the park commissioners to see if we can get them replaced or repaired, and he himself had reached out to Rutgers University which works in concert with the Park's Commission, and they all say the same thing. They promise they will do it. Here we are in September, and nothing has been done. He said what Councilman Cimiluca brought up about putting money into bigger parks like Van Saun is probably what's happening here. It's a shame because the Township had a lot of events there this year, and all of those tables are really horrible. Hopefully someone from Bergen County Parks Commission is listening to us and will get it done. The summer is over, but we really got put on the back burner.

Mr. Sudol went on to explain that the Bergen County Parks Commission had a Master Plan meeting all over the county. He could not attend, but a video on their website was available. He said he was surprised by how many Saddle Brook residents were at this meeting – not for the picnic tables but for the flooding of the Saddle River. Some people that came up to the podium said they lost well over \$100,000 worth in property damage. The houses really got flooded out. The past couple of administrations were getting involved with trying to get something started with getting that river cleaned out or that Marcellus Avenue Bridge repaired. There were a lot of politicians that were getting involved in it. Once again this is getting put on the back burner, and nothing is getting done. He said I feel it's a matter of time before this happens again where we get hit with a hurricane or that all floods out again. I wish if there's anything we can do to get the ball rolling again, I know their biggest complaint was they didn't have the money.

Council President D'Arminio said Mr. Sudol's time was up. Mr. Sudol asked for one more minute and mentioned the gas tax. Council President D'Arminio reminded Mr. Sudol that we have a time limit, and his time was up. Mr. Sudol said it was unfair. He said the three minutes is totally unfair and not right.

Mr. Larry Ratajczak of 92 Claremont Avenue reminded the people that Council President D'Arminio campaigned on not having a time limit, and once again, her word means absolutely nothing.

He went on to say in the past two months they sent people up here to say – one said I was a bully, one tells me to move out of town. One is the ex-husband of a Councilwoman, one is the husband of the Council President. No matter who comes up here, I will still be here. One guy walks around town, still thinks he's the mayor. He still doesn't know that he lost an election and is not the mayor. I wasn't at the senior housing meeting, but he's talking like he grabs the microphone and talks like he's the MC, like he's doing the Johnny Carson show. He's not the mayor. He's a

has-been, and he shouldn't give people advice up here. He should listen to his own advice.

Regarding senior housing, Mr. Ratajczak said that guy, the only thing he put on was a dog and pony show. He gave you no facts, no nothing. He brought bricks to the podium saying this is going to be the brick. There was a comment made Tuesday night about a date. We're supposed to be done 2018; the engineer said 2019. We're talking about paving roads. I don't know. Do we have anything in writing or a commitment from these people? They showed up with a demo piece of equipment; it's no longer there. They have two empty boxes; they put a fence. How long does it take to do a demo? What's taking this project so long to get off the ground?

Council President D'Arminio said it was her understanding they had to get all the permits in place. Mr. Ratajczak interrupted and said you're talking seven years now. The permits should have been in the works all along. To me, I don't believe. I'll believe it when I see it. I don't believe that picture that they show is what the building is going to look like. I think they just dug that up out of somewhere, or it's a building someplace else that they brought to show. Just like they brought the bricks. What do them seniors care what the outside of that building looks like? I don't want to waste a lot of time, but I'm just saying you people got to get that guy back in here.

Council President D'Arminio said he will be here next month.

Mr. Ratajczak said put his feet to the fire at a council meeting, not at a work session, at a council meeting so he's on TV, so the people can hear him whine. You people have to ask him the questions. Like I said, we don't finish any projects. We're still not completely done on Fifth Street. There's one more section that needs to be done. How many more years are we going to work on that? The other thing is the paving project, like I said on Tuesday night. You're doing secondary and back roads rather than the primary roads. We haven't done any roads at all, at our own expense. All the roads being done are done on public service. They're the roads that they dug up, they're the roads – give me one road that the town has actually sent out to bid, awarded the bid and paved in the last four or five years. None. Zero. That's why the roads look the way they do.

Council President D'Arminio thanked Mr. Ratajczak for his comments.

Mr. Ratajczak continued that we said last month we had no more tax appeals and we have over \$300,000 in more tax appeals that need to be explained.

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

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Councilman Cimiluca - yes

Councilwoman Mazzer - yes

Councilman Gierek - yes

Councilman Accomando - yes

Council President D'Arminio – yes

Comments

Council President D'Arminio said yes, she did campaign on a no time limit. She said I did say that when I was campaigning, and after sitting up here for seven months and listening to personal attacks, disrespect, interruptions from the public and speaking to the public at the picnic, I must have run into fifty people who congratulated me for the three-minute because it was becoming a reality show, and I feel it's my discretion, so I did change it, and I'm happy because I think it's more civil, and it's better for Saddle Brook.

Regarding senior housing, Council President D'Arminio said he is coming in October. He does come to the work session because that's where the work is done. So he will be here. She asked Mr. Lo Dico when the meeting was in October. She said it would be announced. He would be here, and anyone that comes to the work session can certainly ask him any question.

She said she would not address the rest of it until later, but the tax appeals are actually an additional \$141,000 in tax appeals. This completes all the large appeals, and according to the attorney, this is it, so the total of all the tax appeals is \$2,107,367.

Mr. Ratajczak made a comment from the audience, and Council President D'Arminio said no we weren't. We were waiting on the rest.

Councilman Cimiluca said the engineer had advised us last month about the cleanup of the sewer, Fifth Street and Market Street sewer lines where there were basketball-sized clumps of waste product that were taken out of there. I think he said it was two or three Dumpsters worth of stuff that was taken out of there. Just so you're aware, we are working on an ordinance to enforce the grease trap requirements. Whether or not you know about it, each restaurant has to have a grease trap which obviously would trap the grease. That's either not being enforced, or they're not working, or they're not even installed. So we are working on a specific ordinance which would require each and every food processing facility – there may be some exemptions based on the size, but for the most part it's all food establishments to have this grease trap in place, working and inspectable, and we will be sending our inspectors out to make sure that they're working properly, so we don't end up with something like that.

Councilman Cimiluca went on to say regarding property maintenance – we're asking for the public – we can't be every place. There is an individual who does a decent job of going around and telling us what's wrong, but just something I'll refer to the administrator that the abandoned Bennigan's, which I think may have been sold, and the property next to it, which is basically used as a parking lot, but it was a day care center or it used to be the Metro Church, it's just starting to look really horrible. It's all weedy, and if we can get the property owners on it, and they know that we do have something in effect that if they don't clean it up, we clean it up and we bill them. That is one of our main travel roads in and out, and it does make Saddle Brook look pretty bad to people traveling to and from their homes.

Councilman Cimiluca said \$90 million is a heck of a lot of money. If the Goethals Bridge costs \$130 million, I guess it's nothing, but \$90 million to me is a lot of money. I think Saddle Brook is kind of remote from the GWB, although we do drive over it. I'm sure there are some people here who are much more healthy than me that can ride from Saddle Brook to Washington Heights and back, but it's very remote. We will talk about it, and we'll come up with a decision as to whether or not to support the form letter.

Councilman Cimiluca mentioned the resolution for a stigma free community which he brought up at the Access for All Committee meeting. He said it's the Bergen County Stigma Free Campaign, a county-wide program which aims to reduce the stigma associated with mental illness. They are dedicated to raising awareness of the disease of mental illness and create a culture where residents who have the disease feel supported by their community and neighbors and feel free to seek treatment for the disease without fear of stigma. There are a number of steps to becoming a Stigma Free Zone. The first one is adopt a local Stigma Free campaign resolution which is on the docket tonight, and it's on the consent agenda. He said he would vote yes for that.

The second thing is to participate in mental health first aid training which is similar to CPR, but it's mental CPR. You can take one eight-hour session or two four-hour sessions. He said he would contact the county to set that up, and it doesn't have to be just people who are on the Access for All Committee. It doesn't just have to be people on the council. It could be anybody in the community, so if anyone in the community is interested please contact Mr. Lo Dico, get your name on the list and

when we get the county to schedule this, they can come to us. Once they get here, we will set it up and get you involved in that. We will be sending out a press release, and we will be getting promotional materials, hopefully in time for the October 2nd Street Fair at which the town will have a table.

Councilman Cimiluca said it's a work in progress, and we're going to start small. The Access for All Committee met last night and will be at the Street Fair. Council President D'Arminio noted the Street Fair would be on October 1st.

Councilman Cimiluca said they would try to have a movie day for children who are on the spectrum. We did get the ID cards; twenty to thirty children got them. So if they are non-verbal or non-communicative a law enforcement official who comes upon them will know who to contact. We plan on doing it again. Hopefully through word of mouth more people will be involved in that.

Councilman Cimiluca said the Mets game was the first out of town event run by our recreation director Mr. Gallo. It was a nice afternoon. He added for people who complain that we don't have anything, when we do have something, please come.

He then thanked Council President D'Arminio and Shannon Accomando for their work on the picnic, and everyone who helped: DPW, Fire, EMS, everyone had a good time. It did shed some light on the horrible conditions of the benches. It's a county park, but a number of people from all over the county attend the fireworks, people walk in that park and bike in that park. It's a shame. We get the short end of the stick when it comes to maintenance of that park. There's a lot of things that need to be done, and we will again reach out to our county people. The best way to show them is to actually show them and have them meet us there and walk the park.

Councilman Cimiluca said the most glaring problem is that the benches and tables are in horrific shape. He said he was told a year ago they were working on it. It doesn't seem to ever really come up.

He wished all the sports people good luck and said there would be a pep rally tomorrow evening at Veterans Field. He wished the kids, coaches and parents good luck and implored them to be civil to each other.

Councilwoman Mazzer proposed to the Council to purchase the actual bench that the Youth Group is going to fund raise for. She said they do such a great job and asked the Council to purchase the bench and put in the name of the Youth Group so they can use their fund raising efforts for something else.

Council President D'Arminio said that was a great idea.

Councilwoman Mazzer discussed her resolution to ask for the expansion of the New Jersey Drug Free School Zones. She read resolution CR# 917-232 and said she would ask for Council support on that resolution. Day cares and other schools are not included in the Drug Free zones, and in Saddle Brook there are just as many day care centers as there are schools, so we have asked to be included also.

She thanked Council President D'Arminio and Shannon Accomando and the Mayor's Youth Group and vendors and businesses and said it was a beautiful day. The Mayor's Walk was awesome, and the weather cooperated. She congratulated Councilman Gierak on his wedding.

Councilwoman Mazzer noted for those who signed up for the No Knock ordinance, the decals did come out. If you did not get them or know about the ordinance, call Town Hall and request to be on the registry where you do not want certain solicitors to come to your door and bother you. There are some organizations that are exempt, but you can get more information at Town Hall.

Councilman Gierak mentioned that schools are open, and he wished everyone a successful year. A lot of good things are happening in our schools. Our school rankings have improved, and the Board of Ed, administration and the teachers

have been doing a wonderful job. There are a lot of improvements going on in our schools. He wished all the students and parents a successful school year.

He thanked everyone involved in organizing the picnic and recognized the Mayor for his Mayor's Walk.

Councilman Accomando said he would speak with the County tomorrow to see if they can utilize inmates to assist in labor to build new benches for the parks. He thanked Council President D'Arminio and his wife, Shannon, for their work on the picnic. He concluded by wishing everyone a safe school year and thanked the volunteers for the picnic.

Council President D'Arminio thanked the Sheriff's Department also for being at the picnic with the horses and the motorcycles.

Mayor White thanked Councilwoman Mazzer and the Council for agreeing to purchase the park bench. He said the Youth Group does do a lot, but they would continue the fund raiser and donate the money to some worthy cause.

He said Councilman Cimiluca had been in touch with the Parks Commission and they are usually very responsive. They promised they would get it done before the picnic, and it didn't happen. He said he personally would make a phone call to the County Executive and ask him what's going on because they usually are responsive with those kind of things, but in this case – they said their master carpenter was replacing all the wood with new material throughout the whole county, but for whatever reason they haven't gotten to us yet. We will look into that.

Regarding the flooding of the Saddle River, Mayor White said we do have a flood committee. We haven't had a meeting in a while, but through Bergen County Shared Services coordinator Tom Richards we are going to do all the towns along the Saddle River. I mentioned it previously that the County flew a drone over the whole Saddle River, and certain areas are really loaded with garbage, so we're going to meet, and using inmate labor as well to try to clean out some of the problem areas along the Saddle River. As far as the Marcellus Bridge, the way I understand it is, that whole project has been scrapped. They had an engineer look at that, and basically the experts said by raising it, it really wouldn't solve that much of a problem. They scrapped that idea. It was very expensive. The governor vetoed it. They did more research, and that was what they came up with. We are certainly concerned about the Saddle River, and we are doing stuff to try to remediate that.

Mayor White said he took exception to some of the comments that were made regarding senior housing. Permits were taken out. Within the next two weeks the building will be demolished. It has taken a long time, but we're on top of it. Mr. Biale will be here at our next meeting, and we will ask him the tough questions. As far as the tax appeals go, as the Council President said, the bulk of the large ones are done. We're 90% finished. We got Saddle Brook quite a few tax appeals, and we are working diligently along with our tax appeal attorney who is doing a fabulous job. We are in great shape, so it doesn't matter what you hear from anybody else. I'm telling her personally we are on top of it, and it's getting done. We're moving along there. I'm proud of the job we're doing. No one ever said they were completely done.

Mayor White said as far as taxes go, bills were sent out on August 14th. The due date is extended to Tuesday September 12th. So far the rolling reassessment appears to be very positive for Saddle Brook. As I just previously said, we're dealing with resolving these commercial tax appeals that have had a huge impact on last year's budget, and we're working through that. I see daylight in front of us.

Mayor White noted we just applied for several grants through our grant writer: the Public Safety Foundation, \$15,000 for a CPR unit for our volunteer ambulance corps, Chief Kugler is working with the grant writer to obtain grants for 2017 body armor for bullet proof vests for our police officers. The grant writer also submitted a grant application back in July for recreation opportunities for individuals with disabilities. The grant writer worked with James Maniscalco of the Saddle Brook Angels special needs program and requested \$10,000 for that program.

Unfortunately the grant application that was put through NJ DOT for streetscape along Market Street was denied. We received notice last week. The Township engineer is filing for grant funds through the NJ DOT 2018 State Municipal Aid Program. After discussing it at our work session Tuesday, we decided to request the funds for cleaning the bottom portion of Fair Lawn Parkway which would be from Cambridge Avenue north.

Mayor White said, with regard to road paving projects, there are several things that are getting done. The county completed the entire length of Market Street in late July and early August. I think it looks great, and there's an example – we pushed for that, and the county came through, and they did it in a timely fashion. Wilson Street from North Midland to Oak, Third Street and Ninth Street were paved recently. That was part of the water main project that we did – replaced the water mains on those streets because they were terrible, and we have to think about when we're paving – the infrastructure underneath because why pave if you're going to have to rip it up and replace the infrastructure? That doesn't make any sense, and that was part of the reason why we chose those streets to pave because we wanted to do the water first, and now we should be good for a long time there.

Bids were received to work with Public Service to pave the entire length of President Street. We also received bids on paving Kenny Place, and it should be awarded tonight. William Street should be advertised in the next couple of weeks. The engineer is working on design plans to pave all of Fifth Street. That should start some time in the late fall. The town has received a large portion of the funding from grants through the NJDOT Municipal Aid Project, 2014, 2015 and 2017. The town will have to pay a portion of that, but the majority is coming from that grant.

Mayor White said Veterans' Field is coming along. The new contractor is on top of everything. I'm very confident and very happy. We met several times with them, and things are getting done. I believe that it will be finished by the end of the year. Installation of the emergency generator here in Town Hall began today. This was purchased using FEMA funds. We got a $\frac{3}{4}$ reimbursement, \$75,000 of the \$120,000 for the emergency generator. Seventy-five thousand dollars of that was FEMA funds.

At the senior housing meeting we had John Biale from the Bergen County Housing and Development do a presentation at the Senior Center on Monday August 7th about the senior project on Caldwell Avenue. Mr. Biale had architectural plans and designs for the building with thirty affordable housing units. The nursing home that currently sits on the property will be demolished shortly. All permits were taken out, so sometime within the next ten days I expect that building to come down. Construction is due to start in the late fall.

Mayor White said we're going to request another meeting and another presentation from Mr. Biale to address the application process. This meeting that he had on the 7th was more about the building and what it looked like, the design and such. The presentation that was done on the 7th can be viewed on our town TV cable stations.

The Mayor thanked everyone who participated in the Mayor's 2nd Annual Walk before the picnic. He explained it's part of the Mayor's Wellness Campaign, which is a statewide initiative to improve health and wellness of residents and business owners. The goal is to get people to live healthier lives. He said he hoped to do another event before the end of the year and thanked the sponsors and Andy Gallo and Christine Genuario for all their help with the event which was also videotaped and can be seen on our town TV.

He said he would let Council President D'Arminio discuss the picnic and added it was a perfect day, everything went really well and he had received nothing but compliments from everyone. He thanked Council President D'Arminio and Mrs. Accomando.

Mayor White then thanked Councilman Cimiluca for chairing the Access for All Committee and recommending that Saddle Brook become a Stigma Free community. As he explained, it's a county-wide program that aims to reduce the

stigma associated with mental illness, and by joining this we are joining many other towns that also do the same thing which raises awareness of mental illness and to try to create a supportive culture in town. He thanked Monica Maniscalco and Ryan Roy for their assistance with the Access for All Committee and all their efforts to establish a Stigma Free zone.

Mayor White mentioned Father Mathew's special retirement mass this upcoming Sunday 9/10 at 1:00 PM and on September 11th the Board of Education is having a 9/11 remembrance ceremony which is prior to their caucus at 7:00 PM at the High School auditorium. Anyone who wishes to attend and speak, please call the superintendent's office and speak to Tina Gallo, the secretary.

He said the UNICO Street Fair will be held Saturday, October 1st from 10 a.m. to 5 p.m. on Market Street between Westminster Place and Mayhill Street. The Halloween Decorating Contest will begin on Monday, October 2nd and judging will take place on Thursday October 23rd. To register e-mail Christine Genuario at cgenuario@saddlebrooknj.gov or call 201-587-2903. Winners will be announced at the November 2nd Council meeting.

Mayor White announced the Senior Halloween Party will be held on Tuesday October 24th – a costume party at the VFW on Market Street from 6:00 p.m. to 10 p.m. It's a free event for seniors, and transportation will be provided if necessary. Trunk or Treat will be Saturday October 28th from 12:00 p.m. to 2:00 p.m. This year, it will be held at the parking lot of the High School/Middle School. Parents can register their children 12 and under by returning the registration form to Town Hall. Registration will be sent out through the school's Virtual Backpack and will be posted on the Township website and Facebook. He welcomed all the children back to school and reminded residents that school is open and please drive carefully.

The Mayor concluded by saying our thoughts and prayers are with all the victims of Hurricane Harvey and Irma.

Council President D'Arminio said it takes a whole lot of people to do the picnic. She thanked the Mayor and Council for giving her the freedom to run with it and also thanked them all for working the whole day with her. She thanked Shannon Accomando as the chairperson of Community Projects and Activities who was at the park at 7:00 a.m. with her. She thanked Mr. Lo Dico and said he made sure we had the money to get everything we needed, and she thanked Christine Genuario and Joe Lecce, Senior Center Director and Howie the Senior Bus driver, the Mayor's Youth Group, the Girl Scouts, the Woman's Club, the DPW, and the Korean Church for their BBQ, the police, ambulance, fire department and Sheriff's department, Officer Habermann who brought the motorcycle and all of the sponsors, including the pizza places that donated free pizza. It was a great day, and we all had a good time.

ORDINANCES

1. ORDINANCE #1630-17 – FIRST READING AN ORDINANCE AMENDING CHAPTER 6 ENTITLED “ADMINISTRATION OF GOVERNMENT”

The Council President announced that the next order of business is the introduction of **AN ORDINANCE AMENDING CHAPTER 6 ENTITLED “ADMINISTRATION OF GOVERNMENT”**

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

Motion: Councilwoman Mazzer

Second: Councilman Accomando

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

CR# 917-216

Be it resolved that AN ORDINANCE AMENDING CHAPTER 6 ENTITLED “ADMINISTRATION OF GOVERNMENT”

by the Township Council of the Township of Saddle Brook that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 5th day of October, 2017 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: Councilman Gierak

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

2. ORDINANCE #1631-17 – FIRST READING

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$310,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

The Council President announced that the next order of business is the introduction of **BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$310,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

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

Motion: Councilwoman Mazzer

Second: Councilman Accomando

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

CR# 917-217

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$310,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

by the Township Council of the Township of Saddle Brook that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 5th day of October, 2017 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: Councilman Gierek

- Councilman Cimiluca - yes
- Councilwoman Mazzer - yes
- Councilman Gierek - yes
- Councilman Accomando - yes
- Council President D'Arminio – 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 the minutes of the August 3rd meeting, resolution CR# 917-224, approval of bills for Stone Brook Gardens and the Mayor's appointment of a Library Board Trustee would not be part of the consent agenda.

Councilman Cimiluca asked that resolution # 14 {CR# 917-231} also be removed from the consent agenda.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

THE MINUTES OF THE AUGUST 3, 2017 MEETING ARE NOT PART OF THE CONSENT AGENDA.

MINUTES

1. August 3, 2017 Regular Public Meeting

Motion: Councilman Gierek

Second: Councilman Accomando

Roll Call:

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

*** RESOLUTIONS**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

Stigma Free Campaign

CR# 917-218

Prepared by Councilman Cimiluca

WHEREAS, the Bergen County Executive and the Board of Chosen Freeholders, along with the Bergen County Department of Health Services, supports the designation of **Stigma-Free Zones** in every municipality; and

WHEREAS, at the June 2013 meeting of the Bergen County Mental Health Board, members of the Board learned from Care Plus NJ staff that the agency was working collaboratively to establish a Stigma Free Zone in Paramus; and

WHEREAS, the members of the Mental Health Board supported the initiative and recognized that the initiative was aligned with the Board's mission to raise awareness of the disease of mental illness; and

WHEREAS, the National Institute of Mental Health reports that 1 in 4 adults experience mental illness in a given year and 1 in 17 adults live with a serious mental illness such as schizophrenia, major depression, or bipolar disorder; approximately 20% of youth ages 13 to 18 and 13% of youth ages 8 to 15 experience severe mental disorders in a given year; and

WHEREAS, the stigma associated with the disease of mental illness is identified as the primary reason individuals fail to seek the help they need to recover from the disease; and

WHEREAS, **Stigma-Free Zones** aim to inspire public interest and open dialogues about stigma, raise awareness of mental illness and create a culture wherein residents who have the disease of mental illness feel supported by their community and neighbors and feel free to seek treatment for the disease without fear of stigma; and

WHEREAS, promoting awareness that there can be no "health" without mental health will break down barriers and encourage residents of all ages to be mindful of their mental health and ask for help when needed; and

WHEREAS, local resources are available to treat the disease of mental illness so no one resident needs to suffer alone or feel hopeless; and

WHEREAS, establishing **Stigma-Free Zones** will raise awareness of resources and encourage residents to engage in care as soon as the need is identified so recovery can begin, hope is inspired and tragedies are avoided; and

THEREFORE, BE IT RESOLVED that the Township of Saddle Brook recognizes the community needs and supports the efforts of the County of Bergen in designating Saddle Brook as a **Stigma-Free Zone**.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 917-219

WHEREAS, the Township of Saddle Brook advertised for bids for work on President Street; and

WHEREAS, 4 bids were received and opened on August 17, 2017; and

WHEREAS, the Township Engineer in a letter dated August 17, 2017 and Township Attorney has reviewed the bids received; and

WHEREAS, the low bidder is AA Berms, LLC, 106 Mill Street., Belleville, NJ 07109 with a bid of \$97,980; and

WHEREAS, the Chief Financial Officer has completed a certificate of availability of funds certifying that funds are available in Ordinance #1627-17,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby awards the President Street bid to AA Berms, LLC 106 Mill Street, Belleville, NJ 07109 in the amount of \$97,980 providing funds are available.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

AFFIDAVIT

In accordance with N.J.S.A. 52: 27BB – 10 and 40A: 4-57. I do hereby certify that funds are available and that the attached resolution can be adopted.

PURPOSE: AA Berms, LLC

ACCOUNT Ordinance # 1627-17

FUND Capital

AMOUNT \$ 97,980.00

PURCHASE ORDER NO. 83908



Raymond N. Carnevale
Chief Financial Officer

DATE 8/28/2017

CHECKED BY 

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 917-220

WHEREAS, the solid waste collection contract for the Township of Saddle Brook is due to expire; and

WHEREAS, the Township Council is desirous of receiving bids,

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the Township Attorney is hereby authorized to prepare specifications for bid; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to advertise for the receipt of bids.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 917-221

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>
FIRE	FIRE AND SAFETY	PREV. MAIN.	\$4,191.30
FIRE	FIRE AND SAFETY	PREV. MAIN ENG 1	\$8,889.48
FIRE	NEW JERSEY FIRE EQUIP	SCOTT PACK TESTING	\$3,313.19
FIRE	NEW JERSEY FIRE EQUIP	25 BOOTS	\$8,112.50
FIRE	ALL HANDS FIRE EQUIP	TRAINING	\$3,550.00
FIRE	NEW JERSEY FIRE EQUIP	SCOTT PACKS	\$3,092.40
DPW-SEWER	EAGLE EQUIP, INC.	NOZZLE-SEWER TRUCK	\$4,718.00
DPW	WELL-BUILT CARPENTRY	DOOR/AMBULANCE CORP	\$2,900.00
POLICE	MAIN AUTO BODY	REPAIRS-VEHICLE	\$3,508.82

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 917-222

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 \$153,865.19 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: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 917-223

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 **\$5,214,282.70** 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 Cimiluca

Second: Councilman Accomando

Roll Call:

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

**THE FOLLOWING RESOLUTION CR# 917-224 IS NOT PART OF THE
CONSENT AGENDA**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 917-224

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
84103	STONE BROOK GARDEN	\$190.00

Motion: Councilwoman D'Arminio
Roll Call:

Second: Councilman Accomando

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL
ENTITLED BASHIRAHMED SHAIKH V. TOWNSHIP OF SADDLE BROOK
AT 421 STEINWAY ROAD, BLOCK 701, LOT 31.03
FOR TAX YEAR 2016.**

CR# 917-225

WHEREAS, Bashirahmed Shaikh has filed action with the Tax Court of New Jersey against the Township of Saddle Brook challenging the tax assessed against property located at 421 Steinway Road and identified on the Township's tax maps as Block 701, Lot 31.03 for tax year 2016; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, is of the opinion that the settlement proposed below is in the best interest of the Township of Saddle Brook; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the term listed below;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Saddle Brook, Bergen County, New Jersey that the Township Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed term:

The assessment for tax year 2016 to be reduced from \$487,300 to \$435,000 resulting in a refund of \$1,498.40

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL
ENTITLED CVS V. TOWNSHIP OF SADDLE BROOK
AT 483 FAIRLAWN PARKWAY, BLOCK 1502, LOT 6
FOR TAX YEARS 2015 THROUGH 2017.**

CR# 917-226

WHEREAS, CVS has filed action with the Tax Court of New Jersey against the Township of Saddle Brook challenging the tax assessed against property located at 483 Fairlawn Parkway and identified on the Township's tax maps as Block 1502, Lot 6 for tax years 2015 through 2017; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, is of the opinion that the settlement proposed below is in the best interest of the Township of Saddle Brook; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Saddle Brook, Bergen County, New Jersey that the Township Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2017 to be reduced from \$4,582,000 to \$4,300,000 resulting in a refund of \$7,269.96.
- 2) The assessment for all other tax years under appeal to remain unchanged.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL
ENTITLED IEC REALTY LLC V. TOWNSHIP OF SADDLE BROOK
AT 1701, BLOCK 5, LOT 567 NORTH MIDLAND AVENUE
FOR TAX YEARS 2012 THROUGH 2015.**

CR# 917-227

WHEREAS, IEC Realty LLC has filed action with the Tax Court of New Jersey against the Township of Saddle Brook challenging the tax assessed against property located at 1701 and identified on the Township's tax maps as Block 5, Lot 567 North Midland Avenue for tax years 2012 through 2015; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, is of the opinion that the settlement proposed below is in the best interest of the Township of Saddle Brook; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Saddle Brook, Bergen County, New Jersey that the Township Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2012 to be reduced from \$9,750,000 to \$8,750,000 resulting in a refund of \$21,850.
- 2) The assessment for tax year 2013 to remain unchanged.
- 3) The assessment for tax year 2014 to be reduced from \$8,570,000 to \$8,000,000 resulting in a refund of \$14,934.
- 3) The assessment for tax year 2015 to be reduced from \$8,570,000 to \$6,750,000 resulting in a refund of \$47,684.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

TOWNSHIP OF SADDLE BROOK RESOLUTION

RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED LC 46 PROPERTIES LCC V. TOWNSHIP OF SADDLE BROOK AT SIXTH & CAPITOL STREETS, BLOCK 105, LOTS 28 & 29 FOR TAX YEARS 2011 THROUGH 2016.

CR# 917- 228

WHEREAS, LC 46 Properties LCC has filed action with the Tax Court of New Jersey against the Township of Saddle Brook challenging the tax assessed against property located at Sixth & Capitol Streets and identified on the Township's tax maps as Block 105, Lots 28 & 29 for tax years 2011 through 2016; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, is of the opinion that the settlement proposed below is in the best interest of the Township of Saddle Brook; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Saddle Brook, Bergen County, New Jersey that the Township Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for Block 105 Lot 29 for all years to remain unchanged.
- 2) The assessment for Block 105 Lot 28 for tax year 2011 to be reduced from \$1,130,300 to \$870,500 resulting in a refund of \$5,565.
- 3) The assessment for Block 105 Lot 28 for tax year 2012 to be reduced from \$1,130,300 to \$720,500 resulting in a refund of \$8,954.
- 4) The assessment for Block 105 Lot 28 for tax years 2013 to remain unchanged.
- 5) The assessment for Block 105 Lot 28 for tax years 2014 to be reduced from \$1,253,200 to \$526,000 resulting in a refund of \$19,053.
- 6) The assessment for Block 105 Lot 28 for tax years 2015 to be reduced from \$1,253,200 to \$526,000 resulting in a refund of \$19,743.
- 7) The assessment for Block 105 Lot 28 for tax years 2016 to be reduced from \$1,253,200 to \$526,000 resulting in a refund of \$20,834.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

EMERGENCY RESOLUTION N.J.S. 40A:4-46

CR# 917-229

WHEREAS, an emergency has arisen with respect to Tax Appeals and no adequate provision was made in the 2017 Current Budget for the aforesaid purpose, and N.J.S. 40A:4-46 provides for the purpose above mentioned; and

WHEREAS, the total amount of emergency appropriation created including the appropriation to be created by this resolution is \$2,107,367 and three percent of the total operating appropriations in the budget for the year 2016 is \$565,405; and

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-49, petition be made to the Director of the Division of Local Government Services for the permission to exceed the statutory limitation of 3 percent for the creation of an appropriation set forth herein in accordance with the following:

1. An emergency appropriation be and the same is hereby made for
 Tax Appeals \$2,107,367
2. That said emergency appropriation shall be provided for in full by a refunding bond ordinance to be adopted in 2017.
3. That an "Emergency Note" not in excess of the above amount be authorized pursuant to N.J.S. 40A:4-51.
4. That such note be executed by the Mayor and by the Chief Financial Officer and attested by the Township Clerk.
5. That such note be dated when required, may be renewed from time to time, and such note and any renewals shall be payable on or before August 1, 2018. The power to sell such note and any renewals is hereby delegated to the Chief Financial Officer.
6. That two certified copies of this resolution be filed with the Director of Local Government Services.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 917-230

WHEREAS, the Township of Saddle Brook advertised for bids for paving work on Kenny Place; and

WHEREAS, 4 bids were received and opened on September 6, 2017; and

WHEREAS, the Township Engineer in a letter dated September 6, 2017 and Township Attorney has reviewed the bids received; and

WHEREAS, the low bidder is JA Alexander, Inc., 130-158 JFK Drive North, Bloomfield, NJ 07003 with a bid of \$164,555.25; and

WHEREAS, the Chief Financial Officer has completed a certificate of availability of funds certifying that funds are available in Ordinance #1627-17,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby awards the Kenny Place bid to JA Alexander, Inc., Bloomfield, NJ in the amount of \$164,555.25 providing funds are available.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

23-2017

AFFIDAVIT

In accordance with N.J.S.A. 52: 27BB – 10 and 40A: 4-57. I do hereby certify that funds are available and that the attached resolution can be adopted.

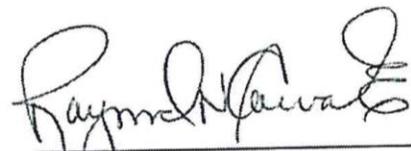
PURPOSE: J. A. Alexander Inc. _____

ACCOUNT Ordinance # 1627-17 _____

FUND Capital _____

AMOUNT \$ 164,555.25 _____

PURCHASE ORDER NO. 84399 _____


Raymond N. Carnevale
Chief Financial Officer

DATE 9/6/2017 _____

CHECKED BY  _____

**THE FOLLOWING RESOLUTION CR# 917-231 IS NOT PART OF THE
CONSENT AGENDA**

Councilman Cimiluca said the opioid epidemic is affecting communities, towns, counties, states, and the whole country. This is a resolution to approve a retainer between the Township of Saddle Brook and a law firm in New York City. Sometimes to stop people from doing bad things you hit them where it hurts in the pocket book. What this retainer is for is to have this law firm represent Saddle Brook in litigation against the big pharmaceutical companies who the theory is that through deceptive marketing practices to consumers and physicians alike have spread this crisis to epidemic proportions. The president has declared it a national emergency. It is at no cost to the community. It's based on a recovery. They will get a percentage. If we don't get anything, they don't get anything. If they do get something, we will get something. They have been successful in other states. I believe Kentucky, West Virginia and Ohio and sometimes to the tune of millions of dollars. I don't know what Saddle Brook will get if anything, but the theory is to recoup the costs to the community.

Councilman Cimiluca added that we did have two opioid related deaths earlier this summer, one of whom I knew pretty well. So there's NARCAM, there's the cost of our first responders responding to overdoses, transport to the hospitals. It affects the community in a number of ways. So at no cost to us I think the Council has spoken about it, and it seems like a no brainer, so I'm happy to have introduced that resolution.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

Professional Services Contract-Special Counsel (Opioid Litigation)

CR# 917-231

Presented by Councilman Cimiluca

WHEREAS, there is a need in the Township of Saddle Brook for special counsel pertaining to Opioid Litigation; and

WHEREAS, the Township of Saddle Brook wishes to pursue reimbursement of the costs to the residents of the Township for the Opioid epidemic that is presently plaguing the nation; and

WHEREAS, the Township wishes to hire the firm of Napoli Shkolnik, PLLC on a contingency basis wherein the Township will not pay anything for legal services unless there is a recovery and in the case of recovery the same shall be as indicated in the attached retainer agreement; and

WHEREAS, the Township now wishes to enter into a professional services agreement with Napoli Shkolnik, PLLC 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 retainer agreement attached as required by law.
2. The contract is awarded for the following reasons: There is a need for said services within the Township of Saddle Brook; the service to be rendered constitutes a professional service as defined by New Jersey law.
3. The contract is being entered into as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5; the chief financial

officer has determined and certified in writing that the value of the work will exceed \$17,500.00; the term of the contract is for the duration of the work to be performed and noted above; the contractor shall do the work for the cost as indicated; the contractor shall complete and submit a Business Entity Disclosure Certification which certifies that the contractor has not made any reportable contributions to a political or candidate committee in the Township of Saddle Brook in the previous one year, and that the contract will prohibit the contractor from making any reportable contributions through the term of the contract;

4. *Compensation for this position shall be as set forth in the retainer agreement attached hereto.*

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

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

7. A copy of this Resolution and a copy of the attached contract along with the Business Disclosure Entity Certification shall be made available for public inspection as required by law.

Motion: Councilman Cimiluca

Second: Councilwoman Mazzer

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - yes

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio - yes

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 917-232

Prepared by Councilwoman Mazzer

WHEREAS, New Jersey adopted "Drug Free School Zones" in 1987 which states, in part, "prohibiting the distribution, dispensing or possessing with intent to distribute a controlled dangerous substance while on school property used for school purposes which is owned by or leased to any elementary or secondary school or school board, within 1,000 feet of such property"; and

WHEREAS, since 1987, other types of schools such as private, charter schools and children's day care centers have been established; and

WHEREAS, Title 2C:35-7 has not been updated to include such locations as Drug Free School Zones; and

WHEREAS, for the safety and well-being of the children enrolled in these schools, amendments to the law need to be enacted,

NOW THEREFOR BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby requests that the NJ State Legislature review Title 2C:35-7 to enact amendments to include all types of schools and child day care centers as Drug Free School Zones; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to send a certified copy of this resolution to the Senate President, Assembly Speaker, District 38 Senator Gordon and Assembly members Eustace and Lagana.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

THE FOLLOWING APPOINTMENT OF LIBRARY BOARD TRUSTEE IS NOT PART OF THE CONSENT AGENDA

MAYOR'S APPOINTMENTS

TOWNSHIP OF SADDLE BROOK

MAYOR'S APPOINTMENT

APPOINTMENT OF LIBRARY BOARD TRUSTEE

In accordance with the provisions of Article II, Section 2, (d)
of the Administrative Code,
I, Robert D. White, Mayor of the Township of Saddle Brook, do hereby appoint:

JOEL TRELLA

As Library Board Trustee, filling the unexpired term of Bruce Johnson, which shall expire on December 31, 2017

I request that the Council give their advice and consent on this appointment.

Motion: Councilman Cimiluca

Second: Councilwoman Mazzer

Roll Call:

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

2. Mayor White

**Re: Mayor's Appointment
Planning Board Member**

To: Stephen Browne

Date: July 17, 2017

It my pleasure to announce your appointment as a Township of Saddle Brook, Planning Board Member effective 07/17/2017 and which shall expire on 12/31/2018, filling the unexpired term of David Gierak.

If you have any questions, please feel to contact me.

3. Mayor White Re: Mayor's Appointment
Planning Board Member Mayor's
Alternate
To: Mauro Camporeale Date: July 19, 2017

It my pleasure to announce your appointment as the Township of Saddle Brook, Planning Board – Mayor's Alternate effective 07/17/2017 and which shall expire on 12/31/2018, filling the unexpired term of Stephen Browne.

If you have any questions, please feel to contact me.

***CORRESPONDENCE**

1. Richard Arango, Twp. Re: President Street Roadway
Engineer Improvement 2017
Recommendation to Award
To: Peter Lo Dico, Twp. Clerk Date: August 17, 2017

We have tabulated the bids received on Thursday, August 17, 2017, with reference to the above-captioned project and find the lowest bidder to be AA Berms, LLC, 106 Mill Street, Belleville, NJ 07109, in the amount of \$97,980.00 representing the base bid on the quantities for items #1-12 inclusive.

A copy of the tabulation is enclosed for your review.

Therefore, in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq, the contract should be awarded to the lowest responsible bidder, which appears to be **AA Berms, LLC, 106 Mill Street, Belleville, NJ 07109.**

The award should be contingent upon approval of your Counsel and the availability of funds.

If you have any questions, please feel free to call me at (201) 624-2137.

2. Richard Arango, Twp. Re: Force Main Repair
Engineer 205 Main Street
Borough of Lodi
Pay Certificate #1 – Final
To: Peter Lo Dico, Twp. Clerk Date: August 15, 2017

The contractor, J. Fletcher Creamer has submitted his payment certificate No. 1 – Final for the completed all work performed Friday night into Saturday, August 11 to August 12, 2017. The final amount for this work is \$42,602.40. We have reviewed his payment certificate and find it acceptable. We recommend a Purchase Order in the amount of \$42,602.40 be issued to J. Fletcher Creamer.

3. **Richard Arango, Twp. Engineer** **Re: 2015 Water and Roadway Improvements to Wilson and 3rd Street Payment Recommendation No. 8**

To: Peter Lo Dico, Twp. Clerk Date: July 31, 2017

Enclosed please find Payment Request No. 8 from Reivax Contracting for work performed on the above referenced project. Remington, Vernick & Arango Engineers has reviewed the certificate with the contractor and agrees with the partial payment noted.

Therefore, we recommend that the following payment be made to **Reivax Contracting** in the amount of **\$36,108.69** for Certificate No. 8.

Should you should have any questions, please feel free to call our offices at (201) 624-2137.

4. **Richard Arango, Twp. Engineer** **Re: Kenny Place Roadway Improvement 2017 Recommendation to Award**

To: Peter Lo Dico, Twp. Clerk Date: September 6, 2017

We have tabulated the bids received on Wednesday, September 6, 2017, with reference to the above-captioned project and find the lowest bidder to be JA Alexander, Inc., 130-158 JFK Drive North, Bloomfield, NJ 07003, in the amount of \$164,555.25 representing the base bid on the quantities for items #1-28 inclusive.

A copy of the tabulation is enclosed for your review.

Therefore, in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq, the contract should be awarded to the lowest responsible bidder, which appears to be **JA Alexander, Inc., 130-158 John F. Kennedy Drive North, Bloomfield, NJ 07003,.**

The award should be contingent upon approval of your Counsel and the availability of funds.

If you have any questions, please feel free to call me at (201) 624-2137.

*** RAFFLES/APPLICATIONS**

Raffles

1. RA# 1259 – FOWA Animal Rescue – Tricky Tray
2. RA# 1260 – FOWA Animal Rescue – 50/50

*** REPORTS**

1. Municipal Court Monthly Report – July 2017
2. Bergen County Animal Control – June 2017
3. Senior Center Monthly Report – July 2017
4. Hotel Room Tax Report – August 2017
5. Fire Prevention Monthly Report – July 2017
6. DPW Monthly Report – July 2017
7. Water Billing Monthly Report – August 2017

8. Engineer Monthly Report – August 2017
9. Water Operating License Report – July 2017
10. Budget Status Report – August 2017

OLD BUSINESS/NEW BUSINESS

None.

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

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

Mr. Larry Ratajczak cited Resolution #9 {CR# 917-226} and said it says 2016 was zero, 2017 is \$7,269. I thought we weren't going to have any commercial tax appeals. That's 2017, that's fresh. There's a seven thousand dollar one looking right at us.

Mr. Suarez said he did not recall there was a statement that there would be no current tax appeals and added he thought there would be a reduction by doing rolling assessments.

Mr. Ratajczak said we're patting ourselves on the back how good we were doing, and here's a fresh one out of the gate already. It's 2017, and we got a commercial one looking at us already. So once they get in the door, the big guys are coming next. This is \$7,000. This is nothing. You're not going to have zero. I know that, but here it is already we have one for \$7,000. Now here number 10, they're only complete up until 2015. There's no 2016, and they weren't given \$7,000, they got \$49,000, \$14,000, \$21,000. So 2016 is missing, and 2017 is still open. And the math for the total amount was more like \$180,000, not \$140,000 on this paperwork here. If you just add them up in your head it comes up to \$180,000.

Council President D'Arminio said the attorney gave us \$140,000. Mr. Ratajczak said I told you, you can't always listen to the professionals. You have to add them up yourself. When the big ones come in, we'll be looking at them again on paper. This is only a little buy here. CVS, he's only little. The Marriott, Park 80 and everyone else – Park 80 plaza was just sold again. Once they come in and they say look, my building is not worth \$20 million, I bought it for \$14 million, here I am now. Like I said, I hope we have answers for us when they do come in because we can't answer a \$7,000 one.

Mayor White said through the chair there was one building that recently sold for a lot more than we had it assessed at, and that's in the plus column. That's the good thing about the rolling re-assessment.

Councilman Cimiluca said he found it hard to believe that 2017 taxes were appealed. I think that what happened was in 2015 and 2016 there were appealed numbers, and they agreed on zero dollars, and the agreement was to reimburse them based on 2017. For 2017 the taxes didn't come out yet, but that was a forward-looking disposition based on their agreeing to a settlement of not taking any refunds or not getting any refunds for two entire years.

Mr. Ratajczak said that was an assumption. Councilman Cimiluca said there's a lot of assumptions.

Councilman Cimiluca said tax appeals and tax refunds are just a matter of course. They will always happen. There's never going to be a time, so if there are tax appeals in the future, and you come up here and say you told us there's not going to be any tax appeals, it's not true. I'm not addressing you because you can't talk right now, but in the future the rolling reassessment, the purpose and the theory behind it is to stop the big companies from coming in and just shooting fish in a barrel by us not revaling them. It goes by the percentages. It's a way for them to just get an easy tax appeal, and if we have a rolling re-assessment where we're always reassessing them, it should be close to zero. Now, if something sells and way under sells, and for whatever reason we have over-valued it, there's going to be tax appeals. So for anybody out there who thinks that next year we're not going to do every single year – we will have tax refunds and tax appeals that somehow get settled. Sometimes it's just cheaper to settle them. Sometimes the property isn't worth what it was valued at. Sometimes the properties get devalued, but don't expect not to have these things happen. The whole purpose of the rolling revaluations is to keep them to a minimum and keep them to a level that it doesn't become a crisis situation, an emergent situation.

Seeing none, Council President D'Arminio asked for a motion to close the meeting to the public.

Motion: Councilman Cimiluca

Second: Councilwoman Mazzer

Roll Call:

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

Council President D'Arminio asked for a motion to adjourn.

Motion: Councilwoman Mazzer

Second: Councilman Gierak

Roll Call:

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

Meeting adjourned at 8:29 PM

Respectfully submitted,

Approved: October 5, 2017

Peter Lo Dico, RMC CMC
Township Clerk

Karen D'Arminio
Council President

