

**The minutes of the regular Public Meeting of the Township Council of the Township of Saddle Brook held on September 6, 2018 at 7:00 PM at the Municipal Building, 93 Market Street, Saddle Brook, NJ.**

Council President Mazzer called the meeting to order.

The Township Clerk called the roll:

Councilman Cimiluca – absent until 7:05 PM

Councilwoman D’Arminio - present

Councilman Gierrek – present

Councilman Accomando – present

Council President Mazzer – present

Mayor White – present

Mr. Suarez, Twp. Attorney – present

Mr. Arango, Twp. Engineer – present

Council President Mazzer asked everyone to please rise for the salute to the flag and to remain standing for a moment of silence in remembrance of 9/11 victims.

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

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

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

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

Motion: Councilwoman D’Arminio

Second: Councilman Accomando

Councilman Cimiluca - absent

Councilwoman D’Arminio - yes

Councilman Gierrek - yes

Councilman Accomando - yes

Council President Mazzer – yes

Ms. Sylvia Zottarelli of 232 Lanza Avenue said I have pictures on my phone, which I can show you guys later. I just want to know, when they did the paving over on Lanza Ave, the Bobcats made U-turns in my driveway and there’s all tire tracks and asphalt on them. Are we going to get those out? Because I’m trying to sell my house. I’ll show you the pictures later. I just wanted to let you know.

Mayor White said, regarding the paving on Caldwell Avenue, we did receive one other complaint across the street from you when they did the sidewalk and the ramp. Mr. Arango said I was not aware they were actually using private property. Ms. Zottarelli said they dug up my lawn, too. They dug up the lawn. They did replace that and, listen, I get that you get what you pay for and you have to take the lowest bid, but this was horrible.

Mr. Arango said regardless of whether it was the low bid or not, they are not supposed to go on private property.

Ms. Zottarelli said well, they dig up the tree off my property. I have pictures, I can show you later.

Mayor White said we will definitely look into it.

Mr. Emil Sudol of Van Luyn Terrace said the Township Picnic was awesome and the people of the town really, really enjoyed that. It was a great day, good weather, good time. Thank you for that.

Mr. Sudol then said I wanted to bring up to you tonight - I call this 'Welcome to Saddle Brook.' He asked if he could approach to provide several photos to the Council of the Route 80 overpass on Market Street and said this is what you see when you come into town. It looks horrible. Is there anything we could do to clean that up?

Mr. Arango said it was the Route 80 overpass.

Mr. Sudol said I don't care whose property it is, it's horrible. Is there anything that we could do as a township to get that either painted or cleaned up? He then presented a photograph of Saddle River Road and said, I understand the Township owns this piece of property, right from Rochelle Park entrance right by the Route 80 ramp. It's like a field. There's nothing there. Absolutely nothing. Maybe we could do something there? Put up a flagpole or a Welcome to Saddle Brook sign or just make it look pretty. It's just grass. Could the engineer come up with something, a good design or something that we could do here?

Mr. Arango said it's passive open space. Mr. Lo Dico said we have discussed putting something there.

Mr. Sudol showed more photos and said the last thing I want to bring up is, this is Victor Street after the last rainstorm. Victor, Fifth, completely wiped out again with floodwaters. I just hope that we could do something to straighten this matter out because it really looks terrible, and it puts some really nasty stuff onto people's property. That's all I got, thank you.

Mr. Larry Ratajczak of 92 Claremont Avenue said I know you put one bench in that park over there by Victor. Can we do a little better? We can seat three people there now instead of none. Maybe four or five benches? When you look by Washington School there, there's five or six benches by the UNICO thing. I think the town can afford to put a couple more benches there.

Mr. Ratajczak then said, Karen, a couple of months ago you said that the Council is on top of all the projects and we know exactly what's going on. This is what I'm going to tell you, these are the projects you started, and I'm going to say to you to answer me the projects that you finished. Veterans' Field is over six years. I went there today; it's finished. It's horrible. If you accept that as a final job, there's something wrong with you. The engineering is horrible there. The drainage is horrible there. The handicapped ramps are dangerous. They're not horrible; they're dangerous. I don't know if handicapped ramps are allowed to be made with pavers as its base.

Mr. Ratajczak said senior housing, going on six years with that. I told you five years or six years ago the guy was BSing you. Sure enough, that's what he's doing to you because there ain't nobody going in there. There's activity there but at a snail's pace. The paving that we're doing, 75% of the paving is done by Public Service for the roads they ripped up. Give me the list of the roads that the Township actually paid for. I said Market Street. I told you about the curb appeal, the brick pavers that are torn up all by Matsuya, everything, it's just not done. Fifth Street, you put millions of dollars in there; it's a failure. The guy just showed you pictures, just showed you pictures. It's exactly how it was before we sunk all the money in there. Going for another \$80,000 to move that dirt. These are the things that we put a lot of effort into and you do very well. The Town Picnic, the Tree Lighting, Easter Egg Hunt, the parades, the trick or treat thing that they have. These are things that a rec director can do and projects and activity people can do as volunteers. We elect you people to do the five things or the six things up on top and stay on top of them, and stay on top of the contractors and stay on top of the projects so they're finished in a timely manner. You start them with a starting date, you end them with a finishing date. If not, we're going to go broke. Believe me, and like I say, that Veterans' Field is a shame. It's shameful the way it's made and the way that it was finished. It's shameful, and I feel sorry for the last contractor that worked there

because he's the last guy there and there's spaces and drop downs and drainage. Water goes down hill, it don't go up hill. You don't bring the water to the building, it just – the whole thing needs to be ripped up. It should have been stopped, and it shouldn't have been paid for. When you people vote to pay the bills do you go look at the job first and see what kind of job you got?

Council President Mazzer thanked Mr. Ratajczak for his comments.

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

Motion: Councilwoman D'Arminio

Second: Councilman Gierek

Councilman Cimiluca - yes

Councilwoman D'Arminio - yes

Councilman Gierek - yes

Councilman Accomando - yes

Council President Mazzer – yes

## Comments

Councilman Accomando said through the chair, he did bring up a good point, and I do handicapped ramps but I do it with wood. Can you construct a handicapped ramp with pavers?

Mr. Arango said yes. Councilman Accomando said I do it with lumber and concrete, but I never really did it with pavers.

Mr. Arango said there's a lot of municipalities in the downtown district that use brick pavers to demarcate the walkway downtown, the handicapped ramps.

Mayor White said, I disagree with you, Larry. You bring up some points. Veterans' Field is not a disaster. You're entitled to your opinion, and you bring up some points. The drainage is fine there. Our engineer was just there tonight after that rainstorm.

Mr. Ratajczak made a comment and Council President Mazzer said we are not going to banter back and forth.

Mayor White said as far as some of these other projects, senior housing is proceeding. I wish it would go a little faster, but they are moving. They're ready to pour the foundation. There's always issues with every project, and we try to deal with them. That being said, I want to talk a little bit about some of the roadwork updates that we have in 2018. Just a little status report. Kenny Place was completed. William Street Phase II was completed, Caldwell Avenue Phase I, which is a NJDOT grant is completed. Sylvia, your complaint is noted, and we will certainly check into that. Liberty Street, which is a Bergen County Community Development Grant, is complete. That was done before School, as well as Caldwell Avenue. I know school opened up this week. President Street Water Main replacement is going to be done on or about September 10<sup>th</sup>, which is next week. Notice was given to all the contractors to begin the following paving projects September 10<sup>th</sup> – Erie Street, Claremont Avenue, Hayes Drive and Nedellec Drive. Legregni Street is also on the list for this year, but that will be started October 10<sup>th</sup>. As always, we give notice, status reports on our website, saddlebrooknj.us as well as the contractors give notice to every homeowner in the affected areas.

The Mayor said our engineer is already working, identifying roads for 2019 Road Program. Also North and South Leswing – we did receive some complaints because Liberty Street was done, the drainage and the paving, and so some of the residents over there want to know when their street is going to be done and they are on the list. We're going to put in – as was Liberty Street that was a Community Development grant- we're going to put in for that next year. We needed to finish Liberty Street first before we can go, that's actually Phase III of the project, so that will be put in for next year. Veterans' Field, the contractor is in the final stages and may even be complete with the pavers by the new concession stand and the

bathrooms. I said this on Tuesday, and I want to repeat it for everyone in the community to hear. We want to re-activate the flood committee. It never really was – never – we never dismantled it. Just recently, it's come to our attention with the flash floods that we've been having, we had some problems on Congress Street which usually doesn't flood, but we had a problem there. Some areas where normally we don't see water...Midland and President, Midland and Outwater. Prior to this year, we were meeting with County Officials and surrounding communities, as well as we had some residents that were part of this committee. Unfortunately, there was a couple of things that happened last year beyond our control. The county had a flood management director – her name is Betsey Stag, who is an expert in that area. Unfortunately, she passed away last year, and also Shared Services Director Tom Richards took a job somewhere else, and that position is vacant at the County level for a while. So really, we didn't hear from them, and it kind of stalled there. But I spoke to the new Shared Services Director, Ed Ravitini, who is a councilmember in East Rutherford. We're going to schedule a meeting and talk about what we can do to work together. It's important that we all do what we can to reduce the potential for flooding and we're in the thick – really the middle of hurricane season. We've been very fortunate so far, but we do take it seriously, and we want to reestablish that committee.

The Mayor thanked the Projects and Activities Committee for their work on the Town Picnic, including Councilwoman D'Arminio, Shannon Accomando and Christine Genuario and all the volunteers. He thanked all the Council members and said they work very hard for the picnic. Councilman Cimiluca was manning the pizza and Council President Mazzer was with the cotton candy all day, Councilman Accomando was doing the popcorn. Councilman Gieriek was away on vacation. He thanked them for the effort they put out for the community. Also the Saddle Brook Library are there, they're not getting paid, they're volunteering their time to be at the picnic and also rec director Andy Gallo.

Regarding Holiday Lighting, Mayor White said we are moving forward with a proposal to display holiday lighting across Market Street. Utility poles must be equipped with an electrical outlet, which costs money as well as the lights themselves. We're looking into both purchasing and leasing, leaning towards leasing, but we did receive requests from the community, from residents wanting Saddle Brook to be more festive during the holiday season. Like a lot of the surrounding communities do during the holiday season, so we are going to move forward on that. It's something that the council and I agree on.

Regarding the Annual Mayor's Walk, which took place the morning of the Picnic on August 25<sup>th</sup>, Mayor White said the purpose of the walk was to encourage residents to exercise regularly to enjoy the benefits and better health, and this year we promoted our Stigma Free initiative, which is to bring awareness about mental illness and to support those who do suffer from mental illness. All participants received their free lime green Stigma Free t-shirt – lime green is the Stigma Free color. The Mayor thanked Christine Genuario and Andy Gallo for all their help and said Andy gave a presentation prior to the walk about how exercise improves mental health, and he did a great job with that.

Mayor White said some time over the summer a 13-year old boy from Saddle Brook was shaken up because his brand new bicycle was stolen from right outside Dollar General. He was inside shopping with his grandmother. The store managers, including Saddle Brook resident Antonella Pappagallo, came up with a great idea to have the store purchase a new bike for the boy. They did and that was presented to him last Wednesday in the store along with Police Chief Kugler and the officer who took the report, Officer Diaz and some other representatives from the police department.

We're having a pep rally tomorrow night, Friday, September 7<sup>th</sup> – it starts at 7:00 PM for the rec football and cheer leading teams. Our town videographer will be there taping. At 6:15, prior to the pep rally, the Council and I will have a ceremony marking the opening of the new concession stand.

The Mayor notes we have the UNICO street fair coming up on Sunday October 7<sup>th</sup>, and he welcomed all the kids and parents back to school and wished them a successful and safe year.

Councilman Accomando said last month's meeting – we left the meeting in a negative manner between the mayor and myself, and I just want to say that we did speak after the meeting, we hashed things out like adults, and we are now on the same page. The reason I'm saying this is because a few people questioned me – asked me if things were hashed out because we have mutual friends, and they were worried about the fact that we weren't speaking. Bob spoke to me after the meeting, we hashed things out, and we're on the same page. I just want to let people know that. That's where we're at.

Mayor White thanked Councilman Accomando.

Councilman Accomando said we want to reactivate the CERT program within the Township. [Community Emergency Response Team]. It's been inactive for quite some time. We had a large number of people that were involved. I think when we did open enrollment we had 23 people sign up, which was the most in this area according to Rochelle Park who is very active with their OEM and CERT. We will be starting in October this fall for classes, and we will be doing shared service with Garfield, Lodi and Rochelle Park. The classes will be at Garfield Senior Center, 480 Midland Avenue, Garfield from October 4<sup>th</sup> to December 5<sup>th</sup> from 7:00 to 9:30, and they're mostly on Wednesday nights and some Saturdays for interaction type of thing like fire simulation and stuff like that. So if anyone is interested, I will have a flyer I believe posted on the website or you can email me at [councilmanaccomando@saddlebrooknj.gov](mailto:councilmanaccomando@saddlebrooknj.gov) or John Touhy at [jitouhy178@aol.com](mailto:jitouhy178@aol.com). It's open enrollment, it's great, it's free, and we do have some members that are still involved, and I'd love to see those members come out and be part of it again. It would be a good thing for the township.

Councilman Accomando concluded by saying the picnic was wonderful. The weather was I think the best Saturday this summer. He thanked his wife, the mayor and the council for volunteering.

Councilman Gieriek thanked everyone that volunteered and gave their time to make the picnic such a huge success. He said unfortunately, I couldn't make it. I was away on vacation, but I heard it was wonderful from my friends and neighbors that attended. I'd also like to wish everyone in the school district a successful school year. I know we have some teachers that come to the meeting.

Councilwoman D'Arminio addressed Mr. Ratajczak's comment about the Council not overseeing the project. She said that is your opinion and not what really is going on. We do have good professionals that are on top of the projects with us. I have the utmost respect for our engineer who just walked through Veterans' Field during the rain, and everything was fine, so I disagree with you. As far as senior housing goes, unfortunately, you're right. It's taking a long time, and I believe it's probably nine years – four with the previous administration, and we're going into well, three and unfortunately, it got behind, but we want to see this happen. The seniors want to see this happen, so the site work is working, they pushed the delivery of boxes back to the end of this month, and at this point we just have to continue to go forward and see it get completed, and that's what we're looking forward to doing.

Regarding the picnic, Councilwoman D'Arminio said yes, anybody could do a picnic, but it takes all of us to do the picnic, and honestly, I've never seen you volunteer. That being said, I want to thank the Mayor, the Council, as the Mayor said, Mr. Cimiluca stood all day. Todd, Flo the vendors, Howie, for getting ACME, the Mayor's Youth Group, the Woman's Club. It's important for everybody to know the Woman's Club brings the cake to serve the entire day for free, which is incredible. Our DPW, we have eight pizza places that for the last four years donate between 12 and 20 pizzas all afternoon; it's incredible. The Mayor's Youth Group, Shannon Accomando unbelievable, all the people together make it a really wonderful, wonderful day. I cannot forget Pete, the money man, for without whom we couldn't do it. It was a great day, it was a great event for the community, it's a

great feel good thing, it's a give back, it allows us to give back, and I think it's a great day.

Councilman Cimiluca said on the agenda tonight is the second reading of the marijuana ordinance. It was sent to the Planning Board because it is a zoning ordinance. As requirements dictate, they sent it back. It shows that they really look at it because they did send it back with a recommendation. The recommendation was good and a valid one, and we have taken that under consideration, and we have made a slight alternation, not a major change, but a slight alteration to that ordinance, and it's going to be voted on tonight again. It is only for retail, wholesale sale of marijuana and marijuana products. It does not, in any way, impact anything to do with medical marijuana, so just to be clear, it is only recreational marijuana. There was some talk, and actually, I think I spoke at the last meeting that the Attorney General had said don't prosecute any marijuana cases until September 4<sup>th</sup> because the thought was they might do something in terms of legalization or decriminalization. While the week before September 4<sup>th</sup> I get a memo along with other municipal prosecutors saying hey, we didn't really do anything, we haven't come up with anything, just do what you did before. So as of now, recreational marijuana is illegal in this town, in this state and federally in the country.

Regarding the picnic, Councilman Cimiluca said it was a great event. I love doing it. I've been the pizza guy for the last couple of years, and it's hard on the feet but it's great to meet all the people that come by. A lot of people, old friends and you make some new friends, but everybody did a fantastic job. It really is a group effort, and we had good weather. We had some new tables thanks to Todd and his band of merry men who put them together. It wasn't exactly the amount that Todd and all of us were seeking initially, but it's better than what it was.

Councilman Accomando said we did 19 tables, but the person I spoke to from the County only did six from our area, and I asked if he put the 19 in to take the 19 out, so for that I apologize because I did tell you we would have the tables done. We still have six tables sitting in a fenced in yard waiting to get put out, so potentially we could have 12 tables instead of six.

Councilman Cimiluca said perfection should not be the enemy of good, so we will take what we got. It's not perfect. Speaking of not perfect, we have people talking for years about Veterans' Field and how it's horrible and we should have never turfed it, well, I think the turfing was a success. With all these rains we've had, unfortunately, some areas in town that traditionally flood have had some issues, and I believe that it's getting better. To say that it was a total failure is just totally false. You look on TV and there's cars floating down the streets – not only in Little Falls and other towns but other states. Sometimes the drainage cannot handle the amount of rain. Unfortunately, we had some areas that traditionally have had that problem, and we're trying to reduce it, so somebody said the other day, we went from two feet of floodwater to one foot of floodwater. I'd say that's pretty damn good because you can get a car through one foot of floodwater, two feet not so much, and we're continuing to work on it. Some places are just prone to that, unfortunately, and we're doing our best to fix whatever's there. People have been complaining about bathrooms for years. We've got the bathrooms, and I'm sure that once somebody goes to the bathroom they're going to have some kind of complaints; nobody is going to be happy with 100% of what we do. It's just the way it is. Some people are chronically more unhappy than others, but that's their prerogative, that's their perspective of things. That's the way they think. Nothing we're going to do or say is going to change that. For the most part, I believe that we have improved that field tremendously, and I think that the majority of people agree with that. Some people don't, and that's their prerogative.

Regarding senior housing, Councilman Cimiluca said I spoke to Mr. Biale just by chance. He's the person from the county in charge of it. My understanding, unless it's been changed since last week, and maybe it has, I think the dates he mentioned were the 17<sup>th</sup> of September they are going to lay the foundation, and they expected the boxes for the units to be delivered on the 24<sup>th</sup>. That may be pushed back, but we actually see and have realistic dates. It's not pie in the sky – we'll do it some time. We're talking about supposedly by the end of this month and get some people in there. I talked to Pete, and there's a bunch of people out there

excited for this, a bunch of people out there on the waiting list, and my understanding is the vast majority are Saddle Brook residents. I know there was some fear about who was going to go there and live there, but the majority of people are from Saddle Brook and those that aren't from Saddle Brook are from surrounding communities, Lodi, Elmwood Park, Garfield, things like that.

Councilman Cimiluca added the next big event is the UNICO Street Fair, and we're going to ask everyone to come out and support UNICO. They do great things; they give a lot of money to people and organizations that are in need. That's October 7<sup>th</sup> and hopefully a lot of us are members of UNICO and fully support that, and we as a council, as a town, mayor and council included give as much as necessary and help out as much as we can. We're looking forward to the start of football season, and I read in the packets that what we have done is provided for our rec football players, new helmets, state-of-the-art helmets that basically have no give in terms of movement inside the head to try and minimize any kind of head injury. They are state-of-the-art and they are new, and that's a cost that we gladly will spend for the safety of our kids.

Council President Mazzer thanked everyone involved with the picnic. She said Councilwoman D'Arminio did address Mr. Ratajczak's issues, but he did mention about the bench at Victor, and that was actually the Mayor's Youth Group project. It was actually UNICO, and those were donations from people that were most gracious to give for those...more than happy to put more benches there if need be, not a problem.

She added as far as all those projects, we want to see them done also, we do keep on top of them. We want the senior housing done yesterday, trust me. I think we're doing a great job at multitasking to be honest with you. Having said that, we will move on to ordinances.

Councilman Accomando said regarding #12, I apologize, I didn't think of it the other night. I'm just confused about the whole thing because it's fill from our roadway that was housed on our property, and we had to refill with fill we paid for. So did we get any compensation for the old fill being housed on township property? Because I'm confused why we should pay for new fill and pay for old fill to get taken out. I don't know if that's common practice. I'm sorry, it's number 4.

Mr. Arango said the original contract had material excavated and new material coming in. That was in the contract, and the contractor was going to take that material somewhere else as clean fill, but unfortunately, it came back not as clean fill but as historic fill, so it has to be treated differently.

Councilman Accomando said so it came back as historic fill when the project started?

Mr. Arango said after the project started, yes.

Councilman Accomando said that's what I'm saying. We housed it on Township property so the contractor didn't have to take it. So shouldn't that be like some type of a savings for the Township?

Mr. Arango said we reduced his initial hauling cost. We negotiated that down to the fee that's presented here as the \$80,000 for the 400 truckloads. But again, the basis of temporarily storing it was so that he could continue and finish out the project versus excavate the material, test it, then find a place to dispose of the material, each segment along the way, and that would just take forever to get the project done.

Councilman Accomando said, so this 400 loads it's \$200.

Mr. Arango said yes, to transport from here to the Meadowlands.

Councilman Accomando said again I apologize because I didn't think of it on Tuesday, so I apologize for bringing it up now. I don't want to seem like I was putting you on the spot, I was just confused.

Councilman Cimiluca asked is it \$200 a load or \$500 a load? Because we did talk about this on Tuesday. The way you can look at it is they thought they were going to open the road and have normal dirt in there, remove it and replace it. The problem is when they opened it up, it was something other than what they thought it was going to be. It's sort of like when you pay someone to build a house and they give you a price, and all of a sudden they open a wall and they find out that there's asbestos or mold or a different kind of electrical that they've got to change and they're going to say this is not what we contracted for. We contracted under the belief that there wasn't any asbestos. You're going to get an extra bill. It's not unusual to have that. In terms of that Fifth Street project with the change orders, I believe that the change order price came in than 10% of the project and the overall cost of the project came in at less than the original estimate, so, all in all, I think it worked out.

Councilman Accomando said I just was thinking about it the other night and today. Thank you.

## **ORDINANCES**

### **1. ORDINANCE #1646-18 – FINAL READING AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, CHAPTER 206 “ZONING” BY ADDING A NEW SECTION TO PROHIBIT RETAIL/WHOLESALE SALE OF MARIJUANA PRODUCTS**

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

The clerk announced that new section was added to prohibit retail and wholesale sale of marijuana products. We had the introduction and the second reading. We had the public hearing. We continued it to tonight for any amendments that the Council may want to entertain based on the Planning Board attorney's recommendation.

Motion: Councilwoman D'Arminio      Second: Councilman Accomando

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

Mr. Lo Dico said based on Mr. Suarez's comment, it's a minor amendment, it does not have to be re-advertised, and can be adopted in full.

Mr. Suarez said that was correct. There was some language of clarification provided by the Planning Board attorney regarding the medical marijuana section, which I edited and sent it over.

### **CR# 918-182**

**BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, CHAPTER 206 “ZONING” BY ADDING A NEW SECTION TO PROHIBIT RETAIL/WHOLESALE SALE OF MARIJUANA PRODUCTS [AS AMENDED]**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilwoman D'Arminio      Second: Councilman Gierak



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

**2. ORDINANCE #1647-18 – FINAL READING**

**BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF FAIRLAWN PARKWAY (PHASE I) IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$410,000 TO PAY THE COST THEREOF, 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 a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilwoman D'Arminio      Second: Councilman Gierrek

Councilman Accomando said it says to pave Fairlawn Parkway. I know you said they would do curbs if needed and remove trees. Mr. Lo Dico said that's part of it.

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

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

**BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF FAIRLAWN PARKWAY (PHASE I) IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$410,000 TO PAY THE COST THEREOF, 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 motion was in order and that the Public Hearing on this ordinance be opened.

Motion: Councilman Cimiluca      Second: Councilwoman D'Arminio

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

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

Motion: Councilman Cimiluca      Second: Councilman Accomando

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

## **CR# 918-183**

**BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that the ordinance entitled: **BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF FAIRLAWN PARKWAY (PHASE I) IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$410,000 TO PAY THE COST THEREOF, 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.**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilwoman D'Arminio

Second: Councilman Gierek

Councilman Cimiluca - yes

Councilwoman D'Arminio - yes

Councilman Gierek - yes

Councilman Accomando - yes

Council President Mazzer – yes

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

Mr. Lo Dico noted that the minutes would not be part of the consent agenda along with resolution #8 {CR# 918-191} and #9 {CR# 918-192}.

Councilman Cimiluca said through the chair regarding resolution #3 – we talk about change orders all the time, and for the public's knowledge, sometimes change orders are reductions and in this particular one, there is a change order, it doesn't always mean that the price goes up. In this case it went down, and one of the change orders for Fifth Street also was a reduction. So not every change order is an increase. Most of them are, but there are change orders that we get money back, and that happens to be one of them.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Councilman Cimiluca - yes

Councilwoman D'Arminio - yes

Councilman Gierek - yes

Councilman Accomando - yes

Council President Mazzer – yes

## **MINUTES**

### **THE FOLLOWING MINUTES ARE NOT PART OF THE CONSENT AGENDA**

#### **1. August 2, 2018 – Regular Public Meeting**

Motion: Councilwoman D'Arminio

Second: Councilman Gierek

Councilman Cimiluca - yes

Councilwoman D'Arminio - yes

Councilman Gierek - yes

Councilman Accomando - yes

Council President Mazzer – abstain

**\* RESOLUTIONS**

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**RESOLUTION TO CANCEL OUTSTANDING CHECKS**

**CR# 918-184**

**WHEREAS**, the following checks issued from the Township of Saddle Brook account have been outstanding for more than one year and are now stale-dated; and

**WHEREAS**, it is necessary to formally cancel these outstanding checks.

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that the following outstanding checks issued from the Township of Saddle Brook bank account be canceled.

**CURRENT FUND**

<u>CHECK NUMBER</u>	<u>DATE</u>	<u>AMOUNT</u>
54907	2/2/2017	\$ 47.00
55142	4/6/2017	\$ 275.00
55410	6/2/2017	\$ 50.00

**ESCROW ACCOUNT FUND**

<u>CHECK NUMBER</u>	<u>DATE</u>	<u>AMOUNT</u>
2617	5/20/2015	\$ 32.20
2649	9/10/2017	\$ 8.42

**PAYROLL ACCOUNT**

<u>CHECK NUMBER</u>	<u>DATE</u>	<u>AMOUNT</u>
20251	1/20/2017	\$ 686.40
21734	1/5/2018	\$ 169.19
22140	4/13/2018	\$ 2.05
22198	4/27/2018	\$ 2.02

Motion: Councilman Cimiluca

Second: Councilman Gierек

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

**CR# 918-185**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

**WHEREAS**, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Township Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and



**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Saddle Brook, that it hereby approves Change Order #1 (Final) for JA Alexander for a total amount of \$—1,341.52, a total contract amount of \$163,213.73 providing funds are available.

Motion: Councilman Cimiluca

Second: Councilman Gierек

Roll Call:

Councilman Cimiluca - yes

Councilwoman D'Arminio - yes

Councilman Gierек - yes

Councilman Accomando - yes

Council President Mazzer – yes

## **TOWNSHIP OF SADDLE BROOK RESOLUTION**

### **CR# 918-187**

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

**WHEREAS**, the Township of Saddle Brook previously approved Change Orders #1, #2, #3 & #4 to adjust the contract to as-built quantities and account for additions to the contract due to design adjustments from PSE&G; and

**WHEREAS**, Richard G. Arango, Twp. Engineer, during the course of the work being performed by Reivax Contracting, Inc. recommended Change Order #5 to adjust the contract for supplemental work and that the contract price be increased by \$80,000.00; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available,

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Saddle Brook, that it hereby approves Change Order #5 for Reivax Contracting for a total amount of \$80,000.00, a total contract amount of \$1,187,153.55 providing funds are available.

Motion: Councilman Cimiluca

Second: Councilman Gierек

Roll Call:

Councilman Cimiluca - yes

Councilwoman D'Arminio - yes

Councilman Gierек - yes

Councilman Accomando - yes

Council President Mazzer – 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.

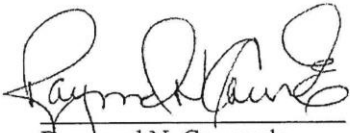
**PURPOSE:** Reivax Contracting

**ACCOUNT** Ordinance # 1557-13

**FUND** Capital

**AMOUNT** \$ 80,000.00

**PURCHASE ORDER NO.** 87317

  
Raymond N. Carnevale  
Chief Financial Officer

**DATE** 8/28/2018

**CHECKED BY** PAC

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 918-188**

**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 DEPT	STEWART&STEVENSON	ENG 1 REPAIRS	\$5,022.67
FIRE DEPT	ISLE OF PALMS	FIRE CONVENTION	\$3,000.00
FIRE DEPT	FIRE AND SAFETY	GENERATOR	\$14,140.00
FIRE DEPT	FIRE AND SAFETY	REPAIR-ENG 3	\$2,522.95
DPW	QUALITY AUTOMALL	REPAIR-5421	\$2,789.28
CAPITAL ORD	AAA LAWN SPRINKLERS	TRICENTENNIAL PK	\$4,500.00
DPW	RAPID PUMP & METER	REPAIR BLOWER MOTOR – MAYHILL	\$6,673.12
DPW	VAN DINES MOTOR	SALT SPREADER	\$4,903.29

Motion: Councilman Cimiluca

Second: Councilman Gierck

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 918-189**

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 **\$12,045.01** 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 Gierrek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 918-190**

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 **\$3,733,576.46** 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 Gierrek

Roll Call:

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





Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll Call:

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

Councilwoman D'Arminio returned to the dais.

## **TOWNSHIP OF SADDLE BROOK RESOLUTION**

### **CR# 918-193**

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that it hereby authorizes the Mayor and Township Clerk to sign the Snow Plowing Agreement for the year 2018-2020 with the County of Bergen.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll Call:

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

## **TOWNSHIP OF SADDLE BROOK RESOLUTION**

### **CR# 918-194**

Presented by Township Council

**WHEREAS**, Suez Water has filed an application for another rate increase of an average of 18.8% with the Board of Public Utilities; and

**WHEREAS**, the Township of Saddle Brook purchases water for its residents and businesses from Suez Water and would be required to pass any increase on to its Saddle Brook customers; and

**WHEREAS**, the projected rate hike, if granted, comes on top of prior rate increases, including one granted in 2016 of 8%, bringing a total increase granted to Suez Water since 2008 to approximately 68%; and

**WHEREAS**, a pattern has developed whereby Suez Water petitions the Board of Public Utilities for rate increases every few years and eventually Suez Water receives the rate increases they originally request; and

**WHEREAS**, this proposed increase will create a hardship on the residents and businesses of Saddle Brook,

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that it hereby goes on record opposing Suez Water's request for a 18.8% increase in its rates and strongly recommends that the Board of Public Utilities take into account the past increases granted to Suez Water and deny this increase in rates; and

**BE IT FURTHER RESOLVED** that the Township Clerk is hereby directed to send certified copies of this resolution to Governor Murphy, the State Board of Public Utilities, Senator Lagana and Assemblypersons Swain and Tully.

Motion: Councilman Cimiluca

Second: Councilman Gierек

Roll Call:

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

## **TOWNSHIP OF SADDLE BROOK RESOLUTION**

### **CR# 918-195**

**WHEREAS**, Remington, Vernick and Arango, Township Engineer, has submitted a proposal dated August 21, 2018 for environmental requirements for 200 Saddle River Road (Block 907, Lot 24) and 15 Riverview Avenue (Block 1308, Lot 7); and

**WHEREAS**, the proposal will cover all of the Green Acres/Blue Acres grant requirements,

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that it hereby approves the environmental proposal as submitted at a cost not to exceed \$29,145.00 providing funds are available.

Motion: Councilman Cimiluca

Second: Councilman Gierек

Roll Call:

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

## **TOWNSHIP OF SADDLE BROOK RESOLUTION**

### **RESOLUTION OPPOSING CONSTRUCTION OF THE NORTH BERGEN LIBERTY GENERATING GAS-FIRED POWER PLANT**

### **CR# 918-196**

**WHEREAS**, Los Angeles-based Diamond Generating Corporation, a subsidiary of Mitsubishi, has proposed and has requested permits to build a \$1.5B, 1,200-MW natural gas-fired power plant in North Bergen, NJ on a 15-acre parcel near Railroad Avenue on the banks of Bellman's Creek. The electric energy produced by this plant would be transmitted by a 6.5 mile, 345-kV underground and submarine cable under the Hudson River via the Susquehanna Tunnel to connect with ConED's substation on West 49<sup>th</sup> Street in Manhattan. All of this electricity would be used by ConED in New York. The project is anticipating permit approvals by the Environmental Protection Agency and the New Jersey Department of Environmental Protection by the end of 2019, and to be operational by 2022; and

**WHEREAS**, this natural gas plant would be one of the largest sources of air pollution and greenhouse gas emissions in New Jersey; and

**WHEREAS**, the Township of Saddle Brook has a principal responsibility to protect the health and safety of its residents, businesses and institutions; and

**WHEREAS**, the people and environment of New Jersey have been increasingly subjected to a build-out of natural gas infrastructure, including but not limited to pipelines and distribution networks, compressor stations, power plants, combustion heating systems, metering and regulation stations, and pigging stations; and

**WHEREAS**, peer-reviewed scientific studies link exposure between air pollutants emitted from natural gas infrastructure facilities and neurological, cardiovascular and respiratory disease, cancer, birth defects, and other adverse health impacts. Acute health impacts from these toxic exposures can cause burning eyes, headaches, breathing difficulty and nausea for nearby populations and can exacerbate health problems. Chronic health impacts can include certain types of cancer as well as damage to lungs, liver, kidneys, reproductive, nervous and cardiovascular systems; and

**WHEREAS**, the American Medical Association acknowledges the hazards of natural gas infrastructure and associated adverse health impacts; and

**WHEREAS**, the National Ambient Air Quality Standards (NAAQS) are based on average population risks across a large area over a long period of time but do not adequately address human toxicity for residents living in close proximity to natural gas infrastructure or where they are subject to episodic high exposures during events such as blowdowns; and

**WHEREAS**, on Feb. 7, 2010 a gas blow operation was being performed at the Kleen Energy Systems LLC power plant construction site in Middletown, Conn. in which flammable natural gas was pumped under high pressure through new fuel gas lines to remove debris. During this operation, an extremely large amount of natural gas was vented into areas where it could not easily disperse. Welding and other work was being performed nearby, creating an extremely dangerous situation. An explosion occurred when the gas contacted an ignition source taking the lives of six workers and injuring 50 others; and,

**WHEREAS** the top 11 electric plant operators in the U.S. have been fined over \$13.3B since 2000 for 161 environmental violations, and

**WHEREAS**, current protocols used for assessing compliance with ambient air quality standards do not adequately determine intensity, frequency or durations of actual human exposures to pollutants and mixtures of pollutants emitted from natural gas infrastructure, noting that periodic 24-hour average measures can underestimate actual exposures by an order of magnitude; and

**WHEREAS**, gas infrastructure facilities can annually emit into the air hundreds of tons of pollutants including particulate matter, toxic chemicals such as sulfur dioxide, mercury, and criteria pollutants (such as nitrogen oxides which cause smog, acid rain and contribute to ozone production), some of which are known carcinogens such as benzene and formaldehyde, and can also be sources of radioactive contamination and are known to increase the severity of asthma and other respiratory diseases. Particulate matter, once inhaled, can affect the heart and lungs and cause serious health effects including lung cancer. Long-term exposure to ozone is linked to aggravation of asthma, emphysema, and chronic bronchitis, and it is likely to be one of many causes of asthma development. Long-term exposures to ozone may also be linked to permanent lung damage, such as abnormal lung development in children. Both ozone and particulate pollution have been linked to premature death, cardiovascular harm and increased susceptibility to infections. Recent studies have also linked air pollution to increases in obesity, diabetes, Parkinson's disease, Alzheimer's and other forms of dementia and stroke. People most at risk from breathing air containing ozone include people with

asthma, children, older adults, and people who are active outdoors, especially outdoor workers; and

**WHEREAS**, people who live or work in close proximity to natural gas infrastructure facilities such as power plants and compressors are most at risk—particularly developing fetuses, children, the elderly, and those with cardiovascular, lung or respiratory problems and other vulnerable subpopulations, although under certain weather and terrain conditions, these pollutants can have a wider impact. Some homes in New Jersey are within 3,000 feet of the proposed plant and Harlem/Upper Manhattan (where one in four children suffers from asthma), which is downwind of the prevailing winds, is within 3.6 miles; and

**WHEREAS**, based on the American Lung Association “State of the Air 2018” report, the counties of Bergen and Hudson, which will be most impacted by emissions from this power plant already have significant populations (in some cases the largest in New Jersey), with pediatric and adult asthma, COPD, lung cancer, cardiovascular disease and diabetes, whose conditions will only be exacerbated by additional volumes of air pollution; and

**WHEREAS**, developing fetuses and children are uniquely vulnerable to exposures as they receive proportionally greater doses of pollutants than adults and have immature organs and detoxification systems; and

**WHEREAS**, methane is the primary ingredient of natural gas and leaks at every system stage, including extraction, processing, transmission, distribution, and end-use consumption; and

**WHEREAS**, methane is an extremely potent greenhouse gas with a global warming potential that is 34 times that of carbon dioxide over a 100-year timeframe and 86 times that of carbon dioxide over a 20-year timeframe; and

**WHEREAS**, methane emissions from gas power plants may be considerably higher than previously thought. A 2017 study found that gas-fired power plants released more than 20 times more methane than the facilities had estimated; and

**WHEREAS**, Bergen County and Hudson County (proposed site of the North Bergen plant) already receive grades of ‘F’ from the American Lung Association for ozone air pollution, the new plant will increase the concentration of ground ozone, increase the health hazards and risks from this pollutant and make it even more difficult to reduce the level of this pollutant. Conditions such as chronic obstructive pulmonary disease (COPD)—a long-lasting obstruction of the airways—can be exacerbated by even small increases in elevated ozone levels (e.g., an increment of 10 ppb), with a corresponding effect on public health and health care costs. As with chronic lung disease, even a small increase in the previous week’s average ozone level has substantial effects on death rates. One study showed that a small (10 ppb) increase in ozone pollution was associated with a 0.52 percent increase in deaths per day. This study found that an estimated 3,700 deaths annually in the U.S. could be attributed to this small increase in daily ozone levels; and

**WHEREAS** New Jersey’s environmental justice communities already have some of the worst air quality in the nation, building another massive gas power plant will only exacerbate their plight; and

**WHEREAS**, municipalities to the North and Northeast of the proposed gas-fired plants will be particularly impacted by the Palisades ridge to the East that will prevent pollution from being easily dispersed to the East on prevailing westerly winds; and

**WHEREAS**, the proposed gas-fired electric plant will be approximately one mile from an existing gas-fired electric plant operated by PSE&G that is already one of the largest sources of air pollution in New Jersey and which already produces over 2 million metric tons of CO<sub>2</sub> annually, and

**WHEREAS**, of the top 10 companies (parent corporations) most penalized for environmental violations in the US, nine are in the petroleum and energy industry and five are in the electric energy production industry (American Electric Power, Duke Energy, Dominion Energy, FirstEnergy and Alliant Energy); and,

**WHEREAS**, the proposed gas-fired plant will produce limited economic benefits to the town of North Bergen and, to a lesser degree, surrounding towns, this will primarily occur during the construction phase (due, in part, to the fact that NJ electrical generating equipment is exempt from property tax) and after that the residents of these towns will continue to incur the health care costs associated with increased pollution for another 30 to 40 years; and

**WHEREAS**, the annual health impacts of burning 1 (one) Bcf/day in the NY/NJ metropolitan area are estimated to be:

Impact	Incidents per year	Societal Value*	Direct Medical and Other Costs
Premature Mortality	35.3	\$238,712,000	\$10,585,000
Chronic Bronchitis	22.3	\$10,554,000	\$2,700,000
Hospital+ER visits	32.8	\$432,000	\$345,000
Asthma Attacks	724.5	\$43,000	\$42,000
Respiratory Symptoms	32,720	\$1,190,000	\$1,190,000
Work Loss Days	6,374	\$1,160,000	\$1,079,000
Mercury Related	NA	\$12,277,000	\$13,277,000
Total		\$265,369,000	\$29,217,000

\*Costs to consumers for which they are not reimbursed.

**WHEREAS**, an alternative approach to producing electricity from solar panels would avoid all of the environmental and health issues noted in this resolution while still providing new jobs and other financial benefits to local towns and would be in conformance with Governor Murphy’s goal to increase the use of renewable energy even if all of the electricity was sold to New York City, could potentially gain local support and should be considered; and

**WHEREAS**, the NJ Work Environmental Council has stated, “Climate justice is worker justice. We stand together for both worker protections and strong climate policies because we can’t have one without the other. An injury to the planet is an injury to us all;” and

**WHEREAS**, the proposed gas-fired plant will provide electric energy to New York only, residents of Hudson and Bergen Counties and the rest of New Jersey will only incur the health care costs and environmental degradation caused by the plant during construction and operation; and

**WHEREAS**, the gas-fired power plant represents a direct threat to one of the state’s most crucial ecological resources. Wetlands such as the Meadowlands serve many beneficial functions. They are a natural filtration system, purifying our water. They preserve biodiversity by hosting a number of plant and animal species. They play a crucial role in flood mitigation by absorbing storm waters, protecting urban or residential communities in nearby flood zones. The construction of and pollution from the proposed plant could affect quantity and quality of water flows, thereby harming the delicate animal and plant habitats in the wetlands and undermining their critical hydrological functions. The rehabilitation of the Meadowlands, which has been a triumph for the local groups that have worked hard to recover this area, would be squandered in order to provide power to New York City residents; and

**WHEREAS**, the plant will be within the half mile US DOT Evacuation Zone for oil train derailments which have been known to explode and can only be handled by letting them burn out; and

**WHEREAS**, location of the plant conflicts with the Regional Plan Association’s 2017 finding of the Meadowlands being at risk from sea level rise. The RPA’s Fourth Regional Plan found that "of all the places in the tri-state region challenged

by increased flooding from climate change, the New Jersey Meadowlands is at greatest risk." It also concluded that "The Meadowlands are also likely to be one of the first places to be permanently inundated from sea-level rise."; and

**WHEREAS**, construction would require digging a 40 foot trench through the Meadowlands to connect to Williams' Transco Pipeline, thus risking damage to sensitive wetlands. The connection to the Williams pipeline may require upgrades to the line and expansion of its compressor station at Riverdale risking increases in dangerous emissions from the compressor station; and

**WHEREAS**, the owners of the proposed gas-fired plant have stated this is being built to replace the energy that will be lost when the Indian Point Nuclear Plant is closed, a 2017 study by Hudson Riverkeeper and the Natural Resources Defense Counsel states, "By 2023, assumed new energy efficiency and required new renewable energy [will] provide as much output as IPEC would have produced."; and

**WHEREAS**, the proposed gas-fired plant will require 8.6M gallons of sewage discharge wastewater per day which will allow evaporation of chemicals in the water to contribute to the existing levels of air pollution; and

**WHEREAS**, the proposed plant will require diesel generator backups for winter gas shortage situations which in turn will require storage of 1M gallons of diesel fuel onsite which has inherent risks of spills and leakage which would produce additional air pollution as well as ground pollution to sensitive wetlands and nearby water bodies; and

**WHEREAS**, the gas-fired plant will require on site storage of chemicals such as ammonia, bleach and acids as well as trucks to supply these products this increases the potential for spills into nearby wetlands and streams; and

**WHEREAS**, the proposed gas-fired plant will increase the volume of fracked-gas used in New Jersey which will also increase the drilling and associated environmentally destructive activities associated with its production and transport as well as increased pressure on New Jersey and the Delaware River Basin Commission to accept fracked waste water for disposal; and

**WHEREAS**, the proposed gas-fired plant will utilize fracked natural gas thus increasing the amount of energy produced by fossil fuels in direct opposition to Governor Murphy's commitment to moving New Jersey to 100% clean renewable energy usage. This type of massive fossil fuel infrastructure will last for several decades due to its large sunk costs (\$1.5B). This will increase long-term dependence on dirty fossil fuels and their associated environmental damage and health risks and is incompatible with the administration's energy goals. The average New Jersey gas-fired power plants went online 23 years ago and 13 percent of the state's gas plants went online more than 40 years ago.

**THEREFORE, BE IT RESOLVED** that the Township of Saddle Brook in the interest of protecting its residents, businesses and institutions, as of September, 2018, strongly opposes construction of the North Bergen Liberty Generating power plant; and

**BE IT FURTHER RESOLVED**, that the Township Clerk shall forward this Resolution to

- New Jersey Governor Phil Murphy
- Commissioner of the NJ Department of Environmental Protection
- State Senator Joseph Lagana
- State Assemblypersons Swain and Tully
- Food and Water Watch, 100 Bayard Street, Suite 310, New Brunswick, NJ 08901
- The Sierra Club – New Jersey Chapter, 145 W. Hanover Street, Trenton NJ 08618
- Hackensack Riverkeeper
- Hudson County Freeholders and Administration and all Hudson County Municipal Councils, Boards of Health and Environmental Commissions

- Bergen County Freeholders and Administration and all Bergen County Municipal Councils, Boards of Health and Environmental Commissions
- League of New Jersey Municipalities
- NJ Advance Media

Motion: Councilman Cimiluca

Second: Councilman Gierек

Roll Call:

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

## TOWNSHIP OF SADDLE BROOK RESOLUTION

### **CR# 918-197**

**WHEREAS**, the Township of Saddle Brook advertised for bids for demolition – Blue Acres – 200 Saddle River Road; and

**WHEREAS**, 4 bids were received and opened on August 23, 2018; and

**WHEREAS**, the Township Attorney has reviewed the bids received; and

**WHEREAS**, the low bidder is Caravella Demolition, 40 DeForest Ave, East Hanover, NJ with a bid of \$34,400.00; and

**WHEREAS**, the Chief Financial Officer has completed a certificate of availability of funds certifying that funds are available in Capital funds,

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Saddle Brook, that it hereby awards the bid for the demolition Blue Acres to Caravella Demolition, East Hanover, NJ in the amount of \$34,440.00 providing funds are available.

Motion: Councilman Cimiluca

Second: Councilman Gierек

Roll Call:

Councilman Cimiluca - yes  
 Councilwoman D'Arminio - yes  
 Councilman Gierек - yes  
 Councilman Accomando - yes  
 Council President Mazzer – 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: Caravella Demolition  
" Ordinance # 1605-16  
ACCOUNT 200 Saddle River Road  
FUND Capital  
\$ 34,440.00  
AMOUNT  
87418  
PURCHASE ORDER NO.

Raymond N. Carnevale  
Chief Financial Officer

DATE Sept. 4, 2018  
CHECKED BY (pac)

TOWNSHIP OF SADDLE BROOK  
RESOLUTION

CR# 918-198

WHEREAS, the Township of Saddle Brook advertised for bids for demolition – Blue Acres – 15 Riverview Avenue; and  
WHEREAS, 4 bids were received and opened on August 23, 2018; and  
WHEREAS, the Township Attorney has reviewed the bids received; and  
WHEREAS, the low bidder is Caravella Demolition, 40 DeForest Ave, East Hanover, NJ with a bid of \$21,000.00; and  
WHEREAS, the Chief Financial Officer has completed a certificate of availability of funds certifying that funds are available in Capital funds,  
NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook, that it hereby awards the bid for the demolition Blue Acres to Caravella Demolition, East Hanover, NJ in the amount of \$21,000.00 providing funds are available.



Motion: Councilman Cimiluca

Second: Councilman Gierak

Roll Call:

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

# 19-2018

### 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: Caravella Demolition

ACCOUNT Ordinance # 1605-16  
15 Riverview Avenue

FUND Capital

AMOUNT \$ 21,000.00

PURCHASE ORDER NO. 87417

  
Raymond N. Carnevale  
Chief Financial Officer

DATE Sept 4, 2018  
CHECKED BY (Rac)

## \* CORRESPONDENCE

1. **Mayor White** **Re: Rate Increase by Suez Water**  
**To: NJ Board of Public Utilities** **Date: August 21, 2018**

On August 18, 2018 the Township of Saddle Brook received the Notice of Public Hearing concerning the rate increase requested by Suez Water New Jersey, Inc., etc.

As Mayor of the Township of Saddle Brook, I must state my opposition to the 18.8% increase that our residents and businesses would pay if Suez's petition is approved. Saddle Brook purchases the water bulk from Suez and maintains its own water infrastructure. While recognizing the need for Suez to upgrade equipment, etc., this increase would come on top of prior rate increases Suez has received.

I respectfully request that the Board of Commissioners carefully review this request and consider the Saddle Brook water customers who will ultimately bear this increase.

2. **Stephen Pellino, Basile Birchwale and Pellino, LLP** **Re: Ordinance #1646-18**

**To: Peter Lo Dico, Twp. Clerk** **Date: August 23, 2018**

The Township Planning Board has authorized me, as the Attorney to the Planning Board, to respond on its behalf in connection with your July 11, 2018 transmittal to the Planning Board Secretary of Ordinance No. 1646-18 for the Planning Board's review and recommendation.

The review of zoning ordinances by the Planning Board is pursuant to statutory provisions in *N.J.S.A. 40:55D-26*. The statute requires that the Planning Board issue a report, including identification of any provisions in the proposed ordinance which are inconsistent with the master plan, and recommendations concerning those inconsistencies in any other matters the Board deems appropriate.

First of all, the Planning Board finds that the ordinance as proposed is consistent with the master plan.

The Planning Board recommends, however, that what I will refer to as the second portion of the ordinance, entitled "Medical Use of Marijuana", be amended so that it makes clear what the Planning Board believes to be both the desire of the Township governing body, as well as what is prudent under existing law, including specifically the provisions of *N.J.S.A. 24:6I-1*, et. seq.

The Planning Board suggests the following:

This ordinance shall not be construed to prohibit, or limit, in any way those otherwise permitted uses that involve the sale, cultivation, manufacturing, testing or other

utilization of what is commonly known as "medical marijuana", but only as sanctioned by the provisions of the New Jersey Compassionate Use Medical Marijuana Act, *N.J.S.A.24:6I-1*, et seq.

If you have any questions, please do not hesitate to contact the undersigned.

3.     **Richard Arango, Twp. Engineer**                     **Re:     Kenny Place Roadway Improvements, Change Order No. 1, Final**

**To:   Peter Lo Dico, Twp. Clerk     Date:   August 20, 2018**

Please be advised that this office is recommending approval of attached Change Order No. 1 Final which adjusts the contract quantities to as-built quantities.

The contract breakdown is as follows:

- Original Contract                     \$ 164,555.25
- Change Order No. 1                 -   \$   1,341.52
- Amended Contract Total             \$ 163,213.73

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 Improvements, Payment Certification No. 2, Final**

**To:   Peter Lo Dico, Twp. Clerk     Date:   August 20, 2018**

Enclosed please find Payment Request No. 2 Final and two (2) year Maintenance Bond from JA Alexander Inc. for work performed on the above referenced project. Remington & Vernick Engineers has reviewed the certificate with the contractor and agree with the final payment noted.

Therefore, we recommend the following that payment be made to JA Alexander in the amount of **\$103,422.07** for Certificate No. 2.

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

5.     **Richard Arango, Twp. Engineer**                     **Re:     2014 Water Main Project at North 5<sup>th</sup> Street, Change Order No. 5**

**To:   Peter Lo Dico, Twp. Clerk     Date:   August 23, 2018**

Please be advised that this office is recommending approval of Change Order No. 5 which adjusts the contract quantities to add a supplemental item.

The contract breakdown is as follows:

- Original Contract                     \$ 1,045,191.50
- Change Order No. 1                   \$   16,950.00
- Change Order No. 2                 -   \$    7,250.00
- Change Order No. 3                   \$    7,930.00
- Change Order No. 4                   \$   44,332.05
- Change Order No. 5                   \$   80,000.00
- Amended Contract Total             \$ 1,187,153.55

This office recommends that the Township approve of a Change Order No. 5 which increases the contract by \$80,000.00.

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

6. Mayor White

Re: Mayor's Appointment – Special  
Law Enforcement Officer

To: Council

Date: September 4, 2018

**MAYOR'S APPOINTMENT**

**APPOINTMENT OF SPECIAL LAW ENFORCEMENT OFFICER**

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:

Charles Galbo, III

as Class One Special Law Enforcement Officer (aka Special Police Officer) for the Township of  
Saddle Brook, effective September 4, 2018 and which shall expire on December 31, 2018. They shall  
receive compensation as prescribed by law.

Special Law Enforcement Officer (Class One)

Dated: September 4, 2018



ROBERT D. WHITE  
MAYOR

7. Mayor White

Re: Mayor's Appointment – Special  
Law Enforcement Officer

To: Council

Date: September 4, 2018

**MAYOR'S APPOINTMENT**

**APPOINTMENT OF SPECIAL LAW ENFORCEMENT OFFICER**

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:

Johnathan Estrella

as Class One Special Law Enforcement Officer (aka Special Police Officer) for the Township of  
Saddle Brook, effective September 4, 2018 and which shall expire on December 31, 2018. They shall  
receive compensation as prescribed by law.

Special Law Enforcement Officer (Class One)

Dated: September 4, 2018



ROBERT D. WHITE  
MAYOR



8. Richard Arango, Twp. Engineer      Re: Property Acquisition/Environmental Requirements 200 Saddle River Road and 15 Riverview Place

To: Peter Lo Dico, Twp. Clerk      Date: August 21, 2018

RE: Property Acquisition/Environmental Requirements  
200 Saddle River Road, Block 907, Lot 24 (0.25-acres)  
15 Riverview Place (Block 1308, Lot 7 (0.10-acres)  
Township of Saddlebrook, Bergen County, New Jersey

Dear Mr. Lo Dico:

**REMINGTON & VERNICK ENGINEERS (RVE)** is pleased to provide you with this proposal to provide environmental services for the above-referenced project. We propose to perform a Preliminary Assessment in accordance with current Technical Requirements for Site Remediation (New Jersey Administrative Code (N.J.A.C.) 7:26E-3.1-3.2 for environmental site assessments for all appropriate inquiries and to satisfy Green Acres/Blue Acres requirements. The Preliminary Assessments will include a site inspection, interviews with owners and persons familiar with the residential properties, a review of available historic records, maps, photos as well as a review of local, state and federal agency environmental records for the site. This information will be summarized in a Preliminary Assessment Report (PAR) in accordance with NJAC 7:26E-3.1-3.2. Services shall also include a property survey, metes and bounds description, and location of property corners of subject parcels for Green Acres and Blue Acres requirements. Specific survey requirements include standard detail requirements for all NJDEP Green Acres Surveys, including use of GPS and reporting of coordinate values. The survey plan serves as the compiled record of field conditions at the time of the survey and the corresponding metes and bounds deed description that calls for the survey, following recordation of the deed, removes the parcel from development pressure by assuring that it is preserved as public open space and requirements for acquiring lands per published standards required by the New Jersey Statutes Annotated (N.J.S.A.) 45:8-27 et seq. and N.J.A.C. 13:40-1.1 et seq., even when supplemented by the Minimum Standard Detail Requirements of American Land Title Association (ALTA) and the National Society of Professional Surveyors, Inc. (NSPS), i.e. ALTA/ACSM Land Titles.

The subject properties have three (3) areas that require special focus. These are summarized below:

- The eastern end of 15 Riverview Place is at the approximate boundary of mapped historic fill. RVE may be able to ascertain the presence or absence of historic filling on the property after the PAR is completed. The historic filling occurred when the Saddle Brook River was realigned during the turn of the century. If a determination of the exact historic fill limits can't be determined as part of the PAR, our services include a half day effort to delineate historic fill in accordance with N.J.A.C 7:26 C et seq.;
- A residential heating oil tank port was observed at **200 Saddle River Road, Block 907, Lot 24**. To this end, our services include excavation, heating oil tank cleaning, disposal, post-excavation sampling, restoration of the tank grave assumed to be located on the property and;
- Both properties will require the services of a qualified appraiser. The appraiser must be State Certified General Real Estate Appraisers, currently active and in good standing in the State of New Jersey, and currently on the Green Acres 2014 procured, approved appraiser list (as per RFP 14-X-23294) and copy of the appraiser(s) current, active license must be on file with Blue/Green Acres. The appraiser also has certain notification requirements. Our services do not include appraisal services, but we have factored time to coordinate our PAR and site investigation findings with the Appraisal Report and notifications requirements stipulated by the NJDEP Green Acres/Blue Acres Programs.

- These and other assumptions factored into the development of our scope of work are provided at the closing section of this proposal.

Our specific services include:

- PAR services will be provided for a lump sum fee of **\$4,765** for parcels located at **200 Saddle River Road** and **15 Riverview Place**, including purchase of the required database report, which includes database listings, aerial photographs, and Sanborn Maps (if available); and an environmental lien search for the subject property included in this survey. A visual inspection and walkthrough of the property will be performed prior to completion of the report. The PAR will be reviewed and approved by an in-house Remington & Vernick Engineers Licensed Site Remediation Professional (LSRP) and include all required forms. This report will provide a summary of the Preliminary Assessment process, including document and file review, interviews, site inspections, etc. The report will also include a detailed description of each Area of Concern (AOC) if discovered, its potential for having contaminants above the applicable soil cleanup criteria or groundwater quality standard, and if necessary, the recommended investigation for each AOC. Please note our scope of work does not include additional investigation of AOCs, which may be discovered during the Preliminary Assessment. A Remedial Action Outcome (RAO) will not be able to be issued until any additional investigation work, if required, is completed. If additional investigation is required due to the findings of our PAR, Remington & Vernick Engineers shall prepare a scope of work and cost estimate to address any required Site Investigation work not covered under this scope. RVE expects to complete the Preliminary Assessment project and deliver the final

summary report to your office within 30 days of written authorization to proceed. However, property file information requested from County, State and Federal agencies may not be received during this time frame and will be reviewed and incorporated into the report as an addendum upon receipt;

- Survey services will be provided for a lump sum fee of **\$9,500** for parcels located at **200 Saddle River Road** and **15 Riverview Place** for property surveys for both **200 Saddle River Road** and **15 Riverview Place**. Services shall also include a property survey, metes and bounds description, location of property corners of subject parcels and certification of elevation required for Green Acres and Blue Acres requirements;
- Environmental services provided for a lump sum fee of **\$1,280** necessary to Complete Blue Acres and Green Acres Forms necessary for both **200 Saddle River Road** and **15 Riverview Place**;
- An asbestos survey and lead based paint survey for both properties will be conducted at a cost of **\$3,200**;
- Historic fill delineation services necessary to conduct a site investigation for 15 Riverview Place for a lump sum fee of **\$3,400** since published historic fill mapping indicated the presence of historic filling associated with the realignment of Saddle Brook water course at the eastern end of Block 1308, Lot 7. These services include installation of four (4) to six (6) borings installed to groundwater assumed to be 12 feet below ground surface (bgs) and field screening of continuously sampled soils using a photoionization detector (PID) and classification of observed soils using Unified Soil Classification System (USCS) procedures by a soil scientist familiar with historic fill;
- Coordination survey work, historic fill delineation, PAR findings and UST closure with the Appraisal Report (by others), for a lump sum fee of **\$2,500** as necessary for both **200 Saddle River Road** and **15 Riverview Place**; and
- Project Management fees to coordinate the above activities for the Lump Sum fee of **\$4,500.00**. Services include attendance at three (3) meetings.

The total cost for **Property Acquisition/Environmental Requirements** required for Green Acres and Blue Acre applications can be performed for the Lump Sum fee of **\$29,145.00**.

Assumptions factored into the scope of work follow:

1. It is assumed that post-excavation sampling proposed for 200 Saddle River Road property UST removal does not indicate the presence of a spill or soils exceeding Residential Direct Contact Soil Remediation Standard (RDCSRS), Non-Residential Direct Contact Soil Remediation Standards (NRDCSRS), or Impact to Ground Water Screening levels (IGWSLs).
2. A 500-gallon Heating oil UST may exist at 200 Saddle River and as such is subject to the UHOT requirements of N.J.A.C. 7:26E-1.8. (A fill port was observed by RVE recently.) As such, the UST closure is not necessarily subject to LSRP oversight, or the requirements for a RAO issued by the LSRP. For these reasons, services do not include any underground heating oil tank closure services, such as tank shell cleaning, disposal of any residual product/residuals/tank shell, post excavation sampling, engineering, report writing and New Jersey Department of Environmental Protection (NJDEP) reporting and restoration any tank graves located on the subject properties.
3. This proposal assumes that the Township retains the services of an appraiser fulfilling the qualifications described in this proposal for both the 200 Saddle Riverview Place Property and the 15 Riverview Place proposal.
4. The barn located at **200 Saddle River Road, Block 907, Lot 24** will remain in-place and hence, no demolition specification is required.
5. A \$400.00 NJDEP report review fee is expected to accompany the underground heating oil tank removal report to the NJDEP. This proposal excludes the aforementioned \$400.00 report submittal fee and any other applicable NJDEP fees the Township may incur.
6. It is assumed that no evidence of free liquid oils, chromate-based production residues (COPR), volatiles detected by PID, or other obvious constituents of concern are observed during the preliminary assessment property inspection. If a spill from the heating oil tank is encountered or if historic fill is identified at the properties, the Hotline must be notified, and a Licensed Site Remediation Professional engaged. Our services include the necessary notification to the hotline, but no LSRP services. Proposals for these services can be provided, as necessary, and,
7. The Township provides RVE with property tax and ownership information and any relevant information pertaining to Township pursuit of any subdivision or development approvals associated with the properties.
8. The proposal assumes that engineering services do not include providing Demolition Specifications since we understand that these already for **15 Riverview Place** a demolition specification incorporating the Township already has these specifications including the standard "boiler plate" language required in the NJDEP *"Blue Acres Demolition of State Properties Pursuant to DEP Guidelines"*;

We trust the information provided meets your requirements for this project. Should you have any questions, please do not hesitate to contact Brian D. Gillen, P.E., LSRP at (201) 624-2137, Extension 2116.

**\* RAFFLES/APPLICATIONS**

1. RA# 1283 – American Foundation for Suicide Prevention – Prize Raffle
2. RA# 1284 – American Foundation for Suicide Prevention – 50/50

## **\* REPORTS**

1. Municipal Court Monthly Report – July 2018
2. Sanitarian Report – July 2018
3. Bergen County Animal Control – June 2018
4. Senior Center Monthly Report – July 2018
5. Grant Writer Report – July 2018
6. Construction Code Official Monthly Report – 2018
7. Property Maintenance Official Monthly Report – July 2018
8. Fire Prevention Monthly Report – June 2018
9. Tax Collector's Report – July 2018
10. DPW Monthly Report – July 2018
11. Water Billing Revenue Report – 2018
12. Tax Collector Revenue Report – July 2018
13. Engineer's Monthly Report – August 2018
14. Budget Status Report – August 2018
15. Hotel Room Tax Revenue Report – July 2018

## **OLD BUSINESS / NEW BUSINESS**

Councilman Cimiluca mentioned the holiday lighting and said since we've talked about it a couple of times, the wall at the cemetery on North Midland Avenue is in the process of being repaired. There's been subcontractor problems. Not only do public entities run into contractor problems, but private entities do. Hopefully that will be done before the next meeting.

Mayor White said through the chair, regarding the Route 80 overpass, he happened to agree with Mr. Sudol. That area is just very dark. People coming in to town from Essex Street, it's dark, it's dirty. There may be something – we will contact the state. Maybe there's something we can do – have it painted or have the art department in the school do a mural or something. It's just dark and dreary looking. It's not the nicest way to come into town and see that. I happen to agree with him on that, and I know the other location you were talking about. I think it's also the perfect location for a Welcome to Saddle Brook and a flagpole. He's referring to Saddle River Road just north of the overpass there – the entrance ramp to Route 80 West, that little block right there that the town purchased years ago from the state. It really would be a nice area for a Welcome to Saddle Brook sign and a big flagpole. That's something I think we should consider in the future.

Mayor White said the town is in negotiations with the owner of 55 Mayhill Street, which is the old Home Depot building to purchase that property. Historically, over many decades, the town has talked about but never acted upon a rec center, which is very near and dear to me. It's something I talked about when I ran in 2014. For years we've been talking about – we need a rec center for our children, and it's never happened. Since I was a young boy, it was talked about and was never done. Also another issue is having one central municipal office for all departments other than the police department and DPW. Saddle Brook, in talking to our town historian Mr. Lo Dico, who happens to be the oldest person, his name is on this building, the town has always been land-poor, and really we've leased various locations on a needed basis but never provided for the future. Although I got to say that over the past few decades with the leadership that we've had here, we have taken some steps to provide much needed facilities such as the town's first recreation facility, meaning Veterans' Field, which as we know we did a lot of work there initially. It was just a field, and we put turf there, and also now with the concession stand and the bathrooms. We also did a DPW facility – they were in a rented trailer. And then a new police headquarters, so we have done a lot of good things, I think, but if you look at this building, it was built back in the late 70s. This is our Town Hall, as we all know. But that was in response to – we basically got kicked out of 17 Platt Avenue. We were leasing there, and a new owner came in and terminated the lease.

The current Town Hall, right here has really never been large enough to house all the departments in one location. We have this location, we don't have all the other



departments. We have a number of the building department, and fire prevention are over at Coolidge School which we lease for a dollar from the Board of Education, and that was done back in the mid-80s, and we consider that a Town Hall Annex. So we're all spread out. At one time the water department and now the recreation director is over at Veterans' Field. It's a good location for him, but at one time we had the water department there so that was another location. Anyway, when the Home Depot closed, many residents approached myself, approached other Council members, asking us if we would consider purchasing it. An opportunity came to us, and we started discussions with the new owner, and we want to explore the feasibility of purchasing the property. I want the public to know that nothing is finalized, we're just in the negotiation phase, but it's something that I know myself, I feel very strongly about. I think it could be a good project, because it would fulfill a lot of needs, and I believe the Council favors it as well.

The property consists of about five acres with a 61,000 square-foot building and over 350 parking spaces. Our vision for the facility would be a civic/recreation center for all ages. This building is large enough and suitable to house, as I said before, all municipal offices, including all the offices currently at Coolidge School and the municipal court as well, which now is occupying a portion of the police station. Coolidge School would revert back to the Board of Ed, and I do know that they are in need of space, that's for sure. Also it would provide for a new fire house to replace Hook and Ladder on Market Street, a new ambulance corps building, and then because the ambulance would be over there, this building and the other building by where the fire department is, we could sell that municipal property which would offset some of the cost. That's basically it so far, and we will keep everybody aware and abreast of – as we go along, but I really truly feel that this site can be a homerun for us, and it could provide services for all our residents that they deserve and they expect. I'm excited about it. Again it's nowhere near finalized, but we are trying to move forward and hopefully we can negotiate a good price and a good deal.

Councilman Cimiluca said I'm 100% in on this. We've been talking about this forever. It's one of the things that people always say Saddle Brook gives us nothing. Saddle Brook gives us nothing. We've been proving that little by little, but this will go a long way not only to consolidate our municipal offices, give the ability of the board to have extra room to house whatever they feel is appropriate over there but also as a recreation center. When people come in to a town they're looking at – young people, they're looking for good schools, and they're looking for something for their children to do. It's almost a no-brainer. Obviously, money is a factor, but all of us are trying to be as fiscally conservative as possible, but the end goal is to consolidate our municipal services and provide a recreation facility for our residents.

Councilwoman D'Arminio asked if we had a rendering we could show.

Mr. Lo Dico said maybe for the next meeting.

Councilwoman D'Arminio asked if we could have that for the next meeting. Just to give us an idea of what it's going to look like and what it's going to include. I think that would be a good idea.

Councilman Gieriek said I'm definitely in favor of a new recreation center/municipal complex/fire department/ambulance corps building, but it has to make sense for all of our residents here, and we have to be conservative fiscally as well and take everyone into consideration. Nothing is carved in stone, but I'm definitely in favor of the new complex. Thank you.

Councilman Accomando said I am certainly for the project, not only for the project but I would love to be on a committee to help oversee the project work in the way that we would like to see it handled. I look forward to it. It's something for not only my kids but future kids or for their kids to be able to go somewhere would be nice.

Councilwoman D'Arminio said one other thing, it's a build to suit, so if it works out we would buy it from them, and they would build it, which I would hope would take much quicker. Then we're not building from the ground up. I think build to suit would be a lesser amount of time.

Councilman Cimiluca said my understanding is this isn't we buy the property, knock down the building and build something else.

Mayor White said that is correct.

Councilman Cimiluca said it's an existing building, and there would be modifications to it.

Mayor White said yes. That's what we are looking at.

Council President Mazzer said I of course am for it 110%. I think it's great. I think it will be an awesome project.

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

Motion: Councilwoman D'Arminio                      Second: Councilman Accomando

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

Mr. Ratajczak said there were still problems with the Mayhill Street Pump Station.

Mr. Lo Dico said it was a repair to the pump station. Mr. Ratajczak said I know, but a couple of months ago I noticed that we had two trailers on standby there, a pump truck. There's got to be issues going on, and that's another golden parachute that we keep investing money in. What actually is the problem? Can the pump handle it? Obviously it didn't handle Congress Street this last flood because Congress Street flooded.

Mr. Lo Dico said those are separate issues.

Mr. Ratajczak said I'm just saying that pump station obviously can't handle what's going on, and people in that area, Albany, Congress, Washington, they get the backups in their basements with the sewers. There's got to be problems, and we just keep going and going and going. This is a light one, six thousand, that's nothing. We usually go for 80, but – is it big enough to handle the load or is it not big enough? Or do we need another station? Should we look into building another pump station in that area to handle the load? Because that is a problem area. Saddle River Road can't take it, Fifth Street can't take it. What are we doing? We're just sending the water through the town and back up through the people's drains. It's a problem, Pete, and you know it's been a problem for 20 years. I don't know whether it's not big enough or whatever but it's just not – it's not right to keep putting money into it and keep having to repair it. And when you're a resident and somebody calls Town Hall and asks what's going on oh, nothing. And like I said, there was two tankers there pumping the stuff out because the system couldn't handle it. You've got to be honest. Just say look, we can't handle it. Don't use your washer, don't use your dishwasher, advise the people of that because if they think nothing is wrong, they're going full steam ahead in their house using all the appliances. You've got a reverse 911 or whatever to that are saying cut everything off, we're having problems. You just can't say nothing's wrong to the people when there is stuff wrong. And residents ride by and see the tankers. It's not normal for a tanker to haul their sewage away. We're doing dirt for \$80,000. I can imagine what that bill was to haul the sewage away.

Through the chair, Mr. Suarez said just so everyone is aware, this is not a situation caused by the Township, and we're looking into legal alternatives with regard to the contractor. I don't want to talk too much about that because it's a pending potential litigation matter, but we are exploring our options, and that is not something that was done by the Township.

Mayor White said through the chair, what Larry was referring to on Congress Street a few weeks back, that had nothing to do with sewage. That had to do with the flash flooding. It was water, it wasn't sewage.

Mr. Ratajczak said our infrastructure is so bad. Fifth Street is brand new and raw sewage by the liquor store. It mixes, it infiltrates. The raw sewage and the drainage mixes together. He's got the pictures to prove it; it's raw sewage coming up. If it was rainwater, it comes up, it goes down, fine, but not the other stuff. Mayor White said that's what was happening on Congress.

Mr. Ratajczak said but you still have that on Fifth Street, you have it by the park over there where you put that one bench, and you have it by the liquor store.

Mr. Emil Sudol referenced the resolution opposing the rate increase of Suez water. He said they're raising our rates again? Mr. Lo Dico said they're trying. Mr. Sudol said Oh my god! Didn't they do this last year? Mayor White said two years ago. Mr. Sudol said what does that mean what you're all trying to do here, petition them? I have no idea what that means.

Council President Mazzer said against the increase. Mr. Sudol said is there anything that we can actually do?

Council President Mazzer said we have the resolution, and there are other towns on board also, so hopefully there will be power in numbers.

Mr. Sudol said I saw even Hoboken was trying to throw them out because of all the water main breaks in that town. I myself use bottled water because the water really tastes terrible around here.

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

Motion: Councilwoman D'Arminio                      Second: Councilman Gierek

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

Council President Mazzer asked for a motion to adjourn.

Motion: Councilman Cimiluca    Second: Councilman Gierek

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

Meeting adjourned at 8:05 PM.

Respectfully submitted,

---

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

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Florence Mazzer  
Council President

Approved: October 4, 2018