



Ms. Josephine Barisi of 273 Third Street mentioned the traffic light on Route 46 and North Fifth Street. She said I know this is not a Township issue that it's a state thing, because I have come before the Council many years ago about it. It has gotten worse. If you can send any officers to check the situation out or tell me who I can write to or you guys can do something about it. It's so bad. You can't even make a left hand turn there. People are just going right through the light, right passed it, right through the red light. I come down Jefferson sometimes, and you can't even get through there. I was just wondering if anybody could look into that situation. There's going to be an accident there some day. It's going to be really bad. I've almost been hit many times. Whatever can be done, if you can look into it, I would appreciate it.

Mayor White said it is a state issue, and you can contact our State Senator and our Assembly people. He asked Chief Kugler to address the issue.

Ms. Barisi said let me know. I can get people in my area to write letters or whoever we can contact.

Chief Kugler asked if this was the left turn going across Route 46. Ms. Barisi said yes, early in the morning it's a mess. People going to Franklin School. I avoid it at all costs. I try to go Outwater Lane to get to school. People try and make the left. You can't make a left there, and it backs everything up onto Fifth Street in both directions.

Chief Kugler thanked the Mayor and Council. He said I live right around the corner from that traffic light, and I can tell you that Fifth Street backs up on the north side. It backs up on the south as well but going north is worse. That traffic light is on a cycle, so at say 4:30 in the afternoon Monday through Friday, the priority is to clear Route 46, and that's the reason why sometimes – there are people that told me the cycle is only lasting about 8 to 10 seconds for traffic on Fifth Street. I know the problem exists. We spoke to the State authorities on it, the DOT, and they came out many times and said it's operating in the right function.

Chief Kugler said I understand the conflict there for our residents that want to cross 46. It's been a problem for years. I guess all we can do again is notify the DOT and ask them to come out and take a look at that one more time and at least come up with some type of answer where we go from there.

Councilman Cimiluca said I brought this up last month. I was approached by someone with the same concerns as this resident, and the solution that he proposed was to see if there can be a left turn only signal going in both directions.

He said my concern was, I don't know if anyone did, but to approach the state and see if they can do a study... even if it's a 10-second left turn signal for both directions, this way we can clear out five or ten cars at least at some point, and then you might get a little more movement there. I'm sure if the state does come in, we will do whatever we have to do to assist them and alleviate the concerns. I don't know if this was coming northbound.

Ms. Barisi said it's both ways. Councilman Cimiluca said that's a possible solution, and I will put it out there. We should get in touch with the state. I'm not a traffic expert, but it doesn't seem like it takes a brain surgeon to figure out. If you can clear the traffic with left turn only, clear the traffic.

Chief Kugler said one light going east, one light going west, both in Elmwood Park and in Lodi, similar. It's exactly what you said where they allow one side to come over first then the other side. Fifth Street seems to be behind the times, but hopefully that can be a suggestion we make to the state authorities.

Mr. David Tudolitch of 550 Fairlawn Parkway thanked the Council for all they do. He said I know you guys get a lot of complaints, but I've been living in this town three years, and I've had nothing but great experiences with you guys, the police department as well on response. Coming here today to talk a little bit about the traffic and the speed of traffic on Fairlawn Parkway. I recently had a car, and I have it on video, driving up my neighbor's front lawn and crashing into a fence, and I

also have on video a bus going 25 miles an hour and a car passing it in the left lane. I have to say, the cops are always there. They do a fantastic job, but the solution isn't having the cops there 24/7. The solution is working with a traffic council similar to like we have in Woodridge where I came from. Don't know if there's one in town here but putting together something that is a more permanent fix than having those police officers there all the time. I am the guy, if you guys know, that spent \$2500 on a speed radar because my kids are worth way more than that, and something needs to be done because it's just been out of control lately. I'm here to help. Whatever I can do to help. It's not just going to be you guys, it won't just be the cops, it's us all coming together to figure something out.

Mayor White said I know the police have been active there especially in the last month, and we had that one incident where the child was struck that was crossing the street. I don't know if you're aware of that. He then deferred to Chief Kugler and asked him to let us know what the police have been doing.

Chief Kugler said I've seen the video of the boy struck. Was that your video?

Mr. Tudolitch said the video of the car passing the bus and the video of the car at two in the morning on my neighbor's lawn. Chief Kugler said he had seen video of the boy struck by the car, and it was a horrible scene. Our thoughts and prayers are with that family and not only with the family of the boy but the person who struck him. Fairlawn Parkway is a problem because it's so wide. Fair Lawn has probably most of it, but we certainly have one third or more of that problem, so we're working together with Fair Lawn as well. I just came back from a police conference, and I'm going to recommend this to the Mayor and Council to get these speed radar boxes that get mounted permanently with a solar attachment. It basically shows your speed, and if you're going over 25, as soon as you reach 26 it will flash Slow Down, Slow Down, Slow Down. Garfield has them throughout their city. They're about \$2500, and that's not a lot of money to commit from the Township to put on a certain roadway whether it be Fairlawn parkway, President Street, all the other streets that we're talking about where we have problem speed. But Fairlawn Parkway is certainly one of the roadways. I live on Fifth Street between Route 46 and Market. You can easily say they travel in excess of 40 miles an hour, so we understand the problem. From the police department perspective, I can tell you that our patrol captain is on top of this matter with his patrol officers. They've been out there a lot, but just like the gentleman said, we're not out there 24/7, and probably like cell phone violations, they happen every day, and maybe every minute of every day along our roadways as well as all the roadways. We're on the matter, and we do care and certainly our thoughts and prayers for this family, this young boy that was struck. I understand the problem, and we will be hopefully addressing it to the Mayor and Council in due time about getting those boxes out there. We do have the mobile box we put out, but I think this permanent one, stationed on certain areas that have habitual speed problems like Fairlawn Parkway, I think that will help let the motorists police themselves so to speak.

Councilman Cimiluca asked what streets Mr. Tudolitch was near on Fairlawn Parkway. He said he lived on Wilson which is a problem street as well. Where it bends around. He said Mr. Arango just told him we are doing a project on Fairlawn Parkway and suggested possibly including those boxes that the Chief referenced as part of the grant application to do it at the same time, since we are going to be doing paving on Fairlawn Parkway, and perhaps we can incorporate this. I think it's a great idea by Mr. Arango.

Mr. Tudolitch said right by the memorial there are no signs. You don't know whether to yield, to stop, to go. I should have come a lot earlier. When I first moved there, my mother was walking across the street and just because of all the traffic she started running at 70 years old, fell, had a concussion as well. Was it the car's fault? Not necessarily, but the vibe you get on that road is it's a speedway. At the end of the day, we know it's not. A lot of times it's people in town, so it makes it tough. You pull someone over, and they live right up the block. So, people in town got to know themselves. One other point to add, the UPS trucks as well. They drive the fastest out of anyone going up and down Fairlawn Parkway.

Ms. Donna Hernandez of 145 Wilson Street said I was here before about my situation on Wilson Street. I'm right off Fairlawn Parkway, and they just come zooming down. We had a speed box, but it worked a couple of days, then it didn't work, so I don't know. I don't know if this is falling on deaf ears, but I'm here to support my neighbors too because this is getting really bad. Someone needs to do something. I don't know if it's in town or the county or what, but Wilson Street, it's a through street, so they're just coming off, and we have a lot more kids on our block, and it's really dangerous, and the child that got hit, I live right adjacent to him. It's a terrible thing, and we need to get our heads up on it.

Mr. Tom Mudzinski of 144 Wilson said I just want to back up what my neighbor said. I've been there four and a half years. Speeding has been a problem coming off Fairlawn, coming across from Midland. I've got two kids, there's a bunch of kids on the block. There's a bunch of people on the block, and it's a dangerous street being close to Fairlawn Parkway. The police have been fantastic with response, but again, they're not there 24/7. If we can do something to figure out how to remediate this problem, I'd really appreciate it.

Mr. Joe Camilleri of 289 Albany Street said it's with great sorrow that I have to come and speak here to defend myself, but once again mud gets flung on the wall to see if it sticks. It's full of lies and many facts left out. What really should be said are the things that you have done for Saddle Brook. That's what we really should be speaking about, and as for myself, I could speak up here for hours and hours, but I know we have a 3-minute time limit. Dave, I don't think you could speak up here for three seconds. Sorry, Karen, I would need quite some time to tell everybody what I've done for Saddle Brook over my lifetime in this town. There's quite a few things, quite a few projects, quite a few recreation things.

Mr. Camilleri said it is sad. Mayor Bob, real quick and to the point, you have become a very tiny man. You should be ashamed of yourself. You disrespected all the men and women in our armed forces by trying to use my son as a political football. And another thing which is very shameful coming from a mayor, and I was at the meeting to testify and witness it, where you threatened and bullied a woman in town and you did it without any remorse. You did it without saying you were sorry. It's shameful. One question I have for our attorney with this whole deal, the whole anti-nepotism ordinance. I feel you didn't represent me, represent myself one little bit. Other ordinances that were passed in this town, other council people were grandfathered in, and everybody moved forward. I was a sitting Council person when this ordinance was put into play, and I just feel you didn't represent me at all.

Mr. Camilleri said Dave, a few questions for you. When I ran with Ms. Mazzer in the last election, I asked you to run with us, correct? Correct? I asked you a question, correct?

Councilman Gierak said you have your three minutes. Mr. Camilleri said I just want that answered. I want that answered, Dave. Councilman Gierak said I won't waste your time. Mr. Camilleri said you're not because it's a simple yes, and Ms. Mazzer you can attest to it.

Council President D'Arminio said Mr. Camilleri's time was up. Mr. Camilleri said that was quick, and someone else said they let the other people speak. Mr. Camilleri said yeah, I know.

Council President D'Arminio said time is up. Time is up. The chief responded to a question.

Mr. Camilleri said I thought they went way past the three minutes.

Mr. George Luis of Garden Street said my question is for David Gierak. David Gierak, last month you stood here after I spoke, and you said to everybody in this room that you backed up Dr. Katz on everything he did with my son when my son was threatened by another student with a gun, okay, so I'm here to follow up with that, what you said.

On your Facebook page there's a gentleman that posted on your council page, okay, he posted that – I'm going to tell you exact words, reference to TV council meeting, "Dave and entire BOE handled subject complaint best they could for both parties involved, was thoroughly investigated. DG did no wrong despite TV accusations." My question to you is this, my friend, is this gentleman by the name of Charles Hossas, is he part of the school board? Is he part of the school district? Is he part of the Council?

Councilman Gierak said not to my knowledge. Mr. Luis said, so why is he posting on your page that he knows what happened in my son's investigation? Is it or not privacy? You're supposed to give me my privacy, right? Because when I asked you about the other student, you never gave me any information, correct? So why is it that your friend is posting on Facebook that he knows exactly what happened to my son's case? Do you sit around on the weekend and have coffee and talk with your friends on what goes on in the school board or in the school district or in the town? Answer me!

Councilman Gierak said absolutely not.

Mr. Luis said so how does he know you handled the investigation correctly?

Councilman Gierak said you would have to ask him.

Mr. Luis said okay, I'm going to have my attorney call you and ask you. And him. Okay? Again, you did nothing for my son, and whoever doesn't believe me, they can google my name, George Luis, and it will come up, plain as day, a video of Dr. Katz saying how he messed up on my son's situation, and you still have the face to sit there and look at me and tell me you backed him up 100%? That's the integrity you're bringing to this town? Really? You couldn't back my family up when my kid – or protect my son, and you still have the face to sit there after a meeting and say you backed him up? Really? That's the type of guy that's running for council? Again, you will not get my vote or any vote from any of my family members. You know why? Because you're no good for this town. I'm going to let you know something, Flo Mazzer, your grandson was a gentleman. Your grandson stood up for my son when my son was threatened by a gun, and I just want to say thank you very much, you guys did a great job raising that kid. He's a beautiful child, and you my friend, I have nothing else to say to you. Have a good night.

Ms. Bidyami Luis of 53 Garden Street said I'm just here to support what my husband said, however I just want to make something clear. When our problem occurred, and I stood before the Board of Ed, and we had a closed meeting, and I looked at Dr. Katz, and I looked at you, and I looked at everyone there, and I told them we were as transparent as daylight. We continue to be as transparent as daylight. There are people that are talking about how we might just want five minutes of fame or whatever. I don't need the TV. I don't need the people. I know what I say. I stand by what I say because everything I say can be followed up on. The media, just to let everyone know and make it clear, there is nothing the media stated that they did not have proof to speak about nor that they were not told by us ourselves. Just like I presented proof to you and the board at that time, the proof of how badly this was taken care of. I have very few of the board members by the way, just apologize for their mistake, for their lack of action, but just like I proved to the board how the handlement between the lieutenant at that time that took the report, the school and everybody else, I can prove that to anyone who has to question anything that we're saying here, and I'm going to say it again. You, sir, cannot protect our children. You are not here, never have you been here for our children because you left the Board of Ed again, again. You're not going to protect the people of Saddle Brook because when something better comes up you will leave this here just like you left the Board of Ed to be here. So, it's sad to know because I'm sure that you have a family of your own, but then to sit there and allow you to take off my post and respond to your friend's comment, it's pretty like, you know, disgusting, but it's okay. It's your conscience, not mine. Mine is very clear. I don't walk underneath a gray cloud, sir. Thank you very much for your time.

Mr. Kevin Hickey of 270 Madison Avenue said I'm supporting Joe Camilleri as you all know, and nothing against Dave. I was going around, I'm handing out different brochures and different things like that, but what I come up with. I see over here behind the Saddle Brook Diner a big Gierak sign, and my question was, is that town property, and why is that sign there? The other thing – there's a bunch of them by the target range where the police do their shooting over there. I see another sign there. I'm not sure how this takes place, also by the Saddle Brook Mall, it looks like state property. There's another sign there. There's a couple of different houses. I was handing out brochures, and there were signs there. It looked like the houses were ready to fall apart. When I looked them up on Zillow, they seemed to be in foreclosure. I don't know how you put a sign on a house that's in foreclosure. These are like strategic spots. Also, by the railroad, as you're coming down Midland Avenue by B&G lighting, there's another sign there. How do you put a sign there? I just don't get it. We talk about integrity and different things like that. Shouldn't you be putting signs where you're asking people where you should put a sign? There was another spot as a lady when we were handing out the brochures, she had asked was this our sign, and it happened more than once, and we said no, and she said, well how did you get permission to put a sign? It's not our sign, it was your sign. So, I don't know how the signs are even going about, but there's so many different spots. Another spot was by the cemetery on the Catholic side. There's another sign. Did you really ask the cemetery people to put that sign there? I understand. I love the fact that when you campaign against each other, it's the spirit of Saddle Brook to do this, but not when you break all the different rules. I don't think you're allowed to put signs on all these different locations. I don't know what it is. Are you putting the signs up yourself, or did you hire a construction company? I don't know what you did. I think it's got to be pulled back. You're putting signs in strategic spots. Joe isn't doing that because he's following the law. You're not following the law, so everybody sees the sign, so it makes people think ok Gierak Gierak, and I know that's how it works, but you've got to think about what you're doing, Dave, it's not right.

Mr. Larry Ratajczak of 92 Claremont Avenue said once again Council President D'Arminio, remind you that you did campaign on no time limit up here, and you once again went back on your word, and you also can't let people speak up here longer than three minutes and then try to limit the other people to the three minutes. If it's open, it's open. The other thing, you have to do some more homework because you almost speak as much hot air as your husband. You got to know the facts about when the prisoners are coming to work, and don't give people false hope and stuff like that. You know nothing what goes on up here. You've done nothing for your time up here, and it shows in your work up here. The other thing is when you send a guy up here next time to talk, Councilman's ex-husband, try to write it down for him so he remembers, so he doesn't look like a dummy when he doesn't know what kind of class we need to attend. You send your own people up here. You know what I mean? Obviously, they don't know what they're talking about.

About the nepotism and Mr. Camilleri, Mr. Ratajczak said that ordinance could easily be amended to take the Civil Service part off of it. That's what the fight is about, but once again I will tell you. You were against the Kuglers for that ordinance, and that's why that ordinance will never be amended. There's no problem with the nepotism. Take the Civil Service out of it, and we wouldn't be in the position that we're in right now. But you have a vendetta against the family, and you will not remove that, and that's the reason why that was put there, and Joe was against it. He voted no twice against it. So, when you put your letters out and all of that, make sure you mention that. That he was against it two times. And finally, he agreed under the pressure of the deal-making that you people make up here for other things, and like I said, other people were grandfathered, Cimiluca, Mazzer, for benefits. Camilleri was a sitting councilman. Why wasn't he grandfathered in so the Civil Service wouldn't affect him? You people take each other's backs? I don't think so. Like I say, you put knives in them. That's what you do.

Mr. Ratajczak then said the other thing I'm going to talk about is we had a robbery and an attempted robbery on my block on Claremont. I know it's not this woman, but there is a homeless woman who walks up and down Market Street, and she's sleeping in the bus station by On the Spot. My son takes the bus in the morning at

7 AM. You can't go in there. The smell is atrocious from urine and everything else, and she's living in there. Can the town reach out and give her some kind of help? Because once we get one person, we're going to have two, we're going to have three, we're going to have a village of them sleeping over there. We need to nip it in the bud right now, get the lady some kind of help. I think that was the woman almost hit by the train, and now she's all the way down here at the other end, and she sleeps there every night. Get her into a shelter or do something.

Mr. Ratajczak added the next problem that I see coming up is the gas station on Pehle Avenue. They're parking on both sides of the street. It's a heavily travelled, traffic, and it needs to be done.

Council President D'Arminio said Mr. Ratajczak's time was up.

Mr. Emil Sudol of Van Luyn Terrace said he was confused and didn't know if he was at a Council meeting or a Board of Ed meeting. He said my favorite topic, Fifth Street. I know that you guys had Passaic Valley come in and clean out the sewer lines, and by the way, it rained like hell last week, and it didn't flood. Awesome, I'm very happy about that. There was an issue with the grease traps at the restaurants in town? Did we do anything about that as far as inspecting the restaurants to see if there is an issue with them dumping oils and stuff which is causing most of this stuff? That's one question I had pertaining to Fifth. The second issue is, I know that the entire length of Fifth Street is supposed to be paved from Market to Outwater Lane. That's supposed to be going out to bid or whatever shortly. You guys, I counted – I had to do this recently - there's five trees on the entire length of Fifth Street. When you guys pave it, do you have any plans on planting some trees on Fifth Street? Because there are none. There's five, and those were homeowner planted trees way down at the other end near Outwater Lane. From Market Street all the way down past 46 there are none. Just something I thought it would be a good idea to look into doing.

Mr. Rich McKay of 224 Evans Place said I'm here to support Joe Camilleri. For twenty years we've been almost best friends, and I've coached many sports with the guy. He's an upstanding person. He's a great friend. He's a good father and he was a great Councilman when he was on the Council. He did very good things for this town. I know he was the go-to guy for Veterans' Field when we were putting the turf in. I know a lot of people leaned on him for his advice due to his experience with the recreation department. Like I said, he was great when he was on the Council. I think if he does get back on, he's going to be just as good as he was the first time he was on the Council. As far as my opinion, I did not read this nepotism ordinance. In my opinion, as a former military guy and current member of the state police I just think that that's pretty disgusting that anybody that goes through the Civil Service process and gets a position because of his score; that is not preferential treatment due to a family member holding a position in the town. That's all on what the kid did, and it shouldn't be held against him or the family. It's my opinion. Thank you.

Mr. Dave Saunders, a former Saddle Brook resident, said he was here to talk about – what he has seen Joe do for the community. He said I coached wrestling with Joe for many years. I've seen Joe involved in baseball, football, as well as Cub Scouts. I think what the Council has been doing here for the past couple of years is phenomenal. You guys have made so many improvements. I think you guys are doing a great job, and you really have moved it forward, especially in the recreation department. I look at Joe as someone who did that, who is part of that. I seen all the hours he has put into the programs, completely selfish [sic]. He was not there like every coach is for his boys, he was there for everybody. I don't know David. He may be a great guy. I'm not here to talk anything ill toward you. I just know that Joe Camilleri, great guy. He's put a lot of effort into this town, and I hope to see him on this council again because I know what he has done and listen, you have all been part of that, and I think what you guys have been moving towards has been great, and I hope to continue to see that, and I just want to let everyone know how I feel about Joe Camilleri.

Mr. Suarez asked Mr. Saunders to give his address for the record.

Mr. Saunders said 595 Concord Avenue in Washington Township.

Ms. Sylvia Zottarelli of 232 Lanza Avenue said I was up here last month, and I will stand by what I said last month because when you're a month later or a week away from election and the mudslinging is disgusting. I have the utmost respect for everyone up there. I just am so disgusted and appalled by the stuff that I've been seeing, but that being said, that's my own thing.

Regarding the sign issue, Ms. Zottarelli said last year my husband ran for Board of Ed. There were a lot of issues with signs disappearing, who was taking them. I'm not accusing anybody, but is there any way the town can put an ordinance in place that people have to give sign permission so when someone asks, Mr. Gierak, did you put that sign there, you have something on paper? Yeah, that person said I could. And it would eliminate a lot of the illegal signs, or whatever you want to call them, being put in strategic places like Mr. Hickey said. Don't know if you can do that, but that might solve the problem.

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

Motion: Councilman Accomando

Second: Councilwoman Mazzer

Councilman Cimiluca - yes

Councilwoman Mazzer - yes

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio – yes

## Comments

Councilman Cimiluca said at the work session today the engineer introduced some change orders on the construction for certain things that apparently, we started but now the code has changed, so we're working on that, and we have authorized, or we will be authorizing additional funding for that. I think we're at the point where we are ready to buy the kitchen equipment for the snack stand. It's going according to plans, and we are bringing back the original concept which was the tables on the high spot where you can sit there, enjoy the game. We really don't want people eating on the field or in the stands, so we want you to sit up there and you should have a good view and it should look, according to the original plans, look beautiful, and we expect it to be just as beautiful.

Regarding the senior center, Councilman Cimiluca said they just dropped off plans, so if you want, you can come to Town Hall for the proposed construction of the senior center. It is construction drawings, it's not really a rendering of what it's going to look like. It's construction drawings, but if you are interested and you know how to read these things, they're here, so you can take a look at them.

Councilman Cimiluca also said we talked at the work session also because the chief and deputy chief and some battalion chiefs came by and were talking about the equipment. These fire engines are a little different than your home cars because they basically just go on mileage. You get 150,000 miles; it might be time to change. Here we can have a fire truck or a police car for that matter that's 20,000 miles, but they go by hours of use because at a fire they're not traveling around in circles. They're there for three hours, the vehicle is operating for three hours even though it's not moving, there's not one mile on it, it's by engine use. It's by hours, and what we plan on doing, I've mentioned it to the Council, there was absolutely no disagreement on this, that we would like to view a plan whereby our equipment is always up to date like we're doing with the police vehicles, like we're doing with the road pavings. You can't just do them all at once. We're a little bit behind the times, but we are catching up so that this way over four or five years, however it turns out, we will be getting a truck to replace an older truck which would be at or beyond it's useful lifespan, and this way we can always have a piece of equipment, and as we finish, it would just be a continuous exchange of old

equipment for newer equipment. I think that's something – that's one way to do it, shame on me for not doing this before, but I think we will accomplish that like we're doing with the police vehicles.

Regarding grease traps, Councilman Cimiluca said we're working on the ordinance. There are other ordinances in other towns that we can go by as a template, and this way it will be codified that they have to do certain things. They have to install a certain kind of equipment in their restaurants, and we contract out with the County Board of Health, and they will be able to inspect them, and if they're not in accordance with our grease trap ordinance, they will be fined, and the fines will come back to Saddle Brook. We're not really worried about the fines. We're worried about not having a situation like Mr. Arango had said where there are basketball sized balls of grease that were stuck in our sewers and causing problems, and Mr. Sudol had indicated that during the last heavy rainstorm there wasn't – I'm not going to guarantee that it's never going to happen, but it's a good sign that in during this recent work a relatively heavy rainfall did not result in some flooding.

Councilman Cimiluca said there was some concern that I see on Facebook, what's happening on the Terra Mini Mall, Market Street and Fifth Street shut down, there's a thousand vehicles apparently with all kinds of flashing lights, so if Mr. Arango could go into that and tell the residents what exactly was happening over there.

Councilman Cimiluca said somebody came up a couple of months ago, and they asked if Saddle Brook was going to be a sanctuary city, and I guess I poo-pooed it and said are you kidding me? But now somebody says New Jersey is going to be a sanctuary state. In light of what's happening out there, if somebody wanted to know my opinion on that, my position, hell no. Saddle Brook is not going to be a sanctuary city, and if I get my wishes New Jersey will not be a sanctuary state.

Councilwoman Mazzer thanked the fire chief for coming in tonight and said we're more than happy to make the investment in the fire department, and we appreciate everything they do. She thanked him for the education and said we will move forward. She thanked the police and fire department. It seems the last couple of weeks there have been major emergencies on Market Street, and you guys have handled it amazingly well. Thank you for all your service.

Councilwoman Mazzer congratulated all of the participants of the Halloween decorating contest and said there are some amazing sites out there, and I'm sure Christmas will bring the same. As far as the traffic bot, the flashing. I said that months ago. I've seen that on Harrison Avenue in Garfield. It is a deterrent. I know firsthand. I did slow down. I think it's an awesome idea. I think it will be a great investment on many of the Township's streets, and I would be happy. Whatever we need to put in the budget to move that forward.

Councilwoman Mazzer said, Ms. Barisi, we appreciate your bringing up that traffic light again. I've been in that cycle four or five times, and we really need to move forward.

She added on a final note, I'd like to wish everybody good luck in the election. Elections are never easy. They call it the silly season. It's not so silly sometimes. I believe everybody has their heart in the right place, and I wish everyone good luck.

Councilman Gieriek said Saturday we had our Trunk or Treat. He thanked Shannon Accomando and Wal\*Mart for donating all the candy and said on Saturday night at the VFW we had Drums from Heaven. Mr. Hayes came in last month and spoke about it. It was a fund raiser for Joanne Brendel, and it was very successful, a very very nice event.

Councilman Gieriek said in regard to some of the comments that were made tonight, last month I addressed them as well. I would like to add the Saddle Brook Police Department was also notified and thoroughly investigated in regard to any threats. At no time did I feel that the staff, the students were in danger because if they were, the school board as a whole would have done something about it.

Councilman Gierak commented on the signs. We have signs going up all over town obviously. We have a lot of volunteers doing that. Some of the addresses Mr. Hickey mentioned I will look into immediately. In addition, I would like to wish everyone a Happy Thanksgiving. Thank you.

Councilman Accomando said Karen didn't mention the inmate issue. It wasn't Karen that mentioned it, so it's not on her lap to mention the inmates being utilized and giving false hope. I want to clear that up. I would like to thank all the volunteers in support of the Trunk or Treat. It was a great event. Wal\*Mart was there – not only was the manager there, but he had four employees handing out candy as well as 24 cars, so that was great. All the parents that took time out of their weekend making those kids happy. It was great. We had 300 children that showed up for candy, which was fantastic. I'd like to thank Christine, great help, Karen, great job, my wife. And I just look forward to the continued success of the Trunk or Treat. It just gets better every year.

Regarding nepotism, Councilman Accomando said I feel the nepotism ordinance involving the police is unlawful, and we should revisit it. Saddle Brook residents should be given the choice to elect a qualified candidate representing their best interest. Like my counterparts, they endorse an individual. Me personally, I will be voting for Joe Camilleri on the 7<sup>th</sup>. Happy Thanksgiving and have a good night.

Mayor White said Joe, I'm sorry that you feel I'm a small person, but I happen to agree with most everybody here that came and said nice things about you. I think you're a good guy, and I think you were a good councilman. It's never been about you, Joe, personally. I've been firm. We've had discussions you and I about this after you resigned. It's not personal. I just disagree with you wholeheartedly about you running. That's my issue.

Mr. Camilleri commented from the audience, and Council President D'Arminio called for order and said it was the Mayor's turn to speak.

Mayor White said I think I have been firm all along about this particular issue. I do not disrespect your son. I happen to think he's a fine young gentleman. I was proud to hire him, as I was proud to hire the others that were ahead of him that were hired as well. I feel that he's not being used as a political football. I think Joe running is opening that up, so that's just my feeling on it, and here's the other thing, last month Joe had said to me that I might not be up here in the future. I don't think, Joe, that you get it. I think the issue is, it's not your son. The issue is we have the anti-nepotism ordinance for a reason, and it doesn't have anything to do with your son being an employee. It has to do with you, or any elected official or any department or division head, that has influence and I'm not even saying that, Joe, if you're re-elected. I don't want to get into Civil Service because then we could be here all night, but what I am saying is, what I feel is that the potential. I'm not even saying that Joe Camilleri if elected will use his influence, but the potential is there, and I've seen it happen with other people. So, with that being said, that's my feeling on it.

With regard to the homeless woman and the gas station Mayor White said that is currently being addressed, so we got several complaints about that. Thank you for bringing that up.

The Mayor said CFO Ray Carnevale, our bond counsel Steve Rogut and I went to the New Jersey Local Finance Board meeting on October 11<sup>th</sup> where the Township's application to bond for tax appeals over a six-year period was heard. Our professionals did a fantastic job, and our application was approved, so we have a six-year time period to pay that off which really helps us out and helps the residents with taxes. That was quite an experience, and they did a fabulous job.

The Mayor thanked Fire Chief Dickman and Assistant Chief Sloma for coming up here tonight earlier at our work session. He said safety is paramount, and we as a governing body, I feel I speak for all of them, we want to do what's right, and we want to provide you with the necessary equipment and apparatus so that all the fire fighters in the community are safe. It was mentioned by the New Jersey DOT

application for 2018 – there's a special application which I think we're eligible for trucks heavy trucks and freight. The town engineer will be submitting this application to the NJDOT. The recommendation of the Council was to pave Mayhill Street between Market and Susquehanna railroad tracks.

Mayor White said he spoke about the Community Development Block Grant last month. We did receive notice from Federal Housing and Urban Development that we were approved for the \$180,000 grant funding for our senior center clerk position and also Phase III of the drainage improvements on Liberty and North and South Leswing area.

Mayor White said, the engineer spoke about the Veterans' Field concession stand and bathrooms earlier at the work session. This week we got some productivity – the roof trusses were delivered, and they're being installed. This project is moving along nicely, and I think we will finish in time. The permit and license fee ordinance that we spoke about, that we're going to vote on, this is for township fees for permits for applications, and it hasn't been revised in many years, so all that was done was the fees were reviewed along with the department heads' recommendation to make it more up to date.

The Mayor added we have a resolution on tonight for Drive Sober or Get Pulled Over. The police will be out this holiday season enforcing DWI laws, so please drive safely, and don't drink and drive.

He said the Mayor's Youth Group had a fund raiser on October 3<sup>rd</sup> 2017 at McDonald's where a portion of their proceeds were donated to the Mayor's Youth Group. We collected \$225, which should pay for a plaque for the park bench at Kern Street Park. We still have leaf bags. Town Hall will be open for residents to pick up the bags on Sunday November 5<sup>th</sup> – this Sunday and Election Day, Tuesday November 7<sup>th</sup> from 7:00 AM to 7:00 PM.

Mr. Lo Dico clarified Sunday from 11:00 AM to 2:00 PM not 7 to 7.

Mayor White noted we had the Senior Halloween party at the VFW. Many seniors came in costumes, and it was a nice night of fun. I want to thank Que Pasta, Mucci's, Frank's, and the Golden Pub for donating food. Trunk or Treat was a great event. I want to thank all the families that came out and those who sponsored the trunks. Also, Wal\*Mart for donating a good portion of the candy. That was very nice of them. Special thanks for Projects and Activities Committee chairwoman Shannon Accomando for planning and organizing the event along with Christine Genuario, Council President D'Arminio and also Councilman Accomando. Drums from Heaven was a very nice event for JoAnne Brendel who volunteers and takes many of our photographs at township events. It was a very nice event. Tommy really goes out of his way for all good charitable causes.

Mayor White congratulated the Halloween decoration contest winners and thanked all the residents who participated. We have some upcoming events – the Veterans' Day ceremony on Saturday, November 11<sup>th</sup> at the VFW circle at 11 AM. We have the Holiday Tree Lighting on Friday November 24<sup>th</sup> at 6:00 PM at Town Hall. Immediately afterwards we're going to have the Christmas party at the Saddle Brook High School municipal gym.

Mayor White then mentioned we were ranked in *Money* magazine as the 24<sup>th</sup> best place to live in the United States, which is quite an honor, and this week there was an article on NJ.com which is the *Star Ledger* that we have the tenth least violent crime in NJ out of 570 something towns. We're tenth least violent crimes. So, I thank our police department for that and all our emergency services. Happy Thanksgiving to everyone.

## ORDINANCES

- 1. ORDINANCE #1632-17 – FINAL READING  
REFUNDING BOND ORDINANCE PROVIDING FOR THE FUNDING OF \$2,024,753 OF A \$2,107,367 EMERGENCY APPROPRIATION FOR TAX APPEALS IN BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE ADDITIONAL SUM OF \$75,247 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$2,100,000 OF BONDS OR NOTES TO FINANCE THE FUNDING OF SAID EMERGENCY APPROPRIATION AND ADDITIONAL APPROPRIATION**

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

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

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

**REFUNDING BOND ORDINANCE PROVIDING FOR THE FUNDING OF \$2,024,753 OF A \$2,107,367 EMERGENCY APPROPRIATION FOR TAX APPEALS IN BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE ADDITIONAL SUM OF \$75,247 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$2,100,000 OF BONDS OR NOTES TO FINANCE THE FUNDING OF SAID EMERGENCY APPROPRIATION AND ADDITIONAL APPROPRIATION**

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 Mazzer

Roll Call:

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

Mr. Larry Ratajczak asked when we would be finished with these tax appeals. This \$2 million is for old tax appeals? Council President D'Arminio said to-date. Mr. Ratajczak asked when are we going to be finished? We've been getting told for years that we're cleaning up, cleaning up. Are we done?

Mr. John Bang said this money is to pay off a number of tax appeals that have already been settled. When I was appointed earlier this year in January, I did a status report, and as of February 1<sup>st</sup>, we had 171 pending separate docket items before the tax courts. Now it turned out a majority of them had already been settled by my predecessors with the approval of the Township's expert appraiser and the Township Assessor. But for some reason the resolutions approving these settlements were never issued or forwarded to this body. So, what happened is when I took over, there was a two-year back log, and the tax court judge who was handling Saddle Brook matters at the time basically was forcing the Township to have to give up these settlements and go to trial on everything, which would, in the

end, just produce a huge amount of legal fees, expert fees and might produce an end result that was far worse in terms of refunds. However, we did manage to convince the judge that there was a change in the governing body that would change some of the professionals involved so that he gave us a short window of time, so we were able to get these. As you know, these resolutions were submitted and approved by this governing body. The problem then is there is a short amount of time in which to pay off the refund on these appeals because interest starts accruing after a certain point. I negotiated on most of these appeals 90 to 120 days of waiver. Traditionally when we do tax appeals in tax court, we usually try to negotiate something 30 to 60 days, but under the unusual circumstances most of the taxpayers were willing to give this Township extra time. Still, 120 days was not sufficient. This Township just did not have sufficient money in the budget because there was no notice given to this governing body that there was this huge cloud of refunds that were coming down the pipeline, and that's one of the reasons why this bond had to be passed. To answer your question, this does not take care of every tax appeal that is out there. As I said February 1<sup>st</sup> there was 171 open docket items. As of today, there's 74.

Council President D'Arminio said there's 74 left? Mr. Bang said pending items. Mr. Ratajczak said we don't care about residential. They're minor. When are these tax appeals from? What years? Mr. Bang said these are all tax appeals that are in tax court, most of the cases in tax court are commercial. There's only a handful of residential matters there. These appeals go all the way back to 2012. The vast majority of the tax appeals that are actually pending in tax court right now are from 2013, 2014, 2015 because after that, as you know, the real estate market conditions have improved, so the number of tax appeals started shrinking.

Mr. Ratajczak said we've been told for years that we're done; we're cleaned up. And every six months or whatever, we always find another 2 million outstanding. When does it end? When do we put a cap on it?

Mr. Bang said there never will be an end because every year there's always going to be new people who file a tax appeal. Mr. Ratajczak said right, but we were told this rolling assessment that we have that that will eliminate 99% of all tax appeals. Obviously, you can't have 171 if you're going to tell me with this rolling assessment that we did was to stop these commercial tax appeals, obviously. I want to know how many are currently for this year or in the last year.

Mr. Bang said in 2017 we only got about 20 to 30 new appeals. With this rolling assessment – they're all commercials. With this rolling reassessment we are going to get fewer and fewer every year. In terms of the ones that are existing before the reassessment, right now we've got about 71. Again, of those, the majority of them will probably wind up resolving them very shortly. The only reason that we haven't resolved most of them already is because we've been delaying them on purpose so that the township would not get hit with all these other refunds on top of this. We've been pushing everything back, so it will be part of the 2018 cycle.

Mr. Ratajczak said you can't keep doing that because that's what we do, and that's how we get buried. We were told with this new program that they have that we're going to eliminate this, and you're telling us it's going to keep going on. And we have 70 already commercial tax appeals. We don't need 70 commercial tax appeals. We can't handle them. So, in other words that program is a waste of money, the rolling assessment. It was supposed to stop commercial tax appeals. And I said that they will be in here, and the guy assured me. He said no, you're not going to get them now. We have the card now, we take that card away from them, and we do this, and we do that, and now we're bonding \$2 million. Mr. Bang said I apologize if I was unclear. That 74 that are remaining are not new cases. They are from the old backlog.

Mr. Ratajczak said when will they be cleared up? We were told we're cleared up. We're cleared up. The people in the audience that come every month will tell you, we were told we had nothing in the bottom drawers, everything was on the top. Mr. Bang said I don't know what to tell you. I do not know why my predecessor did not submit these resolutions to the governing body.

Mr. Ratajczak said because we didn't have the money; it's that simple. We didn't have the money, and he wasn't doing his job. That's why and we blew another \$300,000 on the rolling assessments, and we're still getting these things.

Council President D'Arminio asked Mr. Bang, where are we now exactly? Mr. Bang said we have about 74 pending cases leftover from the backlog. Again, the majority of them will be taken care of as soon as we get to the new 2018 cycle, and as for the new cases about 20 to 30 in 2017, and as you know, filing a tax appeal is like filing a lawsuit. Everybody has a right to do it. It doesn't mean that you are going to win. Reassessments, what it does it usually makes their job a lot harder to win or prevail in tax court. It doesn't prevent them from filing. You're always going to have, there is a number of taxpayers' attorneys who make a habit of just filing regardless every year. I see a handful of those already. These are going to wind up being withdrawn or dismissed at some point so – everybody has a right to file. In terms of actually a credible tax appeal that they might actually be able to get some sort of refund in the future. I would say those are definitely the reassessment is making an impact, and we're getting it again. We had a tremendous reduction in the number of filings in 2017 as opposed to previous years. And I suspect 2018 that reduction will continue, and while again this is not all of the backlog, it does represent a big portion of it. The second portion will be swallowed up by the 2018 budget cycle, but then from my understanding, the CFO has explained that the additional tax revenue will sort of take care of all that so we won't have to bond for those, and once that is done you will only hear from me once in a blue moon because at that point we will be going to a nice, regular schedule where it's just the occasional few tax appeals that come up and down the pipeline, but the backlog will have been taken care of by then.

Mr. Ratajczak said he was not finished. Did this gentleman ever sit down with Mr. Carlson and let Mr. Carlson give his sales pitch to this guy and tell him how he was going to take that card away from Park 80 Plaza, the Marriott and Zuckerberg's? How he sold it to us and how he sold that program to you? Did he ever speak with Mr. Carlson? This is a new guy on the team now, right? He's new, so obviously we had to go out and get somebody new to handle our old problems that were supposed to be handled with this new company, the rolling assessment company. Why did we have to go and hire this guy now? And this guy goes out and bonds \$2 million that we have an emergency bond. We were not supposed to have this. We were not supposed to be in this position. We were supposed to be going like this, and I took that card away, they don't have the card no more. They can't trick us in court no more, we'll beat em, we'll beat em, we'll do this. Here's a guy telling you the truth. They'll always come in, and I told you, they hire the attorneys for free. They work on the percentage, so if the guy gets a \$300,000 tax appeal, he gets a third of that, he gets \$100,000, that's not bad. That's not bad, and that's what these guys do, and I told you that last year, that is what's going to happen, them lawyers are never going to stop working, never, and they're always going to beat us up, so we wasted that money on the rolling assessment, and you're putting the burden on the residents going after them. Every year we're going to do a section of the town, a section of the town, a section of the town. In the meantime, they're operating on the honor system where we can't go into their buildings. We can't see what percentage of the rentals they have and what they claim. We believe what they tell us, and you know what? You know what they told us? They want \$2 million back. That's what they told us, and that's what you're going to give them. That's what you were hired to do, give our money away. That this council hired a company to stop it. I told you from the beginning it wasn't going to work. Listen!

Councilman Accomando said those tax appeals were prior to the tax assessment. Mr. Ratajczak said but we were told! We were told that they were all cleaned up!

Councilman Accomando said we were told from 2009 these assessments were from 2009 to 2016 – these appeals. That's what this bond is for. The rolling assessment, as of right now, we have 21. Mr. Ratajczak said with the new program we shouldn't have any. I'm saying single digits.

Councilman Accomando said they didn't say we wouldn't have any, they said we should lower it. Mr. Ratajczak said you can't count residential because residential are a couple thousand; we can eat them.

Council President D'Arminio said it reduced them. Mr. Ratajczak said it's the big ones, it's the big ones that hurt! So there have got to be some big ones in there. But there's got to be some big ones in there. Why don't we clean it up? We were told they were cleaned up! We were told that. Don't tell me what we weren't told. We were told by Carlson we're done. We're clean now. We're starting out clean. This new company, this is going to work – and I said no, the lawyers are never going to stop working.

Councilman Accomando said I'm as surprised as you are with the 71. We were told from 2009 to 2016 every tax appeal would be resolved. Mr. Ratajczak said here's what we're going to do, Todd. You can't be told. Tell the guy to write it to you on a paper. Show me on the paper. This guy's got how many new ones that we were never told about. They're in the bottom drawer. Show me. Tell me when we have a zero balance. I know we never will, but just tell me when we have a balance under \$100,000 on tax appeals, which we never will.

Councilman Accomando said when we do, I'll tell you. Mr. Ratajczak said yeah, but we're never going to have it, we're never going to have it. That program that we have is not working. It's to check the residential. We don't need the residential. The residents don't need any more taxes. It's the commercial that needs the taxes, and the commercial should carry the town, not the residents.

Mayor White said the commercial properties went up 2%. I think your taxes were lower this year, weren't they? Mr. Ratajczak said a couple hundred, yeah. So that means I was overpaying. Mayor White said about 60% of the town went down. Residential.

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

Motion: Councilman Cimiluca

Second: Councilwoman Mazzer

Roll Call:

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

#### **CR# 1117-254**

**BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that the ordinance entitled: **REFUNDING BOND ORDINANCE PROVIDING FOR THE FUNDING OF \$2,024,753 OF A \$2,107,367 EMERGENCY APPROPRIATION FOR TAX APPEALS IN BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE ADDITIONAL SUM OF \$75,247 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$2,100,000 OF BONDS OR NOTES TO FINANCE THE FUNDING OF SAID EMERGENCY APPROPRIATION AND ADDITIONAL APPROPRIATION**

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

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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



## MINUTES

### THE FOLLOWING MINUTES [OCTOBER 3<sup>RD</sup>] ARE NOT PART OF THE CONSENT AGENDA

#### 1. October 3, 2017 – Special Public Meeting

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - abstain

Councilwoman Mazzer - yes

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio – yes

#### 2. October 5, 2017 – Regular Public Meeting

### \* RESOLUTIONS

#### TOWNSHIP OF SADDLE BROOK RESOLUTION

#### **SUPPORTING THE 2017 *DRIVE SOBER OR GET PULLED OVER STATEWIDE YEAR END HOLIDAY CRACKDOWN***

#### **CR# 1117-256**

**WHEREAS**, for the five year period 2011-2015, the state experienced approximately 39,485 alcohol involved crashes, resulting in 778 fatalities; and

**WHEREAS**, this project will provide funding to implement a statewide impaired driving enforcement campaign as part of the *2017 Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

**WHEREAS**, the Christmas holiday season is traditionally a time of social gatherings which include alcohol; and

**WHEREAS**, the State of new Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *2017 Drive Sober or Get Pulled Over Statewide Year End Holiday Crackdown*; and

**WHEREAS**, the project objective is to reduce the rate of alcohol-related driving fatalities in the State by 24.20%; and

**WHEREAS**, the project will involve increased impaired driving enforcement from December 8, 2017 through January 1, 2018; and

**WHEREAS**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**NOW, THEREFORE BE IT RESOLVED**, that the Township of Saddle Brook declares its support for the *2017 Drive Sober or Get Pulled Over Statewide Year End Holiday Crackdown* from December 8, 2017 through January 1, 2018 and pledged to increase awareness of the dangers of drinking and driving.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-257**

**WHEREAS**, upon being notified on June 1, 2017 that a property owner on a parcel of property referred to as 106 Platt Avenue, Saddle Brook, NJ 07663, also known as Block 604, Lot 1 assessed in the name of Anthony J. and Migdalia Rios is classified as a 100% permanent disabled Veteran as of September 12, 2016; and

**WHEREAS**, a refund of \$2,297.14 is due to the mortgage company for the third quarter of 2017,

**NOW, THEREFORE BE IT RESOLVED** that a refund be issued to Nationstar Mortgage, 3001 Hackberry Road, Irving, TX 75063-0156.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-258**

**WHEREAS**, the Township of Saddle Brook advertised for bids for paving work on Fifth Street; and

**WHEREAS**, 3 bids were received and opened on October 5, 2017; and

**WHEREAS**, the Township Engineer in a letter dated October 5, 2017 and Township Attorney has reviewed the bids received; and

**WHEREAS**, the low bidder is 4 Clean Up, North Bergen, NJ 07047 with a bid of \$390,688.50; and

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

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Saddle Brook that it hereby awards the Fifth Street bid to 4 Clean Up, Inc. PO Box 5098, North Bergen, NJ in the amount of \$390,688.50.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

# 26-2017

---

**AFFIDAVIT**

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

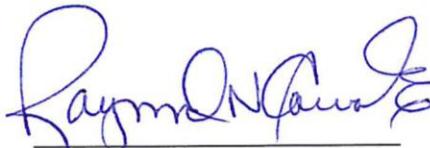
PURPOSE: 4 Clean Up

ACCOUNT Ordinance # 1627-17

FUND Capital

AMOUNT \$ 390,688.50

PURCHASE ORDER NO. 84804

  
Raymond N. Carnevale  
Chief Financial Officer

DATE 10/24/2017

CHECKED BY 

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-259**

**WHEREAS**, Montana Construction was awarded a contract in the amount of \$103,952.34 for the CDBG Drainage Improvements to Liberty Street; and

**WHEREAS**, Richard G. Arango, Twp. Engineer, during the course of the work being performed by Montana Construction recommended Change Order #1 - \$18,450.00 for additional work, \$4,231.51 for Reductions and \$6,570.47 for Supplemental work; 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 Montana Construction for a total amount of \$20,788.96, a total contract amount of \$124,741.30 providing funds are available.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-260**

**WHEREAS**, JAT COMPANY, LLC, 300 N. Midland Avenue, Saddle Brook, NJ posted performance bond totaling \$135,600 (\$122,040 bond and \$13,500 cash) for property located at 323 N. Midland Avenue, Saddle Brook, NJ (Block 1201, Lot 1); and

**WHEREAS**, Township Engineer Richard Arango in a letter dated October 23, 2017 has approved the release of the bond providing that a maintenance bond in the amount of \$18,539.77 and cash of \$2,059.97) totaling \$20,599.77 be submitted to the Township,

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Saddle Brook that it hereby approves the release of the performance guarantee of \$137,331.60 (bond of \$123,598.44 and cash bond of \$13,733.16 cash) upon receipt of a maintenance bond and maintenance cash bond totaling \$20,599.74.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-261**

**BE IT RESOLVED** by the Township Council of the Township of Saddle Brook that the following requisition(s) submitted to the Township Council for purchases over \$2,500.00 be approved providing funds are available:

<u>DEPARTMENT</u>	<u>COMPANY</u>	<u>ITEM</u>	<u>AMOUNT</u>
DPW WATER	W.E. TIMMERMAN CO WATER RESOURCE MANAGEMENT	REPAIRS – SWEEPER WATER TESTING	\$3,647.54 \$4,500.00
ORD. 1613 FIRE	NJ FIRE EQUIPMENT FIRE & SAFETY SERVICE	SCOTT PACKS REPAIRS – FIRE TRUCKS	\$6,000.00 \$10,400.55

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-262**

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 **\$900.39** 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 BILLS PAID THROUGH OFF LINE CHECKS

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-263**

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID TOTALING **\$5,687,427.58** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**CR# 1117-264**

**WHEREAS**, Vanas Construction Co. Inc. was awarded a contract in the amount of \$845,870.00 for construction of a new concession stand at Veteran's Field; and

**WHEREAS**, Township Council approved change order #1: \$5,000.00 for additional work; and

**WHEREAS**, Richard G. Arango, Twp. Engineer, during the course of the work being performed by Vanas Construction Co., Inc. recommended Change Order #2: \$3,800.00,

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Saddle Brook that it hereby approves Change Order #2 for Vanas Construction Co., Inc. for a total amount of \$3,800.00, a total contract amount of \$854,670.00 providing funds are available.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK  
RESOLUTION**

**Approval to submit a grant application and execute a grant contract with the  
New Jersey Department of Transportation for the FY 2018 Local Freight  
Impact Fund – Mayhill Street Improvements project.**

**CR# 1117-265**

**NOW, THEREFORE, BE IT RESOLVED** that Council of the Township of Saddle Brook formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor/Council and Clerk are hereby authorized to submit an electronic grant application identified as LFIF-2018-FY 2018 Local Freight Impact Fund - 00061 to the New Jersey Department of Transportation on behalf of the Township of Saddle Brook.

**BE IT FURTHER RESOLVED** that Mayor/Council and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Saddle Brook and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

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

**\* CORRESPONDENCE**

1. **Dana Burley, Clerk of the General Assembly**      **Re:      Assembly Resolution No. 216**

**To: Township Council**                      **Date: October 11, 2017**

The New Jersey General Assembly has adopted the following resolution:

Assembly Resolution No. 216

In accordance with the directions contained therein, I am forwarding a copy to you.



5. Paul Cray, PP, PE – Remington & Vernick Engineers Re: FY 2014, 2015 & 2017 Resurfacing of North 5<sup>th</sup> Street Recommendation to Award

To: Peter Lo Dico, Twp. Clerk Date: October 5, 2017

We have tabulated the bids received on Thursday, October 5, 2017, with reference to the above-captioned project and find the lowest bidder to be 4-Clean Up, Inc. PO Box 5098, North Bergen, NJ 07047, in the amount of \$390,688.50 representing the base bid on the quantities for items #1-47 inclusive.

A copy of the tabulation is enclosed for your review. Please note that the apparent low bidder, 4 Clean Up, made a mathematical error on Item No. 12 which decreased their bid amount by \$227.70.

Therefore, in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq, the contract should be awarded to the lowest responsible bidder, which appears to be 4-Clean Up, Inc. PO Box 5098, North Bergen, NJ 07047

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

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

6. Paul Cray, PP, PE – Remington & Vernick Engineers Re: CDBG Drainage Improvements to Liberty Street Change Order No. 1 Final

To: Peter Lo Dico, Twp. Clerk Date: October 16, 2017

Enclosed please find Change Order No. 1 Final from Montana Construction for work performed on the above referenced project.

Please see the below contract breakdown:

Original Contract Amount	\$ 103,952.34
<u>Change Order No. 1 Final</u>	<u>\$ 20,788.96</u>
<b>Final Contract Amount</b>	<b>\$ 124,741.30</b>

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

7. Paul Cray, PP, PE – Remington & Vernick Engineers Re: CDBG Drainage Improvements at Liberty Street Payment Certification No. 1 Final

To: Peter Lo Dico, Twp. Clerk Date: October 16, 2017

Enclosed please find Pay Certificate No. 1 Final from Montana Construction for work performed on the above referenced project. Remington & Vernick Engineers have reviewed the certificate with the contractor and agree with the payment.

Therefore, we recommend payment be made to **Montana Construction** in the amount of **\$124,741.30**.

Enclosed please find Montana Construction's two (2) year Maintenance Bond No. 2123312M.

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



Please be aware that the cost only includes the purchase price of the additional insulation required. No additional cost for labor is included as the contractor is willing to absorb the labor cost.

The change for the additional insulation would increase the contract by \$1,356.00.

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

**10. Richard Arango, PE                      Re:      Veterans Field Concession Stand,  
Remington, Vernick                      Change Order No. 3  
Engineers**

**To: Peter Lo Dico, Twp. Clerk      Date:      November 1, 2017**

Attached, please find Change Order #3 for the above referenced project. The change order is for the food equipment within the concession building.

Item S-5: "FOOD EQUIPMENT":

The bid documents that were provided and utilized to price the cost of the project by the bonding company and the general contractor did not include any addenda's. There were addendums clarifying several items on the project. One of the clarifications of the addendum was to have the contractor provide all of the food equipment for the project. Therefore upon receipt and review of the addenda documentation an additional cost is required.

With the anticipated overall costs for the food equipment, the contractor went out and received three separate costs (see attached).

The recommendation is to approve the lowest cost, Singer Equipment - \$54,974.00.

Please be advised that there are several existing pieces of equipment that can offset the final costs. Everything is identified within the attachment for all possible cost reductions.

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

**\* RAFFLES/APPLICATIONS**

**Raffles**

1. RA# 1264 – St. Philip the Apostle Church Holy Name Society 50/50
2. RA# 1265 – St. Philip the Apostle Church – 50/50

**\* REPORTS**

1. Municipal Court Monthly Report – September 2017
2. Bergen County Animal Control – August 2017
3. Hotel Room Tax Report – October 2017
4. Tax Collector Report – September 2017
5. Construction Code Official Report – September 2017
6. Property Maintenance Report – September 2017
7. Fire Prevention Monthly Report – August 2017
8. Fire Prevention Monthly Report – September 2017
9. DPW Monthly Report – September 2017
10. Water Department Revenue Report – September 2017
11. Engineer Monthly Report – Mid-October 2017
12. Budget Status Report – October 2017

## OLD BUSINESS/NEW BUSINESS

Councilman Cimiluca deferred to Mr. Arango to about the gas line situation on Market Street.

Mr. Arango said on October 27<sup>th</sup> we discovered that we had a local failure of the sanitary sewer line located at 490 Market Street. We contacted a contractor. He made one call to the utilities, and the utilities were marked out. The contractor arrived on site and started digging the excavation, found the gas service, hand dug the gas service which was located about 29 inches below, and the contractor safely secured the gas line. While he was digging below the gas line to get to the sewer line, part of the embankment, there was some large pieces of shale had dislodged, hit the gas line and punctured two small holes in the gas line. The police who were doing traffic control immediately contacted PSE&G and the fire department. This took place around 6:30 PM, and Market Street was closed. Firemen scouted the surrounding areas and dwellings with gas meters to assure a safe environment. PSEG arrived, shut the gas service, assessed the situation and found out they had to replace the gas service all the way to the restaurant which would take six or seven hours. At that point, the contractor secured the site and left, returned the next morning at 5 in the morning and completed the repair of the sanitary sewer line.

The Mayor asked through the chair if the contractor that damaged the pipe was responsible for all the additional costs. Mr. Arango said to repair the gas service, no. PSE&G takes care of that. Mayor White said what I'm saying is there's no additional cost to the town because it was their mistake, right? Mr. Arango said right.

Councilman Cimiluca asked if the Mayor had talked about the Veterans' Day service. Mayor White said he mentioned it. Councilman Cimiluca said it's always November 11<sup>th</sup> which is the official Veterans' Day; it could be any day of the week, and it's not just on Monday. This year it happens to be on a Saturday, it's at 11:00 at the circle on Saddle River Road. The fire department is there, the police department is there, the honor guard. It really is a very, very nice service. It is on a Saturday this year, and if you can make it, it's a very nice event, and it shows a lot of respect to our veterans' and those fighting currently overseas. They do serve refreshments at the post afterwards; it's a nice couple of hours.

Through the chair Mayor White thanked the residents on Fairlawn Parkway and the woman from the south end about the sequence of the light on 46. Thank you for coming. It's a genuine concern. We are going to look into it. Hopefully, we can figure out a more permanent solution to rectify this problem.

Council President D'Arminio asked if Mr. Arango would be involved in that with the radar boxes. Mr. Arango said yes. Council president D'Arminio said you will coordinate with the chief so that we can move that along.

Councilwoman Mazzer said she did get the opportunity to go over the plans for senior housing. It is coming to fruition, and it looks awesome, and hopefully it will be a completed project before we know it. It looks good. I just wish we had an opportunity to put some more, hopefully in the future.

Council president D'Arminio said under new business I would like to ask for a motion so that Mr. Lo Dico could prepare a bond ordinance for the fire truck and have it ready for the next meeting.

Motion: Councilwoman Mazzer

Second: Councilman Gierek

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - yes

Councilman Gierek - yes

Councilman Accomando - yes

Council President D'Arminio – yes

Councilman Accomando asked if we were coordinating with Fair Lawn on Fairlawn Parkway. Mr. Arango said he had made a phone call but had not gotten a call back yet from the engineer. Councilman Accomando said we should see if they want to set the radar up as well. We have it just from Wilson down to Cambridge, but there's a good speedway from Broadway to Wilson. If we could coordinate something with them would be nice because once they do pave it's going to turn into a speedway unfortunately.

Council President D'Arminio asked if that would work on President St. also.

Mayor White said I don't see why not. Mr. Arango said it's a very, very bright light, a strobe.

Council President D'Arminio said better than a speed bump, I would assume?  
Councilman Accomando said it's worth a try.

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

Motion: Councilwoman Mazzer                      Second: Councilman Gierek

Roll Call:

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

Hearing no one, Council President D'Arminio asked for a motion to close the meeting to the public on agenda items only.

Motion: Councilwoman Mazzer                      Second: Councilman Gierek

Roll Call:

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

Council President D'Arminio wished everyone a very happy Thanksgiving and then asked for a motion to adjourn.

Motion: Councilwoman Mazzer                      Second: Councilman Gierek

Roll Call:

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

Meeting adjourned at 8:29 PM

Respectfully submitted,

---

Peter Lo Dico, RMC CMC  
Township Clerk

---

Karen D'Arminio  
Council President

Approved: December 7, 2017