

MINUTES OF A REGULAR SESSION OF THE EDGEWATER MAYOR AND COUNCIL HELD IN THE NANCY MERSE COUNCIL CHAMBERS, LOCATED AT 55 RIVER ROAD, EDGEWATER, COUNTY OF BERGEN, STATE OF NEW JERSEY ON DECEMBER 15, 2014

PRESENT: Councilman Henwood, Councilman Monte, Councilman Doran*, Councilman Jordan (via telephone), Councilman Vidal and Councilman Bartolomeo

PRESIDING: Council President Henwood

ALSO PRESENT: Administrator Gregory S. Franz, Borough Clerk Barbara Rae, Deputy Borough Clerk Annamarie O'Connor and Borough Attorney Philip Boggia.

ABSENT: Mayor James F. Delaney

*Arrived at 7:15 P.M.

OPEN PUBLIC MEETING ACT

Council President Henwood read the Open Public Meetings Act Statement into the Record.

SALUTE TO FLAG

Councilman Henwood led the Pledge of Allegiance.

At this time Council President Henwood read a letter from Mayor Delaney resigning his position as Mayor.

CONFERENCE

Edgewater Cemetery Historical Committee

Committee had been appointed by Mayor Delaney. It was noted that the Cemetery should be locked at all times. Tom Quinton has become the gate keeper. The condition of the trees and tombstones need to be addressed. The committee would like historical sign placement on the property. Referenced budget requested items for next budget cycle. Administrator Franz spoke about the easement the Borough has.

Linda Farrell, Edgewater Historical and Cultural Committee, spoke about the cemetery. Had meeting with County Historian. Concerned about how the Borough lost control of some of the property. It appears that Avalon was able to take over some of the Cemetery's property. Spoke about construction debris that is still in the Cemetery. Spoke about her other concerns, i.e., trees, tombstones. Over 1600 people buried. Would like to get more information about those buried there. Suggested maybe trying for grants. Council President Henwood agreed with a lot of Ms. Farrell's points. Said he is going to meet with Developer.

Council President Henwood spoke about the Special Meeting held on December 9th, 2014 and the ground water infiltration at Veteran's Field. He further referenced an article in the Record and Administrator Franz' response to said article.

Council President Henwood then presented Barbara Rae, Borough Clerk with a plaque recognizing and thanking her for her 25 years of service to the Borough and wishing her well on her retirement. Ms. Rae thanked the Governing Body and extended her best wishes to the Governing Body, all Borough Employees and all the residents of the Borough of Edgewater. Wished Annamarie O'Connor the best of luck in her role as the next clerk.

MOTION

December 15, 2014

INTRODUCED: Councilman Doran

SECOND: Councilman Vidal

A motion to go out of the regular order of business prior to entering into Closed Session.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Yes (by telephone)
Councilman Bartolomeo	Yes

All Held in Closed Session:

1. Tom Bambrick & Dan Lattanzi – First Environment
2. Tim Corrison – Waterside Litigation
3. A & E Clerk's Office
4. Dave Vozza – Contract Negotiations
5. RFQ Review

OPEN MEETING TO PUBLIC

Mary Hogan, 606 Undercliff Avenue:

- Complained about the notification of the December 9, 2014 meeting.
- Distressed about the vote taken at the last meeting. Believes Council has changed its mind about cleaning Veterans Field to its highest level.
- Referenced Environmental report.
- Spoke about the ground water contamination and contamination of the River.
- Believes the Council is always voting for Mr. Daibes.
- Believes Field will be perpetually contaminated.
- Complained about the RICOH Clause being removed from the law suit.
- Believes Daibes name will also be removed from law suit in the future.

Noreen Mitchell, 28 Hudson Avenue:

- Read aloud a lengthy statement.
- Spoke about Veterans Field. Taxpayers money, costly law suits and the Bonding Insurance Company.
- Complained about the company the Borough hired.
- Spoke about the contamination and clean-up of Veterans Field.
- Borough should err on the side of caution.
- Spoke against artificial turf.
- Should make Field something we can all be proud of.

Valory Bardinas, 16 Hudson Terrace:

- Spoke about the cemetery. Believes Council ignored warnings.
- Spoke about the election.
- Referenced the Attorney General's Office.
- Mr. Daibes caused the damage and should pay to clean it up.
- Referenced statements Governing Body made at the March 26, 2014 meeting and other meetings.
- Asked if Bryan Christiansen is going to be added to the law suit.
- Asked if Council is still committed to cleaning the Park to the highest standard.

Peter DePaul, 606 Undercliff Avenue:

- Congratulated Barbara Rae.
- Spoke about artificial turf.
- Asked about the contaminations.

- Fences are down and Field is not closed up at night.

Katie Jones, 359 Undercliff Avenue:

- Spoke against artificial turf and asked what constitutes a coach.
- Spoke about children being exposed to environmental toxins.
- Asked where the contaminated soil is going and why the Governing Body is rushing the job.
- Asked what company is putting the artificial turf down at the field.

Denis Gallagher:

- Stated: “shame on the Governing Body.”

No one else wished to be heard therefore the Council President closed the meeting to the public.

Council President Henwood spoke about the cemetery and the DPW’s role.

CONFERENCE

Tom Bambrick, First Environment, LSRP for the property.

Gave a recap. He reported that the site is primarily being overseen by the United States Environmental Protection Agency. Explained why OSHA has not been to the site. He spoke about air monitors that are present on the property. Have removed approximately 23,000 tons of impacted material and currently removing approximately 1,000 tons a day. Also spoke about cleanup standards and historic fill. All impacted material is being removed. Responded to questions from the Council.

Tim Corrison, Waterside Litigation:

Spoke about who is named on the litigation and if he anticipates anyone being removed from the lawsuit.

Councilman Monte spoke about the cemetery and believes it has been neglected for years.

APPROVAL OF MINUTES

The following minutes were listed for approval: November 10, 2014 Regular and Closed Session and December 1, 2014 Work & Closed Session.

MOTION

December 15, 2014

INTRODUCED: Councilman Monte

SECOND: Councilman Doran

A motion to approve the minutes of November 10, 2014 Regular meeting, November 10, 2014 Closed Meeting, December 1, 2014 Work Session and December 1, 2014 Closed Session.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Yes (by telephone)
Councilman Bartolomeo	Yes

RECEIPT OF BIDS

Referenced Resolution 2014-280 on the Agenda.

COMMUNICATIONS/PETITIONS

Clerk referenced a letter from Noreen Best of the Bergen County Community Development regarding appointments to the Community Development Board. The following motion was made:

MOTION

December 15, 2014

INTRODUCED: Councilman Doran

SECOND: Councilman Bartolomeo

COMMUNITY DEVELOPMENT COMMITTEE

WHEREAS, in accordance with the Three Year Community Development Cooperative Agreement, each participating municipality must maintain two (2) representatives on its respective Community Development Committee, and

WHEREAS, the Mayor shall make one appointment and the Governing Body shall make one appointment; and

WHEREAS, the term for each appointment will be for a period of one year, beginning on July 1, 2014 through June 30, 2015; and

WHEREAS, an Alternate for each position may be appointed for the same term as described above; and

NOW THEREFORE BE IT RESOLVED by the Governing Body that the Mayor and Council’s Appointment to the Community Development Committee Alternates to the Committee are as follows:

Mayor’s Appointment	Kevin Doran
Mayor’s Alternate	Anthony Bartolomeo
Council’s Appointment	Vincent Monte
Council’s Alternate	Regina Oates

INTRODUCTION OF ORDINANCES

None.

COMMITTEE REPORTS

- Councilman Doran – no report.
- Councilman Monte submitted letter from Police Chief noting activities for the month.
- Councilman Vidal – No report.
- Councilman Jordan – No report.
- Councilman Bartolomeo – No report.

ADOPTION/PUBLIC HEARING OF ORDINANCES

None.

RESOLUTIONS

A motion to approve Resolutions 2014-276 to 2014-300 was made by Councilman Vidal and seconded by Councilman Monte.

On roll call the vote was as follows:

Councilman Henwood Yes

Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Yes (by telephone)
Councilman Bartolomeo	Yes

**RESOLUTION
2014-276**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS ROBERT ROTHMAN had purchased tax sale certificate # 09-004 09 on June 3, 2009 for property known as 15 Winterburn Place, Block Lot Qualifier 0007100027; and

WHEREAS, the tax sale certificate to be redeemed for Ninety One Thousand Four Hundred Twenty Four Dollars and nine cents is effective through December 5, 2014; and

WHEREAS, the premium amount paid is \$2,122.62; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that the Tax Collector/ Treasurer is authorized to issue a refund check drawn to the current account at T.D. Bank in the amount of Ninety One Thousand Four Hundred Twenty Four Dollars and nine cents (\$91,424.09 payable to:

ROBERT ROTHMAN
409 Grand Avenue

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-277**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS, the Borough of Edgewater has received a letter from the Edgewater Volunteer Fire Department stating that the Volunteer Fire Department is holding their annual "Santa and Friends Parade" on Saturday, December 20, 2014 beginning at 6:00 pm and is requesting permission to utilize the town bus and the services of two (2) police officers;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council do hereby grant permission to The Volunteer Fire Department to hold their annual "Santa and Friends Parade" and the utilization of the town bus and police presence.

WHEREAS, the Borough of Edgewater has received a letter from the Edgewater Volunteer Fire Department stating that the Volunteer Fire Department is holding their annual "Santa and Friends Parade" on Saturday, December 20, 2014 beginning at 6:00 pm and is requesting permission to utilize the town bus and the services of two (2) police officers;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council do hereby grant permission to The Volunteer Fire Department to hold their annual "Santa and Friends Parade" and the utilization of the town bus and police presence.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-278**

December 15, 2014

INTRODUCED: Councilman Vidal

SECOND: Councilman Monte

WHEREAS, there are checks that remain outstanding on the Current Account in the amount of \$21,612.28; and

WHEREAS, there are checks that remain outstanding in the Payroll Account in the amount of \$1,805.44; and

WHEREAS, the Mayor and Council of the borough of Edgewater desire to cancel these outstanding checks to Surplus; and

NOW, THEREFORE BE IT RESOLVED the Mayor and Council of the Borough of Edgewater cancel these outstanding checks in the amount \$21,612.88 and \$1,805.44 from Current/Payroll Accounts to Surplus.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-279**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

TRANSFERS - FOR 12/15/2014

FROM		TO	
ACCOUNT	AMOUNT	ACCOUNT	AMOUNT
S&W Adjustment	\$ 42,198.00	A&E S/W	\$ 19,976.00
Police S/W	\$ 102,950.00	Collection of Taxes S/W	\$ 2,342.00
		Recreation S/W	\$ 20,000.00
		A&E O/E	\$ 3,080.00
		Financial Administration	\$ 5,000.00
		Collection of Taxes O/E	\$ 9,100.00
		Assessment of Taxes O/E	\$ 200.00
		Engineering	\$ 6,000.00
		Planning Board O/E	\$ 200.00
		Rent Leveling Board O/E	\$ 400.00
		Police Automobiles	\$ 20.00
		Emergency Mgmt.	\$ 1,286.00
		Vol First Aid O/E	\$ 5,500.00
		Celebration of Public Event	\$ 2,500.00
		Utilities: Telephone	\$ 34,000.00
		Cont. to PERS	\$ 2,600.00
		Cont. to Consolidated	\$ 162.00
		Municipal Alliance	\$ 2,638.00
		Planning Board S/W	\$ 22.00
		Board of Adjustments S/W	\$ 522.00
		Other Insurance	\$ 20,000.00
		Bldgs & Grounds O/E	\$ 4,000.00
		Cont. to Social Security	\$ 5,000.00
		Municipal Alliance O/E	\$ 600.00
TOTALS:	\$ 145,148.00		\$ 145,148.00

MARINA ACCOUNT

Marina O/E	\$10,000.00	Marina S& W	\$ 10,000.00
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All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-280**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS the Borough of Edgewater has solicited for and received a sole bid for One 2015 Ford E-450 PL Custom Medallion Series Ambulance; and

WHEREAS consistent with the New Jersey Local Public Contract Law, N.J.S.A. 40A:11-1 et seq., the Borough of Edgewater did publicly solicit bids for said project under the Title " One 2015 Ford E-450 PL Custom Medallion Series Ambulance"; and

WHEREAS in response to said solicitation, one (1) sole bid was received; and

WHEREAS the lowest bid of \$179,408.00 was submitted by New Jersey Emergency Vehicles, maintaining offices at 2201 Atlantic Ave , Manasquan, NJ 08736; and

WHEREAS said bid was within the funds allocated for this project; and

WHEREAS I, Joseph Iannaconi, Jr., C.F.O., do hereby certify that funds have been appropriated for this purpose as authorized by Ordinance #1502:

JOSEPH IANNACONI, JR., C.F.O

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Edgewater that a contract for the above referenced project shall be awarded, consistent with the bid specifications and contractor's bid to: New Jersey Emergency Vehicles, maintaining offices at 2201 Atlantic Ave , Manasquan, NJ 08736 at an amount not to exceed \$179,408.00.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-281**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Resolution 2014-281, Salaries & Wages, is attached to the end of these minutes.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-282**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Resolution 2014-282, Salaries & Wages, is attached to the end of these minutes.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-283**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Resolution 2014-283, Services & Supplies, is attached to the end of these minutes.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-284**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS the Mayor and Council has received a request from Sharon Carroll, requesting use of the Senior Citizen Bus and driver for transportation for a pick up and drop off of Seniors who wish to attend a luncheon to be held at Roberto's on Thursday, January 8, 2015; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that permission is hereby granted to Sharon Carroll's request for use of the Senior Citizen Bus and driver upon availability on the above listed date; and

BE IT FURTHER RESOLVED by the Mayor and Council that if for some reason the trip needs to be rescheduled, permission is hereby granted for the use of the bus based on availability.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-285**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Resolution to Appoint a Part Time Temporary Clerical Position

WHEREAS the Borough of Edgewater is in need of part time temporary clerical staff to supplement for positions of regular full time staff on scheduled and unexpected medical leave and,

WHEREAS it is vital to have adequate administrative support staff assist department managers perform and provide the necessary services to the Borough of Edgewater and,

WHEREAS the Borough Administrator is recommending the appointment of a 90 day temporary Clerk I position according to civil service guidelines to assist within the Police Department, Building Department and any other department requiring assistance due to the scheduled or unexpected absence of staff

NOW THEREFORE BE IT RESOLVED by the Edgewater Mayor and Council that it hereby appoints Patricia A. Von Dohn, Edgewater New Jersey, to Clerk 1 position, effective November 14, 2014

BE IT FURTHER RESOLVED that remuneration for said appointment shall be provided according to the existing salary ordinance

BE IT FURTHER RESOLVED that the chief financial officer has certified that funds are available for said purpose in the existing salary budget

JOSEPH IANNACONI, JR., C.F.O.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-286**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS PAM INVESTORS had purchased tax sale certificate # 12-005 2011 on November 28, 2012 for property known as 69 State Highway, Block Lot Qualifier 0003400047; and

WHEREAS, the tax sale certificate to be redeemed for Sixteen Thousand Four Hundred Thirty Four Dollars and sixty five cents (\$16,434.65) is effective through December 17, 2014; and

WHEREAS, the premium amount paid is \$0.00; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that the Tax Collector/ Treasurer is authorized to issue a refund check drawn to the current account at T.D. Bank in the amount of Sixteen Thousand Four Hundred Thirty Four Dollars and sixty five cents (\$16,434.65) payable to:

PAM INVESTORS
127 So. Washington Ave.
Bergenfield, NJ 07621

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-287**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS there is a shortage of part-time Omnibus drivers; and\

WHEREAS Mario Sorto was appointed a temporary part time Omnibus driver on May 19, 2014 by resolution 2014-139 and

WHEREAS Mario Soto has successfully completed his temporary probation status

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Edgewater that Mario Sorto, Fairview, New Jersey, is hereby appointed to fill the position of permanent part-time Omnibus driver; and

BE IT FURTHER RESOLVED by the Mayor and Council that this appointment is effective upon written acceptance by the applicant of the offer of employment of the Borough with the following conditions:

1. Provide proof of a current CDL license with a passenger endorsement
2. Provide proof of a valid NJ Driver's License in addition to a certified copy of driving abstract from the State of New Jersey
3. Applicant must successfully pass a pre-employment substance abuse test and fit for duty test; and

BE IT FURTHER RESOLVED that the hourly wage for this position is set forth in the current salary Ordinance No. 1495 and does not include and medical/health benefits.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-288**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS Paul Albanese was appointed a part time temporary plumbing inspector and sub code official on July 12, 2010 and

WHEREAS the previous permanent part time plumbing inspector, John Valente has since retired.

NOW THEREFORE BE IT RESOLVED THAT Paul Albanese of Palisades Park, New Jersey, a New Jersey licensed plumbing inspector is hereby appointed permanent part time plumbing inspector and sub-code official.

BE IT FURTHER RESOLVED I, Joseph Iannaconi, Jr. hereby certify that funds are available for and are in effect under the current salary ordinance

JOSEPH IANNACONI, JR., C.F.O.

BE IT FURTHER RESOLVED the salary for this position is set forth in the current salary Ordinance No. 1495 and does not include medical/health benefits.

BE IT FURTHER RESOLVED the salary for this position is set forth in the current salary Ordinance No. 1495 and does not include medical/health benefits.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-289**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Resolution to Appoint Permanent Part Time Fire Inspector

WHEREAS the Edgewater Fire Prevention Bureau performs fire safety inspections for all commercial and residential properties and,

WHEREAS the State of New Jersey licenses all qualified fire inspectors who fulfill the necessary training and,

WHEREAS the Edgewater Fire Prevention Bureau employs several part time licensed fire inspectors to perform safety inspections throughout the Borough and,

NOW THEREFORE BE IT RESOLVED by the Edgewater Mayor and Council that it hereby appoints Thomas Quinton Jr. as a permanent part time fire inspector at an hourly rate of \$15.68 with no benefits.

BE IT FURTHER RESOLVED I, Joseph Iannaconi, Jr. hereby certify that funds are available for and are in effect under the current salary ordinance

JOSEPH IANNACONI, JR., C.F.O.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-290**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS, the *Uniform Shared Services and Consolidation Act* (N.J.S.A. 40A:65-1 et seq.) provides that local units of government may enter into a contract for the joint provision of any service which either party to said agreement is empowered to render or perform within its own jurisdiction; and

WHEREAS, N.J.S.A. 40A:9-140.10 requires all municipalities to appoint and employ a chief financial officer; and

WHEREAS, N.J.S.A. 40A:9-140.10 specifically authorizes municipalities to fulfill said obligation by entering into a shared services agreement with another municipality; and

WHEREAS, the Mayor and Council of the Borough of Edgewater are constantly exploring options available to the Borough to obtain cost savings for Borough residents in the performance of various services, while still maintaining quality of performance and a high level of professionalism; and

WHEREAS, in furtherance of this mission, the Mayor and Council are desirous of entering into a shared services agreement with the Borough of Cliffside Park to utilize the services of Sercan Zoklu, the municipal clerk for the Borough of Cliffside Park, who also holds a municipal finance officer certificate, as the chief financial officer for the Borough of Edgewater; and

WHEREAS, N.J.S.A. 40A:9-140.13 requires that any individual serving as a chief financial officer of a municipality obtain and hold a municipal finance officer certificate as a condition of employment; and

WHEREAS, N.J.S.A. 40A:65-6 provides that where a shared services agreement concerns the services of an employee who is “required to comply with a State license or certification requirement as a condition of employment, the agreement shall provide for the payment of a salary to the officer or employee and shall designate one of the local units as the primary employer of the officer or employee for the purpose of that person's tenure rights...[and if] the agreement fails to designate one of the local units as the primary employer, then the local unit having the largest population, shall be deemed the primary employer for the purposes of that person's tenure rights”; and

WHEREAS, pursuant to said provision, the Borough of Cliffside Park shall be designated as the primary employer for purposes of this agreement; and

WHEREAS, Edgewater and Cliffside Park have agreed upon the basic terms of a Shared Services Agreement whereby the Borough of Edgewater will pay to the Borough of Cliffside Park the sum of \$15,000 in exchange for Cliffside Park providing Edgewater with the services of its municipal clerk, who holds a municipal finance officer certificate, to perform the services of the chief financial officer for the Borough of Edgewater as needed but for not less than 5 hours and no more than 10 hours per week; and

WHEREAS, the initial term of the Shared Services Agreement shall be one (1) year, with nine (9) mutual one-year options to renew, which options shall be exercised by resolution of each respective governing body and shall become effective January 1, 2015; and

WHEREAS, it is the intention of the Borough of Edgewater and the Borough of Cliffside Park to enter into a Shared Services Agreement concerning the position of chief financial officer for the Borough of Edgewater, pursuant to the provisions of *N.J.S.A. 40A:65-1*, et seq. and *N.J.S.A. 40A:9-140.10*; and

WHEREAS, *N.J.S.A. 40A:65-5(a)* requires that the Shared Services Agreement be approved by resolution of the governing body of each participating municipality; and

WHEREAS, pursuant to *N.J.S.A. 40A:65-5(b)*, upon execution of the final Shared Services Agreement, a copy of the Agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs and made available for public inspection at the Municipal Building.

BE IT FURTHER RESOLVED I, Joseph Iannaconi, Jr. hereby certify that funds are available for and are in effect under the current salary ordinance

JOSEPH IANNACONI, JR., C.F.O.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Edgewater that the Mayor and Borough Clerk are authorized and empowered to execute a Shared Services Agreement and all other necessary documents with the Borough of Cliffside Park in order to effectuate the purposes of this Resolution.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-291**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS the Borough of Edgewater is in the beginning process of hiring candidates to be appointed to the position of Police Communications Clerk; and

WHEREAS successful candidates shall be assigned to work in the Edgewater Police Department under the direction of the Police Chief and ranking shift commanders; and

WHEREAS by supplementing the various shifts with Police Communications Clerks, this will allow additional Police Officers to patrol the streets of the Borough; and

WHEREAS, Eun Young Eubunks, Edgewater, New Jersey, has made application for this position, was successfully interviewed and recommended by the Police Chief to serve in the position of Police Communications Clerk; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that Eun Young Eubunks is hereby appointed to serve in the position of Police Communications Clerk effective December 16, 2014 pending a successful physical, drug and alcohol test and proof of a valid driver's license; and

BE IT FURTHER RESOLVED this position is a full-time position that consists of a 35 hour work week schedule which shall be assigned by the Police Chief; and

BE IT FURTHER RESOLVED that the salary for this position shall be \$28,000 with full medical benefits with an employee contribution towards the health plan premium.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-292**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Resolution Requesting Planning and Zoning Board to Provide Socio-Economic Impact Studies on Developments

WHEREAS the Borough of Edgewater has developed into one of the most desirous communities within the State of New Jersey as part of the Gold Coast and,

WHEREAS desirous development has contributed to the growth and expansion of the Edgewater Schools and,

WHEREAS student enrollment has become a concern of the Edgewater Board of Education and they have requested to have socio-economic information provided to the Board as requested in their November 14, 2014 letter to the Mayor and Council so they can evaluate and estimate student growth

NOW THEREFORE BE IT RESOLVED by the Edgewater Mayor and Council that it hereby authorize the Edgewater Planning Board and Board of Adjustment to authorize all applicants in excess of 20 dwelling units provide a socio-economic impact study to the boards so it can be provided to the Edgewater Board of Education

BE IT FURTHER RESOLVED that the Land Use Administrator provide copies of all development applications to the Edgewater Board of Education and all socio-economic impact studies.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-293**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Resolution Authorizing Salary Adjustment for Public Works

WHEREAS Peter St. Germain was appointed as a probationary laborer/Entry level within the Department of Public Works on June 16, 2014 by resolution 2014-156 and,

WHEREAS Peter St. Germain has successfully completed his probationary period and has proven himself as a valuable asset to the department and community and,

WHEREAS the Superintendent of Public Works and Borough Administrator recommend the salary adjustment according to the Department of Public Works Bargaining Unit Agreement with concurrence by the bargaining unit

NOW THEREFORE BE IT RESOLVED by the Edgewater Mayor and Council that it hereby authorize step one of the bargaining unit agreement effective January 1, 2015

BE IT FURTHER RESOLVED that the chief financial officer has certified funds available for said purpose in the operating budget of the borough for salary and wage adjustments.

JOSEPH IANNAONI, JR., C.F.O.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-294**

December 15, 2014

INTRODUCED: Councilman Vidal

SECOND: Councilman Monte

Authorize Auction of Surplus Motor Vehicles and Equipment

WHEREAS the Borough of Edgewater is in possession of Surplus motor vehicles and equipment no longer needed for the efficient operation of municipal government and,

WHEREAS the following items listed will be offered for sale to the highest bidder on a date yet to be determined and,

WHEREAS if items cannot be sold at the starting bid, the auctioneer will have the discretion to amend said starting bid before declaring no sale and items are trashed and or recycled.

One (1) 2002 Audi A4, 4 door, Vin # WAULT68E32A099947, mileage unknown

One (1) 2010 Chevrolet Aveo, 4 door, Vin # KL1TD5DE2AB076756, mileage unknown

One (1) 2006 Kawasaki Ninja EXF motorcycle Vin # JKAEXMF196DA21940, mileage 3194, color blue.

One (1) 1999 47KW Kohler trailer mounted generator, Vin # 16MPF1014XD024132

NOW THEREFORE BE IT RESLOVED that the above referenced equipment will be sold as is with no warranties expressed or implied

BE IT FURTHER RESOLVED that the Borough of Edgewater is hereby authorized to auction the surplus motor vehicles and equipment no longer needed as described within.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-295**

December 15, 2014

INTRODUCED: Councilman Vidal

SECOND: Councilman Monte

BE IT RESOLVED by the Mayor and Council of the Borough of Edgewater of Bergen County, New Jersey upon the recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved:

TITLE OF JOB: Old River Road Streetscape Improvements

CONTRACTOR: Reggio Construction, Inc., 1575 West Street, Fort Lee, NJ 07024

NJDOT CHANGE ORDER NO. 1

AMOUNT OF CHANGE THIS RESOLUTION -\$860.00 (0.82% Decrease)

This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

Dated:

Certified: _____

Treasurer

Dated:

Approved: _____
Mayor

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-296**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

RESOLUTION TO APPOINT TAX COLLECTOR

WHEREAS the Borough is in need of a licensed tax collector as per N.J.S.A. 40A:9-145.7 due to the impending retirement of Joseph Iannaconi Jr. who has served in this capacity for 22 years, and

WHEREAS the Borough of Edgewater has advertised for a New Jersey Licensed Tax Collector and has received several applications and,

WHEREAS the personnel committee consisting of Mayor Delaney, Council President Henwood, and Borough Administrator Gregory Franz recommends to the governing body that Sheryl Biondi ,of Maywood, New Jersey, be appointed as the new Borough of Edgewater New Jersey Licensed Tax Collector; and

NOW THEREFORE BE IT RESOLVED by the Edgewater Mayor and Council that it hereby appoints

Sheryl Biondi
Maywood New Jersey

As the Edgewater New Jersey Licensed Tax Collector, License Number T-8190 effective January 1, 2015; and

BE IT FURTHER RESOLVED that said appointment is consistent with the rules and laws of the State of New Jersey N.J.S.A40A:9-145.8.

BE IT FURTHER RESOLVED that the tax collector shall work a minimum of 5 hours per week within the tax office and the remuneration shall be for a yearly salary of \$20,000 per year without benefits.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-297**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS, the Borough of Edgewater has received a request from Chief William Skidmore to be paid for thirty five (35) hours of compensation time that he has accumulated in his comp time bank; and

WHEREAS, the hourly rate to be paid to Chief William Skidmore shall be \$89.10 for a total amount of Three Thousand One Hundred Eighteen Dollars and fifty cents (\$3,118.50)

WHEREAS, I, Joseph Iannaconi, Jr., the Chief Financial Officer, hereby certify that funds shall be made available for this purpose; under line item for Salaries & Wages:

JOSEPH IANNACONI, Jr.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council that Chief William Skidmore's request to be paid for thirty five (35) hours of his banked compensatory time is hereby granted at the total amount not to exceed \$3,118.50 reducing his comp bank to 2.75 hours.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-298**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS, the Borough of Edgewater has the need for and requires professional legal services in connection with the Veteran's Field Improvement Project and therefore on March 26, 2014, adopted Resolution 2014-085 appointing Connell Foley, located at 85 Livingston Avenue, Roseland, NJ 07068

WHEREAS the Borough has an outstanding balance(s) from Connell Foley; and
NOW, THEREFORE BE ADVISED that the Mayor and Council hereby approve funds for Connell Foley up to the amount of Seventy-five Thousand Dollars and zero cents (\$75,000.00) to pay for the said outstanding balances; and

BE IT FURTHER RESOLVED that, I, Joseph Iannaconi, the Borough's Chief Financial Officer hereby certifies that funds have been appropriated and are available for this purpose through Ordinance No. 1474-2012

JOSEPH IANNACONI, JR., C.F.O.

BE IT FURTHER RESOLVED that the Borough Clerk shall publish a copy of adopting resolution.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-299**

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

WHEREAS there are outstanding credit balances in the tax accounts, and

WHEREAS the Mayor and Council would like to cancel them to surplus, and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Edgewater hereby cancel theses credit balances to surplus for the years, 2011, 2012, and 2013 in the amount of \$19,375.89.

All council members present voted aye. None opposed. None abstained.

**RESOLUTION
2014-300**

December 15, 2014

INTRODUCED: Councilman Vidal

SECOND: Councilman Monte

WHEREAS Block 3, Lot 9.01 and Block 3, Lot 9.02 was merged into one parcel, Block 3, Lot 9.01 in the Year 2014 by the Assessor's recommendation; and

WHEREAS there was a Municipal Lien #175 on Block 3, Lot 9.02 in the amount of \$653.01; and

WHEREAS this parcel does no longer exist; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that this lien #175 be hereby cancelled.

All council members present voted aye. None opposed. None abstained.

OLD BUSINESS

None.

NEW BUSINESS

None.

ADMINISTRATOR'S REPORT

Referenced Resolution 2014-288 and why they need to appoint a temporary part time plumbing inspector.

MOTION

December 15, 2014

INTRODUCED: Councilman Doran

SECOND: Councilman Monte

A motion to appoint Michael Quercia as a temporary part time plumbing inspector.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Yes (by telephone)
Councilman Bartolomeo	Yes

Council President Henwood referenced letter from attorney representing developers looking to buy the Hess property. Attorney sent letter basically asking to designate the area as an area in need of redevelopment. Would like to form a Committee to look at request.

MOTION

December 15, 2014

INTRODUCED: Councilman Monte

SECOND: Councilman Vidal

Motion to form a Committee to look at Hess property for area in need of redevelopment.

On roll call the vote was as follows:

Councilman Henwood	Yes
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Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Yes (by telephone)
Councilman Bartolomeo	Yes

RESOLUTION AUTHORIZING EXECUTIVE SESSION

December 15, 2014

INTRODUCED: Councilman Doran

SECOND: Councilman Vidal

WHEREAS, the Borough of Edgewater desires to meet in private and/or Executive Session to discuss matters that are permitted by the exceptions to the Open Public Meetings Act as indicated herein:

- L. Any matter which, by express provision of Federal law or State statute or court rule shall be rendered confidential or excluded from discussion in public;
- 2. Any matter in which the release of information would impair a right to receive funds from the federal government;
- 3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy;
- ~~XX~~ 4. Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.
- 5. Any matter involving the purchase, lease, or acquisition of real estate with public funds, the setting of a banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed;
- 6. Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law;
- ~~XX~~ 7. Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer;
- ~~XX~~ 8. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
- 9. Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or commission for which the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED that the Council President and Council shall recess into private and/or Executive and Closed Session to discuss the aforementioned subject matter and the minutes of same may be disclosed at such time in the future as the GOVERNING BODY in it discretion may determine according to law.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Yes (by telephone)
Councilman Bartolomeo	Yes

The governing body returned from Closed Session.

PRESENT ON ROLL CALL: Councilman Henwood, Councilman Doran, Councilman Monte, Councilman Vidal, Councilman Jordan (by telephone) and Councilman Bartolomeo

ALSO PRESENT: Council President Henwood, Borough Clerk Barbara Rae, Deputy Borough Clerk Annamarie O'Connor, Administrator Gregory S. Franz and Borough Attorney Philip Boggia

ABSENT: Councilman Jordan

MOTION

December 15, 2014

INTRODUCED: Councilman Henwood
SECOND: Councilman Vidal

Motion to return to Open Session.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Absent
Councilman Bartolomeo	Yes

MOTION

December 15, 2014

INTRODUCED: Councilman Vidal
SECOND: Councilman Monte

Motion to adjourn.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilman Doran	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Absent
Councilman Bartolomeo	Yes

Annamarie O'Connor
Deputy Borough Clerk

APPROVED: January 2, 2015