

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF SADDLE RIVER
HELD OCTOBER 20, 2008**

PRESENT: Mayor Raia, Council President Burke, Council Members FitzPatrick, Mastriano, Re, Murray, Borough Clerk Macari, Administrator Cuccia, & Attorney Russell Huntington

ABSENT: Council Member Mutter

PRESIDING: Mayor Raia called the meeting to order at 7:15 p.m.; Borough Clerk Macari read the following statement:

"Notice of this meeting in compliance with the Open Public Meetings Act Chapter 231 of the laws of 1975, has been given by posting a notice of the scheduled dates of all regular meetings of the Mayor and Council of the Borough of Saddle River on the bulletin board in the Municipal Building and in the office of the Borough Clerk and by faxing notice thereof to the Ridgewood Newspapers and The Record on January 2, 2007.

NOTIFICATION OF FIRE EXITS

PLEDGE OF ALLEGIANCE:

AWARDS AND CEREMONIES:

WORK SESSION:

Mayor Raia

Volunteer of the Year Award: Mayor Raia read a letter from County Executive McNerney thanking the Borough for the nomination of Carole FitzPatrick for the Volunteer of the Year Award for the Borough of Saddle River.

Fire Prevention Week: Mayor Raia read a letter sent to him from the students at the Saddle River Day School thanking the Borough for their presentation for Fire Prevention Week.

Tree Lighting: Mayor Raia suggested that the tree lighting be held on Sunday, November 30, 2008. He further stated that he will be out of town the following weekend but the Valley Club and Garden Club would prefer to hold their holiday Open House on December 7, 2008, as they have festivities planned and would prefer to hold both events on the same day. Council Member FitzPatrick stated that she did not see any reason why the tree lighting ceremony could not be held on November 30, 2008 and hold these events separately. Council Member Mastriano stated that she felt it was important that the Mayor attend the tree lighting ceremony and she also stated that she would contact Wandell School and make sure they participated as well.

Mayor Raia asked Council Members FitzPatrick, Murray and Mastriano to work with Administrator Cuccia to access the need to refurbish the current decorations.

Mayor Raia verbally polled the Council regarding holding the tree lighting ceremony on November 30, 2008 and all were in agreement.

Council Member Mastriano stated that she was approached by residents requesting additional police presence in Burning Hollow to insure the safety of children on Halloween and Chief McWilliams stated that he would make every attempt to increase the patrol there.

The League of Municipality Meeting: Mayor Raia stated that there are several interesting seminars and anyone interested, should contact Borough Clerk Macari for more information.

COAH: Mayor Raia stated that he was in receipt of a letter from the General Assembly regarding COAH and this would be further addressed in Closed Session.

ADMINISTRATOR CUCCIA

COAH Update: Administrator Cuccia stated that he currently has the final numbers and he is going to meet with the Borough Planner in order to come up with a plan to present at the next Mayor and Council Meeting on November 17, 2008.

Burning Hollow Water Agreement: Administrator Cuccia stated that the Mayor and Council were in receipt of a letter from the DEP and the next step is to advise the residents of the current status of this issue. He further stated that the Mayor and Council must now decide if they are in agreement with the DEP's plan. Several Council members requested to receive another copy of the DEP letter and the Mayor urged all Council members to review it as well as a draft of a letter being sent to the applicable residents and render any feedback **by the end of the week so that they can be considered before the letter is released. ****

Police Department CAD System: Administrator Cuccia stated that the Mayor and Council were in receipt of a resolution regarding this system and stated that there is one vendor that met all the requirements and would be awarded the bid for the project. This resolution will be part of the Consent Agenda.

The Ridge: Administrator Cuccia stated that Mrs. Kliever is currently in litigation with the developer and her attorney would have an opportunity to speak during the open session of the meeting.

COUNCIL REPORTS:

Council Member Mastriano stated that Dr. Goldblatt, Superintendent of Wandell School, is requesting the Mayor and Council's presence at a meeting with representatives from his prospective employer on Friday, October 24, 2008. Attorney Huntington stated that three members of the Council should attend in addition to Administrator Cuccia and Chief McWilliams.

Borough Clerk: Borough Clerk Macari stated that the last day to apply for an absentee ballot is October 28, 2008.

RESOLUTION FOR CLOSED SESSION

At this time a resolution was read to go into Closed Session.

Resolution # 126-08 was offered by Council Member Re
Seconded by Council Member Murray
Roll Call Vote: AYES: Unanimous

A motion to adjourn the Closed Session and return to the Regular meeting of the Mayor and Council was made and seconded.

ADOPTION OF ORDINANCES:

Ordinance No. 08-820-M

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF VARIOUS EQUIPMENT FOR THE USE OF THE FIRE DEPARTMENT IN, BY AND FOR THE BOROUGH OF SADDLE RIVER, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$50,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

OPEN TO THE PUBLIC: No one from the public wished to be heard.

Resolution # 127-08 Offered by Council Member Re
Seconded by Council Member Murray
Roll Call Vote: AYES, Unanimous

Ordinance No. 08-821-M

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF SADDLE RIVER, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$180,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

OPEN TO THE PUBLIC: No one from the public wished to be heard.

Resolution #128-08 Offered by Council Member Murray
Seconded by Council Member Re
Roll Call Vote: AYES, Unanimous

INTRODUCTION OF ORDINANCE(S): Clerk to read the title of

Ordinance No. 08-822-M

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY FOR MUNICIPAL PURPOSES IN, BY AND FOR THE BOROUGH OF SADDLE RIVER, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$650,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

Resolution # 129-08 Offered by Council Member Re
Seconded by Council President Burke
Roll Call Vote: AYES, Unanimous

APPROVAL OF BILLS

Resolution # 130-08 Offered by Council President Murray
Seconded by Council President Burke
Roll Call Vote: AYES, Unanimous

RESOLUTIONS

All matters listed hereunder are considered routine in nature and will be enacted in one motion. Any Council Member may request that an item be removed for separate consideration. Considering approval of minutes, a yes vote will indicate a vote in favor of approval of the minutes of each meeting at which the Council Member was present and abstention with respect to the minutes of meetings at which such Council Member was not present.

Resolution by Council President Burke
Seconded by Council Member Mastriano
Roll Call Vote: AYES, Unanimous

Explanation of Consent Agenda Items

A. Approval of Minutes: 9/15/08

B. Resolution(s)

R# 131-08	Soil movement Blk 1301 Lot 3 Grisanti
R# 132-08	Soil movement Blk 1402 Lot 6 Alberti
R# 133-08	Cancellation of taxes – Blk. 1402 Lot 38
R# 134-08	Award of bid for CAD System

Open to the Public for Consent Agenda Items Only:

COMMITTEE REPORTS

Finance Report: Council Member Murray gave the financial report for the month of September 2008.

Fire Report: Council Member Re gave the report for September 2008 and stated that it was on file with the Borough Clerk.

Police Report: Council President Burke gave the report for September 2008 and stated that it was on file with the Borough Clerk.

Public Works: There was no report at this time.

Parks and Recreation: There was no report at this time as there was no meeting.

Board of Health: The report for the October 2008 meeting is on file.

Construction & Zoning Enforcement: Council President Burke gave the report for September 2008.

Zoning Board: Council Member FitzPatrick gave the report September 2008.

Planning Board: Council President Burke gave the report for September 2008.

Mayor Raia stated that, due to the sprinkler system presentation in July, three residents have installed these systems, and once again commended the presentation.

OPEN TO THE PUBLIC:

Daniel Somers, Esq. stated that he is representing the Kliever's in the suit against his client and The Ridge. The Ridge is abutting his client's property and he showed the Mayor and Council photograph's of the destruction that has transpired due to the construction and explained it in detail. He stated that he is looking for direction from the Mayor and Council to assure that this property is restored to its original state and asked the Borough to take some responsibility for this matter.

Attorney Huntington stated that the Borough will take the responsible course of action but did not feel it was prudent for the Council to assume responsibility at this time. Mayor Raia stated that Borough Engineer Spence will continue to monitor this issue closely.

Joe Pera, 16 Old Farms Road stated that he is in agreement that the Christmas decorations are in need of being refurbished.

Mr. Pera inquired about the water main extension on West Saddle River Road and asked if a

bond ordinance was approved. Administrator Cuccia stated that it was approved last year.

Mr. Michael Toomey, 52 Westerly Road stated that, in the past the holiday Open House which is held by the Garden Club and the Valley Club, was coordinated with the tree lighting and it was always very successful. He further stated that he would like some time to see if it is possible to change the Holiday Open House to November 30, 2008 so both events could be held on the same day.

UNFINISHED AND NEW BUSINESS:

RESOLUTION FOR CLOSED SESSION

At this time a resolution was read to go into Closed Session.

Resolution # 135-08 was offered by Council Member FitzPatrick
Seconded by Council Member Re
Roll Call Vote: AYES: Unanimous

A motion to adjourn the Closed Session and return to the Regular meeting of the Mayor and Council was made and seconded.

ADJOURNMENT: A motion was made and seconded to adjourn the regular meeting of the Mayor and Council.

Respectfully submitted,

Marie Elena Macari
Borough Clerk