

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
HELD NOVEMBER 17, 2014**

PRESENT: Mayor Raia, Council President Toomey, Council Members: DeCrosta, Gray, Kerner, Kurpis, Walenczyk, Acting Borough Administrator Shenkler, Borough Clerk Macari, Borough Attorney Huntington

ABSENT:

PRESIDING: Mayor Raia called the meeting to order at 7:00 p.m.; Borough Clerk Macari read the following statement:

PUBLIC NOTICE: "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 emailing a notice thereof to the Ridgewood Newspapers and The Record on December 23, 2013, the Borough website and also via E-Notify. Time change sent on September 20, 2014.

NOTIFICATION OF FIRE EXITS

PLEDGE OF ALLEGIANCE:

AWARDS AND CEREMONIES:

At this time, Police Chief Tim McWilliams gave an update on the burglary issues in the general area, highlighting the fact that many police departments have been working together and several key arrests have been made.

Mayor Raia commended Mike Mariniello on his hard work as the new CFO in Saddle River.

WORK SESSION:

MAYOR RAI:

NJ League of Municipalities Convention: Mayor Raia stated that four council members as well as several borough employees will be attending this convention in Atlantic City, November 18-21, 2014. He further stated that there are many valuable and informative meetings and encouraged attendees to take advantage of this. He further stated that it is important to visit the vendors as they offer many products and services the Borough may want to utilize.

2015 Reorganization Meeting: This meeting is scheduled for January 1, 2015 at 11:00am and Mayor Raia encouraged all to attend.

ACTING ADMINISTRATOR SHENKLER:

Acting Administrator Shenkler stated that he and CFO Mike Mariniello met with Local 108; this contract expires at the end of 2014. An agreement has been reached and Attorney Huntington will be drafting a new contract for review at the next Mayor and Council meeting on December 15, 2014.

Rindlaub Park Field B Renovation: Acting Administrator Shenkler stated that this project is now complete.

Paving Project: Acting Administrator Shenkler stated that the County has been working throughout the Borough, milling and paving roadways.

Closed Circuit TV/Security Cameras at Wandell School: Acting Administrator Shenkler stated that the Borough will be buying the material and having it installed with a private contractor, resulting in a great savings to the Borough.

Nutel Telephone System: Acting Administrator Shenkler stated that he worked with Nutel, the current telephone system in the Borough Hall, to reduce the rates and lock in a lower price. Another vendor will be sought to maintain security cameras throughout the Borough; they have been a very valuable tool.

BOROUGH CLERK MACARI

COUNCIL REPORTS

Council President Toomey reiterated that the NJ League of Municipalities Convention is extremely informative and educational.

The Borough Tree Lighting will be held on Friday, December 5, 2014 at approximately 6:45pm. The Saddle River Valley Club Open House will be held immediately following at the Borough Hall.

Council President Toomey stated that it has been decided that Zoning Ordinance #14-903-C will not be adopted at this time. He further stated that it has been met with much misinformation and will be withdrawn.

Council Member Kerner addressed the EMS, stating that response times continue to improve. She further stated that she did a site visit with Acting Administrator Shenkler to the Saddle River Grand to evaluate points of access into the complex. There are currently three points of access for emergency vehicles should the guard house be closed. Additionally, the final draft of the Valley Hospital Agreement is now in place for a 12 month time period and will renew automatically. Payment to participating ambulance companies is the responsibility of the patient; they will have the ability to go to the hospital of their choice in the local area. Mayor Raia asked about billing the patient if their insurance did not cover the fee and this was addressed in detail at this time.

Council Member DeCrosta addressed the deer management issue, stating that the Environmental Commission and the Board of Health held a joint meeting on October 27, 2014. A letter of recommendation to the Mayor and Council was read, stating that both boards were unanimously in favor of dealing with the growing deer problem in Saddle River. Bow hunting by a professional organization was an option suggested to attempt to cull the herd. Mayor Raia stated that a committee should be appointed to deal with this issue and a public meeting must be held in order to get resident feedback prior to making any decisions.

Snow plowing at the Saddle River Grand town home complex was discussed and Council Member DeCrosta stated that he would like to see one company contracted for this service, rather than the Borough plowing the streets and another contractor plowing individual driveways.

Council Member Kurpis addressed the deer management issue as well, stating that he is in receipt of a 40 page report, summarized in three pages regarding a deer management program in Sussex County,

NJ. He highlighted the key points in this report at this time, stressing again that this is a significant problem in Saddle River and must be addressed immediately.

Council Member Kurpis stated that the Landmarks Commission met on October 22, 2014 and unanimously appointed John Lasalandra to fill the unexpired term of Jack LaViano, who resigned. Additionally, Ferne Lambert will be appointed to the Landmarks Commission in January 2015 and two alternate members will be added to the Commission. The Saddle River Museum planting project is almost complete and an additional sign on the building was also addressed. Mayor Raia stated that he would like the interior work completed in the interior of the Museum so the public can begin to utilize the facility. The Landmarks Commission would like to see the pink Dogwood tree added to the planting program in the Borough.

Mayor Raia reminded Council Member Kurpis that appointments are not permitted to be made to any Board or Commission in the Borough of Saddle River by anyone other than the Mayor. The Mayor shall make all appointments to all Boards and Commissions at the Reorganization Meeting on January 1, 2015.

Council Member Kurpis stated that Borough Historian Jon Kurpis has requested permission to utilize a room in the upstairs of the Bishop House for office space and asked the Mayor and Council to consider this arrangement.

The Public Safety Committee met on November 11, 2014 to address Fire Department issues and he addressed these issues in detail at this time. Currently, fire truck #1132 is in need of being replaced and Council Member Kurpis discussed this in detail, stating that the purchase of a new fire truck would increase ISO (Insurance Services Office) rating within the Borough. The new truck being considered will cost between \$750,000 and \$800,000 and Fire Chief Kossowsky discussed this at this time.

Mayor Raia stated that there is a vacancy on the Zoning Board of Adjustment and he would like to appoint Tami Trobiano to Alternate #2 and move Louis Mastriano to Alternate #1.

ENGINEERING UPDATE:

At this time Borough Engineer Martin Spence gave the following update:

- The Rindlaub Field House Pavilion construction is complete. Bids for restroom renovations were received, with the low bidder priced at \$53,700 from Practical Construction. Grant monies will be applied for.
- The Streetscape Project Phase I is complete.
- The Streetscape Project Phase II is in the design phase and the solicitation of bids will go out shortly. Grant monies have been received for this project and work will progress on a weather dependent basis.
- The Streetscape Project Phase III will continue north on East Saddle River Road to the Bishop House and provide lighting, curbing and sidewalks. Grant monies have been applied for as well as using any leftover funds from the prior phase.
- An Open Space Grant is being completed for the Saddle River Museum project.
- The water line installation program is ongoing, with lines being installed on Charlden Drive and extending onto Twin Brooks Road.
- The replacement of the DPW salt shed and the expansion of the DPW offices will be addressed in 2015
- A comprehensive road re-surfacing project will continue in 2015.

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

ADOPTION OF ORDINANCE(S):

CONTINUATION OF PUBLIC HEARING:

ORDINANCE NO. 14-902-C

AN ORDINANCE TO REPEAL CHAPTER 52 ENTITLED "POLICE DEPARTMENT" OF THE CODE OF THE BOROUGH OF SADDLE RIVER, AND ESTABLISH A NEW CODE SECTION

Resolution #158-14 Offered by Council Member Walencyk
Seconded by Council Member Kurpis

Motion to Open to the Public Offered by Council Member Kerner
Seconded by Council President Toomey
Voice Vote: All AYES

OPEN TO THE PUBLIC: No one wished to be heard

Motion to Close to the Public Offered by Council President Toomey
Seconded by Council Member Gray
Voice Vote: ALL AYES

ROLL CALL VOTE: Ayes, Unanimous

RESOLUTION TO WITHDRAW ORDINANCE NO. 14-903-C

AN ORDINANCE TO AMEND CHAPTER 210, ZONING, SECTION 210-3 "WORD USAGE; DEFINITIONS" AND SECTION 210-50 "DESTRUCTION; RESTORATION" OF THE ZONING CODE OF THE BOROUGH OF SADDLE RIVER

Resolution #158-14A Offered by Council President Toomey. Seconded by Council Member Kurpis
Roll Call Vote: AYES, Unanimous

ORDINANCE NO. 14-904-C

ORDINANCE NO. 14-904-C AN ORDINANCE TO AMEND CHAPTER 202 ENTITLED "TREES" AND CHAPTER 210 ENTITLED "ZONING" IN THE BOROUGH OF SADDLE RIVER

Resolution #159-14 Offered by Council President Toomey
Seconded by Council Member Kurpis

Motion to Open to the Public Offered by Council Member Kurpis
Seconded by Council President Toomey
Voice Vote: All AYES

OPEN TO THE PUBLIC:

Eric Jensen 131 Mill Road stated that he is in favor of this ordinance, now that it has been amended.

Borough Planner Richard Preiss outlined the changes in the tree ordinance in detail at this time, highlighting the fact that this ordinance is significantly more user friendly and easier to administer.

Ed Holiat, 85 East Saddle River Road asked about the installation of holiday lights on Borough owned trees and asked if this is permissible. Attorney Huntington stated that the Borough is responsible for the decorating of Borough trees.

Motion to Close to the Public Offered by Council President Toomey
Seconded by Council Member Gray
Voice Vote: ALL AYES

ROLL CALL VOTE: Ayes, Unanimous

APPROVAL OF BILLS

Council Member Walencyk requested that a bill be removed from the Bill List at this time.

Resolution # 160-14 Offered by Council Member Walencyk
Seconded by Council Member Kerner
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 Offered by Council President Toomey
Seconded by Council Member Walencyk

Explanation of Consent Agenda Items

At this time, Acting Borough Administrator Shenkler briefly explained the resolutions on the Consent Agenda. CFO Mike Mariniello and Council Member Walencyk addressed the Transfer Resolution and explained this in detail at this time.

OPEN TO THE PUBLIC FOR CONSENT AGENDA ITEMS ONLY: No one wished to be heard

Roll Call Vote: AYES, Unanimous

- A. Approval of Minutes:** Regular Meeting: 10/20/14
- B. Resolutions:**

- R# 161-14 Authorization for Soil movement application Blk 1701 Lot 13**
- R# 162-14 Authorization for Soil movement application Blk 1103 Lot 7**
- R# 163-14 Refund of taxes due to reduced assessments Blk 1703 Lot 14**

- R# 164-14 Appropriation Transfers**
- R# 165-14 Confirm Endorsement of Community Development Projects**
- R# 166-14 Appointment to Zoning Board**
- R# 167-14 Authorization to enter into an agreement for Ambulance Services
between the Valley Hospital, Ridgewood and the Borough of
Saddle River**

COMMITTEE REPORTS

Board of Health: Council Member Kurpis gave the report for November 2014.

Const. & Zoning Enforcemt. Council President Toomey gave the report for October 2014.

Environmental Committee: Council Member DeCrosta gave the report for October 2014.

Fire Report: Council Member Kurpis gave the report for October 2014.

Police Report: Council Member Walencyk gave the report for October 2014.

EMS Report: Council Member Kerner gave the report for October 2014.

Finance Report: No report at this time.

Landmarks Committee: Council Member Kurpis gave the report for October 2014.

Public Works: Council Member DeCrosta gave the report for October 2014.

Parks and Recreation: Council Member Gray gave the report for October 2014.

Planning Board: Council Member Kerner gave the report for October 2014.

Zoning Board: There was no report at this time.

OPEN TO THE PUBLIC:

Eileen Lambert, Head of School, Saddle River Day School gave an update on how this private school is advancing education in Saddle River. Both the academic and athlete programs have been enhanced at Saddle River Day School and the budget is stable with a significant endowment in place. She was granted permission to leave Saddle River Day School brochures in the rear of the auditorium.

Dr. Frida Parker, 19 Dater Lane thanked the Mayor and Council for the improvements to the website as well as now permitting dogs on leash at Rindlaub Park. She further stated that she has concerns about the withdrawal of Ordinance No. 14-903-C as she is on an undersized non-conforming lot and this could be a detriment to her should she attempt to sell her property. Attorney Huntington addressed this issue at this time.

Lawrence Raia, 19 Denison Drive East asked about the water line installation, stating that he is approximately one half a mile from the nearest fire hydrant. He encouraged the Mayor and Council to consider accelerating this process in order to have water lines installed throughout the Borough.

Patty Nazzaro, 3 Westwind Court was in agreement that the water line project should be continued as well.

Marilyn Goldfisher, 124 West Saddle River Road thanked Council Member Kurpis for the review of the deer report from Sussex County, New Jersey. She further stated that she would like to see a tree planting effort in the woods behind Rindlaub Park as many have died and fallen. She also addressed the "No Littering" signs in the Borough and stated that many of these signs need to be more visible. She also recommended that sports teams that utilize Rindlaub Park be responsible for cleaning up after games. She further recommended that Rindlaub Park should be made a non-smoking park.

Fred Moss, 37 Chestnut Ridge Road stated that the snow plow contractors should be advised not to bury fire hydrants throughout the Borough. He also addressed burglaries within Saddle River and suggested that Borough residents be advised not to leave ladders on their properties and to leave alarms on even when they are home. He further addressed the deer management issue and stated that this is a multi-town issue which must be dealt with on a cooperative basis.

Paul Schulstad, 20 Eckert Farm Road stated that he feels that residents should be surveyed regarding the deer management issue, prior to moving forward with any plans to cull the herd.

Attorney Huntington stated that, should a cull be authorized within the Borough, home owners would have to grant their permission as well as the neighboring properties.

UNFINISHED BUSINESS:

NEW BUSINESS:

Council Member DeCrosta asked about the COAH obligation and the current statutes governing this and Mayor Raia suggested that he try to obtain information at the NJ League of Municipalities Convention.

RESOLUTION FOR CLOSED SESSION

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

Resolution # 168-14 Offered by Council President Toomey
Second by Council Member Kurpis
Roll Call Vote: AYES: Unanimous

A motion to close the Closed Session and return to Open Session was made and seconded.

RESOLUTION TO APPOINT PART TIME BOROUGH ADMINISTRATOR LESLIE SHENKLER

Resolution # 169-14 Offered by Council President Toomey
Seconded by Council Member Walenczyk
Roll Call Vote: AYES: DeCrosta, Gray, Kurpis, Walenczyk, Toomey
NAYES: Kerner

RESOLUTION FOR THE BOROUGH OF SADDLE RIVER, COUNTY OF BERGEN, STATE OF NEW JERSEY TO ENTER INTO INTERLOCAL SHARED SERVICES AGREEMENT WITH THE BOROUGH OF CHATHAM FOR THE SERVICES OF QUALIFIED PURCHASING AGENT

Resolution # 170-14 Offered by Council President Toomey
Seconded by Council Member Kurpis
Roll Call Vote: AYES, Unanimous

ADJOURNMENT: A motion to adjourn was made and seconded.

Respectfully submitted,

Marie Elena Macari
Borough Clerk

F/Nwwp/min/M&C11-2014