

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
HELD JUNE 15, 2015**

PRESENT: Mayor Raia, Council President Kurpis, Council Members: Jensen, Kerner, Schulstad, Walenczyk, Borough Administrator Shenkler, Municipal Clerk Macari, Borough Attorney Huntington

ABSENT: Council Member Gray

PRESIDING: Mayor Raia called the meeting to order at 7:15 p.m.; Municipal 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 Herald News and The Record on December 31, 2014, the Borough website and also via E-Notify.

NOTIFICATION OF FIRE EXITS

PLEDGE OF ALLEGIANCE:

AWARDS AND CEREMONIES:

At this time, Council Member Jensen made a motion to amend the agenda in order to add the resolution from the Public Safety Committee to confirm the election of officers in the Fire Department. Seconded by Council Member Schulstad. Roll Call Vote: AYES, Unanimous

APPOINTMENT OF SADDLE RIVER FIRE DEPARTMENT OFFICERS

At this time Council President Kurpis, Chairman of the Public Safety Committee, stated that he is attesting that this committee has approved the appointments of the following members of the Saddle River Fire Department:

- **Joseph Kelly – Captain**
- **Daniel Miller – Second Lieutenant**

R# 100-15 Offered by Council President Kurpis
Seconded by Council Member Kerner
Roll Call Vote: AYES, Unanimous

Mayor Raia swore in both Joseph Kelly and Daniel Miller at this time. He further stated that the restructuring of the Fire Department has been extremely beneficial and he commended the department for their diligent service and commitment.

The following full members of the Saddle River Fire Department were sworn by Mayor Raia at this time.

**Nik Aktas, Dave Alvarez, Nick Biondi, Andrew Dina
Bryan Doyle, Rich Engkvist, Mitch Kaufman, Travis Muller, Damian Ross**

WORK SESSION:

MAYOR RAI:

Northwest Bergen Mayor's Meeting: Mayor Raia stated that Council President Kurpis attended this meeting with Bob LaViano, Chairman of the Environmental Commission, as wildlife management was addressed. Council President Kurpis stated that the NJ Division of Fish and Wildlife made a presentation about the increasing deer population in the area, with Lyme disease increasing significantly. The deer population doubles every year and a viable solution must be developed in order to manage this issue.

ADMINISTRATOR SHENKLER:

Road Repaving: Administrator Shenkler stated that milling will begin shortly and Borough Engineer Spence addressed this in detail. The repaving of Boroline Road, which will be done jointly with the Borough of Allendale, was discussed.

Shredding Day Saturday June 13th Administrator Shenkler stated that this event was a big success with the Borough collecting 13,200 lbs. of recycling. The Green Team will obtain points for this event.

Hazardous Waste Days - Moonachie, Mahwah and Paramus: These three municipalities are holding hazardous waste collection days; specific dates and locations are posted on the Borough website.

Rindlaub Park Restroom Project: Administrator Shenkler asked Borough Engineer to discuss this and he did so in detail at this time. The plumbing work is complete, the tile is ordered and flooring samples will be finalized shortly.

Streetscape Schedule: Administrator Shenkler stated that work on Phase II began on June 15, 2015. Grant money has been received to fund this project as well as Phase III, which will improve the streetscape on East Saddle River Road from Wandell School to the Safety Complex. Lighting and sidewalks will be improved and work should be completed by the end of July.

COUNCIL REPORTS:

Council Member Schulstad stated that he attended the Board of Education meeting at Wandell School on May 27, 2015 and the school rankings have been behind. The HVAC project was addressed and he discussed this in detail at this time. He further stated that the deer management issued must be addressed and nothing is being done. The ordinance needs to be amended in order to permit bow hunting and the Council should give their input. Council President Kurpis stated that this must be done in an orderly fashion, insuring that the public is properly educated on this issue. Council Member Schulstad was in agreement; Mayor Raia stated that the Environmental Commission and the Wildlife Management Committee must also work together to educate the public and devise a viable plan for culling the herd.

Council President Kurpis stated that the Board of Health met on June 3, 2015 and he gave the report from the meeting at this time.

Council Member Jensen stated that he met with Building Inspector John Scialla and activity is up. A revenue analysis over a 15 year period was done and he addressed this in detail at this time.

Council Member Kerner stated that the Finance Committee has been working on reviewing bond anticipation notes (BANS) and are considering whether or not to combine the rollover of the existing BANS expiring in July with the real estate bond in the amount of \$2,600,000 or whether to issue separate BANS.

Council Member Kerner stated that the snow plow contract will be up in November 2015 and the bids specs should be reviewed carefully in order to insure that a sufficient number of bids are received as this is a big expense.

She further stated that the 2014 Audit has been completed and posted on the website.

Council Member Schulstad stated that, included in the audit is a statement referencing the governing body being responsible for determining whether commitments and expenditures are in compliance with the statutes and when any question is raised, the Borough Attorney's opinion should be sought before any commitment is made. He further stated that he is not in agreement with this statement.

The audit will be reviewed further and a resolution will be adopted at the July 20, 2015 meeting.

Council Member Kerner stated that Allendale Ambulance is approaching their one year anniversary and they would like to do fund raising. All were in agreement that a fund raising mailing would be done to Saddle River residents.

She further stated that the OEM Manuel is currently being updated, which is mandatory every five years and is being reviewed by the Public Safety Committee.

BOROUGH CLERK:

Borough Clerk Macari stated that the fifth graders from Wandell School toured the Municipal Building on June 10, 2015 and were given an opportunity to ask questions about the history of the Borough.

She further stated that Heidi Rispoli will be attending the July 20, 2015 meeting of the Mayor and Council to address a fund raiser in memory of her daughter, Josephine.

Administrator Shenkler addressed the 911 piece of steel from the World Trade Center obtained by the Borough, stating that plans are currently being proposed for its display. Mayor Raia stated he would like the Council to work together in order insure that this important relic from 911 is properly displayed.

AGENDA

INTRODUCTION OF ORDINANCE(S): There were none.

ADOPTION OF ORDINANCES

ORDINANCE NO. 15-910-M

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT, A NEW FIRE ENGINE AND A NEW AUTOMOTIVE VEHICLE, 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 \$1,916,764 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# 101-15 Introduced by Council Member Kerner
Seconded by Council Member Schulstad

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

OPEN TO THE PUBLIC:

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

Roll Call Vote: AYES, Unanimous

APPROVAL OF BILLS

Resolution # 102-15 Offered by Council Member Kerner
Seconded by Council President Kurpis

Council Member Kerner stated that she would like to remove one bill for separate consideration at this time.

Roll Call Vote: AYES, Unanimous

At this time, Council Member Kerner offered a motion to approve a bill to the Borough of Allendale, NJ DOT Grant in the amount of \$11,000 for paving Boroline Road.
Seconded by Council Member Walenczyk

Roll Call Vote: AYES: Kerner, Jensen, Walenczyk
ABSTAIN: Kurpis
NAY: Schulstad

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 Kurpis
Seconded by Council Member Walencyk

Explanation of Consent Agenda Items

Administrator Shenkler explained the Consent Agenda items at this time. He addressed the extension of the contract with All Covered for IT services.

Council Member Jensen requested that the following three resolutions be removed for separate consideration at this time:

- Authorization to enter and sign a contract for System Administration Customer Agreement with All Covered
- Approving soil movement application for Renco SR Realty, Inc. 10 Big Ramapo
- Salaries Non Bargaining Personnel

OPEN TO THE PUBLIC FOR CONSENT AGENDA ITEMS ONLY:

Roll Call Vote: AYES, Unanimous

A. Approval of Minutes: Regular Meeting: 5/18/15

B. Resolutions:

- R# 103-15** Authorization to enter and sign a Municipal Service Contract between the Borough of Saddle River and Saddle River Grand L.L.C. at the Saddle River Grand Development
- R# 104-15** Refund to J. Mendelsohn for five dollars
- R# 105-15** Authorizing Mayor to execute a contract with Burgis Associates
- R# 106-15** Authorizing Mayor to execute a contract with Stickel, Koenig, Sullivan & Drill, LLC
- R# 107-15** Authorization to enter into a Municipal Shared Services Defense Agreement to conduct an analysis of Housing Obligations
- R# 108-15** Authorizing the filing of a Declaratory Judgement application and motion for Temporary Immunity during which to revise the Borough's Third Round Housing Element and Fair Share Plan and obtain a Third Round Judgement of Compliance and Repose with Jonathan Drill and Joseph Burgis

Resolution for Authorization to enter and sign a contract for System Administration Customer Agreement with All Covered

Resolution Offered by Council Member Jensen
Seconded by Council President Kurpis

Council Member Jensen asked about the value of the contract and Administrator Shenkler addressed this in detail, stating that it is approximately \$2500 - \$4000 per month, depending on the amount of work.

Council Member Kerner asked if any other estimates were received and she was advised that there were not. As it is a professional services contract, the bidding process is not necessary. She further stated that she feels that other bids should be obtained.

It was decided that this resolution would be **WITHDRAWN**.

Resolution Approving Soil Movement Application for Renco SR Realty, Inc. 10 Big Ramapo

Resolution #109-15 Offered by Council Member Jensen
Seconded by Council Member Kerner

Council Member Jensen stated that this soil movement resolution must be corrected in order to remove item #9 regarding the voluntarily installation of a residential fire suppression system in the kitchen and hot spot utility room.

Roll Call Vote: AYES, Unanimous

Resolution for Salaries - Non Bargaining Personnel

Resolution Offered by Council Member Kerner
Seconded by Council Member Jensen

Council Member Jensen asked if the Personnel Committee has met to review this resolution. Council Member Kerner stated that they have not.

Council Member Schulstad asked how the salary increases would impact the long term pension obligation for the Borough. He further stated that perhaps not all employees should get a 2% increase.

Mayor Raia stated that this resolution will not be adopted as the Personnel Committee must review this information.

It was decided that this resolution would be **WITHDRAWN**.

COMMITTEE REPORTS

Board of Health: Report given earlier.

Const. & Zoning Enforcement: Council Member Jensen gave the report for May 2015.

COAH: Report will be given in Executive Session

Environmental Committee/Wildlife Mgmt.: There was no report at this time.

Fire Report: Council Member Gray gave the report for April 2015.

Police Report: Council President Kurpis gave the report for May 2015.

EMS Report: Council Member Kerner gave the report for April and May 2015.

Finance Report: Council Member Kerner gave the report for May 2015. Mayor Raia stated that there should be a procedure for getting estimates for the repair of fire equipment and this was addressed.

Landmarks Committee: No report at this time.

Public Works: Council Member Schulstad gave the report for May 2015.

Parks and Recreation: No report at this time.

Planning Board: Council Member Jensen gave the report for June 2015.

Zoning Board: Council Member Kerner gave the report for May 2015.

OPEN TO THE PUBLIC:

Marilyn Goldfisher, 224 West Saddle River Road thanked Administrator Shenkler for the town wide shredding day held on June 13, 2015.

She further stated that she would like the signs adjacent to the Community Garden taken down.

Paul Marcus, 6 Bayberry Drive stated that he is encouraged that the Borough will be addressing the deer issue in town. He further stated that there are two homes on East Saddle River Road that appear abandon and are unsightly. Mayor Raia stated the Borough would look into this.

Borough Engineer Spence addressed these properties at this time. He further stated that letters were sent to these home owners and this should be done again.

Patty Nazzaro, 3 Westwind Court addressed the deer issue and stated that she does not think that most residents would be in favor of hunting in Saddle River but may be agreeable to a controlled cull.

Paul Marcus stated that Lyme disease is a serious consequence of the deer population and encouraged the Mayor and Council to act on this issue immediately.

UNFINISHED BUSINESS: Mayor Raia stated that a bridge was built at the end of River Farm Lane in order to access a subdivision of three new homes. The developer has asked that this new street extension be renamed River Farm Terrace. Mayor Raia stated that, for safety reasons, he was not in favor of this idea. The road will be designed to public standards and it was recommended that the road will not be deemed a private road. All were in agreement.

Council Member Jensen addressed BANS and stated that he feels it is more cost effective to utilize short term money. He further stated that the Borough needs to be more prudent with managing debt. Mayor Raia suggested that the perhaps the bond counsel and the CFO could meet with the Finance Committee to address this issue.

NEW BUSINESS:

Council Member Kerner asked if the August Mayor and Council meeting will be cancelled this summer. Mayor Raia stated that this should be decided at the July meeting.

RESOLUTION FOR CLOSED SESSION

Resolution # 110-15 Offered by Council President Kurpis
Second by Council Member Kerner
Roll Call Vote: AYES: Unanimous

ADJOURNMENT: A motion to adjourn was made and seconded.

Respectfully submitted,

Marie Elena Macari
Municipal Clerk

F/Nwwp/min/M&C06-2015