

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
HELD APRIL 18, 2016**

PRESENT: Mayor Kurpis, Council Members: Acaster, Gray, Jensen, Kerner, Salazer, Schulstad, Borough Administrator Shenkler, Municipal Clerk Convertini, Borough Attorney Huntington CFO Mariniello

ABSENT:

PRESIDING: Mayor Kurpis called the meeting to order at 7:00 p.m.; Borough Clerk Convertini 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 notice thereof to the Herald News and The Record on December 16, 2015." Also on the official Borough website and E-notify.

NOTIFICATION OF FIRE EXITS

PLEDGE OF ALLEGIANCE:

Mayor Kurpis asked everyone to share a moment of silence for the former first Saddle River Police Chief, Sheldon McWilliams.

AWARDS AND CEREMONIES:

OPEN TO THE PUBLIC:

Joanne Kakaty, 10 Eugene Drive stated that the Ramsey High School Jazz Band will be performing at the Band Shell in Rindlaub Park on May 12, 2016 at 7:00 pm and asked that this be posted on the Borough website.

WORK SESSION:

MAYOR KURPIS:

Northwest Bergen Mayor's Meeting: Mayor Kurpis stated that he attended this meeting and the topic addressed was storm sewers. Permits will be procured so that the Borough can redefine storm sewer nomenclature.

League of Municipalities Meeting: Mayor Kurpis stated that he this meeting, where the Municipal Alliance program was addressed. He further stated that Patty Nazzaro has been in charge of this program for some time and everything is in place and running efficiently.

Financial Disclosure Forms: Mayor Kurpis reminded Council Members that these forms are to be completed online and are due by April 30, 2016.

Streetscape Phase IV: A DOT grant was received in the amount of \$155,500 and the preliminary plans will begin shortly.

COAH Update: Mayor Kurpis stated that there are no new updates at this time.

New Jersey Conference of Mayors: Mayor Kurpis stated that he will be attending this conference in Atlantic City, NJ and attending many valuable courses.

Environmental Infrastructure of the EPA: The Environmental Infrastructure branch of the EPA has monies available and Mayor Kurpis stated that he would like to determine the possibility of obtaining funds to be utilized for the mediation of the Saddle River and the boom.

BOROUGH ADMINISTRATOR

Fox Hedge Water Main Project: Administrator Shenkler stated that this project has been completed, with all hydrants in operation. Paving will take place in August, 2016.

Salt Shed Bid: Five bids were received, with Adamo Brothers Construction winning the bid in the amount of \$127,110.

Subsidiary Contract with for Paving: Administrator Shenkler stated that the Northwest Bergen Cooperative Pricing Program has awarded the master contract to D&L Paving. The amount to pave Borough roadways in Saddle River this year will be \$153,231.92.

Borough Website Update: Administrator Shenkler stated that he has prepared a memo outlining the criteria and he will distribute this to the Mayor and Council.

Council Member Kerner asked Administrator Shenkler the status of Verizon Wireless and he stated that they are not ready to present a proposal to the Borough at this time.

Mayor Kurpis asked Administrator Shenkler the status of any shared services with the Board of Education at Wandell School, specifically the generator. Administrator Shenkler stated that he has not heard whether or not the Wandell School wants the old generator in order to create a shelter.

ENGINEERING REPORT:

- **Fox Hedge Water Main Project:** Borough Engineer Martin Spence stated that the Fox Hedge Water main installation is complete and paving will take place in August 2016.
- **Safety Complex Generator:** This generator will be installed and online this week.
- **Streetscape III:** This DOT funded project will go out to bid shortly. This project will extend pavers, include period lighting, and additional signage. Grants can be applied separately for crosswalks.
- **Streetscape IV:** An additional DOT grant was received recently and work will continue adjacent to Barnstable Court. This project will commence within the next year.
- **Boroline Road Project:** This project is a joint project with the Borough of Allendale and should commence by the end of April.
- **Road Resurfacing Project:** The Borough of Saddle River joins Ramsey in a cooperative agreement for road resurfacing and this will take place in June. The budget for this project should remain at \$175,000. Roads to be resurfaced will be determined.
- **Storm Water Audit:** The Borough of Saddle River was audited in January and received a notice of compliance for 2016.

Council Member Kerner asked if the Borough has received a response from the County regarding reducing the speed limits on County Roads; Mr. Spence stated that he had not, to date.

Mayor Kurpis asked about the debris in the river around the boom and Mr. Spence stated that the property owner has agreed to clean up the area, but it will continue to be a perpetual problem. He further stated that it may be prudent to hire an engineer that works with river flow issues.

Mayor Kurpis addressed the proposed purchase of the clover leaf property adjacent to Route 17 and stated that the DOT has been contacted regarding this matter. Mr. Spence addressed this issue in detail.

MUNICIPAL CLERK

Municipal Clerk Joy Convertini stated that the last day to register to vote in the June Primary is May 17, 2016 and the last day to apply for a Mail-In Ballot is May 31, 2016.

CHIEF FINANCIAL OFFICER

CFO Mike Mariniello stated that the 2016 Municipal Budget will be adopted tonight with the Mayor and Council's approval. He further stated that the process went very smoothly and there will be no tax increase for 2016. The User Friendly Budget has been completed and is posted on the website. The Cap Bank Ordinance was explained in detail at this time.

ADOPTION OF 2016 MUNICIPAL BUDGET

Mayor Kurpis stated that the Finance Committee worked very hard and it was a collective effort with agreement across the Council.

Resolution # 77-16 was offered by Council Member Kerner
Seconded by Council Member Salazer

PUBLIC HEARING ON THE 2015 MUNICIPAL BUDGET

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

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

Motion to Close the Hearing to the Public by Council Member Gray
Seconded by Council Member Gray
Voice Vote: All AYES

Roll Call Vote: AYES, Unanimous

RESOLUTION AUTHORIZING THE SELF EXAMINATION OF THE MUNICIPAL BUDGET

Resolution # 78-16 Offered by Council Member Kerner
Seconded by Council President Jensen
Roll Call Vote: AYES, unanimous

INTRODUCTION OF ORDINANCES: There were none.

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

ORDINANCE NO. 16-918-M

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40a:4-45.14) OF THE CODE OF THE BOROUGH OF SADDLE RIVER

Resolution # 79-16 was offered by Council Member Kerner
Seconded by Council President Jensen

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

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

Motion to Close the Hearing to the Public by Council Member Gray
Seconded by Council Member Gray
Voice Vote: All AYES

Roll Call Vote: AYES, Unanimous

ORDINANCE NO. 16-917-C

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 99 ENTITLED "DEVELOPMENT FEES", IN THE CODE OF THE BOROUGH OF SADDLE RIVER, NEW JERSEY

Resolution # 80-16 was offered by Council President Jensen
Seconded by Council Member Gray

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

OPEN TO THE PUBLIC: Mike Toomey, 52 Westerly Road asked for clarification on this ordinance. CFO Mariniello addressed this issue in detail at this time, highlighting that the Borough is increasing the assessment by .5% to be used for affordable housing fees.

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

Roll Call Vote: AYES, Unanimous

APPROVAL OF BILLS

Resolution # 81-16 Offered by Council Member Kerner
Seconded by Council Member Salazer

Council Member Kerner addressed a bill to King Transcription and asked that it be removed for further consideration, as it was not authorized by the Council. Attorney Huntington suggested that this matter be investigated further to determine who ordered this service. Council Member Kerner addressed two additional bills included in the bill list.

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 an abstention with respect to the minutes of meetings at which such Council Member was not present.

Resolution Offered by Council President Jensen
Seconded by Council Member Kerner

Explanation of Consent Agenda Items

OPEN TO THE PUBLIC FOR CONSENT AGENDA ITEMS ONLY:

Marilyn Goldfischer, 124 West Saddle River Road stated that she feels that the Bishop House roof is more important than planting flowers. She further stated she would like to see advisory committees be more diverse. She is not in favor of hiring a full time employee in the Building Department and asked for details about the Recycling Coordinator. Other Consent Agenda items were reviewed at this time.

Patty Nazzaro, 3 Westwind Court asked about the online auction and CFO Mariniello explained this in detail at this time.

Roll Call Vote: AYES, Unanimous

A. Approval of Minutes: Regular Meeting: 3/21/16

Closed Session Minutes: 3/21/16 (1st & 2nd)

Council President Jensen asked that several resolutions be removed for separate consideration as there was not sufficient information available.

Council Member Kerner asked for details regarding the salt shed bid and Borough Engineer Spence provided this information in detail at this time. CFO Mariniello stated that monies have not been appropriated at this time and suggested that the Mayor and Council hold a Special Meeting prior to the May 16, 2016 meeting in order to introduce a bond ordinance for this purpose.

Resolutions:

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|-----------------|--|
| R# 82-16 | Appointment of Ryan Holdsworth – Seasonal DPW Worker |
| R# 83-16 | Appointment of Bruce Mautz as Recycling Coordinator |
| R# 84-16 | Award of Bid – Salt Shed |
| R# 85-16 | Tax Refund due to Civil Action Judgement Blk. 1103 Lot 14 |
| R# 86-16 | Tax Refund due to Civil Action Judgement Blk. 1609 Lot 24 |
| R# 87-16 | Redeem Tax Sale Certificate 14-001 – Blk. 1303 Lot 16 |

R# 88-16	Soil Movement Blk. 1803 Lot 1 25 Overlook Road
R# 89-16	Municipal Building Security Upgrade
R# 90-16	Coyote Problem in Saddle River
R# 91-16	Approving subsidiary contract Northwest Bergen Cooperative for Road resurfacing
R# 92-16	Authorizing On-Line Auction (added item from R# 41-16)
R# 93-16	Oppose Parole of Rapist/Murder Christopher Righetti

Roll Call Vote: AYES, Unanimous

Resolution Authorizing a Seasonal Planting Program at Wandell School

The Mayor and Council had not information about this program; it was removed for future discussion.

Resolution Appointing a Bishop House Advisory Committee

Council Member Salazer explained this resolution in detail, stressing that as the Bishop House is getting more use and necessary repairs have been determined, the help of a committee to streamline these tasks will be beneficial. These committees will be renewed on an annual basis.

Resolution # 94-16 was offered by Council Member Salazer
 Seconded by Council Member Schulstad
 Roll Call Vote: AYES, Unanimous

Resolution Appointing a Saddle River Museum Advisory Committee

Council Member Salazer explained this resolution in detail, stressing that the interior of the Museum is still under construction and the assistance of an advisory committee will be beneficial.

Resolution # 95-16 was offered by Council Member Salazer
 Seconded by Council Member Gray

Council President Jensen stated that he did not feel that Council Member Acaster should be appointed as Chairman to this committee as he is over allocated. Council Member Kerner was in agreement. Mayor Kurpis stated that he felt that this appointment was logical as Council Member Acaster operates a contracting business and is familiar with what the Saddle River Museum needs to get it up and running.

Council Member Acaster stated that he would like to step up and work on lighting, display cases, etc. Mayor Kurpis reiterated that his priority is to get the Saddle River Museum open so that the public can enjoy it.

Roll Call Vote: AYES : Council Members Acaster, Gray, Salazer, Mayor Kurpis
NAYES: Council President Jensen, Council Members Kerner, Schulstad

Resolution Authorizing the Installation of a Water Line at the Bishop House for Irrigation

Council Member Gray explained this resolution in detail, stating that, with the resurgence of use at the Bishop House, it is important to insure that all plant installations are kept hydrated. Currently, there is no irrigation system on the property and this water line is necessary to install a system. The total cost for both the installation of the water line and the irrigation system would be approximately \$15,000.

Council Member Kerner asked why this was not presented earlier to the Finance Committee and Council Member Gray stated that this issue, which was recently determined, is very important. CFO Mariniello stated that there are funds available if an ordinance were re-purposed.

Council President Jensen stated that he is familiar with the Bishop House and other repairs may want to be considered, such as the roof. Council Member Kerner was in agreement.

Resolution was offered by Council Member Gray
Seconded by Council Member Salazer

Council Member Kerner stated that she would like this resolution withdrawn so the newly appointed committee can further evaluate and determine the needs of the Bishop House. Council President Jensen was in agreement, stating that there are more pressing needs in the Bishop House and there is a question of funding.

Council Member Schulstad stated that he would like this resolution withdrawn, as the DPW has not recommended this project and the Bishop House has more pressing needs.

Council Member Acaster asked Borough Engineer Spence if he has received complaints about the condition of the Bishop House and he stated that he had not.

Council Member Gray stated that this resolution would be tabled until the May 16, 2016 meeting.

RESOLUTION TO REIMBURSE FIRE DEPARTMENT LIEUTENANT STEVEN SCHIEVELLO

Council Member Gray explained this situation in detail, stating that a Borough vehicle hit Mr. Schievello's car while he was in the Fire Department parking lot.

Resolution Offered by Council Member Gray
Seconded by Council Member Acaster

Council Member Schulstad stated that this issue was addressed last year and he felt that this was a Fire Department Issue, not a Borough issue. He further stated that, to date, this individual has not suffered a loss but this settlement amount is for an anticipated loss. Mayor Kurpis stated that, as the Fire Department personnel are volunteers in the Borough, they should not have to suffer an economic loss. Council Member Kerner stated that this is not a loss but an anticipated loss. She further stated that this resolution should be re-worked in order to convey the actual intent. It was decided that Council President Jensen would work with Council Member Gray in order to revise this resolution for adoption at the May 16, 2016 meeting.

This resolution was withdrawn at this time.

COMMITTEE REPORTS

Board of Health: Council Member Salazer gave the report for March 2016.

COAH: Council President Jensen gave the report for March 2016.

Const. & Zoning Enforcement: Council Member Acaster gave the report for March 2016. A detailed discussion of hiring a full time employee in order to close out existing open permits, which could translate to a property tax decrease took place. Further evaluation of the calculations will need to be

done to determine if this is a viable premise.

Environmental Committee: Council Member Gray gave the report for March 2016.

Zoning Board: Council Member Gray gave the report for February 2016.

Department of Public Safety: Council Member Gray gave the report for March 2016.

Police Report: Council Member Gray gave the report for March 2016.

Fire Report: Council Member Acaster gave the report for March 2016.

EMS Report: Council Member Kerner gave the report for March 2016.

Finance Report: Report given earlier.

Board of Education: Council Member Schulstad gave the report for March 2016.

Wildlife Management: Council Member Schulstad gave the report for March 2016.

Landmarks Committee: Council Member Salazer gave the report for March 2016.

Public Works: Council Member Acaster gave the report for March 2016.
The importance of recycling was stressed.

Parks and Recreation: No report at this time.

Planning Board: Council President Jensen gave the report for March 2016.

OPEN TO THE PUBLIC:

Patty Nazzaro, 3 Westwind Court suggested that Wandell School implement a recycling program to remind residents the importance of recycling.

Irena Holiat, 85 East Saddle River Road suggested that the town designate a recycling area within the Borough so residents could have the option of a recycling drop off. She further stated that the Bishop House, which she has utilized for many events, is in need of a complete assessment to determine what repairs should be a priority. She also addressed the fire department resolution regarding the accident with Lt. Schievello's car and asked if the Fire Department officers were involved in this matter.

Joanne Kakaty, 10 Eugene Road stated that the Bishop House needs to be addressed in a timely fashion as many residents are concerned for its well-being. She further stated that any residents interested in volunteering their time for boards and committees in Saddle River need to approach the Mayor and Council. Mayor Kurpis stated that information about volunteering in Saddle River will be included on the updated website.

Ferne Lambert, 119 West Saddle River Road stated that the Bishop House is very important and the Garden Club has done a wonderful job beautifying Saddle River.

Amy Atkinson, long time resident of Saddle River stated that she is concerned about the proposed bow hunting initiative in Saddle River. She handed out literature regarding humane alternatives for controlling both deer and coyote.

Laurie O'Byrne, 185 West Saddle River Road stated that the construction department in Saddle River is understaffed. She further stated that she is in favor of the irrigation system at the Bishop House and asked for clarification on the coyote resolution, which was adopted in the Consent Agenda. Council Member Schulstad read the resolution at this time.

Angie Mettler, League of Humane Voters, stated that Saddle River could benefit from a wildlife management presentation, which her organization provides.

Judy Triano, Upper Saddle River resident stated that she is not in favor of a deer cull in Saddle River.

Marilyn Goldfischer, 124 West Saddle River Road stated that the deer are devastating the environment, which has a negative impact on other species of wildlife. She further stated that the Saddle River still has debris that must be removed or it will cause flooding in a rain storm. The use of drones was addressed and Ms. Goldfischer stated that they are dangerous and must be banned. She further addressed Earth Day and was informed that Wandell School will recognize this important day.

John Gilbert, 151 East Saddle River Road stated that he has lived in Saddle River for over 40 years and he is not in favor of a deer cull.

UNFINISHED BUSINESS:

Council Member Schulstad stated that he feels an assessment of the Bishop House roof should take place prior to the next Mayor and Council Meeting on May 16, 2016.

NEW BUSINESS:

RESOLUTION FOR CLOSED SESSION

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

Resolution # 96-16 Offered by Council President Jensen
Second by Council Member Acaster
Roll Call Vote: AYES: Unanimous

At this time, the Regular Session of the meeting resumed.

Council President Jensen stressed the importance of insuring that the Personnel Committee be more inclusive of the Mayor and Council and provide all personnel information in a timely fashion in advance of any necessary personnel decisions that are to be made.

Resolution to Appoint of Dobbie Burgio to Full Time Confidential Administrative Assistant and Planning Board and Parks & Recreation Commission Secretary

Resolution # 97-16 Offered by Council President Jensen
Seconded by Council Member Gray
Roll Call Vote: AYES, Unanimous

Appointment of Mary Cremer to Full Time Technical Assistant and Secretary to Landmarks and Environmental Commissions

Resolution # 98-16 Offered by Council President Jensen
Seconded by Council Member Gray
Roll Call Vote: AYES, Unanimous

Appointment of Sal Arcuri to Full Time Finance Clerk

Resolution # 99-16 Offered by Council President Jensen
Seconded by Council Member Gray
Roll Call Vote: AYES, Unanimous

ADJOURNMENT: A motion to adjourn was made and seconded.

Respectfully submitted,

Joy C. Convertini
Municipal Clerk