

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF SADDLE RIVER
HELD MARCH 21, 2011**

PRESENT: Mayor Raia, Council President Mutter, Council Members, Boardman, Mastriano, Murray, Toomey, Walenczyk, Borough Clerk Macari, Administrator Cuccia, & Borough Attorney Huntington

ABSENT:

PRESIDING: Mayor Raia called the meeting to order at 7:15 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 27, 2010.

NOTIFICATION OF FIRE EXITS

PLEDGE OF ALLEGIANCE

AWARDS AND CEREMONIES: At this time, Tara Mastriano presented her Girl Scout Gold Award Project to the Mayor and Council. She distributed a copy of her project proposal and explained that she is going to conduct a clean-up of the southern and western sides of Rindlaub Park, adjacent to the Saddle River. She intends to hold this clean-up on April 30, 2011 and is looking for approximately 60 volunteers. She was granted approval for this project by the Mayor and Council.

WORK SESSION:

MAYOR RAI:

Legislative Updates: Mayor Raia stated that there are four resolutions in the Consent Agenda, urging the legislature to make various amendments to Title 59.

Severe Weather: Mayor Raia stated that we had two severe weather events in Saddle River and he commended Borough workers for their hard work in keeping roadways safe.

Consolidation Efforts: Mayor Raia stated that he would like Council Members to attend meetings on the County level and he also stated that he is waiting to hear from neighboring municipalities on the benefits of consolidating certain services.

ADMINISTRATOR CUCCIA

Heavy Rains: Administrator Cuccia stated that all emergency workers in the Borough did a good job in insuring that anyone in the Borough during these storms was safe.

CERT CPR Classes: Administrator Cuccia stated that Council Member Walenczyk is the squad leader for CERT Team One and that CPR classes will be held for Saddle River CERT members on May 5 and May 12 in the Municipal Building at 7:00pm.

Tree Pole: Administrator Cuccia asked Borough Engineer Spence to update the Mayor and Council on the status of the tree pole at the Police Department, which he did in detail at this time. Mr. Spence explained that the pole would be 36 feet high and the construction is underway. He further stated that the sight will be cleaned up for Election Day, April 27, 2011.

Resolution Qualification of Retired Officers: Administrator Cuccia stated that there is a resolution in the Consent Agenda regarding the authorization of retired police officers to carry fire arms.

Muhammad & Naseem Qadeer Change of Address: Administrator Cuccia stated that this resident did construction on their home, changing the position of their front door to potentially warrant a change of address. The resident would like to retain their original address but the Emergency 911 System requires that the location of the front door determine a properties actual address. Mr. Spence explained the situation to the Mayor and Council and illustrated the site map, indicating that the home is on a corner lot. Administrator Cuccia stated that Mr. Spence will inform the Qadeers' that, after consideration by the Mayor and Council and for safety reasons, they will have to change their address.

COUNCIL REPORTS:

Council Member Murray stated that the Borough is still operating on a Temporary Budget.

Council Member Walenczyk stated that he has spoken with Maurice Burke and Carole FitzPatrick, Landmarks Commission members as well as Carol Lamela, who is on the Bishop House Foundation. The idea of consolidating the functions of the Landmarks Commission and the Bishop House Foundation were discussed. He further stated that he is planning to attend the Landmarks Commission on Wednesday, March 23, 2011 to discuss this issue.

Administrator Cuccia stated that he has been contacted by the Bergen County Museum inquiring about the possibility of leasing space from the Saddle River Museum, which will be further investigated.

Council Member Toomey stated that the committee established to review Zoning and Planning Ordinances, had their first meeting on March 17, 2011. Administrative and policy changes are the two areas being addressed. The next meeting is scheduled for April 13, 2011.

Council Member Toomey further stated that a committee was established in order to review the Downtown Crossing project and their first meeting will be on March 31, 2011.

Council Member Mastriano stated that the School Board Budget presentation will be on March 24, 2011 and there is no anticipated increase from last year's budget. The school budget will meet the cap of 2% but there will be exceptions; the levy will remain unchanged from 2010.

Council Member Mastriano stated that Friday, March 25, 2011 is the Wandell Foundation Dinner Dance, which funds many of the educational programs at the school. Mayor Raia stated that this Foundation is exceptional and the Borough is very lucky to benefit from the generosity of its residents.

Council Member Mastriano stated that the Green Committee donated a green house to the Wandell School and when weather permits, it will be constructed.

Council Member Mastriano stated that the Parks and Recreation Committee met and baseball and softball fields are ready for play and fully booked.

She further stated that she has been working on starting a Fine Arts Committee and this could tie into the Landmarks Commission in order to run programs such as concerts in the park.

Additionally, she contacted Northern Highlands High School asking for their marching band to participate in the Memorial Day Parade and to date, has not gotten a response.

Council Member Boardman outlined the issues discussed at the Environmental Commission meeting of February 28, 2011.

Mayor Raia stated that the Borough has received many complaints about the conditions of the roads due to a harsh winter and Administrator Cuccia stated that the County has been working to fill potholes on County roads.

MUNICIPAL CLERK

Municipal Clerk Macari stated that the Borough's website is currently under construction.

INTRODUCTION OF ORDINANCES:

ORDINANCE NO. 11-849-C

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 208, ENTITLED "WATER", IN THE CODE OF THE BOROUGH OF SADDLE RIVER, NEW JERSEY

Resolution # 43-11 Offered by Council Member Mastriano
Seconded by Council Member Toomey
Roll Call Vote: AYES, Unanimous

ADOPTION OF ORDINANCE(S):

ADOPTION OF THE 2011 MUNICIPAL BUDGET

Resolution #44-11 Offered by Council Member Murray
Seconded by Council President Mutter
Roll Call Vote: AYES, Unanimous

OPEN TO THE PUBLIC:

CLOSED TO THE PUBLIC:

ORDINANCE NO. 11-847C

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 180, ENTITLED "STORM WATER RUNOFF", IN THE CODE OF THE BOROUGH OF SADDLE RIVER, NEW JERSEY

Resolution # 45-11 Offered by Council Member Walenczyk
Seconded by Council Member Mastriano
Roll Call Vote: AYES, Unanimous

OPEN TO THE PUBLIC:

CLOSED TO THE PUBLIC:

ORDINANCE NO. 11-848-M

AN ORDINANCE TO EXCEED INDEX RATE FOR THE YEAR 2011

Resolution #46-11 Offered by Council Member Murray
Seconded by Council Member Walenczyk
Roll Call Vote: AYES, Unanimous

OPEN TO THE PUBLIC:

CLOSED TO THE PUBLIC:

APPROVAL OF BILLS

Resolution # 47-11 Offered by Council Member Murray
Seconded by Council President Mutter
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 Mutter
Seconded by Council Member Boardman
Roll Call Vote: AYES, Unanimous

Explanation of Consent Agenda Items

At this time, Administrator Cuccia briefly explained the resolutions on the Consent Agenda.

A. Approval of Minutes: Regular Meeting of 2/14/11.

B. Resolution(s)

- R# 48-11 Retired Police Officer/Permit to Carry Weapon**
- R# 49-11 Refund of tax overpayment**
- R# 50-11 Tonnage Grant Application**
- R# 51-11 Supporting A-3430 to Amend Title 59 by Strengthening Weather Immunity**
- R# 52-11 Supporting A-3431 to Amend Title 59 by granting immunity to public entities for sidewalk injuries where the homeowner is responsible for sidewalk maintenance**
- R# 53-11 Supporting S-2404 Capping Attorney Fees in Litigation against public entities**
- R# 54-11 Supporting a repeal of sick leave injury**
- R# 55-11 Supporting S-2333 and 3432 to amend Title 59 to provide immunities for Beaches, Boardwalks and similar property**
- R# 56-11 Supporting Mayor's Wellness campaign**

OPEN TO THE PUBLIC FOR CONSENT AGENDA ITEMS ONLY:

COMMITTEE REPORTS

Finance Report: Council Member Murray gave the report for February 2011.

Fire Report: Council Member Walencyk gave the report for January 2011.

Police Report: Council President Mutter gave the report for February 2011.

Public Works: Council Member Walencyk gave the report for February 2011.

Parks and Recreation: Council Member Mastriano gave the report for February 2011.

Board of Health: Council President Mutter gave the report for March 2011.

Const. & Zoning Enforcemnt. Council Member Boardman gave the report for February 2011

Zoning Board: Council Member Toomey gave the report for March 2011.

Landmarks Committee: There was no report at this time.

Planning Board: Council Member Walenczyk gave the report for March 2011.

Environmental Committee: There was no report at this time.

OPEN TO THE PUBLIC:

Patty Nazzaro, 3 West Wind Court stated that she is a chairperson of the Saddle River Municipal Alliance and stated that the Bergen County Municipal Alliance would like to regionalize and would like Saddle River to join Upper Saddle River, Ho-Ho-Kus. Ms. Nazzaro further stated that they would like to join Ho-Ho-Kus only, with Saddle River being the lead agency in charge of the finances and general paperwork.

UNFINISHED BUSINESS:

NEW BUSINESS:

RESOLUTION FOR CLOSED SESSION

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

Resolution # 57-11 Offered by Council Member Mastriano
Seconded by Council Member Walenczyk
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

Nwwp/min/m&cminmarch2011