

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF SADDLE RIVER
HELD NOVEMBER 16, 2009**

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

ABSENT:

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 mailing a notice thereof to the Ridgewood Newspapers and The Record on December 10, 2008.

NOTIFICATION OF FIRE EXITS

PLEDGE OF ALLEGIANCE:

AWARDS AND CEREMONIES:

WORK SESSION:

MAYOR RAI:

Tree City: Mayor Raia asked Ron Yates, Chairman of the Environmental Committee to discuss this issue and he did in detail. He explained that this program will provide residents with information about trees including care, planting and identification of particular types of trees. He further stated that the Borough is in need of modifying the ordinance in order to participate in this program and he provided the Mayor and Council on information regarding Tree City.

Mayor Raia stated that the League of Municipalities meeting will begin on Tuesday, November 17, 2009 and he encouraged the Council to attend the many informative meetings and seminars being offered.

ADMINISTRATOR CUCCIA

Proposed ordinance for fire prevention fees: Administrator Cuccia stated that the Mayor and Council are in receipt of this draft ordinance and explained the fee increases in detail.

Professional architect and engineer design services – SNS: Administrator Cuccia stated that the Mayor and Council are in receipt of a revised plan regarding the proposed renovation of the Municipal Building. He further stated that he would like the Finance Committee to look over this as well and Council Member Murray will schedule a meeting to further review this.

East and West Saddle River Road Water Main Extension: Borough Engineer Martin Spence stated that the last phase of East Saddle River Road is currently in progress and it will require approximately another week or two to complete. The construction is currently under the projected budget and paving will commence in the spring of 2010.

Declaration of Emergency 10/28/09 water main break: Administrator Cuccia discussed the water main break on October 28, 2009 on the corner of West Saddle River Road and East Allendale Road. An emergency was declared and the water was shut down and the area was temporarily repaired and repaving will be done in the spring.

Police Accreditation Program: Chief Tim McWilliams explained the two programs of accreditation and stated that one is winding down and it must be updated. Council Member Re stated that the current program is State certified and the proposed program is nationally certified. Administrator Cuccia stated that he would like the Mayor and Council to give this program consideration as it will need to be included in the budget. A resolution is in the consent agenda.

Discussion of demolition for COAH purposes: Administrator Cuccia asked the Mayor to discuss these properties on East Allendale Road. Mayor Raia stated that the proposed demolition for COAH purposes was in the newspaper twice as well as discussions at prior Mayor and Council meetings. Administrator Cuccia stated that there was no state or federal funding for these properties and the Mayor reiterated that the Borough did everything necessary to make the public aware of this project.

Easement at 28 Burning Hollow Road: Borough Engineer Spence explained this in detail and stated that a drainage easement encroaches on this property and there are many plantings as well as pool equipment in the easement that the homeowner would like to have remain. He further stated that he will review this further and report back to the Mayor and Council. Mayor Raia wanted to insure that, in an emergency this area was accessible.

Sewer service at the Villa Marie Claire: Administrator Cuccia stated that the Mayor and Council are in receipt of the contract for this project and asked for feedback on this. Mayor Raia stated that he would like to see an additional agreement to include providing the Villa Marie Claire with water service as well. Borough Attorney Russell Huntington stated that this should be carried to the December meeting. Borough Engineer Spence discussed the necessary permits for DEP purposes.

At this time, Mayor Raia congratulated Council Member Murray for his re-election and Council Member elect Bruce Walenczyk for his election.

COUNCIL REPORTS:

Council Member Mastriano stated that the Winter Festival is scheduled for December 4, 2009 at 6:00pm and the committee met last week to discuss the event. A DJ, Santa Claus with pictures available to the children, hot chocolate, a story teller as well as the tree lighting will all be part of this event.

She further stated that the Parks and Recreation Committee met and spent time working on field schedules. An effort is being made to insure that no one team or teams are monopolizing field times.

The Green Team met and discussed what was accomplished this year and what projects will be proposed for 2010.

Council President Burke stated that he feels the funding is in place for the Tree City USA program.

Council Member Murray discussed the finance report in detail.

Borough Clerk Macari stated that the Mayor and Council members are in receipt of their packets which include the agenda and tickets for the League of Municipalities meeting in Atlantic City.

She further stated that the Reorganization Meeting will be held on January 1, 2010 at noon.

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

There were none.

INTRODUCTION OF ORDINANCES:

Ordinance No. 09-835-C

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 13,
ENTITLED "FIRE PREVENTION", IN THE CODE OF THE BOROUGH
OF SADDLE RIVER, NEW JERSEY**

Resolution # 127-09 Introduced by Council member Re
Seconded by Council Member Murray
Roll Call Vote: AYES, Unanimous

APPROVAL OF BILLS

Resolution # 128-09 Offered by Council Member 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 Mutter
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:** 9/21/09 & 10/19/09
- B. Resolution(s)**

- R# 129-09 Authorizing Chief of Police to undertake the Police Accreditation program with the NJSACOP/CALEA**
- R# 130-09 Transfer of funds**
- R# 131-09 Authorize an Agreement with SNS Architects for architectural and engineering design services**
- R# 132-09 Authorizing Environmental Commission to research becoming a Tree City Community**
- R# 133-09 Soil movement Blk 1802 Lot 21, 12 Adams Road**
- R# 134-09 Authorizing Statement of Consent to DEP for Holy Name Hospital TWA permit application**
- R# 135-09 Cancellation of taxes**
- R# 136-09 Ratification of a resolution to adopt land use pledge**

OPEN TO THE PUBLIC FOR CONSENT AGENDA ITEMS ONLY:

COMMITTEE REPORTS

Finance Report: Council Member Murray gave the report for October 2009.

Fire Report: Council Member Re gave the report for October 2009.

Police Report: Council President Burke gave the report for October 2009.

Public Works: Council Member Mutter gave the report for October 2009.

Parks and Recreation: Council Member Mastriano gave the report for October 2009.

Construction & Zoning Enforcement: Council President Burke gave the report for October 2009.

Zoning Board: Council Member Toomey gave the report for October 2009.

Landmarks Committee: Council Member Toomey gave the report for October 2009

Board of Health: There was no report at this time.

Planning Board: Council President Burke gave the report for October 2009

OPEN TO THE PUBLIC:

Patti Nazzaro, 3 West Wind Court stated that the county has an allocation of H1N1 vaccinations and outlined the criteria.

UNFINISHED BUSINESS:

Council Member Murray complimented Mr. Ron Yates for his work on the Tree City USA project.

RESOLUTION FOR CLOSED SESSION

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

Resolution # 137-09 was offered by Council Member Mastriano
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.

Resolution Authorizing the Borough Attorney and the Borough Administrator to prepare an agreement between the Borough of Saddle River and the New Jersey Policemen's Benevolent Association, as discussed in Closed Session on November 16, 2009.

Resolution # 138-09 offered by Council Member Mutter
Seconded by Council President Burke
Roll Call Vote: AYES, Unanimous

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

Respectfully submitted,

Marie Elena Macari
Borough Clerk