
**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF SADDLE RIVER
HELD FEBRUARY 13, 2006**

PRESENT: Mayor Caruso, Council President Burke, Council Members: FitzPatrick, Murray, Raia, Re, Savarese, Administrator Cuccia, Borough Clerk Macari, & Attorney Harry Norton

ABSENT:

PRESIDING: Mayor Caruso called the meeting to order at 7:00 p.m.; Borough Clerk 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 faxing notice thereof to the Ridgewood Newspapers and The Record on December 30, 2005.

NOTIFICATION OF FIRE EXITS

PLEDGE OF ALLEGIANCE:

AWARDS AND CEREMONIES:

MAYOR CARUSO:

Library Supplement: Mayor Caruso asked Council Member FitzPatrick to discuss the library supplement. Council Member FitzPatrick stated that she met with the Upper Saddle River and Woodcliff Lake libraries to discuss shared services and several items were discussed and are currently pending.

Ready, Set and Relax designated 3/22/06: Mayor Caruso stated that this day is set aside for no activities, homework or community meetings so that families can spend time together.

Zoning Board Recommendation for Alt. #2 Received by Jim FitzPatrick: Mayor Caruso stated that George Kakaty will be appointed as Alternate # 2 and a motion was offered by Council Member FitzPatrick and seconded by Council Member Re. Roll Call Vote: AYES, Unanimous.

ADMINISTRATOR CUCCIA

Budget: Administrator Cuccia stated that the finance committee met to discuss the 2006 budget and discussed significant line items, including a 2 point tax increase.

Request for Qualified Planners: Administrator Cuccia stated that letters were mailed to eight prospective planners (historic) and, to date, two have responded.

COUNCIL REPORTS:

Council Member Savarese explained the four soil movement resolutions that are part of the Consent Agenda.

Council Member Murray stated that there are no reports for December, January or February as the Budget preparations were taken place. He further stated that Wandell is starting a Pre-K program

Council Member Raia stated that the Parks and Recreation meeting was cancelled.

RESOLUTION FOR CLOSED SESSION

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

Resolution # 32-06 was offered by Council Member FitzPatrick

Seconded By Member Raia

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.

PUBLIC HEARING ON ORDINANCE(S) Clerk to read the title of:

There were none.

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

ORDINANCE NO. 06-786-M

BOND ORDINANCE ENTITLED: "VARIOUS ROADWAY IMPROVEMENTS, IN AND BY THE BOROUGH OF SADDLE RIVER IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, APPROPRIATING \$100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$95,000 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF"

Resolution # 33-06 Offered by Council Member Raia

Seconded by Council Member Re

Roll Call Vote: AYES, Unanimous

ORDINANCE NO. 06-787-C

**AN ORDINANCE TO AMEND CHAPTER 183 ENTITLED "SOIL RELOCATION",
IN THE CODE OF THE BOROUGH OF SADDLE RIVER, NEW JERSEY**

Resolution #34-06 Offered by Council Member Savarese
Seconded by Council Member Murray
Roll Call Vote: AYES, Unanimous

ORDINANCE 06-788-C

**AN ORDINANCE TO ESTABLISH CHAPTER 181 ENTITLED
"MUNICIPAL STORMWATER REGULATIONS" OF THE CODE
OF THE BOROUGH OF SADDLE RIVER, NEW JERSEY**

Resolution #35-06 Offered by Council Member Raia
Seconded by Council Member Savarese
Roll Call Vote: AYES, Unanimous

ORDINANCE 06-789-M
CAP INDEX RATE ORDINANCE

**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, NEW JERSEY**

Resolution #36-06 Offered by Council Member Murray
Seconded by Council Member Savarese
Roll Call Vote: AYES, Unanimous

INTRODUCTION OF THE 2006 MUNICIPAL BUDGET

Resolution #37-06 Offered by Council Member Murray
Seconded by Council Member Savarese
Roll Call Vote: AYES, Unanimous

APPROVAL OF BILLS

Resolution # 38-06 Offered by Council Member Murray
Seconded by Council Member Savarese
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 Member FitzPatrick

Seconded by Council Member Re

Roll Call Vote: AYES, Unanimous (Council Member Savarese abstained from voting on the January 13 minutes, since he was not at the meeting.)

Explanation of Consent Agenda Items

A. Approval of Minutes: Reorganization 1/3/06, Regular Meeting 1/16/06

B. Resolution (s):

R# 39-06 Zoning Board Appointments

R# 40-06 Soil Movement Blk. 1402 Lot 33 188 ESSR Season's

R# 41-06 Soil Movement Blk. 2003 Lot 19 43 Chestnut Ridge Rd. Pita

R# 42-06 Soil Movement Blk. 1607 Lot 20 & 21 131 ESSR

R# 43-06 Tax Refunds

R# 44-06 Appointment of George Kakaty to Alt.#2 Zoning Board of Adjustment

Open to the Public for Consent Agenda Items Only:

COMMITTEE REPORTS

Finance Report: There was no report at this time.

Fire Report: Council Member Re gave the report for January 2006.

Police Report: Council Member Burke gave the report for January 2006.
Council Member Burke read highlights from the 2005 Annual Police Report.

Construction & Zoning Enforcement: Council Member Savarese gave the report for January 2006 and December 2005.

Planning Board: Council Member Saverese gave the report for January 2006.

Zoning Board: Council Member FitzPatrick gave the report for December 2006.

Parks and Recreation: There was no report at this time.

OPEN TO THE PUBLIC:

Tom DiBiasi, 16 Cameron Road stated that he fully supports what the Mayor and Council are trying to accomplish. He further stated that his well is not contaminated at this time but is happy to have the problem solved. He also stated that, from a safety standpoint, he feels this is positive. He told the Mayor and Council and Mr. & Mrs. Dowden, his neighbors, also wanted to express their support for public water.

At this time, Mayor Caruso asked Attorney Norton to explain the pending lawsuit to the public, which he did. He explained that the lawsuit has not yet been served or given a docket number.

Administrator Cuccia explained petitions that have been received from Borough residents regarding the Burning Hollow water issue.

Bernie Hopp, 21 Oak Road asked for clarification on wells in the CKE and whether or not they will all be capped and whether or not there are any clean wells in the CKE.

Administrator Cuccia explained that the CKE is designated by block and lot. Mr. Hopp stated that a letter that he received indicated that the Mayor and Council had no intention to force the closure of clean wells. Borough Engineer Martin Spence explained that within the CKE, there are both threatened and contaminated wells and the DEP treats both threatened and contaminated wells the same way. Mr. Hopp asked for Administrator Cuccia's response and he responded that he did not say threatened meant "clean". Mr. Hopp responded that he feels that it is a little misleading and Mr. Cuccia responded that it is exactly what the engineer has said. Mr. Cuccia asked Mr. Hopp if he could continue to speak and then stated that there are contaminated and threatened wells in the CKE and they are designated by block and lot. Mr. Hopp asked about other contaminated wells in the Borough and Administrator Cuccia stated that currently there is not a plan for dealing with them. Mr. Hopp asked if there would be two different solutions in two different parts of the Borough when dealing with contaminated wells. Administrator Cuccia stated that it would be up to the Mayor and Council to deal with that issue when it arose. Mr. Hopp stated that he feels that the Borough should treat all of these circumstances the same. Mr. Hopp also stated that he believes that there is a possibility for the installation of municipal water in other parts of the Borough and he also stated that he feels that there is a possibility of the residents being forced to close threatened wells. Administrator Cuccia stated that the DEP calls these wells threatened.

Eugene Gilmartin, 10 Windsor Court stated that he has lived there for 14 years and is currently on a POET system. He further stated that he feels that the residents of the Hollows are in favor of public water. He also discussed the petition that was filed and stated that he hoped that the lawsuit would have a favorable outcome for the Borough.

Sue Fremont, 8 Westwind Court stated that she feels that people should be able to have a choice about their wells and not deal with petitions and lawsuits.

Joe Pera, 16 Old Farms Rd. asked about the budget and specific increases which Administrator Cuccia explained.

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/MINMCfebruary06