

**TOWNSHIP OF WEST CALDWELL
PUBLIC MEETING MINUTES
JUNE 16, 2015**

A Regular Meeting of the West Caldwell Mayor and Council, in the County of Essex, New Jersey, was held in the Public Meeting Room, 30 Clinton Road, West Caldwell, New Jersey, on Tuesday, June 16, 2015 at 5:35 P.M.

The Township Clerk announced that adequate notice of this meeting has been provided in accordance with the Open Public Meetings Act.

PRESENT: Mayor Tempesta, Councilmen O'Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale.

OTHERS PRESENT: Adam W. Brewer, Business Administrator
Mary S. Donovan, Municipal Clerk
Paul G. Jemas, Esq., Municipal Attorney
Michael J. Bramhall, Chief of Police
Nikole H. Monroig, Chief Financial Officer
Alan Abramowitz, Essex County Representative

Pledge of Allegiance and Invocation led by Councilman Wolsky.

No. 9720
By: Mr. O'Hern

SUBJECT: RESOLUTION – AUTHORIZING AN EXECUTIVE SESSION FROM WHICH THE PUBLIC IS EXCLUDED.

WHEREAS, The Township of West Caldwell (the "Township" or the "public body" has been duly created and is validly existing as a public body corporate and politic of the State of New Jersey pursuant to applicable laws of the State of New Jersey; and

WHEREAS, The Township constitutes a "public body" as such term is defined in the New Jersey Open Public Meetings Act, constituting Chapter 231 of the Pamphlet Laws of 1975 of the State of New Jersey, N.J.S.A. 10:4-6 et seq. and the acts amendatory thereof and supplemental thereto (the "Open Public Meetings Act"); and

WHEREAS, the Open Public Meetings Act permits a public body, as such term is defined therein, to exclude members of the public from portions of any "meeting", as such term is defined therein including N.J.S.A. 10:4-12(b) et seq., under certain limited circumstances which include, but are not limited to, (a) a discussion of pending or anticipated litigation in which the public body is or may become a party, or (b) a discussion of any matters which fall within the attorney-client privilege, or (c) a discussion of a collective bargaining agreement including the negotiation of the terms and conditions thereof, or (d) a discussion regarding the purchase, acquisition or lease of real property with public funds or (e) a discussion of involving the employment, appointment or termination of employment of an existing or prospective public officer or employee; and

WHEREAS, the governing body of the Township has determined that and is of the opinion that such circumstances presently exist that permit the governing body of the Township to discuss the matters set forth in this Resolution in executive session; and

WHEREAS, the matters set forth in this Resolution are within the exceptions and the limited circumstances set forth in N.J.S.A. 10:4-12(b) et seq., the governing body of the Township desires to conduct a portion of the meeting in an executive session from which members of the public will be excluded.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWNSHIP OF WEST CALDWELL, in accordance with the provisions of The Open Public Meetings Act, that the governing body of the Township hereby determines to conduct a portion of the meeting in an executive session from which members of the public will be excluded in accordance with the provisions of Open Public Meetings Act; and

BE IT FURTHER RESOLVED, that the aforementioned executive session will be limited to matters relating to the following items and which matters involve, as applicable, pending and anticipated litigation involving or expected to involve the Township, matters which fall within the attorney-client privilege, matters regarding the discussion of a collective bargaining agreement, matters relating to purchase, acquisition or lease of real property with public funds or matters relating to personnel:

1. Personnel
2. Potential litigation – tax appeal.

BE IT FURTHER RESOLVED, that the minutes of each executive session will be prepared and maintained by the Township and with regard to each of the matters discussed in executive session; and

JUNE 16, 2015

BE IT FURTHER RESOLVED, that the minutes relating to a particular matter discussed will be made available to members of the public – (a) at such time as the matter no longer requires confidentiality as permitted by applicable laws, (b) upon the completion of a pending or anticipated litigation, or (c) upon such matter no longer falling within the attorney-client privilege, (d) upon the completion of a collective bargaining agreement including the negotiation of the terms and conditions thereof, or (e) upon the completion of a purchase, acquisition or lease of real property with public funds, or (f) as such disclosure may otherwise be required by the Open Public Meetings Act.

On the motion of Council President O’Hern, seconded by Councilman Cecere, the meeting adjourned at 5:39 pm to Closed Session.

Upon the vote being polled, Councilmen O’Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

On the motion of Council President O’Hern, seconded by Councilman Cecere, the meeting reconvened to open session at 7:15 p.m.

COMMUNICATIONS:

A-1 A communication from Nikole Monroig, Chief Financial Officer, certifying funds are available under the 2015 Budget of Appropriations – June Schedule; further certifying that there will be no over-expenditures of any line item in the Budget as a result of this schedule.

Received and placed on file.

BILLS ORDERED PAID:

It was regularly moved by Councilmen Wolsky, seconded by Council President O’Hern that the Bill List as amended by the Chief Financial Officer be attached to the Minutes and be paid and that the Mayor and Treasurer be authorized to sign the necessary warrants for their payment.

Upon the vote being polled, Councilmen O’Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

SCHEDULE OF BILLS ORDERED PAID

	<u>Checks</u>	<u>Amount</u>
CURRENT ACCOUNT – VALLEY NATIONAL BANK	3404-3471	\$3,361,061.68
WATER OPERATING ACCOUNT- VALLEY NATIONAL BANK	9422-9441	\$61,415.08
POOL UTILITY ACCOUNT	2495-2508	\$26,289.20
GENERAL CAPITAL ACCOUNT	2377-2384	\$486,296.25
GENERAL TRUST – VALLEY NATIONAL BANK	5267-5282	\$11,960.91
DOG TRUST	1565	\$51.00
PUBLIC ASSISTANT TRUST	342809	\$1,000.00

APPROVAL OF MINUTES:

On the recommendation of Councilman Wolsky, seconded by Councilman Cecere, it was regularly moved that the Minutes of the Regular Meeting held on Tuesday, May 19, 2015 be accepted.

Upon the vote being polled, Councilmen O’Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

CONSENT AGENDA:

Matters listed within the Consent Agenda have been referred to members of the Township Council for reading and study, are considered to be routine and will be enacted by one motion of the Township Council with no separate discussion. If separate discussion is desired, the resolution may be removed and be subject to a separate roll call.

It was regularly moved by Council President O’Hern, seconded by Councilman Cecere, that the ten Resolutions on the Agenda this evening be approved.

Mayor Tempesta asked if any member of the public had any comments on any of items on the Consent Agenda.

There were no comments

The following ten Resolutions by Consent were made part of these Minutes:

No. 9721
By: Mr. Docteroff

SUBJECT: RESOLUTION – AUTHORIZING APPROVAL OF CHANGE ORDERS #3 THROUGH #6 FOR A TOTAL INCREASE OF \$3,799.83 FOR THE KIRKPATRICK PUMP STATION IMPROVEMENT PROJECT FOR THE TOWNSHIP OF WEST CALDWELL.

WHEREAS, the Governing Body of the Township of West Caldwell previously awarded the contract for the Kirkpatrick Pump Station Improvement project to Coppola Services, Inc. in the amount of \$760,786.00 (the “Contract”); and

WHEREAS, it has been determined that certain changes to this Contract are necessary; and

WHEREAS, during the course of the Contract, it was discovered that the following minor modifications were required:

1. Modification of the beam between Pump numbers 1 and 2 floor opening to facilitate the installation and removal of the pump motors in an amount of \$3,089.32.
2. Modification of the grinder pump to prevent rotation during operation in the amount of \$4,137.96.
3. Cleaning of the wet well prior to the installation and running of the remaining two pumps in the amount of \$12,222.55.
4. Credit to the Township for not relocating the day tank inside the pump station in the amount of <\$15,650>.

WHEREAS, the aggregate cost for these modifications is \$3,799.83 and results in a 0.50% total increase over the original Contract amount;

WHEREAS, these minor modifications represent no substantial change to the quality or character of the items or work provided or the overall Contract amount;

WHEREAS, the Chief Financial Officer has certified in writing that funds are available for the payment of these minor modifications; and

WHEREAS, based upon the recommendation of the Township Engineer, the Governing Body wishes to approve this change order; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Caldwell, in the County of Essex as follows:

1. The above listed change order to the Contract for the Kirkpatrick Pump Station Improvement project with Coppola Services, Inc. be and hereby is approved.
2. A written amendment to the contract shall be executed covering the changes made by said change orders.
3. The appropriate municipal officials are hereby authorized to execute said change orders.
4. The change to the contract price is as follows:

Original Contract Price	\$760,786.00
Amount of prior change orders	8,337.96
Amount of Change Order #3	3,089.32
Amount of Change Order #4	4,137.96
Amount of Change Order #5	12,222.55
Amount of Change Order #6	<15,650.00>
New Contract Price with All Change Orders	<u>\$772,923.79</u>
Percent Increase of Change Orders #3 through #6	.51%
Percent Increase of all Change Orders	1.60%

JUNE 16, 2015

No. 9722
By: Mr. O'Hern

SUBJECT: RESOLUTION – AUTHORIZING NEW JERSEY SEEDS, INC. FOR AN OFF PREMISE MERCHANDISE RAFFLE, AUGUST 3, 2015, LICENSE NO. 377, ID NO. 337-53-3049.

WHEREAS, New Jersey SEEDS, Inc. has submitted a Raffle License Application No. RA 365, ID No. 337-53-3049, for an off premise merchandise raffle to be held on August 3, 2015; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Caldwell, hereby approves Raffle License Application No. RL No. 377; and,

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

No. 9723
By: Mr. O'Hern

SUBJECT: RESOLUTION – – AUTHORIZING CALDWELL GRIDIRON CLUB INC. OFF PREMISE MERCHANDISE RAFFLE, SEPTEMBER 12, OCTOBER 10, OCTOBER 17, AND NOVEMBER 7, 2015, LICENSE NO. 378, ID 535-5-25190.

WHEREAS, Caldwell-West Caldwell Gridiron Club, Inc. has submitted a Raffle License Application No. RA 378, ID No. 522-4-3526, for an off premise merchandise raffle to be held on September 12, October 10, October 17 and November 7, 2015; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Caldwell, hereby approves Raffle License Application No. RA 378; and,

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

No. 9724
By: Mr. Wolsky

SUBJECT: RESOLUTION – AUTHORIZING REFUNDS, OVERPAYMENTS OR CANCELLATIONS IN THE TAX OFFICE.

WHEREAS, there appears on the tax records overpayments or otherwise as shown below; and

WHEREAS, the overpayments were created by the reasons indicated below, and the Collector of Taxes recommends the refund or transfers of such overpayments;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of West Caldwell that the proper officers be and they are hereby authorized and directed to transfer funds or issue checks refunding such overpayments as hereafter shown below:

CODE OF REASONS

- | | |
|---|--|
| 1. Incorrect Payment-Refund | 9. Tax Title Lien Redemption |
| 2. Duplicate Payment-Refund | 10. Homestead Rebate/NJ Saver |
| 3. Vets, Senior Citizen Refund/Allow | 11. Apply Overpayment to Current Year |
| 4. Apply Overpayment to Next Year | 12. Cancellation of Credit of Less than \$5.00 |
| 5. Cancellation of Balance of Less than \$10.00 | 13. Cancellation of Taxes |
| 6. Assessment Changes | 14. Other - Cancellation of Credit Balance over \$5.00 |
| 7. Tax Appeal | 15. Refund-Dog |
| 8. Overpayment-Refund | |

<u>Block</u>	<u>Lot</u>	<u>Owner Name</u>	<u>Amount</u>	<u>Year</u>	<u>Reason</u>
1402	13	RHB NJ Realty, LLC 235 Fairfield Avenue	\$ 4,148.04	2014	7

Make check payable to: Glen-David Schwarzschild, Esq. and
RHB NJ Realty, LLC
1050 North Kings Highway, Suite 102
Cherry Hill, NJ 08034

Total: \$4,148.04

JUNE 16, 2015

No. 9725
By: Mr. Wolsky

SUBJECT: RESOLUTION – AUTHORIZING ESTIMATED TAX BILLS.

WHEREAS, the Essex County Board of Taxation is unable to certify the Township of West Caldwell's tax rate at this time and the Township of West Caldwell Tax Collector will be unable to mail the Township 2015 tax bills on a timely basis; and

WHEREAS, the Township of West Caldwell's Tax Collector and Chief Financial Officer have computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted tax levies and the estimated third quarter rate for 2015 is \$2.334 and

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Township of West Caldwell's Mayor and Council approves the estimated tax levy at 101.8% listed below. Approval will enable the Township to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest on borrowing.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST CALDWELL, County of Essex, State of New Jersey on this 16th day of June 2015, as follows:

1. The Township of West Caldwell's Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Township for the third installment of 2015 taxes. The Tax Collector shall process upon approval from the Director and take such actions as permitted and required by P.L. 1994, c. 72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).

2. The entire estimated tax levy for 2015 is hereby set at \$52,191,789.00.

Essex County - Estimated	\$11,354,000.00
C-WC Board of Education	\$28,205,513.00
West Caldwell	\$12,632,276.00

3. In accordance with the law, the third installment of 2015 taxes shall not be subject to interest until the later of August 10, 2015 or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

No. 9726
By: Mr. Wolsky

SUBJECT: RESOLUTION – AUTHORIZING THE LEASING OF TWO VEHICLES FOR THE WEST CALDWELL POLICE DEPARTMENT.

WHEREAS, the Township of West Caldwell wishes to lease two police vehicles from an authorized vendor with the State of New Jersey; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08003 has been awarded New Jersey State Contract No. A88728 for the lease of two police vehicles with Ford Credit Municipal Finance; and

WHEREAS, the purchasing agent recommends the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, the actual cost for the lease of two police vehicles is expected not to exceed \$63,271.00, including equipment for the two vehicles; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract for one year in the amount of \$22,330.49. Lease payments are made in three (3) one-year increments.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that Winner Ford be awarded a contract for the lease of two 2016 Ford Crown Victoria full size police cars.

No. 9727
By: Mr. Docteroff

SUBJECT: RESOLUTION – AUTHORIZING AWARD OF CONTRACT TO CONCESSION PROVIDER FOR THE TOWNSHIP OF WEST CALDWELL GAZEBO CONCERT SERIES – CONCERT DATES JULY 2 AND JULY 9, 2015.

WHEREAS, the Township advertised and received a proposal for concession provider for the Township of West Caldwell Concert Series from the following vendor, Russillo Restaurant and Pizzeria; and

WHEREAS, the Township, in conjunction with the review of the proposals submitted by certain vendors for such concession operations by the Township's staff and the Township's professional consultants, the Township considered and evaluated the proposals submitted on the following award evaluation factors:

JUNE 16, 2015

Basis for Award Evaluation Factors

Proposed Concession Fee (price)	25%; and
Relevance and Extent of Qualifications, Experience, Reputation and Training of Personnel to be assigned (management)	45%; and
Knowledge of the Township of West Caldwell and the subject matter to be addressed under this engagement (technical)	30%.

WHEREAS, the Mayor and Council, after carefully considering and evaluating the proposals submitted to the Township in response to the request for proposals and in consultation with and at the evaluation and recommendation of the Township’s staff, has determined that and is satisfied with the proposal submitted by Russillo Restaurant and Pizzeria, as being the proposal which best satisfies the evaluation criteria and the proposal which best serves the interests of the Township and being in conformance with the requirements promulgated pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Township wishes to proceed with this necessary service and for that purpose accepts the proposal submitted by Russillo Restaurant and Pizzeria.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of West Caldwell, in the County of Essex and State of New Jersey, that the governing body hereby approves of, awards and authorizes the issuance of a license to Russillo Restaurant and Pizzeria, 675 Bloomfield Avenue, West Caldwell, NJ 07006 for the concession provider for the Township of West Caldwell Concert Series – Concert Dates July 2, 2015 and July 9, 2015, which license will specify and delineate the scope of services as those set forth in Russillo Restaurant and Pizzeria’s proposal, in the amount of One Dollar Donation (\$1.00) in the aggregate.

BE IT FURTHER RESOLVED, that the Mayor, the Township Clerk and/or the Township Administrator are specifically authorized to execute a license or other form of agreement in a form and with terms consistent with this Resolution and approved by the Township Attorney; and

No. 9728
By: Mr. O’Hern

SUBJECT: RESOLUTION – AUTHORIZING AWARD OF CONTRACT TO CONCESSION PROVIDER FOR THE TOWNSHIP OF WEST CALDWELL GAZEBO CONCERT SERIES – CONCERT DATES JULY 16 AND JULY 23, 2015.

WHEREAS, the Township advertised and received a proposal for concession provider for the Township of West Caldwell Concert Series from the following vendor, Forte Ristorante; and

WHEREAS, the Township, in conjunction with the review of the proposals submitted by certain vendors for such concession operations by the Township’s staff and the Township’s professional consultants, the Township considered and evaluated the proposals submitted on the following award evaluation factors:

Basis for Award Evaluation Factors

Proposed Concession Fee (price)	25%; and
Relevance and Extent of Qualifications, Experience, Reputation and Training of Personnel to be assigned (management)	45%; and
Knowledge of the Township of West Caldwell and the subject matter to be addressed under this engagement (technical)	30%.

WHEREAS, the Mayor and Council, after carefully considering and evaluating the proposals submitted to the Township in response to the request for proposals and in consultation with and at the evaluation and recommendation of the Township’s staff, has determined that and is satisfied with the proposal submitted by Forte Ristorante, as being the proposal which best satisfies the evaluation criteria and the proposal which best serves the interests of the Township and being in conformance with the requirements promulgated pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Township wishes to proceed with this necessary service and for that purpose accepts the proposal submitted by Forte Ristorante.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of West Caldwell, in the County of Essex and State of New Jersey, that the governing body hereby approves of, awards and authorizes the issuance of a license to Forte Ristorante, 182 Bloomfield Avenue, Caldwell, NJ 07006 for the concession provider for the Township of West Caldwell Concert Series – Concert Dates July 16, 2015 and July 23, 2015, which license will specify and delineate the scope of services as those set forth in Forte Ristorante’s proposal, in the amount of One Dollar Donation (\$1.00) in the aggregate.

JUNE 16, 2015

BE IT FURTHER RESOLVED, that the Mayor, the Township Clerk and/or the Township Administrator are specifically authorized to execute a license or other form of agreement in a form and with terms consistent with this Resolution and approved by the Township Attorney; and

No. 9729

By: Mr. O'Hern

SUBJECT: RESOLUTION – AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH MASER CONSULTING, P.A. RELATING TO THE COUNCIL ON AFFORDABLE HOUSING (COAH) IN THE TOWNSHIP OF WEST CALDWELL.

WHEREAS, on March 10, 2015, the New Jersey Supreme Court ruled that the Council on Affordable Housing (COAH) has failed to act and as a result, the lower Courts will be assuming jurisdiction over the Fair Housing Act. The Order divides municipalities into one of three categories: those that achieved Third Round Substantive Certification; those that filed or petitioned; and those that had never participated in the COAH process;

WHEREAS, the Order allows municipalities to file a Declaratory Judgment during a 30-day window to alert the Court that they wish to comply with their constitutional mandate to provide affordable housing. The municipality may be granted five (5) months to update its Housing Element and Fair Share Plan (HEFSP) to comply with the Order.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requirements that the resolution authorizing the award of contract for "Professional Services" without competitive bidding must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Caldwell, in the County of Essex, as follows.

1. The Township of West Caldwell will execute an agreement with Maser Consulting, P.A., 53 Frontage Road, Suite 120, Clinton, NJ 08809 in accordance with the attached proposal.
2. Whereas, the contract was awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq., in that the vendor was awarded a professional services appointment for the year 2015.
3. All Township officials are hereby authorized and directed to take any and all action necessary and appropriate to effectuate the terms of this Resolution.

No. 9730

By: Mr. O'Hern

SUBJECT: RESOLUTION – AUTHORIZING RENEWAL OF ALCOHOLIC BEVERAGE LICENSE FOR THE YEAR 2015-2016.

RESOLVED, by the Mayor and Council of the Township of West Caldwell, in the County of Essex and State of New Jersey, that the following license be renewed, subject to approval from all applicable municipal agencies:

That a Club License No. 0721-31-006-001 be issued to Mountain Ridge Country Club, 713 Passaic Avenue, West Caldwell, New Jersey for the year 2015-2016;

BE IT RESOLVED, that the Clerk of the Township of West Caldwell be and she is hereby directed to forward a certified copy of this Resolution to the New Jersey Division of Alcoholic Beverage Control.

It was regularly moved by Council President O'Hern, seconded by Councilman Cecere that the ten Resolutions listed be adopted.

Upon the vote being polled, Councilmen O'Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative, except that Councilman Wolsky abstained on Resolution 9722 and on Resolution 9730. Councilman Docteroff abstained on Resolution 9723.

COMMITTEE REPORTS:

PUBLIC SAFETY:

REPORTS – POLICE CHIEF-JUDGE AND DETECTIVE BUREAU – MAY 2015

On the recommendation of Councilman Cecere, the reports submitted by the Police Chief, Judge and Detective Bureau for the month of May 2015 as received, be placed on file. Fines in the amount of \$24,646.32 were collected and apportioned as follows (copy attached to minutes).

REPORTS – VOLUNTEER FIRE DEPARTMENT REPORTS – MAY 2015

On the recommendation of Councilman Cecere, the reports submitted by the Fire Chief of West Caldwell Volunteer Fire Department for the month of May 2015 as received, be placed on file.

REPORTS – CONSTRUCTION OFFICIAL’S REPORT – MAY 2015

On the recommendation of Councilman Cecere, the reports submitted by the Construction Official for the month of May 2015 as received, be placed on file.

Councilman Cecere offered his thanks and admiration to the retiring Police Chief, Michael J. Bramhall, on the occasion of the Chief’s last Council meeting. Chief Bramhall will be retiring on June 30.

PUBLIC WORKS & TECHNOLOGY:

Councilman Docteroff reported on the following:

1. The Westville pool reopened on June 13.
2. Kirkpatrick Lane pump station will be in use by the first week of July 2015.
3. Camp Wyanokie Fishing Derby will be held June 27 with a rain date of June 28.

PARKS AND RECREATION:

Councilman Hladik reported on the following:

1. The staff was thanked for their work and upkeep on the playing fields.
2. All volunteers in West Caldwell were thanked.
3. The Library Board received a donation of \$15,000 from the Caldwell’s Rotary Club and it will be used for a Maker space in the library.
4. Family Fund day was held on June 13 and it was a huge success. TD Bank was thanked for their support.
5. Senior Citizens Transportation Committee held its last meeting before the summer break on June 1 and the new bus was previewed. CDBG approval is pending for the new bus.

Mayor Tempesta also reported that UNICO scholarships were presented this past weekend and thanked Councilman Hladik for attending both the family fun day and the UNICO presentation.

LEGAL AND PERSONNEL:

Council President O’Hern thanked Chief Bramhall for his many years of service to the Township and its residents.

FINANCE AND WELFARE:

There was no report.

HEALTH AND SHARED SERVICES:

There was no report.

ADVISORS’ REPORTS:

Administrator Brewer reported that Michael Cassidy of Maser Consulting was leaving his position and that Paul Niehoff would be taking his place as the Township Engineer.

Clerk Donovan reminded applicants that the ABC licenses are online this year and that the fees are due to the Township by June 30.

JUNE 16, 2015

MAYOR'S REPORT:

Mayor Tempesta thanked the Caldwell Rotary Club for their donation to the Library and congratulated the Library on their 100th anniversary this year.

Mayor Tempesta discussed pension funding and that the report of the New Jersey State League of Municipalities will be coming out the next day, detailing the road map for the health care and pension reform. Mayor Tempesta reported that the shift from the state to local school districts and that the expenses will be enormous. Mayor Tempesta stated that the League is not in support of recommendations.

Mayor Tempesta thanked Chief Bramhall for his service to the Township and his personal friendship.

Mayor Tempesta recognized Alan Abramowitz, Essex County representative.

Mr. Abramowitz announced the following:

1. Movies will be shown at the various parks throughout Essex County, along with music events.

July 2 will be the first concert at Crane Park. Council President O'Hern asked Mr. Abramowitz to inquire about striping Bloomfield Avenue and Fairfield Avenue at Clinton Road in preparation for the summer concerts at Crane Park.

INVITATION TO CITIZENS FOR DISCUSSION:

Brian Cabangon, 10 Kanouse Place, questioned the Cigar Emporium's practice of keeping the doors open and cars parking in front of the business.

Jason Geraci, 11 Parkview Avenue, questioned water drainage on and near his property.

Mayor Tempesta requested that Administrator Brewer and Township Engineer Niehoff will be looking into the drainage issue and the parking on Bloomfield Avenue.

ADJOURNMENT:

On the motion of Council President O'Hern, seconded by Councilman Cecere, the meeting adjourned at 7:54 pm to Closed Session.

Upon the vote being polled, Councilmen O'Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

On the motion of Council President O'Hern, seconded by Councilman Cecere, the meeting reconvened to open session at 8:16 p.m.

It was regularly moved by Council President O'Hern, seconded by Councilman Cecere, that the following Resolution on the Agenda be read by consent.

Upon the vote being polled, Councilmen O'Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

The Township Clerk read the following Resolution by Consent, attached and made part of these Minutes:

No. 9731
By: Mr. O'Hern

SUBJECT: RESOLUTION – AUTHORIZING SETTLEMENT OF 2010-2014 TAX APPEAL – BLOOMFIELD 804/810 LLC V. TOWNSHIP OF WEST CALDWELL, BLOCK 2101, LOT 5, 808 BLOOMFIELD AVENUE.

JUNE 16, 2015

WHEREAS, an appeal of the real property tax assessment for tax year 2010 to 2014, involving Block 2100, Lot 5, 808 Bloomfield Avenue, has been filed by the Taxpayer; and

WHEREAS, the proposed settlement agreement has been reviewed and recommended by the Township Tax Assessor; and

WHEREAS, settlement of said matter is more fully set forth below is in the best interest of the Township of West Caldwell.

NOW, THEREFORE, BE IT RESOLVED, by the Township of West Caldwell, New Jersey, as follows:

1. Settlement of the 2010-2014 tax appeal is hereby authorized as follows:
808 Bloomfield Avenue Years: 2010-2014

Appeal Year	Original Assessment	Settlement Amount
2010	\$ 275,000	\$ 275,000
2011	\$1,114,200	\$1,060,200
2012	\$1,114,200	\$1,060,200
2013	\$1,114,200	\$1,060,200
2014	\$1,114,200	\$1,060,200

2. All municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes the Special Tax Counsel to enter into the Stipulation of Settlement as provider by Taxpayer.

It was regularly moved by Council President O’Hern, seconded by Councilman Docteroff that the Resolution be adopted as read.

Upon the vote being polled, Councilmen O’Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

ADJOURNMENT:

On the motion of Council President O’Hern, seconded by Councilman Docteroff, the meeting reconvened to Closed Session at 8:25 pm.

Upon the vote being polled, Councilmen O’Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

On the motion of Council President O’Hern, seconded by Councilman Wolsky, the meeting reconvened to open session at 8:44 p.m.

Upon the vote being polled, Councilmen O’Hern, Cecere, Hladik, Wolsky, Docteroff and Councilwoman Canale voted in the affirmative.

On the motion of Council President O’Hern, seconded by Councilman Wolsky, the meeting adjourned at 8:45 p.m. All were in favor.

Mary S. Donovan
Township Clerk