

**MAYOR AND COUNCIL
BOROUGH OF DEMAREST**

REGULAR MEETING MINUTES

January 25, 2016

Mayor Cywinski opened the meeting at 8:08 pm with the following announcement: The notice requirements of the Open Public Meetings Act of the State of New Jersey have been satisfied by the inclusion of the date, time and place of this regular meeting in the annual schedule and notice of regular meetings of this Governing Body. Such annual schedule and notice of regular meetings is posted at Borough Hall, was mailed to the Record and Star Ledger and was filed with the Borough Clerk of Demarest on December 28, 2015.

Pledge of Allegiance

Roll Call

Mr. Gray-present at 8:12PM

Mr. Connolly-present

Mr. Davis-present

Mayor Cywinski-present

Mrs. Fox-present

Mrs. Iannuzzi-present until 8:22PM

Mr. Paster-absent

Also present: Borough Coordinator, Borough CFO, Police Chief, Borough Engineer, Borough Attorney

Mrs. Iannuzzi moved to adopt the agenda, second Mr. Connolly. Mrs. Fox moved to add a number 6, which would be a salary ordinance with ranges only, second Mr. Davis. All in favor. Carried.

Presentation regarding the Verizon Cell Node: Mr. Doyle explained that Verizon would like a blanket resolution and then work node by node (Site by Site). Mr. Doyle's advice is that the Council give due consideration to the current resolution or approve the resolution but not a blanket resolution. The Verizon representative stated that currently the location in question is on Academy Lane. Mr. Gray recused himself at 8:14 pm and stepped down from the dais. Mrs. Fox moved to approve resolution #28 pertaining to the one location, second Mrs. Iannuzzi. Mrs. Iannuzzi moved to open the meeting to the public, second Mrs. Fox. All in favor. Carried. Mayor Cywinski introduced the guidelines adopted at the last meeting concerning the length of public comments. Mrs. Fox moved to close the meeting to the public, second Mrs. Iannuzzi. All in favor. Carried.

ROLL CALL VOTE

Mr. Gray-recused

Mr. Connolly-yes

Mr. Davis-yes

Mrs. Fox-yes

Mrs. Iannuzzi-yes

Mr. Gray returned to the dais.

Borough Clerk read the following: INTRODUCTION: BOND ORDINANCE No. 1032-16 PROVIDING FOR THE ACQUISITION OF AN AMBULANCE VEHICLE IN AND BY THE BOROUGH OF DEMAREST, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$340,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$323,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF. Mrs. Iannuzzi moved to put the ordinance forward, second Mr. Gray.

ROLL CALL VOTE

Mr. Gray-yes Mrs. Fox-yes
Mr. Connolly-yes Mrs. Iannuzzi-yes
Mr. Davis-yes

Mayor Cywinski reminded everyone that this is the introduction and that the public hearing will be on February 8th.

2015 Salary Ordinance by Ranges only for Introduction. Mrs. Fox moved to introduce, second Mr. Gray.

ROLL CALL VOTE

Mr. Gray-yes Mrs. Fox-yes
Mr. Connolly-yes Mrs. Iannuzzi-yes
Mr. Davis-yes

Borough Clerk read the following: Review of Consent Agenda Items: All items with an asterisk are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Also, any item may be removed for further discussion or for roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business.

Resolutions

7. Resolution approving authorizing claims in the amount of \$ 3,355,928.47*
8. Resolution authorizing soil movement application for 20 Highland Avenue*
9. Resolution authorizing the Borough to enter into a cooperative agreement with Riverside Cooperative*
10. Resolution approving the Interboro Mutual Aid Group Agreement for fire companies and fire departments*
11. Resolution approving the Mutual Aid Plan and Rapid Deployment Force Interlocal Service Agreement*
12. Resolution to enter into a Shared Service Agreement with County of Bergen for 9-1-1 Communication Services*

13. Resolution approving change order with J.A. Alexander for Columbus Road Section Three Municipal Aid 2014*
14. Resolution cancelling current fund grant receivable balances*
15. Resolution cancelling prospective assessments to be raised by taxation*
16. Resolution cancelling general capital fund grant receivables*
17. Resolution cancelling outstanding checks*
18. Resolution appointing Charles Miuccio as Plumbing Inspector for the Borough of Demarest*

Mayor Cywinski stated that the items below will be part of the Mayor's report

Appointment of James Chang as an Environmental Commission member term to expire December 31, 2016*

Mrs. Fox requested that #8 be removed.

Mrs. Fox asked for clarification on the soil movement. Mr. Vandever explained. Mrs. Fox was satisfied. Resolution was moved back to list.

Motion by Mr. Gray seconded by Mr. Davis to open the meeting to the public.

The Mayor explained that there is currently an agreement for 9-1-1, but the County cannot find the signed resolution. This is a stop-gap measure. He also explained that the change order for JA Alexander is for a reduction. He asked Mr. Moore for an explanation of number 16. And Mr. Moore explained it was to cancel the special assessments. Discussion. The Mayor asked that number 16 be held until February 8. Agreed.

Motion approving Consent Agenda items 7-18 with the exception of 15: Mr. Gray moved to approve, second Mr. Davis.

ROLL CALL VOTE

Mr. Gray-yes	Mr. Connolly-yes
Mr. Davis-yes	Mrs. Fox-yes

New Business

Motion approving the Regular meeting minutes of December 28, 2015 (in attendance: JG, JC, TD, GP, MI) (Mrs. Fox joined at 9:10PM). Mr. Gray moved to approve, second Mr. Davis.

ROLL CALL VOTE

Mr. Gray-yes	Mr. Connolly-yes
Mr. Davis-yes	

Motion approving the Recessed meeting minutes of January 4, 2016 (in attendance: JG, JC, TD, DF, MI, GP). Mr. Gray moved to approve, second Mr. Connolly.

ROLL CALL VOTE

Mr. Gray-yes Mr. Connolly-yes
Mr. Davis-yes Mrs. Fox-yes

Motion approving the 2016 organizational meeting minutes of January 4, 2016 (In attendance was JG, JC, TD, DF, MI, GP). Mrs. Fox moved to approve, second Mr. Gray.

ROLL CALL VOTE

Mr. Gray-yes Mr. Connolly-yes
Mr. Davis-yes Mrs. Fox-yes

Resolution authorizing execution of a public utility right-of-way use agreement. This item was taken care of earlier in the meeting.

Appointment of a Class III member to the Planning Board. Mrs. Fox has a conflict for the Planning Board meetings; thus, a new member must be found. Mr. Gray volunteered, second Mrs. Fox. All in favor. Carried. Mrs. Fox offered to take Zoning Board, but Mr. Gray will continue in that position.

Mayor's Report

The Mayor appointed James Chang as an Environmental Commission member term to expire December 31, 2016*

The Mayor also congratulated all the NVOT and NVD student athletes who were honored at the Board of Education meeting this evening.

The Mayor congratulated and thanked the Demarest DPW on their great work during the tremendous snowfall.

The Demarest Nature Center sent information about extending the lease. It will be on the February 8 agenda.

Council Committee Reports

Police, Fire, and Public Events: Mr. Gray reported that there are additional problems with the soon-to-be-retired pumper truck for the fire department. He will forward information to the Council and will look into how to move it out of the DPW building. Mr.

Gray recommended donating rather than selling. This will be on February 8 agenda. He thanked the Fire Department for hosting a great event at the installation dinner and for their service and dedication.

Ambulance and Recreation: Mr. Connolly reported that he has been investigating the to-be-purchased ambulance. There is not \$125,000 in the budget, so it will be bonded. One bid has been submitted, although normally 3 are received. He has also researched grants and has information to provide to the Ambulance corps and the Council. Mrs. Fox suggested passing this to the new grant writer. The grant writer will be invited to the February 8 meeting. Ms. Crosman will meet with the grant writer this week and will let Mr. Gray know when that is. There have been no emergencies this week.

Management, Administrative & Communication Committee: Mrs. Fox was asked to check the website for updates.

Finance & Insurance Committee – Budget update: Mrs. Fox reported for Mrs. Iannuzzi that she expects to introduce the budget on March 28th and present for adoption on April 25th. The Mayor asked to be informed about committee meetings.

DPW, Public Buildings, Public Utilities & Recycling Committee: Mr. Davis thanked the DPW, ambulance corps, police, and fire departments for their work with the snow and the fire department for the great party. Mr. Davis spoke about the millings to be taken from the Nature Center and suggested allocating money not to exceed \$2500 for procuring analytical testing. Ms. Crosman said 3 quotes will be needed. He suggested outsourcing the processing and removal of the millings. In response to Mr. Davis' question whether the new ambulance will fit in the building, it was stated it can will be able to fit.

Real Estate & Ordinance Committee: No report. A meeting is scheduled for this week. Mr. Rossi will be invited to the February 8 meeting. The Mayor asked if a Rice notice is necessary. Mr. Doyle does not believe so. Mr. Gray will speak with him before the meeting.

Reports of Borough Officials

Borough Coordinator: The court administrator has resigned. Her last day will be February 5. An advertisement has been placed for a replacement. An architect is coming in this week to create drawings for the back bathroom. A meeting will be held with the grant writer this week. Discussion about how to interview the labor attorney applicants. There will be a committee interview on February 2 at 8pm. The Committee is Mr. Gray, Mr. Fox, and Mayor Cywinski. There are 2 applicants.

Borough Attorney: Mr. Doyle was asked by the engineer to research the proposed improvements to Wakelee field by the DAA. As they are a 501c3, a formal lease agreement will have to be provided so that they can make improvements without going through the public procurement process. If it is, in fact, more of a loose arrangement,

bids should be obtained. Discussion. A grant was received and so, Mr. Doyle advised, going through public procurement. Mr. Gray stated that this was the plan.

Borough Engineer: Mr. VanderVeer had distributed his report. The list of roads for the Riverside 2016 road improvement project is due soon. Mr. VanderVeer listed the roads that have been recommended (Belmar, Demarest, Heritage, Lincoln, and Wellwood) and asked for a final list before the February 8 meeting. This will be on the February 8 meeting. The Mayor asked Council members to visit the roads.

Borough Treasurer: Discussion about committee/department meetings about the budget.

Police Chief: The Emergency Operations Center was open from 9:30PM Friday night and closed at 11:15PM Saturday evening. DPW was brought in early Saturday. He thanked all of the organizations and volunteers who helped. A few motor vehicle accidents occurred but most residents listened and stayed home. There was a storm-related medical call, which was resolved. He received a report from the state requesting estimates from the storm. He cannot guarantee money will be received. He congratulated Joe Del Greco and his wife and Don Cho and his wife on their new babies. The Mayor thanked everyone for staying off the road during the storm.

Fire Chief: Thanked everyone for attending the installation dinner. The boiler in the Fire Department should be installed this week. The Mayor recommended putting a reminder to shovel hydrants on the message board. The grant proposal has been submitted.

Ambulance: Could not hear.

Meeting Open to the Public Mr. Connolly moved to open the meeting to the public, second Mr. Gray. All in favor. Carried.

The Mayor reminded the public of the new time restraints. The attorney will be the time keeper.

Noel Pugh spoke about the drainage on the driveway and brought photographs. Discussion about possible solutions. Mr. VanderVeer reported that the builder seemed willing to work with the borough, possibly building a small berm. Mr. Pugh has looked at some of the drawings; some of the fences planned did not happen. He asked who is inspecting. He also asked about the trees on the property and how they are being protected. He also discussed what he believes to be inaccurate elevations on the submitted plans. Mrs. Fox asked if Mr. Pugh has spoken with Mr. Rossi. He has. This will be discussed with Mr. Rossi at the February 8 meeting. Mrs. Fox suggested calling Mr. Hubschman, the engineer on the project. Discussion of drawings. The Mayor asked the Management Committee to have the construction department give an explanation. The Mayor asked whose property the easement was on. Mr. VanderVeer said it is right off the southeast corner of the property. The Mayor expressed concern that a berm could be removed by future owners. He asked about adding a storm drain. Discussion.

The Mayor suggested having the builder come in. Mrs. Fox disagreed. Mrs. Fox will call Mr. Rossi. Reports from the previous construction official will be looked into. The Mayor will call the Bergen County Soil Commission.

Mr. Cino spoke about Section 13 and that he felt that the new time-limiting regulations are unconstitutional. He urged the Council to repeal. Mr. Doyle explained that as long as it's reasonable and can be extended when needed, the time-limit should work.

Mr. Gray moved to close the meeting to the public, second Mr. Connolly. All in favor. Carried.

Closed Session: Mr. Connolly moved to go into Closed Session concerning DPW contract negotiation, second Mr. Gray. All in favor. The meeting went into Closed Session at 9:34 pm.

Closed session ended at 9:48PM

With no further business to discuss the meeting adjourned at 9:50 PM

Respectfully submitted,

Susan Crosman, RMC
Borough Clerk/Coordinator