

**MINUTES
BOROUGH OF EMERSON
Mayor and Council
REORGANIZATION
Saturday, January 5, 2008
Municipal Building
Council Chambers-9:00 AM
Emerson, NJ 07630**

Mayor Lamatina called the **Reorganization Meeting of January 5, 2008** to order at 9:00 a.m. Mayor Lamatina asked Mimi Bair and her two daughters, Corinne and Monique, together with his daughter, Lauren Lamatina, to lead the Salute to the Flag with a moment of silence.

Open Public Meeting Statement

Mayor Lamatina announced that adequate notice of said meeting was provided specifying the date, time, place and by resolution pursuant to NJSA 10:4-10. The Annual Notice was approved at a regular meeting of the governing body on December 18, 2007, published in two official county newspapers and posted pursuant to the statute.

4. BOROUGH CLERK ANNOUNCES THE RECEIPT OF CERTIFICATES OF ELECTION

Ms. Dray announced the receipt of the Election Certificates from the November 8th General Election for Kenneth C. Hoffman, Councilman and Dr. Steven Bair, Councilman and presented to same.

5. SWEARING-IN CEREMONY-OATH OF OFFICE OF NEW GOVERNING BODY MEMBERS

Councilman Hoffman was sworn in by Mayor Lamatina with his sister present.

Councilman Bair was sworn in by Mayor Lamatina with the help of his wife and children.

6. ROLL CALL: OF MAYOR AND COUNCIL

Ms. Dray performed the Roll Call: of the Governing body as follows:

Mayor Lamatina-Present

Councilman Bair-Present

Councilwoman DeSalvo-Present

Councilman Heyer-Present

Councilman Hoffman-Present

Councilman Loffredo-Present

Councilman Milone-Absent

Borough Administrator-Present

Also present were Carol Dray, Borough Clerk, Joseph Scarpa, Borough Administrator and Philip Boggia, Esq.

8. Resolution No. 1-08 APPOINTMENT OF BOROUGH ATTORNEY

Pursuant to New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19-44A-20.4. Alternate Course

Philip Boggia, Esq. as Borough Attorney for the Borough of Emerson for one year with advice and consent of Council.

Motion to confirm the appointment of Philip Boggia, Esq. as the borough attorney was **moved** by Councilman Heyer, **seconded** by Councilman Hoffman and carried unanimously on one roll call vote.

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo-yes

Hoffman-yes

9. INVOCATION

Pastor Rumley read the prayer of the day giving thanks and encouragement to Emerson's governing body members, the emergency services, and all the civic volunteers for their support and dedication to the municipality.

10. MAYOR ADDRESS TO THE ASSEMBLAGE.

Mayor Lamatina thanked the Council for their cooperation during the previous year and the effort preparing for the Reorganization Meeting. He was pleased with the positive turn around in the borough and thanked Mr. Scarpa and Ms. Dray for their efforts as well.

He observed that the decorum at the meetings had improved and was respectful as opposed to the past and commented that the borough website administered by himself, Mr. Scarpa and Ms. Dray and the new newsletter format would further help the residents stay informed about current community events and offered services.

He applauded Mr. Scarpa, the borough administrator, for his efforts in coordinating shared services for the purpose of increasing efficiency and savings in many pursuits such as road resurfacing projects and energy saving initiatives with the other Pascack Valley administrators that will bode well for the borough in the eyes of the state.

He added that more roads and parks would be improved over the course of the following year and he thanked the volunteers for their dedicated service without compensation.

He commented that Redevelopment would continue to be his priority; that he expected the preferred developer to present their fiscal analysis by February and that the borough planner, Mr. Burgis, remained satisfied that the Redevelopment plan appeared solid and feasible.

NEW COUNCIL MEMBERS' ADDRESS TO THE ASSEMBLAGE

Councilman Hoffman remarked that he originally ran for Council three years ago out of concern of the direction the borough was headed. He gave credit to Mayor Lamatina and the cooperative spirit of the entire governing body for the turn around. He acknowledged the hard work of the borough employees and volunteers and welcomed Councilman Bair to the Council.

Councilman Bair commented that it was his pleasure to be among them and was looking forward to a cooperative working relationship. He brought with him eleven years of Planning Board experience that he felt would translate well to the Redevelopment project.

11. Resolution No. 2-08 ADOPTION OF GOVERNING BODY BY-LAWS HERETO ATTACHED SHALL BE THE BY-LAWS FOR THE CONDUCT OF BUSINESS OF THE MAYOR AND COUNCIL FOR THE BOROUGH OF EMERSON FOR THE YEAR BEGINNING JANUARY 1, 2008 AND ENDING DECEMBER 31, 2008 WITH VOTING AND SEATING ORDER

A motion was made by Councilwoman DeSalvo, seconded by Councilman Loffredo, to approve the Rules and By-Laws for the conduct of business of the Mayor and Council for the Borough of Emerson for the year commencing on January 1, 2008 and expiring December 31, 2008 with amended seating and voting order.

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo-yes

Hoffman-yes

12. Resolution No. 3-08 ELECTION OF PRESIDENT OF THE COUNCIL

- a. Motion to open for nominations was moved, seconded and carried. Councilman Loffredo nominated Councilman Heyer. With no more forthcoming nominations, a motion to close for nominations was moved, seconded and carried.

- b. Councilman Loffredo **moved** to appoint Councilman Heyer as Council President, **seconded** by Councilman Hoffman and carried by roll call vote.

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo-yes

Hoffman-yes

14. Resolution No. 04-08 BOROUGH PROFESSIONAL

APPOINTMENTS - Pursuant to New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19-44A-20.4. Alternate Course

(Appointment by Mayor on Consent and Advice of Council)

- a) Gary Higgins, RMA, CPA of Lerch ,Vinci & Higgins for the Borough of Emerson, for one year.
- b) Maser Consulting, P.A. as the Borough Engineer for the Borough of Emerson for one year.
- c) Nowell Amoroso as Bond Counsel for the Borough of Emerson for the one year.
- d) Arthur Balsamo, Esq., as the Borough Prosecutor for the Borough of Emerson for one year.
- e) Dawn O'Connor, Esq., as the Public Defender for the Borough of Emerson for one year.
- f) Christopher Martin, Esq., as the Alternate Prosecutor for the Borough of Emerson for one year.
- g) Jeffrey Carney, Esq., as the Alternate Defender for the Borough of Emerson for one year.
- h) David Vozza of the Vozza Agency and Ralph Spataro of Johl & Company as the Insurance Risk Managers for the Borough of Emerson for one year.
- i) Joseph Burgis of Burgis and Associates, Inc. as the Borough Planner for the Borough of Emerson for one year.
- j) The Bilow Group, LLP as the Borough Architect for the Borough of Emerson for one year.

Motion to affirm the above borough official appointments was **moved** by Councilman Hoffman, **seconded** by Council President Heyer and carried by one roll call vote.

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

- 15. Resolution No. 5-08** Council Liaisons for one year by Mayor with advice and consent of Council; the first name being Chairperson:
- i. Finance and Revenue Milone/DeSalvo
 - ii. Police Loffredo/Heyer
 - iii. Dept. of Mun. Services Bair/Hoffman
 - iv. Fire Department Hoffman/Loffredo
 - v. Real Estate, Zoning, Planning Heyer/Bair
 - vi. Buildings, & Grounds DeSalvo/Milone
 - vii. Board of Health Milone
 - viii. Environmental Commission Hoffman
 - ix. Business Community Mayor Lamatina
 - x. Shade Tree Commission Hoffman
 - xi. Library Board of Trustees DeSalvo
 - xii. Board of Education Bair
 - xiii. Senior Citizens Mayor
 - xiv. Ambulance Corps Milone
 - xv. Recreation Commission Loffredo
 - xvi. Insurance Fund Commissioner Heyer

Councilwoman DeSalvo regretted but felt compelled to express her disappointment prior to confirming the above appointments that she was not reappointed as the second liaison of the Police Department and that her input had not been sought on the consideration of the nomination of Councilman Heyer as the new Council president; although she did not oppose the nomination. She inferred that a non-elected person had influenced the Council's decision not to reappoint her as the second liaison to the Police or the Police Committee and resented that she had learned of her non-reappointment by means of the draft agenda instead of first person. She requested that the Council reconsider her appointment as the second on Police based on her record of productivity, support and cooperative spirit as the liaison over the course of the previous year.

Mayor Lamatina considered her appointment to the Finance Committee a promotion and regretted that Councilwoman DeSalvo felt compelled to make her statement. Councilman Loffredo responded that he had spoken at length the day before with Councilwoman DeSalvo and had explained his position to her. His aim was to focus on appointing a person who was experienced in negotiating collective bargaining agreements and his decision was not a comment on Councilwoman DeSalvo's past work ethic as a liaison to the Police.

Councilman Hoffman remarked that his decision was based on the problems and connections in the past and his desire to create an improved atmosphere.

Motion to affirm the above liaison appointments were moved by Councilman Hoffman, seconded by Councilman Heyer and carried by a 4-1 roll call vote.

ROLL CALL:

DeSalvo-no

Bair-yes

Milone-absent

Heyer-yes

Loffredo-yes

Hoffman-yes

16. INTRODUCTION and OATH OF OFFICE FOR EMERGENCY SERVICES OFFICERS

Mayor Lamatina announced the names of the officers of the Emerson Volunteer Fire Department for the year 2008; none of whom were present. Councilman Hoffman had been informed that the swearing-in ceremony of the new Fire Department officers would take place at the Installation Dinner.

a) Emerson Volunteer Fire Department

Fire Chief Mark F. Savino

Assistant Chief John Holter

Sr. Captain Joseph Castrovillari

Jr. Captain Daniel O'Brien

Jr. Lieutenant Mark Brackenbury

b) Emerson Volunteer Ambulance Corps

Mayor Lamatina announced the new officers of the Emerson Volunteer Ambulance Corps. Mr. and Mrs. Howlin, Mr. Hagberg and Mr. Mason were sworn in by Mayor Lamatina with the help of Mr. Mason's son and presented with official shields.

President Maureen Howlin

Vice President George Howlin

Secretary Melissa Hagberg

Treasurer Mike Budres

Captain Dave Mason

1st Lieutenant Larry Hagberg

2nd Lieutenant Mike Davis

3rd Lieutenant Janine Solimando

17. Resolution 06-08 ANNUAL APPOINTMENT OF CERTAIN OFFICERS AND MUNICIPAL EMPLOYEES WITH COUNCIL CONFIRMATION

POSITION	TERM EXPIRES	APPOINTEE
a) Recycling Coordinator	12/08	Joseph Scarpa
b) Zoning Official/Sign Insp.	12/08	Michael Sartori
c) Dep. OEM Coordinator	12/08	Sgt. Allen Solimando
d) Assessment Search Officer	12/08	Barbara Kozay

e) PACO Officer	12/08	Joseph Scarpa
f) Fire Official	12/10	Frank Boccio
g) Fire Inspectors	12/08	John Lazar,
	12/09	Joseph Mara, Jr.
	12/10	Richard Masiello
h) Police & Fire Surgeon	12/08	Dr. Michael Macri

Motion to affirm the above borough official appointments was moved by Council President Heyer, seconded by Councilwoman DeSalvo and carried by one Roll Call: vote.

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

Mayor Lamatina continued with the appointments and requested a motion to approve all below with one call vote.

Emerson Auxiliary Police-One Year

Daniel Clayton, Joseph Ellis, David Kogut, William Levine, John Mahoney, Elizabeth Reilly, Louis Rizzo

Community Emergency Response Team (CERT)-One Year

Anthony Basile, Kathy Buda, Carlos Colina, Gladys De Marco, Marinos Loukeris, Owen Peacock, Daniel Peacock, Debbie Sansone, George Schomberg, Leslie Solimando, Lucy Solimando, Frances Sottile, Robert Sottile, Loraine Vandervalk

School Crossing Guards-One Year

Patricia Cannone, Joseph Harriman, Bonnie Kompel, Ed Helm, John Mahoney, Sheri Jaeger, Sue McDonald, Donna Block, William Levine, Joseph Romanowicz, Richard Talley, Joseph Ellis

Motion to confirm the above appointments were moved by Councilwoman DeSalvo, seconded by Councilman Bair and carried on Roll Call: vote:

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

18. MAYOR'S NOMINATIONS TO BOARDS AND COMMISSIONS with advice and consent of Council.

a) Zoning Board of Adjustment

Regular member for the term ending 12/31/11 Anthony Basile

Alternate II member for the unexpired term ending 12/08 Mark Clouse

Alternate III for the unexpired term ending 12/08 John Zeilinski

Alternate IV member for the term ending 12/09 –No appointment

Motion to confirm the above appointments were moved by Councilman Loffredo seconded by Council President Heyer and carried on one roll call vote:

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

b) Board of Health

Regular member for the term ending 12/31/10

Motion to confirm the appointment of Nicole Argenzia as a regular member of the Board of Health for the term ending 12/31/10 was moved by Council President Heyer, seconded by Councilwoman DeSalvo and carried on one roll call vote:

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

c) Library Board

Regular member for the term ending 12/31/12 Carol Schnapp

Mayor's alternate for the term ending 12/31/08 Jeanine Lamatina

Motion to confirm the above appointments was moved by Councilman Bair, seconded by Councilman Loffredo and carried on one roll call vote:

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

Mayor Lamatina performed the Oath of Office to all those present above.

19. MAYOR’S APPOINTMENTS (*No confirmation required).

Mayor Lamatina announced his appointments to the Planning Board. He added that subject to receiving the resignation of Barry Howard, which he understood was Mr. Howard’s intention, he appointed Mr. Goursky as the Alternate II member for the unexpired term ending 12/31/08.

<u>Board</u>	<u>Expiration</u>	<u>Appointee</u>
a). *Planning Lamatina	Class I 12/31/08	Louis J.
Class II	12/31/08	John Lazar
Class IV	unexp.12/31/09	Germaine Ortiz
Class IV	12/31/11	Gary Schwinder
Alternate I	12/31/09	Thomas Callagee
Alternate II	unexp. 12/31/08	Gary Goursky

b). Election of Class III representative to the Planning Board by Borough Council

Motion to open the meeting to nominations was moved Councilwoman DeSalvo, seconded by Council President Heyer and carried.

Councilwoman DeSalvo nominated Councilman Bair.

With no more nominations, Councilwoman DeSalvo moved and Council President Heyer seconded to close the nominations.

Resolution #07-07 Appointment of Class III Planning Board member

Councilwoman DeSalvo moved, and Councilman Loffredo seconded the appointment of Councilman Bair as the Class III Planning Board on a unanimous roll call vote.

- ROLL CALL:**
- DeSalvo-yes**
- Bair-yes**
- Milone-absent**
- Heyer-yes**
- Loffredo yes**
- Hoffman-yes**

Mayor Lamatina continued with his appointments:

d) *Environmental Commission

Regular member for the term ending 12/31/10 Antoinette Montuoro-Germain

Regular member for the term ending 12/31/10 Peter Martin

Regular Member for the term ending 12/31/10 Richard Worthington
Alternate I member for the term ending 12/31/09 Karen Browne
Student member for the term ending 12/31/08 Lauren Lamatina
Environmental Commission Chairman 12/31/08 Joan Martin

e) *Recreation Commission

Regular member for the term ending 12/31/12 Kathy Calabrese
Mayor Lamatina remarked that the appointments of the Alternate I member for the unexpired term ending 12/31/11 and the Alternate II member for the term ending 12/31/12 would be postponed.

f) *Shade Tree

Regular member for the term ending 12/31/12 Steven Frassa

Mayor Lamatina performed the oath of office to those above who were present including Joan and Peter Martin, his wife, Jeanine and daughter Lauren Lamatina. .

20. NEW BUSINESS:

- a) Resolution #08-08 Adoption of the Temporary Budget
On a motion moved by Councilwoman DeSalvo and seconded by Council President Heyer, Resolution No. 8-08 was approved unanimously by roll call vote.

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

- b) Schedule an Off- Season Leaf Pick-up
Motion to add an additional leaf pick-up tentatively set for January 16th was moved by Council President Heyer, seconded by Councilman Loffredo and carried unanimously by Roll Call: vote.

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

- c) Creation of Historical Preservation Commission

Councilman Hoffman briefly reported that the ordinance was a work in progress now in the hands of the Borough Attorney and suggested a membership of seven regular members. There was no objection to moving forward on the initiative.

21. PUBLIC COMMENT

Before opening the meeting for comments from the public, Mayor Lamatina reminded everyone to turn off their cell phones, keep their comments as brief as possible and try to limit them only to governmental issues of concern to an Emerson resident. He further requested that if a subject matter was addressed and answered, to please refrain from repeating it unless they had something new to contribute. A five-minute rule was in effect for each speaker at the discretion of the Council. Mayor Lamatina asked that everyone do their part to be civil, to the point and respectful of another's point of view and opinion. He further warned that speaking out without recognition would not be tolerated and a second warning could result in removal from the Council chambers.

Motion to open the meeting for comments from the public was moved by Councilman Hoffman, **seconded** by Councilman Loffredo and carried unanimously.

Barry Schwinder, 1 Linden Avenue, remarked on the leaf pick up and offered some suggestions for notification.

Seeing no hands, **motion** to close the meeting for comments from the public was moved by Councilman Loffredo, **seconded** by Councilwoman DeSalvo and carried unanimously.

22. Resolution No.09-08 CONSENT AGENDA

Motion to approve the Consent Agenda, Resolution No. 09-08 was moved by Council President Heyer, seconded by Councilman Loffredo and carried 5-0 by roll call vote.

ROLL CALL:

DeSalvo-yes

Bair-yes

Milone-absent

Heyer-yes

Loffredo yes

Hoffman-yes

ca-10-08 Designate Official Newspapers
ca-11-08 Approve Cash Management Plan
ca-12-08 Approve Official Depositories
ca-13-08 Approve Authorized Signatories

APPROVED 2-19-08

- ca-14-08 Approve Ratification of Bonds
- ca-15-08 Establishing Rate of Interest for Delinquent Taxes
- ca-16-08 Authorize Mayor to execute agreement of Co-Risk Risk Managers Consultants-Vozza/Spataro
- ca-17-08 Approve Appointment of LOSAP Program Administrators Daniel O'Brien for the Emerson Volunteer Fire Department and George Howlin for the Emerson Volunteer Ambulance Corps
- ca-18-08 Approve Producers Agreement Bergen County Municipal Benefits Fund
- ca-19-08 Approve Fee of \$20.00 for Returned Checks for Insufficient Funds
- ca-20-08 Approve Bond, Treasurer of Library Board of Trustees Re-establishment of Petty Cash Funds

23. ADJOURNMENT

With no other business to address, at the request of Mayor Lamatina, Council President **Heyer moved** to adjourn the meeting, **seconded** by Councilman **Loffredo** and carried at 10:04 a.m.

Carol Dray, RMC

February 4, 2008