



**MINUTES**  
**BOROUGH OF EMERSON**  
**Mayor and Council**  
**SINE DIE/REORGANIZATION**  
**Tuesday, January 5, 2010**  
**Municipal Building**  
**Council Chambers-7:30 p.m.**  
**Emerson, NJ 07630**



**SINE DIE**

Mayor Lamatina called the meeting to order at 7:35 pm. Councilman-Elect Charles Shaw, Councilman-Elect Scott Rivers and Judge Carroll led the salute to the flag followed by a moment of silence in honor of the Armed Services members overseas at the request of Mayor Lamatina.

**O.P.M.A. Statement**

Mayor Lamatina read the Sunshine Statement announcing that the meeting of January 5, 2010 had been adequately noticed and was in compliance with the provisions of the Open Public Meetings Law. Further, that the meeting was included in the Annual Meeting Notice Resolution sent to the Bergen Record and Ridgewood News and advertised in said newspapers on December 21, 2009; posted on the bulletin board in the Borough Hall, Municipal Place, Emerson, NJ 07630 and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice was on file in the Office of the Municipal Clerk and had been available to the public since its approval by the governing body.

**Roll Call of the 2009 Governing Body:**

Mayor Louis J. Lamatina-Present  
Councilman Steven Bair –Present  
Councilman Browne - Present  
Councilman Heyer - Present  
Council President Hoffman - Present  
Councilman Lazar - Present  
Councilman Loffredo – Present

Also present were Borough Clerk Carol Dray, Borough Attorney Phil Boggia, and Joseph Scarpa, Business Administrator

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**1. UNFINISHED BUSINESS FOR THE YEAR 2009 - None**

**2. RESOLUTIONS**

☞ **Motion** to approve the below resolutions was **moved** by Council President Hoffman, **seconded** by Council Lazar and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Lazar-Yes**

**Loffredo-Yes**

**Hoffman-Yes**

**Heyer-Yes**

**Bair-Yes**

Ca 239-09	Redeem Tax Sale Certificate – Wayne H. Finke
Ca 240-09	Bill List
Ca 241-09	Transfer of Funds
Ca 242-09	Authorize \$800 in expenditures for Lerch Vinci Higgins – Police Contract Negotiations
Ca 243-09	Hillman Field Change Order
Ca 244-09	Cancellation of Checks
Ca 245-09	Cancellation of Grant Balances

**3. STANDING COMMITTEES AND SPECIAL REPORTS - None**

**4. With no further business for the year 2009, Mayor Lamatina announced “All standing committees and special committees’ are dissolved and all individual appointments are terminated and relieved of their offices and duties, and indeterminate appointments dissolved”.**

**5. MOTION TO CLOSE SINE DIE**

☞ **Motion** to close the Sine Die meeting was **moved** by Councilman Heyer, **seconded** by Councilman Lazar and carried.

Having completed their terms, Councilman Heyer and Councilman Loffredo left the dais to applause from the audience.

**6. BOROUGH CLERK ANNOUNCES THE RECEIPT OF CERTIFICATES OF ELECTION**

Borough Clerk Dray announced that she had received the Receipt of Certificates from the County and invited the new Councilmen and their families to the dais to be sworn in.

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

*Councilman-elect Scott Rivers*  
*Councilman-elect Charles Shaw*

Judge Carroll swore in each Councilman in the presence of their families and friends. The ceremony concluded with applause.

**8. ROLL CALL OF 2010 MAYOR AND COUNCIL**

Mayor Louis J. Lamatina-Present  
Councilman Steven Bair –Present  
Councilman Browne - Present  
Councilman Hoffman-Present  
Council President Lazar-Present  
Councilman Rivers - Present  
Councilman Shaw - Present

Also present were Ms. Dray, Mr. Boggia and Mr. Scarpa.

**9. Resolution No. 01-10 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, 2010 AND ENDING DECEMBER 31, 2010 WITH VOTING AND SEATING ORDER**

☞ **Motion** to approve the governing body by-laws for the conduct of business of the Mayor and Council for the Borough of Emerson for the year beginning January 1, 2010 and ending December 31, 2010 was **moved** by Councilman Hoffman, **seconded** by Councilman Lazar and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**  
**Rivers-Yes**  
**Bair-Yes**  
**Lazar-Yes**  
**Hoffman-Yes**  
**Shaw-Yes**

Mayor Lamatina moved up Police Office O'Connor's promotion to Sergeant as the next item on the agenda.

**10. Emerson Police Department Promotion Ceremony-Oath**

***Sergeant Scott O'Connor***

Mayor Lamatina invited Sergeant O'Connor, his family and Chief Saudino up to the dais for the swearing in. Chief Saudino thanked the Mayor and Council for choosing Sergeant O'Connor to fill the position. He noted that although the Sergeant was not born or raised in Emerson, people would never know that because he attended and supported every function in the community. He ended by emphasizing that Sergeant O'Connor would be a big asset to the community.

Sergeant O'Connor thanked the Mayor and Council and his family and friends for their support.

Mayor Lamatina moved up the swearing in of Fire Department Chief John Holter as the next item on the agenda.

**11. INTRODUCTION and OATH OF OFFICE FOR EMERGENCY SERVICES OFFICERS**

Councilman Hoffman joined the Mayor to swear in the Officers of the Emerson Volunteer Fire Department and the Emerson Volunteer Ambulance Corps.

- a) Emerson Volunteer Fire Department  
Chief John Holter, Asst. Chief Joseph Castrovillari, Sr. Capt. Daniel O'Brien, Jr. Capt. Mark Brackenbury, Sr. Lt. Michael Budres
  
- b) Emerson Volunteer Ambulance Corps  
President George Howlin, Vice President Chris Knoller, Secretary Melissa Hagberg, Treasurer Mike Budres, Captain Dave Mason, 1<sup>st</sup> Lt. Dan Ardalan, 2<sup>nd</sup> Lt. Alison Knoller, 3<sup>rd</sup> Lt. Maureen Howlin

**12. APPOINTMENT and OATH OF OFFICE FOR OTHER COMMUNITY SERVICES OFFICERS NAMES**

- c) Emerson Auxiliary Police-One Year  
Captain Louis Rizzo, Lieut. John Mahoney, Sgt. William Levine, Sgt. Elizabeth Reilly, Sgt. David Kogut, Ptl. Dan Clayton, Ptl. Turbit Zoeller III, Ptl. Nicholas Servedio, Ptl. Joseph Ellis
  
- a) Community Emergency Response Team (CERT)-One Year  
Leslie Solimando, Fran Sottile, Bob Sottile, George Schomberg, Lucy Solimando, Kathy Buda, Carlos Colina, Gladys DeMarco, Owen Peacock, Dan Peacock, Debbie Sansone, Loraine Vandervalk, Marino Loukeris

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### b) School Crossing Guards-One Year

Full time: Bonnie Kompel, Patricia Cannone, Donna Block, Joseph Harriman, Ed Helm, William Levine, Sue McDonald, Sheri Jaeger, John Mahoney

Reserve Guards: Joe Romanowicz, Dick Talley, Christine St. Angelo

### **13. MAYOR ADDRESS TO THE ASSEMBLAGE**

Mayor Lamatina thanked the assemblage for attending the Reorganization Meeting of the Emerson Mayor and Council. He detailed the challenges the Borough faced and noted that positive changes were for the greater good. He criticized unfunded State and asked the Council to continue their work in a non-partisan fashion. He detailed progress with various Redevelopment projects, noting that the PNC Bank site development was well under way. He encouraged reasonable progress which would increase ratable without increasing Borough expenses. He added that the Borough was well on the way to solve a sixty year program, with the redesign of Kinderkamack Road progressing rapidly.

### **14. NEW COUNCIL MEMBERS' ADDRESS TO THE ASSEMBLAGE**

*Councilman Scott Rivers*  
*Councilman Charles Shaw*

Councilman Rivers stated that he appreciated the opportunity to serve on the Council and represent the Borough in the position of Council member. He added that his goal was simple – that his four daughters would grow up in a good town that they could be proud of and that he wanted to do the right thing for the town as a whole. He thanked everyone for electing him.

Councilman Shaw thanked Judge Carroll for coming to swear them in and thanked Councilmen Heyer and Loffredo for their contributions and level of service. He added that he thought that filling their shoes would be difficult. He thanked the Governing Body, Carol Dray, Joe Scarpa and Phil Boggia, commenting that everyone was very giving of their time. He said that Emerson really was a family town and that it meant a lot. He said that he and Councilman Rivers had a very nonpolitical view of Emerson and that they had accepted the positions to give their service to the residents happily and enthusiastically. He noted that every day they would try to be great Councilmen. He thanked everyone for their support and for coming to the meeting. In closing, he said that words were cheap but that their actions would speak volumes for Emerson. They wanted to do things that were positive and proactive for their town. He thanked his family because they were the backbone for everything he did.

**15. PROCLAMATIONS & SPECIAL RECOGNITIONS**

**a. In honor of George A. Buono, 1<sup>st</sup> Team All-County Football**

*George A. Buono Day*

George A. Buono, his family and Coach Menditto appeared before the Governing Body at the invitation of the Mayor. Coach Menditto announced that Emerson Jr. /Sr. High School football player George Buono had been named to the Bergen All County Offensive Football Team, an honor bestowed upon leading athletes in Bergen County. Councilman Rivers, the Recreation Liaison, read a Proclamation declaring January 5, 2010 George A. Buono Day in the Borough of Emerson.

**b. Recognition: Emerson Jr. /Sr. High School Girls' Tennis and Soccer**

Members of the Emerson Jr. /Sr. High School Girls' Tennis and Soccer Team and their dedicated coaches were recognized for improved performance, with the Girls' Tennis Team advancing to the sectional finals of the NJSIAA, their first winning season in eleven years. The Girls' Soccer Team qualified for the State tournament, with an 11-8 record. The Mayor wished them continued improvement and success.

**c. Villano School Students**

Mayor Lamatina invited Villano students Tyler Rogow and Claudia Pistachio to the dais for having written letters to the Mayor. He thanked them and read their correspondence, which praised the Governing Body for their hard work and making Emerson a great place to live.

**16. Resolution No. 03-10 BOROUGH PROFESSIONAL APPOINTMENTS – Pursuant to New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19-44A-20.4. Alternate Course – Mayor Appointment with Council Confirmation; 04-10 through 15-09 excluding Resolution #06-10**

<b>PROFESSIONAL</b>	<b>TERM</b>	<b>NAME</b>
04-10 Borough Attorney	1 Year	Philip Boggia, Esq.
05-10 Borough Auditor	1 Year	Gary Higgins
07-10 Bond Counsel	1 Year	John Hudak, Esq.
08-10 Borough Prosecutor	1 Year	Arthur Balsamo, Esq.
09-10 Alternate Prosecutor	1 Year	Christopher Martin, Esq.
10-10 Public Defender	1 Year	Dawn O'Connor, Esq.
11-10 Alt. Public Defender	1 Year	Jeff Carney, Esq.
12-10 Borough Planner	1 Year	Joseph Burgis
13-10 Insurance Risk Managers	1 Year	TheVozza Agency/Johl & Company
14-10 Borough Architect	1 Year	The Bilow Group
15-10 IT Consultant	1 Year	DART Computer Sales

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☞ **Motion** to appoint the above with advice and confirmation of the Council was **moved** by Councilman Bair, **seconded** by Councilman Browne and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-Yes**

**Bair-Yes**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-Yes**

**17. Resolution No. 06-10 Approve Maser Consulting as Borough Professional Engineer for one year term ending December 31, 2010**

Councilman Bair stated that he remained somewhat dissatisfied with Maser's services for the past year and asked for a discussion before voting on this item. He conceded that in a prior remark he had stated that he would support them because he had been under the impression that this was necessary to retain the services of John Jahr as their traffic engineer. However, he learned that the Borough could retain Mr. Jahr's services for the Kinderkamack Road plan independently of the engineering firm itself. He called for input from his fellow members to share their thoughts before voting for the appointment of Maser when there had been a history of problems with the success of their projects and additional monies spent to resolve them. He noted that it was in the Borough's best interests to consider this since it had cost tens of thousands of dollars to correct errors that conceivably should have been detected during the engineering and construction phases of projects. Councilman Bair outlined issues with the Hillman Field project with Mayor Lamatina rebutting his comments, pointing out that in that instance, some of the problems were caused by one of the contractors.

Councilman Bair also mentioned the Linwood drainage project, the Longview project and the Ackerman Avenue basketball courts, explaining that all these projects cost the Borough additional money to correct problems. Mayor Lamatina remarked that he had solicited Maser senior partner Andy Hipolit to become Emerson's engineer. Mr. Hipolit had agreed and would price his services at the same cost as the previous engineer. He commended Tom Callagee for the fantastic job correcting some of the issues at Hillman Field. He also noted that he disagreed with the proposition of retaining John Jahr for the Kinderkamack Road project without the backing of his firm adding it would not be in the best interests of the Borough. Councilman Hoffman agreed with the Mayor on this point and thought that most of the problems were a result of the statutory bidding process of appointing the contractor based on the lowest bid for these projects. He also emphasized that the Borough had concerns based on previous experience with the engineering firms of Job and Boswell, and commented that Mr. Jahr had done an excellent job of listening to residents' concerns about Kinderkamack Road. Councilman Lazar agreed with Mayor Lamatina and credited Mr. Jahr and Maser Consulting for the progress of the Kinderkamack Road and warned against throwing a monkey wrench into the project when the Borough was so close to its goal of improving the road. He emphasized that it was totally wrong and that he was totally opposed to changing anything.

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☞ **Motion** to appoint Maser Consulting as Borough Engineer for the term ending December 31, 2010 was **moved** by Councilman Hoffman, **seconded** by Councilman Lazar and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-No**

**Bair-No**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-No**

**With a three-three tie, Mayor Lamatina broke the tie by voting Yes; in favor of appointing Maser Consulting as the Borough Engineer.**

**18. Resolution No. 16-10 STANDING COMMITTEE COUNCIL APPOINTMENTS WITH FIRST NAMED COMMITTEE MEMBER AS CHAIR**

- |  |                      |
|--|----------------------|
| a) Streets and Municipal Services:                                       | <u>Shaw/Lazar</u>    |
| b) Finance, Tax & Revenue  | <u>Rivers/Shaw</u>   |
| c) Police, Auxiliary Police, Office of<br>Emergency Management & Courts: | <u>Lazar/Hoffman</u> |
| d) Public Buildings, Grounds<br>Parks & Utilities                        | <u>Browne/Rivers</u> |
| e) Real Estate Zoning and Planning                                       | <u>Bair/Browne</u>   |
| f) Fire Department   | <u>Hoffman/Bair</u>  |

Other Liaison List for the Calendar Year 2010

- |                                |                       |
|--------------------------------|-----------------------|
| a) Board of Health             | <u>Hoffman</u>        |
| b) Environmental Commission    | <u>Browne</u>         |
| c) Chamber of Commerce         | <u>Mayor Lamatina</u> |
| d) Shade Tree Commission       | <u>Hoffman</u>        |
| e) Library Board of Trustees   | <u>Shaw</u>           |
| f) Board of Education          | <u>Bair</u>           |
| g) Senior Citizens             | <u>Mayor Lamatina</u> |
| h) Volunteer Ambulance         | <u>Shaw, Rivers</u>   |
| i) Recreation Commission       | <u>Rivers</u>         |
| j) Insurance Fund Commissioner | <u>Rivers</u>         |
| k) Historic Preservation       | <u>Lazar</u>          |
| l) Zoning Board                | <u>Bair</u>           |

Councilman Rivers asked to discuss the appointment of himself and Councilman Shaw as liaisons to the Finance committee. He asked Mr. Boggia who was responsible under this form of government for appointing Council members to these positions. Mr. Boggia explained that it was the Mayor's nomination with the advice and consent of the Governing Body. Councilman Shaw remarked that the discussions after the election about this appointment were not in line with what he was seeing. It was not his intent to shirk his responsibility but questioned the wisdom of his and Councilman Shaw's appointment to one of the most crucial committees, Finance, with their lack of their experience on the Council

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and limited financial background. He proposed that the Mayor re-consider and appoint a Councilmember with more experience or at least a bipartisan committee to supervise budgetary oversight.

The Mayor countered that Councilman Rivers had an MBA degree, Councilman Shaw was a business owner and that Councilman Lazar, the previous Finance Liaison, had no prior experience when he accepted the appointment as a first year Council member. The Mayor commented that on the contrary, the appointment showed the respect he had for the two new Council members and pointed out that Mr. Scarpa did the work on the budget with Borough Auditor Gary Higgins. Councilman Hoffman pointed out that this same circumstance occurred with other committees as well, including Police and Municipal Services. The Mayor suggested that Councilman Rivers look into switching positions with someone. He also noted CFO Catherine Henderson's role in the budget preparation and process. Councilman Lazar related that he had been apprehensive when he was appointed to the Finance Committee during his initial year on the Council but that Ms. Henderson and Mr. Scarpa were more than happy to help.

Councilman Rivers inquired about what would happen if he or Councilman Shaw declined the position and if anyone else was willing to take Finance on as liaison or co-liaison. Mr. Boggia explained that the vote of the Council decided the committees and that if someone declined, it would be an individual choice, but the appointment would remain. The Mayor asked if anyone else was willing to serve; there were no respondents. Councilman Shaw explained that he thought there was value to having a bipartisan component to the Finance Committee and had concerns about continuity. The Mayor pointed out that continuity is provided by Borough employees and the Borough Auditor but acknowledged his concerns.

☞ **Motion** to appoint the above standing committees with confirmation of the Council was **moved** by Councilman Hoffman, **seconded** by Councilman Lazar and carried by roll call vote.

### **RC: Council members:**

**Browne-Yes**  
**Rivers-No**  
**Bair-Yes**  
**Lazar-Yes**  
**Hoffman-Yes**  
**Shaw-Yes**

## **19. Resolution No. 02-10 ELECTION OF PRESIDENT OF THE COUNCIL**

☞ **Motion** to open the floor to nominations was **moved** by Councilman Shaw, **seconded** by Councilman Lazar and carried.

- Councilman Hoffman nominated Councilman Lazar for Council President for the year 2010.
- Councilman Rivers nominated Councilman Bair for Council President for the year 2010

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☞ **Motion** to close for nominations was **moved** by Councilman Hoffman, **seconded** by Councilman Lazar and carried.

☞ **Motion** to appoint Councilman John Lazar as Council President was **moved** by Councilman Hoffman, **seconded** by Councilman Browne and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-No**

**Bair-No**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-No**

**Mayor Lamatina broke the tie by voting Yes to the election of John Lazar as Council President.**

## **20. Resolution No 17-10 COUNCIL APPOINTMENT OF CLASS III PLANNING BOARD MEMBER**

☞ **Motion** to open the floor to nominations was **moved** by Councilman Rivers, **seconded** by Councilman Lazar and carried.

- Councilman Rivers nominated Councilman Bair for Class III Planning Board member for the year 2010
- Councilman Hoffman nominated Councilman Lazar for Class III Planning Board member for the year 2010

☞ **Motion** to close for nominations was **moved** by Councilman Hoffman, **seconded** by Councilman Lazar and carried.

☞ **Motion** to appoint Councilman John Lazar as Council President was **moved** by Councilman Hoffman, **seconded** by Councilman Browne and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-No**

**Bair-No**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-No**

☞ **Motion** to appoint Councilman Bair as Class III Planning Board member was **moved** by Councilman Shaw, **seconded** by Councilman Rivers and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-Yes**

**Bair-Yes**

**Lazar-Yes**

**Hoffman-No**

**Shaw-Yes**

**21. Resolution No. 18-10 ANNUAL APPOINTMENT OF CERTAIN OFFICERS AND MUNICIPAL EMPLOYEES WITH COUNCIL CONFIRMATION**

<b>POSITION</b>	<b>TERM EXPIRES</b>	<b>APPOINTEE</b>
a) Recycling Coordinator	One Year	Joseph Scarpa
b) Municipal Court Judge	Three Year	Francis J. Leddy
c) Dep. OEM Coordinator	One Year	Mark Savino
d) Assessment Search Officer	One Year	Carol Dray
e) Tax Search Officer	One Year	Catherine Henderson
f) Public Agency Compliance Officer (PACO)	One Year	Joseph Scarpa
h) Fire Inspectors	12/31/12	Joseph Mara, Jr.
g) Police & Fire Surgeon	One Year	Dr. Michael Macri

☞ **Motion** to appoint the above annual appointments of certain officers with confirmation of the Council was **moved** by Councilman Bair, **seconded** by Councilman Hoffman and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**  
**Rivers-Yes**  
**Bair-Yes**  
**Lazar-Yes**  
**Hoffman-Yes**  
**Shaw-Yes**

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

**a) Zoning Board of Adjustment**

- Appoint Thomas Monahan as a Regular Member for the unexpired term ending 12/10
- Re-appoint Kevin Battell as a Regular Member for the term ending 12/13

☞ **Motion** to appoint the above with confirmation of the Council was **moved** by Councilman Bair, **seconded** by Councilman Lazar and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**  
**Rivers-Yes**  
**Bair-Yes**  
**Lazar-Yes**  
**Hoffman-Yes**  
**Shaw-Yes**

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### b) Board of Health

- Re-appoint Cindy Bischoff as a Regular Member for the term ending 12/12
- Re-appoint Gladys DeMarco as a Regular Member for the term ending 12/12

☞ **Motion** to appoint the above with confirmation of the Council was **moved** by Councilman Lazar, **seconded** by Councilman Hoffman and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-Yes**

**Bair-Yes**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-Yes**

### c) Library Board

- Re-appoint William Bierman as a Regular Member for the term ending 12/14
- Re-appoint Jeanine Lamatina as Mayor's Representative for the term ending 12/10

☞ **Motion** to appoint the above with confirmation of the Council was **moved** by Councilman Hoffman, **seconded** by Councilman Bair and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-Yes**

**Bair-Yes**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-Yes**

## 23. MAYOR'S APPOINTMENTS

### a). Planning

- Re-appoint Brian Lacey as the Class II member for the term ending 12/10
- Re-appoint Germaine Ortiz as a Class IV member for the term ending 12/13
- Re-appoint Christopher Liens as Alternate I for the term ending 12/11
- Danielle DiPaola as a Class IV member for the term ending 12/10

### b). Environmental Commission

- Re-appoint Joan Martin as a Regular Member for the term ending 12/12
- Re-appoint Lorraine Zoeller as a Regular Member for the term ending 12/12
- Danielle Di Paola as a Regular Member for the unexpired term ending 12/11
- Christina Fehre as Alternate I for the unexpired term ending 12/10
- Re-appoint Lauren Lamatina as the Student Member for the term ending 12/10
- Joan Martin as Chair of the Environmental Commission for the year ending 2010

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**c). Recreation Commission**

- Re-appoint Peter Weiss as a Regular Member for the term ending 12/14
- Re-appoint Mark Micucci as a Regular Member for the term ending 12/14
- David Rector as a Regular Member for the term ending 12/11

**d). Shade Tree**

- Christina Fehre as a Regular Member for the term ending 12/14

**e). Historic Preservation Commission**

- Class A: Reappoint Vincent Benanti as Class A member of the Historic Preservation Commission for the term ending 12/14
- Reappoint William Wassman as Class B member of the Historic Preservation Commission for the term ending 12/14

Mayor Lamatina swore in those members listed above who were present.

**24. NEW BUSINESS:**

a) Resolution No. 19-10 Adoption of the Temporary Budget

☞ **Motion** to adopt Resolution No. 19-10 Adoption of the Temporary Budget was **moved** by Councilman Bair, **seconded** by Councilman Hoffman and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-Yes**

**Bair-Yes**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-Yes**

The Governing Body discussed advertising for a replacement Police Officer due to the promotion of Sergeant O'Connor while also reviewing concerns such as overtime needs and financial considerations.

Mayor Lamatina made a motion to amend the agenda to add advertising for a police officer; the Council agreed.

☞ **Motion** to advertise for a part-time temporary DPW employee and a Police Officer was **moved** by Councilman Hoffman, **seconded** by Councilman Shaw and carried by roll call vote.

**RC: Council members:**

**Browne-Yes**

**Rivers-Yes**

**Bair-Yes**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-Yes**

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### 25. 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 Browne, **seconded** by Councilman Rivers and carried at 9:35 p.m.

Bill Bierman, 139 Eagle Drive thanked the Governing Body for his reappointment to the Library Board and said that he would continue to work with them in a bipartisan manner.

☞ **Motion** to close the meeting for comments from the public was **moved** by Councilman Lazar, **seconded** by Councilman Hoffman and carried at 9:35 p.m.

### 26. Resolution No. 20-10 CONSENT AGENDA

☞ **Motion** to approve the Consent Agenda Resolution No. 20-10 was **moved** by Councilman Rivers, **seconded** by Councilman Hoffman and carried by roll call vote.

#### RC: Council members:

**Browne-Yes**

**Rivers-Yes**

**Bair-Yes**

**Lazar-Yes**

**Hoffman-Yes**

**Shaw-Yes**

Ca-21-10	Designate the Bergen Record and Ridgewood News as Official Newspapers
Ca 22-10	Approve Cash Management Plan
Ca 23-10	Approve Official Depositories of Municipal Funds
Ca 24-10	Approve Authorized Signatories
Ca 25-10	Approve Ratification of Public Officials Bonds
Ca 26-10	Fix Rate of interest charged for non-payment of taxes @ 8% of the first \$1,500 and 18% on any remaining balance
Ca 27-10	Authorize Mayor to execute agreement of Co-Risk Risk Managers Consultants
Ca 28-10	Approve Appointment of LOSAP Program Administrators
Ca 29-10	Approve Producer's Agreement Bergen County Municipal Benefits Fund
Ca 30-10	Approve Fee of \$20.00 for Returned Checks for Insufficient Funds
Ca 31-10	Approve Bond, Treasurer of Library Board of Trustees
Ca 32-10	Re-establishment of Petty Cash Funds

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- Ca 33-10 Approve No Cash Policy for Payment of Property Taxes
- Ca 34-10 Approve Official Towers-Bergen Brookside and Rich's Automotive
- Ca 35-10 Designate Joseph Scarpa as the Public Agency Compliance Officer for the year ending December 31, 2010
- Ca 36-10 Approve Volunteer Tuition Credit Program
- Ca 37-10 Award Cleaning/Maintenance of Municipal Buildings Contract to Winnett's for \$20,500 from January 1, 2010 to December 31, 2010 with the Option of an additional year for \$22,000.00 from January 1, 2011 to December 31, 2011
- Ca 38-10 Authorize Chief Financial Officer to pay certain obligations as needed
- Ca 39-10 Approve Release of Performance Guarantee of \$7,536.00 in lieu of a (2) Year Maintenance Bond for \$9,420.00 for 348 Kinderkamack Road, Block 211 Lot 3

**27. ADJOURNMENT**

With no other business to address, at the request of Mayor Lamatina, Councilman Lazar **moved** to adjourn the meeting, **seconded** by Councilman Hoffman and carried at 9:35 p.m.

Carol Dray, RMC/CMC/CMR  
(Proofed 02/11/10)

January 13, 2010