



MINUTES
BOROUGH OF EMERSON
MAYOR AND COUNCIL
February 3, 2015
7:30 P.M.
Borough Hall-Council Chambers
Emerson, NJ 07630



I. CALL TO ORDER

Mayor Lamatina called the meeting to order at 7:30 p.m. and identified the emergency exits.

II. ROLL CALL

Mayor Lamatina asked Ms. Dietsche to call the roll of the Governing Body.

Present: Mayor Lamatina, Councilwoman DiPaola, Councilman Knoller, Councilman Paino, Council President Rivers, Councilman Tripodi, Councilman Worthington

Also present was Borough Attorney Daniel Zwillenberg.

III. PROCLAMATIONS & CITATIONS

- Emerson Volunteer Fire Department Proclamations
Joe Mara – 55 Years of Service to the Borough of Emerson
Rich Masiello – 50 Years of Service to the Borough of Emerson

IV. APPOINTMENTS/RESIGNATIONS

- Elizabeth Rotundella appointed as school crossing guard
- Michelle Conklyn appointed as volunteer to EVAC
- Daniel Lee appointed as volunteer to EVAC
- Craig Ciavaglia appointed as volunteer to EVAC

☞ **Motion** to appoint Elizabeth Rotundella as a School Crossing Guard and Michelle Conklyn, Daniel Lee and Craig Ciavaglia as volunteers of the Emerson Volunteer Ambulance Corps was **moved** by Council President Rivers, **seconded** by Councilman Paino and carried unanimously.

V. MINUTES FOR APPROVAL

- Regular Meeting Minutes of January 20, 2015

☞ **Motion** to approve the Regular Meeting Minutes of January 20, 2015 was **moved** by Councilman Knoller, **seconded** by Councilman Tripodi and carried unanimously

- Closed Session Meeting Minutes of January 20, 2015

☞ **Motion** to approve the Closed Session Meeting Minutes of January 20, 2015 was **moved** by Councilman Knoller, **seconded** by Council President Rivers and carried unanimously

VI. UNFINISHED BUSINESS

- Election polling places – Councilwoman DiPaola led a discussion of the Emerson Board of Education’s request to move election polling sites out of the public schools due to security concerns. She shared the results of her research and discussed potential alternate locations including the firehouse, senior center, recreation center and library. Topics discussed included providing security at the schools for the upcoming June primary election, temporary trailers and heating and cooling and adequate parking needs. The Governing Body consensus was to have the Borough Administrator contact the Board of Elections to suggest the alternate locations and investigate who would cover the cost of providing extra security personnel at the schools on election days.
- Airing council meetings on CC-TV – Councilwoman DiPaola led a follow-up discussion of televising council meetings. Among the topics discussed were technical considerations and linking to the Borough website. Council President Rivers suggested posting meeting audio on the website and tracking statistics on usage to gauge interest. The consensus was to continue discussion at the next meeting.

VII. NEW BUSINESS

- Resolution No. 53-15 Edmunds and Associates to expand administrative control of Financial Software

☞ **Motion** to approve Resolution No. 53-15 Edmunds and Associates to expand administrative control of Financial Software was **moved** by Councilman Worthington, **seconded** by Councilman Knoller and carried by a roll call vote of 5-1.

RC: Council members:

YES: Tripodi, Paino, Rivers, Knoller, Worthington

NO: DiPaola

VIII. FINANCIAL BUSINESS

- Resolution 54-15 Bill List

☞ **Motion** to approve Bill List #54-15 was **moved** by Councilman Worthington, **seconded** by Council President Rivers and carried by a roll call vote of 6-0.

RC: Council members:

YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

- Resolution 55-15 Bill List

☞ **Motion** to approve Bill List #55-15 was **moved** by Councilman Worthington, **seconded** by Councilman Knoller and carried by a roll call vote of 6-0.

RC: Council members:

YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

IX. INTRODUCTION OF ORDINANCES

Mayor Lamatina announced that Ms. Dietsche would read the following ordinance by title and it would be further considered at a Public Hearing to be held on February 17th, 2015 at 7:30 p.m. in the Council Chambers of the Borough Hall, Municipal Place, Emerson, N.J. and published in the February 6th, 2015 edition of the Ridgewood News by summary. He added that these ordinances were on file in the Clerk’s Office and posted on the official bulletin board of the Municipal Building where copies would be available to the General Public at no charge.

First Reading:

1496-15 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 274, VEHICLES AND TRAFFIC; ARTICLE VII, SCHEDULES, SECTION 274-53, SCHEDULE XVII, TIME LIMIT PARKING

☞ **Motion** to approve Ordinance 1496-15 on first reading was **moved** by Council President Rivers, **seconded** by Councilman Worthington and carried by a roll call vote of 6-0.

RC: Council members:

YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

X. ADOPTION OF ORDINANCES – No ordinances were adopted.

XI. PUBLIC COMMENT

☞ **Motion** to open the meeting to comments from the public was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried at 7:55 p.m.

Mayor Lamatina introduced Borough Engineer Gary Ascolese who gave an update on the progress in the redesign of Kinderkamack Road.

Mr. Ascolese provided an update on the status of various aspects of the Kinderkamack Road redesign including traffic signalization, ADA ramp and slope placement, streetscape design, relocation of gas mains and electric poles and determining curb lines. Upcoming meetings were scheduled with NJDOT related to design work, signal locations, gates, etc. He said they needed to fine tune the final estimate to break down the costs with NJDOT's equipment, how much money the NJDOT would provide and the cost breakdown between the County and the Borough to figure how much money Emerson would need to bond. He explained that the bond would need to be in place before the County would put the project out to bid. In conclusion, he emphasized that things were really falling into place and was optimistic that road construction would begin by midyear.

Vince Donato, 128 Vivian Avenue commented on the Kinderkamack Road project and Mr. Kolodziej's contract.

Ken Hoffman, 61 Emwood Drive commented on Mr. Kolodziej's contract and the Kinderkamack Road project.

Seeing no more hands, Mayor Lamatina asked for a motion to close the meeting to comments from the public.

☞ **Motion** to close the meeting to comments from the public was **moved** by Councilwoman DiPaola, **seconded** by Council President Rivers and carried at 8:28 p.m.

XII. RESOLUTIONS ON CONSENT AGENDA NO. 56-15

☞ **Motion** to approve Consent Agenda #56-15 was **moved** by Councilman Worthington, **seconded** by Councilman Knoller and carried by a roll call vote of 6-0.

RC: Council members:

YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

- Ca 57-15 Rescind the acceptance of Police Captain George Buono's Resignation
- Ca 58-15 Appointment of Elizabeth Rotundella as Crossing Guard
- Ca 59-15 Appointment of New EVAC members
- Ca 60-15 Interlocal Services Agreement between Emerson Fire Department and Oradell Fire Department
- Ca 61-15 Requesting Approval of Items of Revenue & Appropriation – NJS 40A:4-87 Chapter 159 Municipal Alliance Grant

XIII. CLOSED EXECUTIVE SESSION - Resolution No. 62-15

☞ **Motion** to go into an executive session to discuss matters exempt from the public as duly noticed by Resolution No. 62-15 was **moved** by Councilman Knoller, **seconded** by Council President Rivers and carried by roll call vote of 6-0.

RC: Council members:

YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

- #15-2/03-4 Palisade Avenue Assessment N.J.S.A. 10:4-5
- #15-2/03-5 Police Chief Contract N.J.S.A. 10:4-8
- #15-2/03-6 Rice Notice: Borough Administrator N.J.S.A. 10:4-8

XIV. RECONVENE

☞ **Motion** to reconvene was **moved** by Council President Rivers, **seconded** by Councilman Paino and carried at 9:35 p.m.

☞ **Motion** to give notice of termination to the Borough Administrator/Clerk pursuant to NJSA 40:69A-149.9 notwithstanding any other provisions of the statute related to his employment or employment agreements which are being vetted by the Labor Counsel was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by a roll call vote of 5-1.

RC: Council members:

YES: Tripodi, Paino, Rivers, Knoller, Worthington

NO: DiPaola

Mr. Zwillenberg noted that the statute referenced in the motion needed to be changed based on Emerson's form of government.

☞ **Motion** to give notice of termination to the Borough Administrator/Clerk pursuant to NJSA 40:A:9-138 notwithstanding any other provisions of the statute related to his employment or employment agreements which are being vetted by the Labor Counsel was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by a roll call vote of 5-1.

RC: Council members:

YES: Tripodi, Paino, Rivers, Knoller, Worthington

NO: DiPaola

Mayor Lamatina stated that it should be made clear that the resolution would not have immediate effect, but be effective under the statute three months from now.

☞ **Motion** to give notice of termination to the Borough Administrator/Clerk pursuant to NJSA 40:A:9-138 effective in 90 days notwithstanding any other provisions of the statute related to his employment or employment agreements which are being vetted by the Labor Counsel was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by a roll call vote of 5-1.

RC: Council members:

YES: Tripodi, Paino, Rivers, Knoller, Worthington

NO: DiPaola

☞ **Motion** to allow the Labor Attorney to draft and circulate to the Council the Police Chief's agreement and give the Council time to comment and subsequently present this to the Chief for review was **moved** by Council President Rivers, **seconded** by Councilman Worthington and carried by a roll call vote of 6-0.

RC: Council members:

YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

XV. ADJOURNMENT

With no other business to address, at the request of Mayor Lamatina, a motion to adjourn was **moved** by Council President Rivers, **seconded** by Councilman Worthington and carried at 9:42 p.m.

Respectfully submitted,

Joseph Kolodziej, MPA
Borough Administrator/Clerk