



**MINUTES
BOROUGH OF EMERSON
MAYOR AND COUNCIL
REORGANIZATION
JANUARY 3, 2012
7:30 P.M.
Borough Hall-Council Chambers
Emerson, NJ 07630**



SINE DIE

1. CALL TO ORDER

Mayor Colina called the meeting to order at 7:40 pm. He wished everyone a Happy New Year and identified the emergency exits.

2. SALUTE TO THE FLAG

3. MOMENT OF SILENCE

Mr. Jason Knoller led the salute to the flag followed by a moment of good thought, silence, prayer and meditation for the men and women of the Armed Forces and the sacrifices they made as well as peace throughout the globe at the request of Mayor Colina.

4. OPEN PUBLIC MEETINGS STATEMENT & EMERGENCY EXIT ROUTE

Mayor Colina read the Sunshine Statement announcing that the meeting of January 3rd, 2012 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 transmitted to the Bergen Record and Ridgewood News on December 21st, 2011; 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.

5. ROLL CALL OF THE 2011 GOVERNING BODY

PRESENT:

Mayor Colina, Councilwoman DiPaola, Councilwoman Garis, Councilman Lazar, Councilman Rivers, Council President Shaw

ABSENT:

Councilman Browne

Also present were Borough Clerk Carol Dray, Borough Attorney Scott Mooney and Borough Administrator Joseph Scarpa.

6. PROCLAMATIONS AND PRESENTATION

Mayor Colina invited Council President Shaw to join him to help recognize and thank the outgoing Councilman John Lazar and Councilman Tom Browne.

- a) In appreciation - Councilman Thomas Browne
Council President Shaw presented a plaque in recognition of Councilman Browne's years of service to the Borough of Emerson. In his absence, Council President Shaw thanked him and wished him the best.
- b) In appreciation – Councilman John Lazar
Council President Shaw presented a plaque to outgoing Councilman Lazar in recognition of his years of service to the Borough of Emerson. He expressed his gratitude, appreciation and affection for his service.

Councilman Lazar remarked that it had been a great pleasure working with the Council President and Mayor. They had achieved a lot and worked harmoniously together. He said their agenda had always been what was best for Emerson and took great pride in being able to work with them.

- c) In appreciation – Dr. Steven Bair
Mayor Colina invited Dr. and Mrs. Bair to the dais to present him with a plaque and proclamation honoring his service to Emerson. The Mayor said he realized the Governing Body had lost a very intelligent and forthright man and regretted not having his guidance when he became Mayor. Council President Shaw presented a plaque in recognition of his dedicated years of service to the Borough of Emerson as a Council member, Planning Board member and Planning Board Chairman. Mayor Colina read the proclamation and presented it to Dr. Bair.

Dr. Bair said he loved Emerson and that it was a pleasure and privilege to be able to serve. He wished everyone the best of luck and said they were doing a terrific job. He enjoyed reading positive things in the paper and was proud of everyone.

- d) In appreciation - Gladys DeMarco
Council President Shaw presented a plaque to Ms. Gladys DeMarco in recognition of her years of service to the Emerson Board of Health.

Mayor Colina said he appreciated the presence of all the honored guests who had joined them that evening.

7. UNFINISHED BUSINESS FOR THE YEAR 2011

There was no unfinished business for the year 2011.

8. RESOLUTIONS – Consent Agenda No. 221-11

- 222-11 Approve Transfer of Funds
- 223-11 Approve Payment of Bills

☞ **Motion** to approve Consent Agenda #221-11 was **moved** by Councilman Rivers, **seconded** by Councilwoman DiPaola and carried by roll call vote.

RC: Council members:

YES: Rivers, DiPaola, Shaw, Garis, Lazar

9. STANDING COMMITTEES YEAR END REPORTS

- Councilwoman DiPaola reported that Construction Code Official Mike Sartori had presented his yearend report for 2011.
- Councilman Lazar gave his yearend report for the Hillman Field Committee, stating they had lived up to their mission statement, had done a great deal of research to find ways to remediate problems at the field and were instrumental in coming up with a way to do it that would make the field playable. He requested that the committee continue into 2012 until the project had been completed.

10. SPECIAL SUB-COMMITTEE YEAR END REPORTS

There were no special sub-committee year end reports.

11. With no further business for the year 2011, Mayor Colina 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”.

12. MOTION TO CLOSE SINE DIE

☞ **Motion** to close the Sine Die meeting was **moved** by Councilman Rivers, **seconded** by Councilwoman DiPaola and carried unanimously.

1. **CALL TO ORDER MAYOR COLINA**
2. **BOROUGH CLERK ANNOUNCES THE RECEIPT OF CERTIFICATES OF ELECTION**

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

3. **SWEARING-IN CEREMONY/OATH OF OFFICE for Councilman Richard Worthington and Councilman Chris Knoller**

Councilman-Elect Chris Knoller
Councilman-Elect Richard Worthington

Councilman Rivers swore in Councilman Worthington and Mayor Colina swore in Councilman Knoller in the presence of their families. The audience erupted in applause and they were congratulated by the assembled.

4. **ROLL CALL OF 2012 MAYOR AND COUNCIL**

PRESENT:

Mayor Colina, Councilwoman DiPaola, Councilwoman Garis, Councilman Knoller, Councilman Rivers, Councilman Shaw, Councilman Worthington

Also present were Borough Clerk Carol Dray, Borough Attorney Scott Mooney and Borough Administrator Joseph Scarpa.

5. **Resolution No. 01-12 - 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, 2012 AND ENDING DECEMBER 31, 2012 WITH VOTING AND SEATING ORDER**

☛ **Motion** to approve Resolution #01-12 Adoption of the Governing Body By-laws was **moved** by Councilman Rivers, **seconded** by Councilman Shaw and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

6. **MAYOR'S ADDRESS TO THE ASSEMBLAGE**

Mayor Colina congratulated the new council members and said he looked forward to working with them. He had a great deal of confidence they were going to do good things together collectively as a Governing Body working with the Borough personnel. He also recognized former Mayor Owen Cassidy, former Councilman Hoffman, and former Councilman Todd and commended them for continuing to serve the community. He recognized all the volunteers who served on all the committees, subcommittees and explained that Emerson was so reliant on the volunteer spirit and while it was so difficult to get volunteers and especially good volunteers, they were so lucky and fortunate to not only have volunteers but quality people who continued to serve the community on a daily basis. On behalf of the Governing Body, he wished to thank each and every one.

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He noted that last year he had commented the Borough would have to do more with less and that continued to be true in 2012. He issued a challenge to the community to not only generate more volunteers but to up their game in demanding more of what they thought was right for Emerson. He challenged Borough personnel to up their standard of performance on a daily basis. He also challenged himself and the Governing Body to provide the highest level of service to the Borough.

In response to a question from a reporter on the Republican Party affiliation of the entire Governing Body, he said he perceived it as all Emersonian. He challenged each Council member to be 'All Emersonian' and was confident it would be that way. He said there was no bickering in 2011, and while there may have been differences of opinion, the guiding principle was to do what was best for Emerson and he believed that if they held that close, they could be successful. He noted that the challenges were plentiful, and had confidence they could meet most, if not all of them. He acknowledged the taxpayers as their customers and strived to become more efficient, more effective as a Governing Body and as a Borough and to please the taxpayer/customers on a daily basis as best they could. He thanked everyone for their support and wished everyone a Happy New Year. He asked for God's blessing and pronounced "God Bless Emerson".

7. NEW COUNCIL MEMBER'S ADDRESS TO THE ASSEMBLAGE

Councilman Chris Knoller
Councilman Richard Worthington

Mayor Colina invited Councilman Knoller to make a few comments. Councilman Knoller said he was honored and humbled to be elected as a Councilman. He thanked his wife Alison and son Jason for their support during his campaign and always. He also thanked his running mate and fellow council member Councilman Worthington for his help and support. He thanked Mayor Colina, Council President Shaw, Councilman Rivers, Councilwoman DiPaola and Councilwoman Garis for their support and guidance, as well as Mr. Scarpa, Ms. Dray and Ms. Dietsche for taking their time to sit with him after the election and providing him with information he needed as an elected official and to get better acquainted. He continued by thanking former Councilman Lazar and former Councilman Browne for their service to Emerson as council members for the last three years. He recounted his time in the Marine Corps as the beginning of an opportunity to face challenges head on, overcome obstacles and adapt to new surroundings. He learned respect, honor, dedication and teamwork. He noted he was not afraid to ask for help and was smart enough to know he did not know it all. He understood they might not always agree, but through communication, compromise, and patience, they could always find common ground and work towards a solution. He promised to work hard for all Emerson residents, those that didn't vote for him, those that did vote for him and those that did not vote at all, from children through seniors. He noted that the Marine Corps motto was 'Semper Fidelis' which meant 'always faithful' and emphasized that he would serve Emerson always faithfully with honor and integrity.

Councilman Worthington wished everyone a Happy New Year and thanked his wife Stacey, his children Emma, Mia and Owen and the rest of his family for their support during the campaign and their continued future support. He also thanked the Mayor and Governing Body, administrative staff and all Emerson employees for their efforts to date. He said he looked forward to working with everyone over the next three years. He also thanked his running mate Councilman Knoller for his honesty, support and passion which were appreciated throughout the campaign and said he expected the same traits would be of benefit to Emerson moving forward. In addition, he thanked former Councilman Browne and Councilman Lazar for their service and looked forward to working with them in the future if the opportunity presented itself. He addressed the people of Emerson and thanked them for the opportunity and said he had a simple philosophy – to give one hundred percent to anything he committed to, no matter how simple or complex, to take pride in what you do and make the best decisions for all involved. He noted that he fully understood the challenges they faced as a town and did not claim to have all the answers, but knew he had every intention of giving one hundred percent in the years to come.

Mayor Colina thanked the families of the newly elected council members because of their great sacrifice and invited everyone to the Emerson Hotel for a celebration afterwards.

8. PROCLAMATIONS AND PRESENTATIONS

9. Resolution No. 02-12 ELECTION OF PRESIDENT OF THE COUNCIL

☞ **Motion** to open the floor to nominations for President of the Council was **moved** by Councilman Rivers, **seconded** by Councilwoman DiPaola and carried.

- Councilman Rivers nominated Councilman Shaw for Council President for the year 2012 based on the excellent performance of his duties in 2011. He thought he was the right person for that role on the Council in 2012. Mayor Colina concurred wholeheartedly.

☞ **Motion** to close the floor for nominations was **moved** by Councilman Rivers, **seconded** by Councilwoman DiPaola and carried.

☞ **Motion** to appoint Councilman Shaw as Council President for the term ending December 31, 2012 was **moved** by Councilman Rivers, **seconded** by Councilwoman DiPaola and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

10. Resolution #03-12 BOROUGH PROFESSIONAL APPOINTMENTS - Pursuant to N.J.S.A 19:44A-20.4 et seq. "Fair and Open"

(Appointment by Mayor on Consent and Advice of Council)

PROFESSIONAL	TERM	NAME
04-12 Borough Attorney	1 Year	Scott Mooney
05-12 Borough Auditor	1 Year	Gary Higgins
06-12 Borough Engineer	1 Year	Boswell Engineering
07-12 Bond Counsel	1 Year	Steve Rogut
08-12 Borough Prosecutor	1 Year	Marc Ramundo
09-12 Alternate Prosecutor	1 Year	Christopher Martin
10-12 Public Defender	1 Year	Stephen Sinisi
11-12 Alt. Public Defender	1 Year	Jeffrey Carney
12-12 Risk Managers	1 Year	Vozza/Johl

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13-12 Borough Architect	1 Year	
14-12 Borough Planner	1 Year	Joseph Burgis
15-12 IT Consultant	1 Year	DART Computer/Palisade Sales
16-12 Labor Attorney	1 Year	Ron Gordon
18-12 Appraiser	1 Year	McNerney & Assoc.
19-12 Tax Appeal Attorney	1 Year	Neil Tortora

☞ **Motion** to approve Resolution #03-12 Borough Professional Appointments was **moved** by Councilman Rivers, **seconded** by Councilwoman Garis and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

12 .Resolution No.19-12 STANDING COMMITTEE COUNCIL APPOINTMENTS WITH FIRST NAMED COMMITTEE MEMBER AS CHAIR:

- | | |
|---|---------------------|
| a) Streets and Municipal Services | Shaw/DiPaola |
| b) Finance, Tax & Revenue | Worthington/Rivers |
| c) Police, Auxiliary Police, Office of
Emergency Management & Courts | Rivers/Shaw |
| d) Public Buildings, Grounds
Parks & Utilities | Knoller/Garis |
| e) Real Estate and Land Use | DiPaola/Worthington |
| f) Fire Department | Rivers/Shaw |

Other Liaison List for the Calendar Year 2012

- | | |
|--------------------------------|-------------|
| a) Board of Health | Knoller |
| b) Environmental Commission | Worthington |
| c) Chamber of Commerce | Colina |
| d) Shade Tree Commission | Worthington |
| e) Library Board of Trustees | Garis |
| f) Board of Education | Shaw |
| g) Senior Citizens | Colina |
| h) Volunteer Ambulance | DiPaola |
| i) Recreation Commission | Knoller |
| j) Insurance Fund Commissioner | Rivers |
| k) Historic Preservation | DiPaola |
| l) Municipal Land Use Board | DiPaola |

☞ **Motion** to approve Resolution #19-12 Borough Professional Appointments was **moved** by Councilwoman DiPaola, **seconded** by Council President Shaw and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

13. Resolution No 20-12 COUNCIL APPOINTMENT OF CLASS III LAND USE BOARD MEMBER

☞ **Motion** to open the floor to nominations for Class III Land Use Board member was **moved** by Council President Shaw, **seconded** by Councilwoman Garis and carried.

- Councilwoman Garis nominated Councilwoman DiPaola for Class III Land Use Board member.

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☞ **Motion** to close the floor for nominations was **moved** by Council President Shaw, **seconded** by Councilwoman Garis and carried.

☞ **Motion** to appoint Councilwoman DiPaola as Class III Land Use Board member was **moved** by Councilman Rivers, **seconded** by Councilwoman Garis and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

Mayor Colina informed people that on September 11, 2011, a tough day for the nation in celebrating the 10th anniversary of that tragic day, there was a good program at the high school where the emergency services members and DPW were honored. He emphasized they were very important to the community and thanked them.

14. INTRODUCTION OF EMERGENCY SERVICES OFFICERS

- a) **Emerson Volunteer Fire Department**
Fire Chief Joseph Castrovillari, Senior Captain Mark Brackenbury, Lieutenant Joe Solimando III, Junior Lieutenant Anthony Sottile
- b) **Emerson Volunteer Ambulance Corps**
President Maureen Howlin; Vice President Chris Knoller; Secretary George Howlin; Treasurer Mike Budres; Captain Janine Solimando; 1st Lt. Alison Knoller, 2nd Lt. Joshua Urban and 3rd Lt. Mike Davis
- c) **Emerson Auxiliary Police-One Year**
Captain Lou 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
- d) **Community Emergency Response Team (CERT)-One Year**
Mark Savino, Joe Solimando, Fran Sottile, Bob Sottile, George Schomberg, Lucy Solimando, Kathy Buda, Brian Todd, Gladys DeMarco, Debbie Sansone, Marinos Loukeris, Anthony Basile, Kristen Bensen
- e) **School Crossing Guards-One Year**
Full time: Bonnie Kompel, Joe Cannone, Donna Block, Ed Helm, William Levine, Sue McDonald, Sheri Jaeger, John Mahoney, Maria Carpenter
Reserve Guards: Joe Romanowicz, Dick Talley, Christine St. Angelo, Kevin Mulvenna, Kevin Felici

15. Resolution No. 21-12 ANNUAL APPOINTMENT OF OFFICERS AND EMPLOYEES WITH COUNCIL CONFIRMATION

POSITION	TERM EXPIRES	APPOINTEE
a) Chief Financial Officer	Tenure	Cathy Henderson
b) Qualified Purchasing Agent	One Year	Cathy Henderson
c) Recycling Coordinator	One Year	Joseph Scarpa
d) Zoning Official/Sign Insp.	One Year	Michael Sartori
e) Dep. OEM Coordinator	One Year	Joseph Solimando
f) Assessment Search Officer	One Year	Carol Dray
g) Fire Inspector	Three Year	Thomas Monahan
h) Public Agency Compliance Officer (PACO)	One Year	Joseph Scarpa

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☞ **Motion** to approve Resolution #21-12 Annual Appointment of Officers and Employees was **moved** by Councilman Rivers, **seconded** by Council President Shaw and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

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

- **Board of Health**

- a. Regular member for the term ending 12/31/14 – Elaine Rizzo
- b. Regular member for the term ending 12/31/14 – Barbara Andrews

☞ **Motion** to approve the appointments of Elaine Rizzo and Barbara Andrews as regular members of the Board of Health for the terms ending 12/31/14 was **moved** by Councilman Rivers, **seconded** by Council President Shaw and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

- **Library Board**

- a. Regular member for the term ending 12/31/13 – Owen Cassidy
- b. Mayor's alternate for the term ending 12/31/12 – Ida Ennis

☞ **Motion** to approve the appointment of Owen Cassidy as a regular member of the Library Board for the term ending 12/31/13 and Ida Ennis as the Mayor's Alternate for the term ending 12/31/12 was **moved** by Council President Shaw, **seconded** by Councilwoman DiPaola and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

- **Recreation Commission**

- a. Regular member for the term ending 12/31/16 – David Rector
- b. Alternate I member for the term ending 12/31/16
- c. Alternate II member for the unexpired term ending 12/31/12

☞ **Motion** to approve the appointment of David Rector as a regular member of the Recreation Commission for the term ending 12/31/16 was **moved** by Council President Shaw, **seconded** by Councilman Rivers and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

13. MAYOR'S APPOINTMENTS

- **Land Use Board**

- a. Class IV member for the term ending 12/31/15 – Gary Schwinder
- b. Class IV member for the unexpired term ending 12/31/14 – Gary Goursky
- c. Class IV member for the unexpired term ending 12/31/14 – Robert Adams
- d. Class II member for the term ending 12/31/12 – Brian Todd
- e. Alternate I member for the term ending 12/31/13 – Christopher Leins
- f. Alternate II member for the unexpired term ending 12/31/12 – Matt Ryan
- g. Alternate III member for member for the unexpired term 12/31/2012 – vacant

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- **Environmental Commission**
 - a. Regular member for the unexpired term ending 12/31/13 –Thomas Browne, Jr.
 - b. Regular member for the term ending 12/31/14 -Denise LeBrun
 - c. Regular member for the term ending 12/31/14 - Patricia DiNallo
 - e. Alternate II member for the term ending 12/31/13 Margaret Boyce
 - f. Student member for the term ending 12/31/12

- **Shade Tree Commission**
 - a. Regular member for the term ending 12/31/16
 - b. Regular member for the unexpired term ending 12/31/14 – Lucy Solimando
 - c. Alternate I member for the unexpired term ending 12/31/14
 - d. Alternate II member for the unexpired term ending 12/31/15

- **Historic Preservation Commission**
 - a. Class C member for the term ending 12/31/15 – Thomas Browne, Jr.
 - b. Class C member for the term ending 12/31/15
 - c. Alternate II member for term ending 12/31/13

18. NEW BUSINESS:

- a) Resolution #22-12 Adoption of the Temporary 2012 Municipal Budget
☛ **Motion** to Resolution #22-12 Adoption of the Temporary 2012 Municipal Budget was **moved** by Councilman Rivers, **seconded** by Councilwoman DiPaola and carried by roll call vote.
RC: Council members:
YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

- b) Hillman Field Project – Councilman Rivers thanked former Councilman Lazar for continuing to show his commitment to this cause and trying to have the right thing done for the children and people of Emerson. He reviewed the Request for Bids for Hillman Field and said they had received no bids. He determined that specification product that went out for bid was partially not what had been discussed and thought the specification was way overboard for what it was that the borough was trying to accomplish to make more improvements to Hillman Field. He remarked that they rely on the engineers and professionals recommendations to know how to correct the field and said there was agreement that certain information did not make it into the bid specification. He noted that the ground was starting to freeze but the potential remained to move forward. The testing results concluded that the composition of the field allowed for drainage and the fix was what had been proposed by a particular vendor. One vendor's quote was under the threshold of \$36,000 and he recommended soliciting two additional quotes in order to move forward as originally planned to get it done within the next two or three weeks.

Council President Shaw said he did not know how this had happened and commented that despite the number of volunteer man hours spent to get it right; it had gone wrong and vowed not to let it happen this year. He wanted to find out how it happened because it was unacceptable. He noted that Dr. Boswell had done an excellent job and the vendor had heard and agreed with everything.

Councilman Shaw said that the original company had the better plan and wanted to move forward with the original proposal because he thought it was the right way to go. Mayor Colina clarified that Councilman Rivers wanted two additional RFPs based on the original proposal. Council members asked for clarification on details of the proposal based on previous conversations. Councilman Rivers countered that the original company had better experience with fields than anyone else they had spoken to. He did not want to wait too long

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and miss an opportunity to get the field done in a way that the sub-committee had agreed would work. Council President Shaw said he agreed to accept Councilman Rivers' recommendation.

Councilwoman DiPaola interjected that she was perplexed as to why they were still not taking the recommendation of the Borough Engineer and would not make a decision without hearing his opinion. She considered that the vendor was biased because he wanted the job and while understanding the urgency to get the field done for the children, the remedy had been debated for quite a long time and understood the passion of the Hillman Field Committee to get the job done. But in the best interest of the Borough, she did not think they should rush into anything. Councilman Rivers asked Borough Engineer Berge Tombalakian to comment on details of the proposal and percolation properties. Mr. Tombalakian said that sand would accomplish the same goal as the Pro's-Choice material at a lesser cost and discussed other options related to remediation.

Councilman Rivers proposed that a Special Meeting be scheduled and invite the individual from the potential vendor to come in. He wanted everyone to feel comfortable and move forward. He said that if they did not do it in the next two weeks, it was not going to happen. His goal was to get children on the field and if they sat back and did not do anything, they were hurting their kids and the town.

Councilwoman DiPaola countered that she did not understand the reason to have a Special Meeting for the vendor to come in and speak in resistance of what was being recommended by the Borough Engineer. Councilman Rivers explained that the vendor was an expert on this topic and probably knew fields better than anyone in the tri-state area. He emphasized they had to move forward and wanted to do whatever necessary to make everyone feel comfortable with the process. Councilwoman DiPaola reiterated that she wanted Boswell to give their seal of approval on it.

Mr. Tombalakian said that top dressing with Pro's Choice was an acceptable product but placing this product in the drill holes was counterproductive and was not used by the manufacturer in this way. He said that sand was preferable in the drill holes. He concluded that if they had received references on how this product was used in the drill and fill technique and found that they had received a good results with it, they would have a higher comfort level than at the time they made their recommendation to just use sand in the fill holes.

Council President Shaw thought Boswell could do their due diligence to research these options and report back on their discoveries. He thought the product was unique and that they had not evaluated like fields which to him was a personal factor.

Councilman Rivers said since the Hillman Field Sub-Committee would be reinstated, he volunteered to head it up and participate on a conference call with the vendor and engineer to discuss the specifications. That information could be circulated and if there were no issues, it could be sent out for another round of bids or proposals. Mr. Scarpa suggested getting two price quotes using sand. Councilman Rivers suggested adequately noticing a Special Meeting for the following Friday and, in the meantime, if was determined not to be necessary to hold the meeting, it could be cancelled. There was agreement that the Borough Engineer would be supplied with information on prior successes using Pro's Choice. Councilwoman DiPaola said if Boswell was supplied with references from the vendor confirming that the drill and fill product was successful, she would go along with it as well as Boswell was okay with the reference checking. There was consensus that if Boswell was in agreement that this was the right thing, they could dial back some of the specifications and send it back out. Mr. Tombalakian agreed to do research on the vendor's use of the drill and fill with Pro's Choice and return with their recommendations to the Governing Body.

Mayor Colina applauded Councilman Rivers' aggressive push on this particular issue because the clock was ticking. He said this is what he was looking for as they proceeded in 2012 – to be strong in how they acted. He also thanked Councilman Rivers for volunteering to lead the sub-committee and said he would have their support in what needed to be done. He noted that he appreciated Boswell Engineering and would be remiss in not listening closely to what they had to say.

- c) Re-establishing Hillman Field Sub-committee

☛ **Motion** to re-establish the Hillman Field Sub-Committee was **moved** by Councilman Rivers, **seconded** by Councilwoman DiPaola and carried by roll call vote and carried.

Councilman Rivers said he would be happy to lead this sub-committee and asked to re-establish it with the previous members.

- d) Creating two new 'Standing Committees' and appoint liaisons, re: amend Mayor and Council By-Laws
- 1) Personnel/ Human Resources
 - 2) Technology

Mayor Colina said that they were establishing two new standing committees; the first being Personnel headed by Councilman Knoller and seconded by Councilwoman Garis. He explained that the intention was to ensure they had in place the basic elements of a good human resource system and ensure fair and consistent treatment of their most important resource - Borough employees, as well as providing some protection for the Borough with respect to legal exposure. He did not anticipate major changes and expected the Borough Administrator to be closely involved with the Council members.

☛ **Motion** to establish Personnel/ Human Resources as a new standing committee was **moved** by Councilwoman DiPaola, **seconded** by Councilman Rivers and carried.

The Mayor explained that the second committee was a Technology Committee and that technology was evolving at a rapid pace. The intention was to have a stronger focus on technology to explore ways to improve business processes and practices related to Borough affairs. He also thought it would further strengthen their ties to the Board of Education. Councilman Knoller, who had an expertise in technology, would lead it and the Mayor would be the second. Councilman Rivers said that the website offered a huge opportunity to get information out and there was an opportunity to expand it and use it for the betterment of Emerson.

☛ **Motion** to establish Technology as a new standing committee with Councilman Knoller as the first and Mayor Colina as the second was **moved** by Councilman Rivers, **seconded** by Council President Shaw and carried.

19. PUBLIC COMMENT

Before opening the meeting for comments from the public, Mayor Colina 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 Colina 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 Council President Shaw, **seconded** by Councilwoman Garis and carried.

Jill Dunican, 19 Kensington Avenue congratulated the new council members and said she looked forward to working with them. She was grateful they were moving forward with quotes for Hillman Field and commented on the specifications and time delays related to the resolution of this topic.

Ken Hoffman, 61 Emwood Drive wished the new council members the best of luck. He commended the Governing Body for doing a proclamation for Dr. Bair and giving a plaque to Ms. DeMarco.

☛ **Motion** to close the meeting for comments from the public was **moved** by Councilwoman DiPaola, **seconded** by Councilwoman Garis and carried.

20. Resolution No. 23-12 CONSENT AGENDA

Councilman Browne requested that Resolution #31-12 be pulled for further investigation.

☛ **Motion** to approve Consent Agenda #23-12 with the removal of #31-12 was **moved** by Councilman Rivers, **seconded** by Councilwoman Garis and carried by roll call vote.

RC: Council members:

YES: Garis, Worthington, Rivers, Shaw, Knoller, DiPaola

- Ca 24-12 Designate Official Newspapers – The Record and Ridgewood News
- Ca 25-12 Approve Cash Management Plan
- Ca 26-12 Approve Official Depositories
- Ca 27-12 Approve Authorized Signatories
- Ca 28-12 Approve Ratification of Public Official Bonds
- Ca 29-12 Establishing Rate of Interest for Delinquent Taxes at 8% of the first \$1,500.00 and 18% on any remaining balance
- Ca 30-12 Authorize Mayor Colina to execute agreement of Co-Risk Risk Managers Consultants
- Ca 31-12 Approve Appointment of LOSAP Program Administrators Joseph Castrovillari for the Emerson Volunteer Fire Department and George Howlin for the Emerson Volunteer Ambulance Corps - PULLED
- Ca-32-12 Approve Producers Agreement Bergen County Municipal Benefits Fund
- Ca 33-12 Approve Fee of \$20.00 for Returned Checks for Insufficient Funds
- Ca 34-12 Approve Bond, Treasurer of Library Board of Trustees
- Ca 35-12 Re-establishment of Petty Cash Funds
- Ca 36-12 Approve No Cash Policy for Payment of Property Taxes
- Ca 37-12 Approve Volunteer Tuition Credit Program
- Ca 38-12 Appoint Joseph Scarpa as Public Agency Compliance Officer for term from January 2012 to December 2012
- Ca 39-12 Approve contract for Borough Building Cleaning and Maintenance service to Winnett's Cleaning Service for \$24,500 for the period of January 1, 2012 to December 31, 2012 with the Renewal Option of \$25,000 for the term of January 2013 and December 2013
- Ca 40-12 Authorize CFO to pay certain obligations as needed
- Ca 41-12 Approve Official Towers – Rich's Automotive, Bergen Brookside and Emerson Towing
- Ca 42-12 Approve the appointment of Catherine Henderson as the Qualified Purchasing Agent for the term of January 2012 to December 31, 2012
- Ca 43-12 Change in Custodian of Petty Cash Fund

21. **ADJOURNMENT**

With no other business to address, at the request of Mayor Colina, a motion to adjourn was **moved** by Councilwoman DiPaola; **seconded** by Councilman Rivers and carried at 9:43 p.m. Mayor Colina wished everyone a Happy New Year.

Carol Dray, RMC/CMC/CMR
(Proofed 03/09/12)

January 25, 2012