



MINUTES
BOROUGH OF EMERSON
MAYOR AND COUNCIL
October 14, 2014
7:30 P.M.
Borough Hall-Council Chambers
Emerson, NJ 07630



I. CALL TO ORDER

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

II. ROLL CALL

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

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

Absent: Councilman Tripodi

Also present were Attorney Judy Verrone substituting for Borough Attorney Ron Gordon, CFO Catherine Henderson and Administrator/Clerk Joseph Kolodziej.

III. PROCLAMATIONS & CITATIONS – There were no proclamations or citations.

IV. APPOINTMENTS/RESIGNATIONS

- Shade Tree Commission – Resignation of Regular Member Ed Fulloon effective March 22, 2014
☞ **Motion** to accept the resignation of Shade Tree Commission regular member Ed Fulloon effective March 22, 2014 was **moved** by Councilwoman DiPaola **seconded** by Council President Rivers and carried unanimously.

V. MINUTES FOR APPROVAL

- Regular Meeting Minutes of October 1, 2014
Councilwoman DiPaola requested several amendments to the meeting minutes as presented. The Governing Body consensus was to agree to the changes.
☞ **Motion** to approve the Regular Meeting Minutes of October 1st, 2014 as amended was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by a roll call vote of 5-0.
RC: Council members:
YES: DiPaola, Paino, Rivers, Knoller, Worthington
- Closed Session Meeting Minutes of October 1, 2014
☞ **Motion** to approve the Closed Session Meeting Minutes of October 1st, 2014 was **moved** by Councilman Knoller, **seconded** by Council President Rivers and carried by a roll call vote of 5-0.
RC: Council members:
YES: DiPaola, Paino, Rivers, Knoller, Worthington

VI. CORRESPONDENCE

Mayor Colina announced that copies of the correspondence were available in the Office of the Municipal Clerk.

- Letter dated September 22, 2014 from Melanie Willoughby, Acting President, NJBIA; Re: 2014 Awards for Excellence Dinner
- Email dated October 6, 2014 from Hilda Gonzalez; Re: Zoning Change
- Letter dated October 6, 2014 from Captain Bill Sheehan, Hackensack River Keeper, Inc.; Re: Resolution

VII. UNFINISHED BUSINESS

- Commercial Vehicle Parking Flyer – Mr. Kolodziej presented a draft flyer for feedback. The Governing Body consensus was to include information about when a fine would be enforced - after one warning, a violation would be issued. The plan was to begin placing the flyer on commercial vehicles the following weekend.

VIII. NEW BUSINESS

- Filming Ordinance – Mr. Kolodziej said the Borough did not currently have a filming ordinance and would be preparing one using a document from another municipality as a template. He proposed a policy that included a donation to the Recreation Commission, as well as limitations on crew size, requirements related security coverage and costs to be picked up the filming company.
- Best Practices – Mr. Kolodziej and Ms. Henderson discussed the responses provided on the Best Practices worksheet and stated that their answers gave them a score of 44; they needed a score of 41 to receive 100% of state aid. The worksheet would be submitted to the state by the October 17th deadline.
- Emerson Fire House floor – Fire Chief Dan O'Brien had informed Mr. Kolodziej that the fire house floor was settling and getting worse over time due to new heavier equipment. The floor was now substandard. The Borough Engineer examined it last year but would need to repeat his inspection. Mr. Kolodziej concluded that it should probably not be put off for another year but rather be treated with urgency. He estimated the cost to be between \$55,000 and \$80,000 depending on what was underneath the floor. Council President Rivers agreed that they needed to move as quickly as possible.
- Resolution #180-14 Supporting State Funding for Preservation & Stewardship of Open Space, Parks, Farmland & Historic Sites in New Jersey
☞ **Motion** to adopt Resolution #180-14 Supporting State Funding for Preservation & Stewardship of Open Space, Parks, Farmland & Historic Sites in New Jersey was **moved** by Councilman Worthington, **seconded** by Council President Rivers and carried by a roll call vote of 5-0.

RC: Council members:

YES: DiPaola, Paino, Rivers, Knoller, Worthington

IX. FINANCIAL BUSINESS

- Resolution #181-14 - Bill List
☞ **Motion** to approve Resolution #181-14 Bill List was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by a roll call vote of 5-0.

RC: Council members:

YES: DiPaola, Paino, Rivers, Knoller, Worthington

- Resolution #182-14 – Legal Fees – Emergency Appropriation
☞ **Motion** to approve Resolution #182-14 Legal Fees – Emergency Appropriation was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by a roll call vote of 4-1.
RC: Council members:
YES: Paino, Rivers, Knoller, Worthington
NO: DiPaola

X. INTRODUCTION OF ORDINANCES

First Reading:

Mayor Colina announced that Ms. Dietsche would read the following ordinances by title and they would be further considered at a Public Hearing to be held on November 12th, 2014 at 7:30 p.m. in the Council Chambers of the Borough Hall, Municipal Place, Emerson, N.J. and published in the October 17th, 2014 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.

1492-14 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 274, VEHICLES AND TRAFFIC; ARTICLE VII, SCHEDULES, SECTION 274-50, SCHEDULE XIV, NO PARKING

☞ **Motion** to adopt Ordinance #1492-14 on first reading was **moved** by Councilman Paino, **seconded** by Council President Rivers and carried by roll call vote of 5-0.

RC: Council members:
YES: DiPaola, Paino, Rivers, Knoller, Worthington

1493-14 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 274, VEHICLES AND TRAFFIC; ARTICLE VII, SCHEDULES, SECTION 274-53, SCHEDULE XVII, TIME LIMIT PARKING – **This item was tabled.**

XI. ADOPTION OF ORDINANCES – No ordinances were adopted this evening.

XII. REPORTS

CFO Catherine Henderson had no report.

Borough Administrator/Clerk Joe Kolodziej reported on an upcoming ordinance related to adjusting the terms of the **Library Board of Trustees** to reflect what it was supposed to be in practice. D&L Paving was performing their punch list projects. He discussed an incident and subsequent investigation that had taken place related to a meeting of the **Shade Tree Commission**. He explained that he had reviewed the civility ordinance with the person involved. Corrective action would be presented to the Governing Body to ensure that it did not happen again. He noted a delay in mailing of the tax bills due to an issue with the mail house. The Borough had received a NJDOT grant application to continue paving on Linwood Avenue and Main Street. The budget process was scheduled to begin and he said they would be moving towards a goal oriented process.

Councilwoman DiPaola reported on the **Board of Health** and noted that blood borne pathogen training would now take place online. Mr. Kolodziej had been invited to attend a meeting as they had an idea for staffing. She also discussed the incident that had taken place at a recent **Shade Tree Commission** meeting, describing it as aggressive. She said that Phase 1 of tree removal had been completed and thanked the volunteers. During Phase 2, they hoped to take down more trees. She also said they hoped to have the same budget in 2015.

Attorney Verrone had no report.

Councilman Paino gave the September **Building Department** report.

Councilman Worthington gave the September **Volunteer Ambulance Corps** report and announced that **Volunteer Ambulance Corps** members Maureen and George Howlin were recognized at a recent Knights of Columbus awards night.

Councilman Knoller had no report.

Councilman Rivers gave the September **Police Department** report.

Borough Administrator/Clerk Joe Kolodziej gave an update on the Kinderkamack Road project plans and said they would be meeting with property owners in the coming week.

Mayor Colina discussed the **Shade Tree Commission** and said that they went above and beyond in their duties. He said that the fire department floor needed to be addressed and thanked all the volunteers for the annual dinner.

XIII. PUBLIC COMMENT

☞ **Motion** to open the meeting to comments from the public was **moved** by Councilwoman DiPaola, **seconded** by Councilman Knoller and carried.

Steve Frassa, Shade Tree Inspector, 75 Locust Avenue reviewed his extensive knowledge and experience in the field of tree inspection and described an incident that had taken place at a recent meeting of the Shade Tree Commission. He emphasized the time and effort put in by all the commission's volunteers and asked that they be treated with respect.

Stewart Finkle, 20 Grand Boulevard thanked the Governing Body for its plans to enforce the commercial vehicle parking ordinance.

Peter Kraycinovich, Shade Tree Commission Chairperson, 210 Colonial Road discussed events that had taken place during their last meeting and hoped that something would be done about it. He said the commission required a bigger budget to allow for the removal of trees.

Seeing no more hands, Mayor Colina 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 Councilman Knoller and carried.

XIV. RESOLUTIONS ON CONSENT AGENDA NO. 183-14

☛ **Motion** to approve Consent Agenda #183-14 was **moved** by Councilman Knoller, **seconded** by Council President Rivers and carried by a roll call vote of 5-0.

RC: Council members:

YES: DiPaola, Paino, Rivers, Knoller, Worthington

Ca 184-14 2014-2015 CDBG Senior Citizen Activities – Resolution to Enter into a Grant Agreement for \$5,500.00

Ca 185-14 2014-2015 Municipal Park Improvement Program (2014 Trust Fund Municipal Program) – Resolution to Apply for County Grant for \$10,000.00

Ca 186-14 Cabbage Night & Halloween Curfew

Ca 187-14 Resolution Requesting Approval of Items of Revenue & Appropriations NJS 40A:4-87 – Body Armor in the Amount of \$2,018.32

XV. CLOSED EXECUTIVE SESSION - Resolution No. 188-14

☛ **Motion** to go into an executive session to discuss matters exempt from the public as duly noticed by Resolution No. 188-14 was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by roll call vote of 5-0.

RC: Council members:

YES: DiPaola, Paino, Rivers, Knoller, Worthington

#14-10/14-34 Personnel – Property Maintenance Official N.J.S.A. 10:4-8

XVI. RECONVENE

☛ **Motion** to reconvene was **moved** by Council President Rivers, **seconded** by Councilwoman DiPaola and carried at 9:50 p.m.

Mr. Kolodziej announced the Governing Body had gone into Closed Session and that no formal action was required at that time and direction was provided to administration.

XVII. ADJOURNMENT

With no other business to address, at the request of Mayor Colina, a motion to adjourn was **moved** by Councilwoman DiPaola, **seconded** by Council President Rivers and carried at 9:50 p.m.

Respectfully submitted,

Joseph Kolodziej, MPA
Borough Administrator/Clerk

Date: