



MINUTES
BOROUGH OF EMERSON
MAYOR AND COUNCIL
November 12, 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 (arrived at 7:35), Councilman Tripodi, Councilman Worthington

Also present were Attorney Dan Zwillenberg substituting for Borough Attorney Ron Gordon, Administrator/Clerk Joseph Kolodziej, CFO Catherine Henderson, Police Chief Donald Rossi and Mayor-Elect Louis Lamatina.

III. EXCUSED ABSENCE OF GOVERNING BODY MEMBER

- Councilman Tripodi for his absence from the Regular Meeting of October 14, 2014 and the Special Meeting of October 30, 2014

☞ **Motion** to excuse Councilman Tripodi for his absence from the Regular Meeting of October 14, 2014 and the Special Meeting of October 30, 2014 was **moved** by Council President Rivers **seconded** by Councilman Knoller and carried unanimously.

IV. PROCLAMATIONS & CITATIONS - There were no proclamations or citations.

V. APPOINTMENTS/RESIGNATIONS

- Appointment of Jaclyn Sloat as a Crossing Guard effective November 1, 2014
☞ **Motion** to appoint Jaclyn Sloat as a Crossing Guard effective November 1, 2014 was **moved** by Councilman Worthington, **seconded** by Councilman Knoller and carried unanimously.

VI. MINUTES FOR APPROVAL

- Regular Meeting Minutes of October 14, 2014
☞ **Motion** to approve the Regular Meeting Minutes of October 14th, 2014 was **moved** by Councilman Knoller, **seconded** by Councilman Paino and carried by a roll call vote of 4-0.

RC: Council members:

YES: DiPaola, Paino, Knoller, Worthington

ABSTAIN: Tripodi

- Closed Session Meeting Minutes of October 14, 2014
☛ **Motion** to approve the Closed Session Meeting Minutes of October 14, 2014 was **moved** by Councilman Paino, **seconded** by Councilman Knoller and carried by a roll call vote of 4-0.
RC: Council members:
YES: DiPaola, Paino, Knoller, Worthington
ABSTAIN: Tripodi

Council President Rivers arrived at 7:35 p.m.

- Special Meeting Minutes of October 30, 2014
☛ **Motion** to approve the Special Meeting Minutes of October 30, 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
ABSTAIN: Tripodi

VII. CORRESPONDENCE

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

- Letter dated October 17, 2014 from Susan Robbins; Re: Kudos to Shade Tree Commission
- Memo dated October 28, 2014 from BC Municipal Joint Insurance Fund; Re:2014 Dividend in the amount of \$10,116.42
- Letter dated October 28, 2014 from Debbie Kingsland, Section Chief, Office of Bicycle & Pedestrian Programs, NJDOT; Re: BC Complete Streets Planning & Design Training Workshop
- Memo dated October 29, 2014 from BC Municipal Joint Insurance Fund; Re: Public Hearing – 2015 Proposed Budgets
- Letter dated November 3, 2014 from Dave Vozza, President, The Vozza Agency; Re: Dividend totaling \$10,116.42.

VIII. UNFINISHED BUSINESS - There was no unfinished business.

IX. NEW BUSINESS

- Resolution No. 192-14 Urging Governor & Legislature to Recognize & Preserve the Strength of Local Pension Funding When Considering the Recommendations of Governor Christie's Pension & Health Benefit Study Commission
☛ **Motion** to adopt Resolution No. 192-14 Urging Governor & Legislature to Recognize & Preserve the Strength of Local Pension Funding When Considering the Recommendations of Governor Christie's Pension & Health Benefit Study Commission **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried unanimously.
- Emerson Tree Lighting Ceremony – Mr. Kolodziej proposed changing the date of this annual event. The consensus was to schedule it for Monday, December 8th at 7:00 p.m.

X. FINANCIAL BUSINESS

- Resolution No. 193-14 Bill List
☞ **Motion** to approve Resolution No. 193-14 Bill List was **moved** by Councilman Knoller, **seconded** by Councilman Paino and carried by a roll call vote of 6-0.
RC: Council members:
YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

XI. INTRODUCTION OF ORDINANCES

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 December 9th, 2014 at 7:30 p.m. in the Council Chambers of the Borough Hall, Municipal Place, Emerson, N.J. and published in the November 21st, 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.

First Reading:

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

Council President Rivers asked that this ordinance be pulled and placed on the agenda for the second meeting of January 2014.

1494-14 AN ORDINANCE AMENDING CHAPTER 50 OF THE CODE OF THE BOROUGH OF EMERSON ENTITLED "LIBRARY BOARD" SECTION 50-2 "TERMS"

- ☞ **Motion** to adopt Ordinance #1494-14 on first reading was **moved** by Councilman Knoller, **seconded** by Councilman Tripodi and carried by roll call vote of 6-0.
RC: Council members:
YES: DiPaola, Tripodi, Paino, Rivers, Knoller, Worthington

XII. ADOPTION OF ORDINANCES

Second Reading & Public Hearing:

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

- ☞ **Motion** to open the meeting to comments from the public on Ordinance #1492-14 was **moved** by Council President Rivers, **seconded** by Councilwoman DiPaola and carried.

Seeing no hands, Mayor Colina asked for a motion to close the meeting to comments from the public on Ordinance #1492-14.

- ☞ **Motion** to close the meeting to comments from the public on Ordinance #1492-14 was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried.

☞ **Motion** to adopt Ordinance #1492-14 on second reading was moved by Council President Rivers, seconded by Councilman Paino and carried by roll call vote of 6-0..

RC: Council members:

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

1495-14 BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF EMERSON, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$221,535 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

☞ **Motion** to open the meeting to comments from the public on Ordinance #1495-14 was **moved** by Councilwoman DiPaola, **seconded** by Council President Rivers and carried.

Seeing no hands, Mayor Colina asked for a motion to close the meeting to comments from the public on Ordinance #1495-14.

☞ **Motion** to close the meeting to comments from the public on Ordinance #1495-14 was **moved** by Council President Rivers, **seconded** by Councilman Paino and carried.

☞ **Motion** to adopt Ordinance #1495-14 on second reading was moved by Councilman Knoller, seconded by Councilman Paino and carried by roll call vote of 6-0.

RC: Council members:

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

XIII. REPORTS

- Mayor and Council

Councilwoman DiPaola reported that the **Shade Tree Commission's** Phase 2 of tree remediation had been completed. She noted that 50 more emergent trees needed to come down and asked that be taken into consideration when determining next year's budget. She commented on the placement of political signs on borough property ('on borough property' added by council vote 12-9-14). In addition, she asked for ~~and was provided with~~ ('and was provided with' removed per council vote on 12-9-14) clarification on the police hiring process.

Councilman Tripodi gave the October **Emerson Volunteer Ambulance Corps** report.

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

Councilman Worthington had no report.

Councilman Knoller had no report.

Council President Rivers announced that Santa would be touring Emerson on December 9th and 10th and visiting the Emerson Firehouse on December 13th from 12:00 – 2:30 p.m. He also gave the October **Police Department** report.

- Mayor Colina had no report.
- Attorney Dan Zwillenberg had no report.
- Borough Administrator/Clerk Joe Kolodziej gave a brief update on a recent Kinderkamack Road meeting and said he would provide more detail during Closed Session.

Councilwoman DiPaola discussed upcoming Requests for Qualifications for professional services and capping hourly rates.

XIV. PUBLIC COMMENT

☞ **Motion** to open the meeting to comments from the public was **moved** by Council President Rivers, **seconded** by Councilman Tripodi and carried.

Seeing no 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 Council President Rivers, **seconded** by Councilman Knoller and carried.

XV. RESOLUTIONS ON CONSENT AGENDA NO. 194-14

☞ **Motion** to approve Consent Agenda #194-14 was **moved** by Council President Rivers, **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 195-14	Resolution Requesting Approval of Items of Revenue & Appropriations NJS 40A:4-87 – Senior Citizen Activities in the amount of \$5,500.00
Ca 196-14	Tax Overpayment in the amount of \$4,619.82 – 12 Dawn Drive
Ca 197-14	Approve Interlocal Service Agreement for TV Inspection between Emerson and the Northwest Bergen County Utilities Authority for CY 2015-2016
Ca 198-14	Authorize purchase of fire engine
Ca 199-14	Chapter 159 – Municipal Alliance 2014-2015
Ca 200-14	Transfer of Funds
Ca 201-14	Recycling Contract with Atlantic Coast Fibers
Ca 202-14	Release of Maintenance Bond for Emerson Hotel, 31 Emerson Plaza East, Block 616, Lot 9
Ca 203-14	Authorizing Disposal of Surplus Property

XVI. CLOSED EXECUTIVE SESSION - Resolution No. 204-14

☞ **Motion** to go into an executive session to discuss matters exempt from the public as duly noticed by Resolution No. 204-14 was **moved** by Councilman Paino, **seconded** by Councilman Knoller and carried by roll call vote of 6-0.

RC: Council members:

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

#14-11/12-35	Police Patrol Officer Interview	N.J.S.A. 10:4-8
#14-11/12-36	Personnel – Property Maintenance Official	N.J.S.A. 10:4-8
#14-11/12-37	Kinderkamack Road Project	N.J.S.A. 10:4-5
	Contract/Property Acquisition	
#14-11/12-38	Property Acquisition - Palisade Avenue	N.J.S.A. 10:4-5

XVII. RECONVENE

☞ **Motion** to reconvene was **moved** by Council President Rivers, **seconded** by Councilman Tripodi and carried at 10:22 p.m.

Police Chief Rossi detailed the hiring process for the Governing Body.

☞ **Motion** to approve Resolution No. 205-14 Hiring of Mr. Brendan Rizza as the One New Full Time Probationary Patrol Officer for the Emerson Police Department was **moved** by Council President Rivers, **seconded** by Councilman Worthington and carried by roll call vote of 5-0.

RC: Council members:

YES: Tripodi, Paino, Rivers, Knoller, Worthington

ABSTAIN: DiPaola

☞ **Motion** to return to executive session to discuss matters exempt from the public as duly noticed by Resolution No. 204-14 was **moved** by Councilwoman DiPaola, **seconded** by Council President Rivers and carried unanimously.

☞ **Motion** to reconvene was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried at 10:40 p.m.

Mr. Kolodziej stated that the Council had met in Closed Session to discuss the four items on the agenda. Direction was provided to Administration regarding Palisade Avenue and Kinderkamack Road Project.. He was also given direction on the personnel matter regarding the Property Maintenance Official which had been discussed at length. The patrol officer interview resulted in reconvening earlier in the evening to pass a resolution to hire a police officer.

XVIII. 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 Tripodi and carried at 10:37 p.m.

Respectfully submitted,

Joseph Kolodziej, MPA
Borough Administrator/Clerk