



MINUTES
BOROUGH OF EMERSON
MAYOR AND COUNCIL
December 4, 2012
6:30 P.M.
Borough Hall-Council Chambers
Emerson, NJ 07630



Mayor Colina called the meeting to order at 6:33 p.m. and identified the emergency exits. The Mayor led the assembled in the salute to the flag. The Mayor asked everyone to remain standing for a moment of silent prayer and good thought about peace as it was the holiday season and good will towards men and women throughout the globe.

O.P.M.A. Statement

Mayor Colina read the Sunshine Statement announcing that the meeting of December 4th, 2012 had been adequately noticed and was in compliance with the provisions of the Open Public Meetings Law. Further, that the Special Meeting notice was transmitted to the Record and Ridgewood News on November 14th, 2012, posted on the bulletin board in the Borough Hall, Municipal Place, Emerson, NJ 07630 and has remained continuously posted as the required adequate notice 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:

PRESENT:

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

Also present were Borough Attorney Scott Mooney and Borough Administrator Joe Scarpa.

III. APPOINTMENT

A. Council member Vacancy

Nominations:

1. Stephen Paino
2. Gail Kovacs
3. Ronald Griffin

Mayor Colina explained that Republican Municipal Club Committee Chairman Ronald Griffin had presented three names for consideration to the Mayor and Council to fill the vacancy on the Council. He asked for those in favor of Mr. Paino to say aye. The Governing Body unanimously agreed to nominate Mr. Paino.

Motion to appoint Mr. Paino as a Councilman to fill the vacancy left by the resignation of Charles Shaw on November 21st, 2012 was **moved** by Councilman Rivers, seconded by Councilman Worthington and carried by roll call vote of 5-0:

RC: Council members:

YES: Garis, Worthington, Rivers, Knoller, DiPaola

B. Oath of Office - Swearing in Ceremony

As Mr. Paino was not yet in attendance, the assembled agreed to swear him in later in the evening.

C. Council President

1. Nominations
2. Vote

Mayor Colina opened the floor to nominations to fill the vacancy of Council President left by the resignation of Charles Shaw.

☛ **Motion** to nominate Councilman Rivers to fill the vacancy of Council President was **moved** by Councilman Knoller, seconded by Councilwoman DiPaola and carried unanimously.

Council President Rivers thanked the Governing Body.

D. Shade Tree Commission-

1. Kevin Schaefer as a Regular Member for the unexpired term ending 12/31/15
2. Edward Fulloon as a Regular Member for the unexpired term ending 12/31/14

Mayor Colina announced that he appointed Kevin Schaefer as a Regular Member for the unexpired term ending 12/31/15 and Edward Fulloon as a Regular Member for the unexpired term ending 12/31/14.

Councilwoman DiPaola and Shade Tree Commission Chairman Ken Hoffman joined Mayor Colina at the dais with Mr. Schaefer as he was sworn in to office.

E. Recreation Commission

1. Afrim Hoxha as Alternate I for the unexpired term ending in 12/31/17

☛ **Motion** to appoint Afrim Hoxha as Alternate I member of the Recreation Commission for the unexpired term ending 12/31/17 was **moved** by Councilman Knoller, seconded by Councilman Worthington and carried by roll call vote of 5-0:

RC: Council members:

YES: Garis, Worthington, Rivers, Knoller, DiPaola

F. Emerson Volunteer Ambulance Corps – New Member

1. Genevieve Giardello

☛ **Motion** to appoint Genevieve Giardello as a member of the Emerson Volunteer Ambulance Corps was **moved** by Councilman Worthington, seconded by Councilwoman Garis and carried by roll call vote of 5-0:

RC: Council members:

YES: Garis, Worthington, Rivers, Knoller, DiPaola

IV. PUBLIC COMMENT

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

Mr. Henry Pfister, 31 Franklin Court commented on the resignation of former Council President Charles Shaw.

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

V. RESOLUTIONS ON CONSENT AGENDA NO. 200-12

Motion to approve Consent Agenda #200-12 was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by roll call vote of 5-0:

RC: Council members:

YES: Garis, Worthington, Rivers, Knoller, DiPaola

- Ca 201-12 In support of A-3393, Legislation to protect residential property taxpayers from the loss of telecommunications tax support
- Ca 202-12 Renew second year option for Winnett’s Cleaning Service Contract for the period of January 1, 2013 through December 31, 2013 for \$25,000
- Ca 203-12 Approve Tax overpayment in the amount of \$3,176.88 Block 1018 Lot 1
- Ca 204-12 Approve 2013 Bergen County Department of Health Services Shared Services Contract with the County of Bergen for Public Health Services
- Ca 205-12 Approve Court Interlocal Agreement
- Ca 206-12 Approve 2012-2013 CDBG Senior Citizen Activities – Resolution to Enter into Grant Agreement for \$3,638.00
- Ca 207-12 Tax Overpayment Refunds and Tax Adjustments
- Ca 208-12 Renewal of Taxi/Limousine License – Metropro Limousine LLC

VI. CLOSED EXECUTIVE SESSION - Resolution No. 209-12

Motion to go into an executive session to discuss matters exempt from the public as duly noticed by Resolution No. 209-12 was **moved** by Council President Rivers, **seconded** by Councilman Knoller and carried by roll call vote of 5-0.

RC: Council members:

YES: Garis, Worthington, Rivers, Knoller, DiPaola

- #12-12/4-31 Personnel -Contract Bargaining Units N.J.S.A 10:4-8
- #12-12/4-32 Personnel-New Patrol Officers Interviews N.J.S.A 10:4-8
- #12-12/4-33 Personnel-Finance Assistant N.J.S.A. 10:4-8
- #12-12/4-34 Personnel – EVAC N.J.S.A. 10:4-8
- #12-12/4-35 Personnel-Independent Hearing Officer N.J.S.A. 10:4-8
- #12-12/4-35 Personnel-Fuchs Contract N.J.S.A. 10:4-8

VII. RECONVENE

Motion to reconvene was **moved** by Council President Rivers, **seconded** by Councilman Worthington and carried.

Mayor Colina announced they were reconvening to announce the newly appointed councilmember, Mr. Stephen Paino, and they would then return to closed session. Mr. Paino and his family joined Mayor Colina at the flag for the swearing in ceremony.

Councilman Paino thanked the Mayor and Council for appointing him to fill the unexpired term and said he would do the best he could.

☛ **Motion** to go into an executive session to discuss the remaining matters exempt from the public as duly noticed by Resolution No. 209-12 was **moved** by Councilwoman DiPaola, **seconded** by Councilwoman Garis and carried unanimously.

☛ **Motion** to reconvene was **moved** by Councilwoman DiPaola, **seconded** by Councilman Worthington and carried.

☛ **Motion** to extend conditional offers of employment effective January 1, 2013 to Douglas Kearns, Christopher Bova and Glenn Howard with an alternate of James Gallo, followed by Sean O'Hara was **moved** by Council President Rivers, **seconded** by Councilman Worthington and carried by roll call vote of 5-0.

RC: Council members:

YES: Garis, Worthington, Rivers, Knoller, DiPaola

ABSTAIN: Paino

☛ **Motion** to extend the Fuchs EMS contract for an additional term was **moved** by Councilman Worthington, **seconded** by Council President Rivers and carried by roll call vote of 4-0.

RC: Council members:

YES: Garis, Worthington, Rivers, DiPaola

ABSTAIN: Paino, Knoller

VIII. UNFINISHED BUSINESS – There was no unfinished business.

IX. NEW BUSINESS– There was no new business.

XII. ADJOURNMENT

With no other business to address, at the request of Mayor Colina, a motion to adjourn was **moved** by Councilman Worthington, **seconded** by Councilwoman Garis and carried at 12:22 a.m.

Carol Dray, RMC/CMC/CMR
(Proofed xx/xx/12)

December 7, 2012