

**BOROUGH OF DUMONT
BERGEN COUNTY, N.J.
PUBLIC MEETING MINUTES
OCTOBER 20, 2015
6:30 PM**

Mayor Kelly called the meeting to order at 6:30PM

Flag Salute, Moment of Silence

Sunshine Law: The notice requirements of the Open Public Meetings Act of the State of New Jersey have been satisfied by the inclusion of the date, time and place of this regular meeting in the annual schedule and notice of regular meetings of this Governing Body. Such annual schedule and notice of regular meetings is posted at Borough Hall, was sent to *The Record* and the *Ridgewood News*, posted on the Borough website and filed with the Borough of Dumont.

Roll Call:

Council members Correa, Hayes, Manna, Morrell, Riquelme-present

Councilwoman Zamechansky-absent

Mayor Kelly-present

Motion to accept agenda as presented: Councilman Manna

Second: Councilman Riquelme

All in favor.

Proclamation Presented to 10U NEBAS Champions by Mayor Kelly

Mayor Kelly called for a brief recess.

Approval of Minutes

Motion to approve the September 15, 2015 Public Meeting and Closed Session minutes:

Councilman Morrell

Second: Councilman Riquelme

Roll call vote: Council members Correa, Hayes, Manna, Morrell, Riquelme-yes

Motion to approve the October 6, 2015 Closed Session minutes: Councilman Manna

Second: Councilman Riquelme

Council members Correa, Hayes, Manna, Riquelme-yes

Councilman Morrell-abstained

ADMINISTRATOR PERKINS' REPORT

Section 1 of the Sewer System Cleaning has been completed. They are currently working on Section 2.

The NJDOT 2016 Road Program grant application for Depew IV has been submitted.

Stanziale Construction will begin road improvements to Dumont and Locust soon.

On March 18, 2014, Resolution #86 authorized a salary range of \$12.75 to \$16.00 per hour for per diem dispatchers, depending upon experience and training. Therefore, it stands at \$16.00 per hour for experienced, trained per diem dispatchers.

A Community Development Block Grant application for road improvements for Thompson Street and Marion Avenue in the amount of \$218,522 has been submitted.

The Borough submitted an application for a \$75,000 grant through FEMA for installation of a generator at Lincoln School. That application has been approved. We will be working with the Board of Education to get that project done.

The Municipal Clerk has submitted the Best Practices Inventory for this year to DCA. There are 50 questions; if you get over 40, the Borough receives 100% of your prior year's State Aid. Our total score was 42.

Mr. Vinci, Borough Auditor, was present. Some of the items are factual in nature and some of them are already being addressed.

Councilwoman Correa asked who addresses policy to make sure we get a yes on the "no" questions in the future. Some of them have to do with ordinances and the councilwoman asked that those be referred to the Ordinance Committee so they can work on them.

Mayor Kelly stated that one of the "no" questions has already been referred to labor counsel-it has to do with our policy and procedures handbook, which hasn't been updated in five years.

COUNCIL COMMITTEE REPORTS

- Councilwoman Correa

Recreation Commission

Members of the Shade Tree Commission made a presentation and requested that the Recreation Commission discuss an improvement and rejuvenation plan for Sirossis Park.

The Recreation Director is now part-time instead of full time and Janet Galligan will be working fifteen hours per week.

There was discussion about redoing Gina's Field.

October 27th there will be a certification course for coaches who are not yet certified.

They are still working on the shed for TwinBoro Field.

- Councilman Hayes

Ordinances

The committee is finished working on the non-smoking ordinance. The Borough Attorney is now reviewing it.

Joint Land Use Board

Last month a resolution was memorialized for the cell tower application.

Finance Committee

The Committee will be meeting next week to start working on the budget since some of the areas that had to be updated in the Finance Department have been done.

- Councilman Manna

The Councilman thanked Donna Faulborn for organizing the Mayor's luncheon and also the Knights of Columbus for hosting the event.

Fire Department

Councilman Manna, Councilman Riquelme and the Mayor attended a meeting with the Fire Board to listen to a presentation on the Escape Pack for our volunteers. It's well worth the investment to protect the lives of our volunteers who serve this community.

- Councilman Morrell

Shade Tree Commission

There was a meeting last night. Public Service is supposed to replace six trees, which they removed during their project.

Board of Health

They did not have a meeting.

- Councilman Riquelme

DPW

A total of 350 miles were swept for the month of September; parks are being maintained and police vehicles serviced.

Library

They will be holding a pumpkin decorating contest October 19th-October 24th.

Borough Attorney Paster's Report

Councilman Hayes asked about an action to cap municipal debt. Statute 40A:2-6 caps municipal debt at 3.5% of the three year average equalized valuation basis. The Borough's net debt is less than 1/3 of the limit.

Mayor's Report

Mayor Kelly went with Rosemary Newman, a member of the Woman's Club, to Care One in Paramus. This is part of the Stigma-free initiative to bring health awareness to communities. Care One is a daytime facility for mental health patients. The mayor of Bergenfield has a Stigma-free task force already in place and he has agreed to partner with Dumont. The Mayor hopes to have a task force for the Council to vote on by the next meeting.

Review of Consent Agenda Items: All items with an asterisk are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Also, any item may be removed for further discussion or for roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business.

RESOLUTIONS

#15-225 Approval of Dumont OEM Coordinators * Councilman Manna remarked that he had a concern about coverage because both police captains are designated OEM Coordinators.

#15-226 Approval of Lincoln School On-premise Cash Raffle to be held December 5, 2015; ID#109-5-30683, RL#438 *

#15-227 Approval of Lincoln School On-premise Merchandise Raffle to be held December 5, 2015; ID#109-5-30683, RL#439 *

#15-228 Bills List *

#15-229 2015 Salary Resolution * Councilwoman Correa asked the purpose of the Deputy Registrar. The response was that the Deputy would provide coverage in the absence of the Registrar. It is statutory. The Councilwoman asked about the Recreation Director's salary- going from full-time to part-time.

#15-230 Colin Dailey-Accept Resignation from Fire Department *

#15-231 Charles Cumella-Fire Department Active Role *

#15-232 Rejection of Bid-Pickup and Disposal of Solid Waste and Recycling *

Mr. Paster stated that he feels it is premature to reject them. There should be discussion as to whether to re-bid or reject them to negotiate a contract.

Motion to pull the resolution: Councilman Hayes

Second: Councilman Riquelme

There was no opposition from the Council.

#15-233 Approval of Chapter 159-Clean Communities Grant *

Motion to open to the public on consent agenda items: Councilman Manna

Second: Councilman Morrell

All in favor.

Motion to close to the public: Councilman Manna

Second: Councilman Riquelme

All in favor.

Motion to adopt the Consent Agenda with the exception of #232, which was pulled:

Councilman Hayes

Second: Councilman Manna

Roll call vote: Council members Correa, Hayes, Manna, Morrell, Riquelme-yes

Ordinances

Second Reading

#1492 Amendment of Chapter 21, Section 9 of the Dumont Borough Code-Veteran's Plaza

Motion to waive formal reading: Councilman Manna

Second: Councilman Riquelme

All in favor.

Motion to open to the public: Councilman Manna

Second: Councilman Hayes

1. Rachel Bunin, 9 Poplar, asked for an explanation of the ordinance. The Mayor explained it will change the signage during school hours for the safety of the students.

Motion to close to the public: Councilman Manna

Second: Councilman Riquelme

All in favor.

Motion to adopt on second reading: Councilman Manna

Second: Councilman Morrell

Roll call vote: Council members Correa, Hayes, Manna, Morrell, Riquelme-yes

#1493 Bond Ordinance providing for various improvements to Locust Avenue and Brook Street in and by the Borough of Dumont, in the County of Bergen, New Jersey, appropriating \$135,000 therefor and authorizing the issuance of \$128,250 bonds or notes of the borough to finance part of the cost thereof.

Motion to waive formal reading: Councilman Manna

Second: Councilman Riquelme

All in favor.

Councilman Hayes feels that we should not be spending money at this time so he is against this bond.

Councilman Manna pointed out that we will receive \$99,000 in grant money. This is for next year.

Councilwoman Correa asked who determines the streets and if we refuse it what happens? How much money is the Borough responsible for? Mr. Perkins explained that the Community Development Block projects have to be within moderate to low income housing area which is getting smaller every year. If we decided not to do this project, the money is given back. The Borough would be responsible for \$40,000 or less.

Councilwoman Correa stated that it is our responsibility to maintain our streets and that the bond ordinance was on the last agenda so Councilman Morrell should have gone to see it.

Councilman Morrell asked if we could use this money for any other road and has anyone looked at the condition of this road. The Mayor responded that the money has to be used for this project. Mr. Perkins explained that half of Locust is being done now through a Community Grant. Councilman Morrell was sorry he hadn't had a chance to look at this road so he requested this ordinance be tabled.

There was discussion about the \$40,000 the Borough would have to pay.

Motion to table: Councilman Morrell

Second: Councilman Hayes

Roll call vote: Council members Hayes and Morrell-yes

Council members Correa, Manna, Riquelme-no

Motion to open to open to the public: Councilman Manna

Second: Councilman Morrell

All in favor.

1. Chris Snell, 84 Franklin Street, asked if there is a process for these grants. Mr. Perkins explained that when these grants are available, he, the DPW Superintendent and the Borough engineers determine what streets are in the grid. Mr. Snell pointed out that the only council person who didn't look at the street was Councilman Morrell and asked what is unsafe about the block. Councilman Morrell explained that he was on vacation and then his work hours changed

2. Louis DiPaolo, 32 Highland Avenue, asked when the Council knew about this Ordinance. Councilwoman Correa stated that the first reading of this was October 6th and the Council receives the packets on the Friday before the meeting. He asked if the meeting could be recessed so that Councilman Morrell could go and look at the street.

3. Lili Binney, 32 Roxbury Road, asked if the grid could be made available to the Council. Mr. Perkins said he usually depends on the professionals. Ms. Binney asked if we don't do this project this year, do they lower the amount we would get next year. Ms. Binney asked Mr. Vinci, the auditor, asked if he knew how much the \$40,000 would amount to in taxes for each house. Mr. Vinci said that if the interest rate is less than 1%, it would be \$7.00 if \$40,000 was the amount borrowed. Ms. Binney feels that we should do the project.

4. Michael Sullivan, 125 Andover, stated that the town has so many big issues and nothing gets done.

5. Matthew Bailin, 12 Elizabeth St., stated that the Administrator has researched this and the grid is getting smaller. There will be less money available and interest rates will go up in the future so he feels it is important to approve the project now. He also said he feels the money allotted in the budget for road improvements should be increased.

6. Rachel Bunin encouraged the Council to pass the bond ordinance tonight. She

feels that streets should be maintained. She asked if Council members Hayes or Morrell have expertise in road repairs.

7. Chris Snell asked if the \$40,000 will be coming out next year's budget. Mr. Vinci explained that when the ordinance is adopted, the borough will borrow the money. If the ordinance is adopted in December, most likely the money won't be borrowed until the project goes out to bid. If the project is scheduled to go out to bid in April, 2016, the note would mature one year later; the interest would hit the 2017 budget. That money can be paid down, sometimes over a period of ten years, for the local share.

Motion to close to the public: Councilman Manna

Second: Councilman Morrell

All in favor.

Motion to adopt on second reading: Councilman Manna

Second: Councilman Morrell

Roll call vote: Council members Correa, Manna, Morrell, Riquelme-yes

Councilman Hayes-no

Motion to open to the public for comments and questions: Councilman Manna

Second: Councilman Riquelme

All in favor.

1. Lynne Vietri, Wilkens Drive, referred to the salary resolution and asked what the Road Department clerk does; how many days and hours the construction code official works for \$41,000 a year. She asked some questions about items on the bills list. Ms. Vietri asked Mr. Vinci what his firm does for the Borough.

2. Dr. deLyon, 67 Beacon Street, asked Finance Chair Hayes if he looked into the debt ceiling question on his own. Councilman Hayes said he asked the attorney. Dr. deLyon commented that there must be a cost factor to it, to which Councilman Hayes said yes. He commented that spending \$40,000 for a grant while getting \$100,000 back is a pretty good deal. He asked the Councilman if he agreed. Councilman Hayes replied that he just wanted to wait. Dr. deLyon spoke of the budget and the fact that Councilman Hayes is being proactive. He asked the mayor the status of the Bergenfield Borough Hall space. Mayor Kelly replied that he went to see the space; it has possibilities. Dr. deLyon asked how the administrator's pay back for unused sick and vacation days is budgeted. Is there an established line item? He has asked for this information the last two meetings. The Mayor said he would e-mail him the information.

3. Pete Fusco, 42 Haworth, said three police trailers could have been bought and then sold when they were finished using them.

4. Lili Binney, 32 Roxbury Road, asked how many builder's remedy lawsuits and how many special masters there are in New Jersey. She asked who would be at the October 29th meeting-Mr. Paster, Landmark attorney, Special Master and maybe Judge Meehan. Mr. Paster stated that it would take only a few minutes to discuss scheduling of submission of its revised housing plan. Ms. Green and the people at Maser are working on that now. E-Consult is taking

the place of the Rutgers consultant and will give a number of affordable housing.

5. Matthew Bailin, 12 Elizabeth St., asked how many days the Borough has paid Mr. Perkins for unused time. He asked what was in the Attorney's report to the Council. Mr. Paster responded: COAH litigation, employee police promotion litigation, Locust & Dumont Avenue project, garbage bids.

6. Dr. deLyon had requested information through OPRA and there were years where \$13,000 + was paid to Mr. Perkins in terms of his benefits.

7. Christopher Snell said he wanted Mr. Perkins to know that he has no problem with him as a person but did not like his contract.

8. Cathy Doherty, 110 Roxbury Road, asked Mr. Paster what number he had in mind, referring to E-Consult. Is there a way to influence E-Consult? Mr. Paster responded that they are an independent third party expert. Ms. Doherty asked the process that they go through to identify the affordable housing needed. Mr. Paster explained that it's a complex formula dependent upon what region in the State you are in. We'll get a draft, probably in November, and correct any misinformation. Ms. Doherty asked how important it is to understand our current affordable housing information as it relates to the future affordable housing. Are there multiple ways to solve the problem other than the borough hall space or D'Angelo Farms? Mr. Paster said there are several methodologies.

9. Tom Kelly, 70 Beacon, asked who guides the planner on affordable housing information; the number of group homes should be checked. The more people-building department, etc. to give information, the better.

10. Lili Binney asked the value given to D'Angelo's by the appraiser and what the contract is for. Mr. Paster responded that the six acre parcel was appraised at \$2.3 million as is and the contract is for \$3.5 million. It is a buyer's contract.

.Motion to close to the public: Councilman Morrell

Second: Councilman Manna

All in favor.

Motion to adjourn: Councilman Manna

Second: Councilman Morrell

All in favor.

Meeting adjourned at 8:30PM

Minutes respectfully submitted by:

Susan Connelly, RMC

Municipal Clerk