

**BOROUGH OF DUMONT  
BERGEN COUNTY, N.J.  
PUBLIC MEETING MINUTES  
SENIOR CENTER  
OCTOBER 15, 2019  
6:30 PM**

Mayor Kelly called the meeting to order  
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 are 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 Chae, Englese, LaBruno, Manna, Rossillo, Stewart-present  
Mayor James Kelly-present

Motion to accept agenda as presented: Councilwoman Stewart

Second: Councilman Manna

All in favor.

**MAYOR'S REPORT**

Mayor Kelly just received a notice that Tom Trank, a former councilman and Joint Land Use Board member, passed away.

**ADMINISTRATOR'S REPORT**

Mr. Richards stated that the DPW Superintendent and he met with a state-contracted exterminating company. They are trying to solve the problems with rodents by the railroad tracks in residential areas. A preconstruction meeting will be held for the Columbia Road Construction project. There is new lighting around the basketball courts.

**COUNCIL COMMITTEE REPORTS**

- Councilman Chae

No Report

- Councilman Englese

No Report

- Councilman LaBruno

We had our groundbreaking ceremony this past Friday and are well on our way at that location. Cement is being poured now and, in a few weeks, they will be starting on the steel. He contacted Boswell Engineering and Mr. Harrington is looking at the lighting and fencing concerns at Garden Homes.

- Councilman Manna

*Beautification Committee*

They installed corn stalks and ribbon on the poles in the business district and planted mums in the same area.

### *Fair Share Housing*

The Councilman stated that Englewood Cliffs is going to court over their affordable housing. He said that Jim Burd, a former mayor and president of CIAH, stated that Fair Share Housing should not be involved in the New Jersey Affordable Housing law. It is illegal and should not be establishing the quota for municipalities in New Jersey. Legislators should take back the affordable housing from the judges and work with all 565 municipalities and organizations to properly modify this law.

### *Police Department*

In August there were 1815 telephone calls for service-81 for medical reasons, 9 for fires and 5 for commitments. Patrol issued 78 traffic summonses, investigated 31 motor vehicle crashes, responded to 25 burglar alarms and traveled 12,116 miles in patrol activities. The Detective Bureau conducted 6 firearms investigations, handled 33 criminal cases, and investigated 18 domestic violence incidents with 2 mandated arrests. Officers received various training totaling 86 hours.

- Councilwoman Rossillo

No Report

- Councilwoman Stewart

### *Recreation*

We had an agreement with Little League this year in which they were going to give us 10% of all net proceeds. They were very cooperative in providing information. We just received a check for \$1,503, which represented 10% of the net proceeds. In addition, they gave the Borough a donation of \$1,000, both of which are very much appreciated. The Borough has been approved for \$235,632 in Green Acres money to go towards Gina's Field, with a 25% matching amount. We have also been recommended for \$260,000 in Open Space money, also for Gina's Field. The Recreation Commission will plan the steps going forward. The Mayor questioned the involvement of the Recreation Commission in connection with the fields.

### **ATTORNEY'S REPORT**

Mr. Leibman spoke to Maude at the DEP and gave her an update.

### **ENGINEER'S REPORT**

Don Norbut asked if there were any questions since the Council spoke about the projects and grant money already. Councilman Manna asked the last date to go out to bid on DeLong Avenue. Mr. Norbut responded that because we are combining 2018 and 2019 money, we should have an award in place by February next year. Councilman LaBruno asked for the timeline on the Columbia Avenue project. Mr. Norbut replied that the winter is a concern and that the contractor has told him that he is very busy so that is also a concern. Assuming the contractor brings the executed contract to the pre-con meeting, he will have sixty calendar days to complete the project. Mr. Norbut said he will follow up tomorrow.

### **Approval of Minutes**

Motion to approve the September 17, 2019 Public Meeting and Closed Session minutes:

Councilwoman Stewart

Second: Councilman Manna

Roll call vote: Council members Chae, Manna, Rossillo, Stewart-yes

Council members Englese and LaBruno abstained.

Motion to approve the October 1, 2019 Public Meeting and Closed Session minutes:  
Council member Englese  
Second: Councilman Chae  
Roll call vote: Council members Chae, Englese, LaBruno, Manna, Rossillo-yes  
Councilwoman Stewart-abstained

**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**

**#19-260** Bills List \*

**#19-261** Charlotte Tobias-Rescind Resolution #248 \*

**#19-262** Approval of Surplus Policy \*

**#19-265** Authorization of the Execution of the CDBG Grant Contract for Quackenbush Avenue Rehabilitation \*

**#19-266** Appointment of Ken Porro from the firm of Chasan, Lamparello, Mallon & Capuzzo for Special Expertise in PILOT Programs-\$150 per hour, not to exceed \$5,000 \*

**#19-267** RER Supply-Award of Bid for Leaf Pickup/Transportation/Disposal and Authorization of Execution of Contract \*

**#19-268** Approval of Camp Acorn's Calendar Raffle to be held 1/1/20 through 6/30/20; ID#373-4-35885, RL#546 \*

**#19-269** Approval of Selzer School PTO's Calendar Raffle to be held 1/1/20 through 3/31/20; ID#109-5-37089; RL#547 \*

Councilwoman Stewart requested that Resolutions #263, 264 and 270 be moved to non-consent.

Mayor Kelly explained that #266 is regarding Payment in Lieu of Taxes for the D'Angelo property. The PILOT programs are usually handled by the tax assessor, auditor and CFO but they needed clarification so the appointment of Ken Porro was suggested since he is an expert.

Councilwoman Stewart asked that resolutions 263, 264 and 270 be place on a non-consent agenda.

Motion to open to the public on the Consent Agenda: Councilman Englese

Second: Councilman Manna

All in favor.

1. deLyon, Beacon Street, questioned #262. The Mayor said the money can only be used for tax reduction. He also commented on two other non-consent agenda resolutions-263 and 264. He feels they should be pulled. He asked about the procedure for 266 if the fee exceeds \$5,000. Mr. Leibman replied that they would have to come back and explain why the fee is higher but he doesn't expect it to be. Dr. deLyon asked if Mr. Paster crafted the PILOT agreement. The Mayor responded that he was part of the tax settlement. Dr. deLyon doesn't understand how the tax assessor doesn't understand

the PILOT program since he came to a meeting and explained that it was good for the town. Mayor Kelly responded that they want to be sure of the implementation of the PILOT.

2. Lynne Vietri, 41 Wilkens Drive, asked about deputy administrator mentioned in #263.

3. Maryanne Russini, 141 Roosevelt, asked when the PILOT was approved. Mr. Leibman replied that it was January 17, 2017. Ms. Russini asked why we are hiring someone instead of the tax assessor learning about the PILOT. Once the assessor learns, will he and other employees be able to handle PILOTS? Mr. Leibman said yes. It is a very complicated area of law as to when it kicks in. Ms. Russini asked if there could be a report stating how much money is left in the bond ordinance for the building.

Motion to close to the public on the Consent Agenda: Councilman Englese

Second: Councilwoman Stewart.

All in favor.

Motion to adopt the Consent Agenda excluding #263, 264 and 270: Councilman Manna

Second: Councilman LaBruno

Roll call vote: Council members Chae, Englese, LaBruno, Manna, Rossillo, Stewart-yes

### **Non-Consent Agenda**

**#19-263** Approval of Personal Blogging and Social Media Policy

**#19-264** Approval of Email and Internet Code of Conduct Policy

Councilwoman Stewart feels #263 and #264 should be reviewed by the resolution committee. Councilman Manna agrees and feels they should get attorney input. Councilman LaBruno stated that it was suggested by Best Practices that policies like these be adopted; it is not out of the norm for schools and municipalities to pass these types of resolutions. We should make sure that we are not stifling anyone's first amendment rights.

Motion to table these two resolutions: Councilwoman Stewart

Second: Councilman Manna

Roll call vote: Council members Chae, Englese, LaBruno, Manna, Rossillo, Stewart-yes

Resolutions 263 and 264 are tabled.

**#19-270** Approval of Town-wide Garage Sale run by Dumont Community Group

Councilwoman Stewart explained that she and Councilman LaBruno would have to abstain since they are members of the Group.

Motion to adopt: Councilman Englese

Second: Councilman Manna

Roll call vote: Council members Chae, Englese, Manna, Rossillo-yes

Council members LaBruno and Stewart abstained.

Mayor Kelly opened to the public for general comments

1. deLyon, Beacon Street, questioned amounts paid to Cumming and RSC. He feels the Borough will go over the amount allotted for the new building. He feels the answers he gets are lies.

2. Chris Sheridan, 9 Wilcox Street, thanked the Council for tabling Resolutions 263 and 264.

3. Dan Salinger, 39 Summit Avenue, spoke for Jules Aita, who suffers from severe

anxiety syndrome. He had a 2008 letter from Steve Cavadias giving them permission for an additional parking space for people coming to care for him. Mr. Leibman said he will investigate this and gave Mr. Salinger his card so that he could call him

4. Lynne Vietri, 41 Wilkens Drive, said that the amount paid to RSC is over the resolution. She said that every year she pays Crown Trophy and she is supposed to get reimbursed.

5. Maryann Russini, 141 Roosevelt Avenue, asked about the closed session item White Beeches pending litigation. Mr. Leibman explained that it is tax litigation and Mr. Betesh, our tax appeal attorney, is present for closed session. Ms. Russini asked if any lawsuits have been settled. The response was no. She asked about the cost of taking down the monopole. Councilman LaBruno said that we were supposed to shore it originally. This was less expensive and saves time on the project.

6. Mary Normoyle, Randolph Avenue, asked Councilwoman Rossillo if she had the report for the Ambulance Corps. She questioned the coding for the charge for the repair of the code enforcement truck.

7. Brian Harris, 120 Madison, said that some of the umpires haven't received payment. Mr. Richards said that he went over the procedure to get paid with Mr. Como.

8. Conor Gorman, W. Quackenbush, said that the groundbreaking ceremony the other day was well attended. There were members from Congress, the County, the State and department heads. He thanked the Elks, who provided food.

9. Mike Cervantes, 105 W. Shore, said he does follow the process. Mr. Richards said that a blanket purchase order should be used. Councilman Manna said that we get a comment because of this on the audit every year.

10. Lynne Vietri, wanted confirmation of the process for the wrestling team. Mr. Richards said that at the beginning of the year a letter was sent to every vendor explaining the process.

11. Michael Sullivan, said there should be more than the Administrator's signature on the purchase order.

Motion to close to public: Councilwoman Stewart

Second: Councilman Manna

All in favor.

The Mayor thanked Tony Ramos for helping to set up the live streaming.

The Municipal Clerk read the resolution to enter Closed Session to discuss:

Pending Litigation-White Beeches

Potential Litigation-Asplint

Motion: Councilman Chae

Second: Councilwoman Rossillo

Roll call vote: Council members Chae, Englese, LaBruno, Manna, Rossillo, Stewart-yes

Following Closed Session, motion to go back into public: Councilman Chae

Second: Councilwoman Stewart

All in favor.

Motion to adjourn: Councilman Englese

Second: Councilman Chae

All in favor.  
Meeting adjourned at 8:30PM

Minutes respectfully submitted by:

Susan Connelly, RMC  
Municipal Clerk

*Agendas Subject to Revision*