

REGULAR MEETING

January 16, 2018

A REGULAR SCHEDULED COUNCIL MEETING of the Mayor and Council of the Borough of Carlstadt was held in the Council Chambers of the Borough Hall, 500 Madison Street, Carlstadt, New Jersey on Tuesday, January 16, 2018 at 7:02 P.M.

Mayor Craig Lahullier asked Claire Foy, Borough Clerk to call the roll: Mayor Craig Lahullier, Councilmen Robert Zimmermann, Richard Bartlett, Joseph Emerson and William Roseman were present. Councilmen David Stoltz and James Lenoy were absent.

Mayor Lahullier led all present in the Pledge of Allegiance to the Flag.

Mayor Lahullier – This meeting has been called pursuant to the Open Public Meetings Law and in accordance with Section 5 of the Open Public Meetings Act, adequate notice of this meeting having been provided in the annual notice schedule which contained the time, date and location of the meeting, copies of which were sent and advertised in the following official newspapers of Carlstadt: The Record on January 6, 2018 and the Herald News on January 6, 2018 a copy of which is on the Bulletin Board in the Borough Hall and a copy on file in the office of the Borough Clerk.

READING OF MINUTES:

Mayor Lahullier entertained a motion to accept the minutes of 12/7/17 Caucus Meeting, 12/18/17 Council Meeting and 1/1/18 Adjourned Meeting (Open and Closed Sessions). On motion by Zimmermann, seconded by Emerson, unanimous on call of roll of those present.

CORRESPONDENCE:

None to be read.

REPORT OF THE MAYOR:

Mayor Lahullier mentioned to the audience that Lincoln School was demolished and that the debris will be removed within two weeks. They are in the process to deliver the bell to the Carlstadt Public School and the plaque recovered the Mayor is not sure where it is going yet. Also he mentioned that they are moving along quite well to set-up the meeting with the County for the Senior Housing Building.

SPECIAL REPORTS:

The Construction Official's report was read for the month of December. This report will be filed.
The Borough Clerk's report was read for the month of December. This report will be filed.
The Tax Collector's report was read for the month of December. This report will be filed.

STANDING COMMITTEES:

FINANCE – Councilman Emerson said we have resolutions.

CONSENT AGENDA

RESOLUTION NO. 2018-27

BE IT RESOLVED by the Mayor and Council that the proper Borough Officials are hereby authorized and directed to make the following disbursements:

Carlstadt Board of Education	\$1,033,525.55
Regional Board of Education	608,944.59
South Bergen Municipal Joint Insurance Fund First Quarter FY 2018	257,233.42
County Open Space Trust Fund	57,259.50
County of Bergen 1 st Quarter Taxes	1,330,000.00
Interest on Bond 1/15/18 Depository Trust	74,812.50
Bond Payment 1/15/18 Depository Trust	1,000,000.00
2017 Added/Omitted Taxes	5,083.41
2017 Open Space Added/Omitted	214.49

RESOLUTION NO. 2018-28

WHEREAS, there has been proposed a Shared Service Agreement between the Borough of Carlstadt and the Wallington Board of Health to provide a monthly Child Health Conference; and

WHEREAS, the Borough of Carlstadt is desirous to enter into a contract via the Uniform Shared Services and Consolidation Act (N.J.S.A.:40A:65-let. seq.) with the Wallington Board of Health for the aforementioned services; and

WHEREAS, the maximum amount of the contract is \$1,200.00 a year and the Financial Officer has determined sufficient funds are available in the General Account as is evidenced by Treasurer's Certification attached hereto and made a part hereof; and

WHEREAS, the contract documents to be executed by the Borough of Carlstadt and the Wallington Board of Health for the purposes hereinabove described are annexed hereto and is made a part of this resolution.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, County of Bergen, State of New Jersey as follows:

1. The Mayor and Borough Clerk of the Borough of Carlstadt are hereby authorized and directed to execute the attached agreement with the Wallington Board of Health.
2. Said agreement has been reviewed by the Board Attorney and Board of Health Members and said officials approve of same as to form and substance.
3. All Ordinances and/or Resolutions or parts thereof inconsistent with this Resolution shall be and the same are hereby repealed.
4. This Resolution shall take effect immediately in accordance with appropriate law.

RESOLUTION NO. 2018-29

WHEREAS, the Borough of Carlstadt held a Tax Sale on December 13, 2017 to sell delinquent property taxes and other delinquent Municipal charges that included delinquent Carlstadt Sewerage Authority Charges; and

WHEREAS, a delinquent sewer charge in the amount of \$268.23 including a Cost of Sale in the amount of \$15.00 was sold and the monies deposited into the Borough of Carlstadt Current Account. The delinquent sewer account is for property located at 243 Veterans Boulevard, Block 124 Lot 44.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Carlstadt that a refund in the amount of \$253.23 made payable to the Carlstadt Sewerage Authority is approved.

The refund check shall be made payable to the Carlstadt Sewerage Authority and shall be mailed to the Carlstadt Sewerage Authority, 429 Hackensack Street, Carlstadt, New Jersey 07072.

RESOLUTION NO. 2018-30

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Lucky 13th ST Realty, LLC for property located at 300, 308 and 326 Thirteenth Street, Carlstadt, New Jersey for Block 110 Lots 3, 4 and 5 as per Docket No. 000795-2014 dated 12/26/2017 reducing the 2014 property tax assessment as follows:

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Block	Lot	Assessment Reduction	Refund Amount
110	3	\$260,900.00	\$5,194.51
110	4	\$223,400.00	\$4,447.89
110	5	NO REDUCTION	

As per Docket No. 000811-2015 dated 12/20/2017 reducing the 2015 property tax assessment as follows:

Block	Lot	Assessment Reduction	Refund Amount
110	3	\$215,200.00	\$4,454.64
110	4	\$184,100.00	\$3,810.87

As per Docket No. 001404-2016 dated 12/20/2017 reducing the 2016 property tax assessment as follows:

Block	Lot	Assessment Reduction	Refund Amount
110	3	\$343,100.00	\$5,168.30
110	4	\$208,200.00	\$4,426.33

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$27,502.54 and the Tax Collector shall adjust his books accordingly. (2014: \$9,642.40, 2015: \$8,265.51, 2016: \$9,594.63).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Lucky 13th St. Realty, LLC" and shall be mailed to Zipp, Tannenbaum & Caccavelli, L.L.C., 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-31

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Prologis By Prologis A Maryland Real Estate Investment Trust, Owner for property located at 374 Starke Rd., Carlstadt, New Jersey for Block 123 Lot 4, as per Docket No. 006797-2013 dated 12/4/2017 reducing the 2013 property tax assessment from \$2,321,300.00 to \$2,100,000.00 and as per Docket No. 004753-2014 dated 12/4/2017 reducing the 2014 property tax assessment from \$2,321,300.00 to \$2,100,000.00 and as per Docket No. 001646-2015 dated 12/4/2017 reducing the 2015 property tax assessment from \$2,321,300.00 to \$2,200,000.00; and

WHEREAS, the reduction in the 2013 property tax assessment is \$221,300.00 or \$4,386.16 in 2013 property tax and the reduction in the 2014 property tax assessment is \$221,300.00 or \$4,406.08 in 2014 property tax and the reduction in the 2015 property tax assessment is \$121,300.00 or \$2,510.91.property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$11,303.15 and the Tax Collector shall adjust his books accordingly. (2013: \$4,386.16; 2014: \$4,406.08; 2015: \$2,510.91).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition the Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to Zipp Tannenbaum & Caccavelli, L.L.C. and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-32

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Prologis By Prologis, A Maryland Real Estate Investment Trust, Owner for property located at 370 Starke Road, Carlstadt, New Jersey for Block 123 Lot 6 as per Docket No. 006806-2013 dated 12/26/2017 reducing the 2013 property tax assessment from \$1,848,100.00 to \$1,700,000.00 and as per Docket No. 000152-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$1,848,100.00 to \$1,750,000.00; and

WHEREAS, the reduction in the 2013 property tax assessment is \$148,100.00 or \$2,935.34 in 2013 property tax and the reduction in the 2014 property tax assessment is \$98,100.00 or \$1,953.17 in 2014 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$4,888.51 and the Tax Collector shall adjust his books accordingly. (2013: \$2,935.34, 2014: \$1,953.17).

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It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Zipp, Tannenbaum & Caccavelli, LLC Trust Fund:" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-33

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Loumar Associates By Sitex Group, LLC, Contract-Purchaser for property located at 400 Gotham Parkway, Carlstadt, New Jersey for Block 123.01 Lot 12 as per Docket No. 004765-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$3,828,500.00 to \$3,600,000.00 and for Loumar Assoc By Gotham SG, LLC as per Docket No. 000997-2015 dated 12/20/2017 reducing the 2015 property tax assessment from \$3,828,500.00 to \$3,650,000.00 and as per Docket No. 001994-2016 dated 12/20/2017 reducing the 2016 property tax assessment from \$3,828,500.00 to \$3,572,600.00; and

WHEREAS, the reduction in the 2014 property tax assessment is \$228,500.00 or \$4,549.43 in 2014 property tax and the reduction in the 2015 property tax assessment is \$178,500.00 or \$3,694.95 in 2015 property tax and the reduction in the 2016 property tax assessment is \$255,900.00 or \$5,440.43 in 2016 property taxes for a total of \$13,684.81.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$13,684.82 and the Tax Collector shall adjust his books accordingly. (2014: \$4,549.44, 2015: \$3,694.95, 2016: \$5,440.43).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Zipp, Tannenbaum & Caccavelli, LLC Trust Fund:" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-34

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB Property Corp. for property located at 435 Oehler Place, Carlstadt, New Jersey for Block 124 Lot 37, as per Docket No. 006822-2015 dated 12/26/2017 reducing the 2013 property tax assessment from \$1,767,800.00 to \$1,611,000.00 and as per Docket No. 000194-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$1,767,800.00 to \$1,611,000.00 and as per Docket No. 001998-2016 dated 12/20/2017 reducing the 2016 property tax assessment from \$1,767,800.00 to \$1,582,800.00; and

WHEREAS, the reduction in the 2013 property tax assessment is \$156,800.00 or \$3,107.78 in 2013 property tax and the reduction in the 2014 property tax assessment is \$156,800.00 or \$3,121.88 in 2014 property tax and the reduction in the 2016 property tax assessment is \$185,000.00 or \$3,933.10 in 2016 property taxes for a total of \$10,168.75.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$10,162.76 and the Tax Collector shall adjust his books accordingly. (2013: \$3,107.78, 2014: \$3,121.88, 2016: \$3,933.10).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "AMB Property Corp" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-35

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Prologis 510 Commercial LLC for property located at 510 Commercial Avenue, Carlstadt, New Jersey for Block 126 Lot 62 as per Docket No. 004751-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$5,400,000.00 to \$5,184,700.00 and as per Docket No. 001936-2016 dated 12/20/2017 reducing the 2016 property tax assessment from \$5,400,000.00 to \$5,097,800.00; and

WHEREAS, the reduction in the 2014 property tax assessment is \$302,200.00 or \$4,286.62 in 2014 property tax and the reduction the 2016 property tax assessment is \$302,200.00 or \$6,424.77 for a total of \$10,711.39.

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NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$10,711.39 and the Tax Collector shall adjust his books accordingly. (2014: \$4,286.62, 2016: \$6,424.77).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Prologis 510 Commercial, LLC" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-36

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Stopar, Alesh & Tanja, for property located at 111 Commerce Rd., Carlstadt, New Jersey for Block 127 Lot 5 as per Docket No. 005633-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$6,677,900.00 to \$6,000,000.00 and as per Docket No. 000816-2016 dated 12/20/2017 reducing the 2016 property tax assessment from \$6,677,900.00 to \$6,000,000.00; and

WHEREAS, the parties having agreed that there has been no change in value or municipal wide revaluation or reassessment adopted for the tax year (s) 2015 (Freeze Act Year (s)), the provisions of N.J.S.A. 54: 51A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for said Freeze Act year(s). No Freeze Act year shall be the basis for application of the Freeze Act for any subsequent year. 2015 Freeze Act Year reduction is from \$6,677,900.00 to \$6,000,000.00; and

WHEREAS, the reduction in the 2014 property tax assessment is \$677,900.00 or \$13,496.98 in 2014 property tax and the reduction in the 2015 property tax assessment is \$677,900.00 or \$14,032.53 in 2015 property tax and the reduction in the 2016 property tax assessment is \$677,900.00 or \$ 14,412.15 in 2016 property tax for a total refund of \$41,941.66.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$41,941.66 and the Tax Collector shall adjust his books accordingly. (2014: \$13,496.98; 2015: \$14,032.53; 2016: \$14,412.15).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition the Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to "Michael A. Vespasiano, Attorney Trust Account" and shall be mailed to Michael A. Vespasiano, 331 Main Street, Chatham, NJ 07928.

RESOLUTION NO. 2018-37

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell Associates LLC By Sitex Group LLC, Contract-Purchaser for property located at 551 Barell Ave., Carlstadt, New Jersey for Block 128 Lot 23 as per Docket No. 007119-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$1,695,600.00 to \$1,268,400.00; and

WHEREAS, the reduction in the 2014 property tax assessment is \$427,200.00 or \$8,505.55 in 2014 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$8,505.55 and the Tax Collector shall adjust his books accordingly. (2014: \$8,505.55).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Barell Associates LLC by Sitex Group LLC" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-38

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell Associates LLC by Sitex Group LLC, Contract-Purchaser for property located at 450 Barell Ave., Carlstadt, New Jersey for Block 129 Lot 2 as per Docket No. 007126-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$1,847,300.00 to \$1,320,000.00; and

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WHEREAS, the reduction in the 2014 property tax assessment is \$527,300.00 or \$10,498.54 in 2014 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$10,498.54 and the Tax Collector shall adjust his books accordingly. (2014: \$10,498.54).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Barell Associates LLC by Sitex Group, LLC, Contract-Purchaser" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-39

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell Associates LLC By Sitex Group LLC, Contract-Purchaser for property located at 482 Barell Ave., Carlstadt, New Jersey for Block 129 Lot 5 as per Docket No. 007122-2014 dated 12/26/2017 reducing the 2014 property tax assessment from \$2,620,400.00 to \$2,015,900.00; and

WHEREAS, the reduction in the 2014 property tax assessment is \$604,500.00 or \$12,035.59 in 2014 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$12,035.59 and the Tax Collector shall adjust his books accordingly. (2014: \$12,035.59).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Barell Associates LLC by Sitex Group LLC" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-40

**Mutual Aid Plan & Rapid Deployment Force
Interlocal Service Agreement**

WHEREAS, the Police Departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order; and

WHEREAS, Law enforcement officials also have a responsibility to provide for the preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., manmade causes, civil unrest, and civil disobedience such as riots, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorder riots, terrorism incidents and bombings, State and National emergencies; and

WHEREAS, the Bergen County Police Chiefs Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies; and

WHEREAS, the Plan is adopted in accordance with the provisions of N.J.S.A.40A.-14-156, N.J.S.A.40A:14-156.1, N.J.S.A.40A:14-156.4, and N.J.S.A. App. A:9-40.6; and

WHEREAS, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot, or disorder in order to protect life and property; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Carlstadt to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the plan submitted by the Bergen County Police Chiefs Association.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the Carlstadt Police Department, under the direction of the Chief of Police, cooperate with the Bergen County Police Chiefs Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, the County Sheriff, the County Chief of Police, and all Bergen County Municipalities.

RESOLUTION NO. 2018-41

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the following music permit applications are hereby approved by the Carlstadt Police Department as the applicants' premises and use thereof, complies with the Carlstadt Zoning Ordinance and all other rules regulations, ordinances and laws:

1. Triple J's Bar & Grill
2. Redd's Restaurant & Bar
3. Shakers
4. IL Villaggio
5. Gianna's
6. Carlstadt Turnverein, Inc.
7. Stiletto's D.B.A. Atlantic Entertainment Inc.
8. Segovia Meson

RESOLUTION NO. 2018-42

WHEREAS, the Borough of Carlstadt is in need of the services of an Animal Control Officer; and

WHEREAS, Tyco Animal Services has proposed an Agreement whereby they will provide Animal Control Services to the Borough for one (1) year period January 1, 2018 to December 31, 2018 for an annual fee of \$9,500.00.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey, that:

1. The Contract between Tyco Animal Services and the Borough of Carlstadt for provision of Animal Control Services for the period January 1, 2018 to December 31, 2018 for the amount of Nine Thousand five-Hundred (\$9,500.00) Dollars be and hereby is approved and authorized.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Agreement as proposed, a copy of which is attached hereto.

Certification as to the availability of funds:

The CFO/Treasurer hereby certifies that sufficient funds are available to pay the amount of \$9,500.00 in accordance with the terms of the contract.

RESOLUTION NO. 2018-43

WHEREAS, an application and required fees had been timely filed requesting renewal of a pocket license in the name of Anthony Calandra and Luciano Calandra Jr., Plenary Retail Consumption License # 0205-33-011-003 for the 2017-2018 license term; and

WHEREAS, the Tax Clearance Certificate for the 2017-2018 license term has been received by the Borough Clerk from the State of New Jersey Division of Taxation for License # 0205-33-011-003; and

WHEREAS, a Special Ruling to permit the renewal of an inactive license pursuant to N.J.S.A.33:1-12.39 for the 2017-2018, 2018-2019 and 2019-2020 license terms for Anthony Calandra and Luciano Calandra Jr., License # 0205-33-011-003 (Docket No. 06-17-927) has been received by the Borough Clerk stating that the licensee has established good cause in accordance with the statutory requirements to warrant the renewal of the license for the 2017-2018, 2018-2019 and 2019-2020 license terms.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey 07072, that the application for renewal of the pocket license in the name of Anthony Calandra and Luciano Calandra Jr., Plenary Retail Consumption License # 0205-33-011-003 for the 2017-2018 license term is hereby approved.

RESOLUTION NO. 2018-44

**RESOLUTION APPOINTING MEMBERS TO THE AD HOC ADVISORY COMMITTEE
KNOWN AS THE CARLSTADT COMMITTEE FOR A STIGMA-FREE ZONE FOR THE
ONE-YEAR TERM JANUARY 1 – DECEMBER 31, 2018**

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the following persons are hereby appointed to the Carlstadt Committee for a Stigma-Free Zone for a one year term ending December 31, 2018:

Police Chief, or designee
Fire Chief, or designee
CVAC President, or designee
OEM Coordinator, or designee
DPW Director, or designee
Board of Health President, or designee
Social Services Director, or designee
CPS Superintendent, or designee
Clergy Member, or designee
Resident Karen Germann
Resident Cathy Dunn Cromelin

RESOLUTION NO. 2018-45

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell 450 SG, LLC for property located at 450 Barell Ave., Carlstadt, New Jersey for Block 129 Lot 2 as per Docket No. 001023-2015 dated 12/20/2017 reducing the 2015 property tax assessment from \$1,847,300.00 to \$1,523,300.00 and as per Docket No. 001985-2016 dated 12/20/2017 reducing the 2016 property tax assessment from \$1,847,300.00 to \$1,523,300.00; and

WHEREAS, the reduction in the 2015 property tax assessment is \$324,300.00 or \$6,713.01 in 2015 property tax and the reduction in the 2016 property tax assessment is \$324,000.00 or \$6,888.24 in 2016 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$13,601.25 and the Tax Collector shall adjust his books accordingly. (2015: \$6,713.01, 2016: \$6,888.24).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that the Borough's Tax Appeal Attorney, John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney, Joseph Donahue Esq. has reviewed this Resolution and finds it to be satisfactory and legal.

The refund shall be made payable to "Barell 450 SG LLC" and shall be mailed to Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey 08837.

RESOLUTION NO. 2018-46

**Resolution Petitioning the New Jersey Sports and Exposition Authority
To Declare an Area in the Borough of Carlstadt a Redevelopment Area**

WHEREAS, the New Jersey Sports and Exposition Authority (NJSEA) under the provisions of N.J.S.A. 5:10A-23 et seq. has the exclusive power to declare any portion of the Meadowlands District to be an area in need of redevelopment, and

WHEREAS, under the provisions of N.J.A.C. 19:3-5.3 (a) any interested person or party may petition the NJSEA to investigate the possible designation of an area as in need of redevelopment; and

WHEREAS, the Mayor and Council of the Borough of Carlstadt, through the approval and submission of this resolution to the NJSEA, petitions the NJSEA to declare Block 128 Lots 1,2,3,7,8,22,23,24,25,26,27,29,30,31,32,33,34,36,37,38,39,40,43,44,45,46; Block 128.01 Lot 1; Block 129 Lots 1,2,3,4,7,5,8,9,29; Block 130, Lots 1,2,3,45,6,7,8,9,10,11,12,13,14,15, 16, 18,19; Block 131 Lots 1,2,3,4,7 in the Borough of Carlstadt be declared a Redevelopment Area and requests that an in-need study and plan for this site be prepared; and

WHEREAS, N.J.A.C. 19:3-5.3(b) of the NJSEA Land Use Regulations requires all petitions requesting a site be designated a redevelopment area shall file with the NJSEA, in writing, and signed by the petitioner the following information:

1. Site: Blocks and Lots Described Herein
2. Zone: Light Industrial
3. Boundaries and Structures: A map is attached to the resolution showing boundaries of the area to be investigated. There are no structures on the site.
4. Reasons why property may be in need of redevelopment: the site because of its location, remoteness, and lack of means of access to developed sections or the municipality, or topography, or nature of the soil, is not likely to be developed through the instrumentality of private capital; and

WHEREAS, the Borough of Carlstadt will provide all assistance to the NJSEA to complete the In-Need and Planning Studies and requests a meeting to discuss how best to expedite the process.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Carlstadt petitions the New Jersey Sports and Exposition Authority to designate the blocks and lots designated herein an area in need of Redevelopment.

RESOLUTION NO. 2018-47

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the following bills for the NJEDA Project 40029 – Carlstadt Road and Storm Drainage Improvements having been approved by the Finance Committee are approved herewith for payment by the NJEDA:

Neglia Engineering Associates \$ 6,091.77

Mayor Lahullier entertained a motion to approve the Consent Agenda. On motion by Emerson, seconded by Bartlett, unanimous on call of roll of those present.

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POLICE/OEM – Mayor Lahullier read his report for the month of December. This report will be filed.

FIRE/WATER/AMBULANCE - Councilman Bartlett read his reports for the month of December. These reports will be filed.

PUBLIC WORKS/PUBLIC PROPERTY – In the absence of Councilman Stoltz, Councilman Zimmermann read the report for the month of December. This report will be filed.

PLANNING – In the absence of Councilman Lenoy, Councilman Roseman read the report for the month of December. This report will be filed.

ZONING – Councilman Roseman read his reports for the month of December. These reports will be filed.

PUBLIC HEALTH – Councilman Bartlett read his report for the month of December. This report will be filed.

RECREATION – Councilman Emerson read his report for the month of December. This report will be filed.

BOROUGH EQUIPMENT – Councilman Zimmermann read his report for the month of December. This report will be filed.

RECYCLING – In the absence of Councilman Stoltz, Councilman Emerson read the report for the month of December. This report will be filed.

PROJECTS – Councilman Zimmermann read his report for the month of December. This report will be filed.

HUMAN RESOURCES – Mayor Lahullier had no report.

REPORTS OF SPECIAL COMMITTEES:

There were no reports of special committees.

READING OF BILLS:

RESOLUTION NO. 2018-48

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the following bills having been approved by the Finance Committee are approved herewith for payment:

CAPITAL ACCOUNT

Neglia Engineering Associates \$ 3,131.79

TRUST ACCOUNT

Treasurer State of New Jersey 10,838.00
Walter M. Slomienski, Jr. Esq. 600.00
Neglia Engineering Associates 5,656.33

DOG WARDEN TRUST

TYCO Animal Control Services 911.66

CURRENT ACCOUNT

175 BROAD STREET LLC 7,499.47
1ST RESPONDER NEWSPAPER 80.00
328 ROUTE 17 SOUTH LLC 1,937.70
55 KIP CENTER 175.00
570 COMMERCE BLVD LLC 7,560.62
650 DELL ROAD 430.29
AGGRESSIVE ENERGY LLC 2,859.48
AMB TAX COORDINATOR 11,092.16
AMB PROPERTY CORP 10,162.76
APA TRUCK LEASING 167.99
ASSENHEIMER, CHRISTOPHER 206.61
A TO Z EQUIPMENT 5,923.99
AVS TECHNOLOGY 500.00
BACKHUS F&B 1,256.05
BARRELL ASSO. LLC, BY SITEX 10,498.54
BARRELL ASSOCIATES LLC 8,505.55
BARRELL ASSOCIATES LLC 12,035.59
BARRELL 450 SG LLC 2,843.01
BALEY CORRIGAN 60.00
B.C. PROSECUTORS OFFICE 6,000.00
BECTON PROJECT GRADUATION 1,000.00
BELL T&M 4.28
BERGEN COUNTY MUNC CLERKS ASSOC. 100.00
B.C. POLICE CHIEFS ASSOC. 350.00
BOLAND HOLDINGS LLC 4,038.07
BROAD STREET LLC 49,768.71
CAMMARATA 794.90
CARLSTADT FIRE DEPARTMENT 8,600.00
CARGILL 6,081.20
CARLSTADT BOARD OF EDUCATION 1,033,525.55

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CARLSTADT SEWER AUTHORITY	253.23
CARLSTADT RECREATIONAL BASKETBALL	4,868.00
CARAMANNA S.	272.92
CAROUSEL INDUSTRIES OF NORTH	358.44
CENTER FOR OCCUPATIONAL MEDICINE	323.00
CHEEMA OIL CORPORATION	303.34
CHEM-TEC	332.00
CHRISTOPHER GARVIN ESQ.	200.00
CHRISTOPHER HASCH	50.00
CLAIRE FOY	750.00
COLANDRA ENTERPRISES	1,784.05
COUNTY OF BERGEN	1,335,083.41
COUNTY OPEN SPACE TRUST FUND	57,473.99
CSR REALTY VENTURES LLC	199.39
DAWD R.	1,684.68
DECARLO FAMILY LLC	177.74
DELEASA L&L	589.59
DELELLIS REALTY	251.39
DENISE KIMAK	6,413.04
DIRECT ENERGY BUSINESS	2,226.05
DR. JOHN COLANERI	150.00
DYLAN CAUGHEY	60.00
EAST COAST EMERGENCY LIGHTING	94.09
EVERBRIDGE INC.	2,500.00
G & R PROPERTIES LLC	1,239.62
GARBARINI & CO.	25,448.75
GARDEN STATE HWY PRODUCTS	81.00
G F O A OF NEW JERSEY	90.00
GMA GROUP III LLC	6,965.63
HACKENSACK MEADOWLANDS	6,000.00
H. CROSS CO	18.75
HOTEL CARLSTADT	1,527.15
HOWARD F & M DR247825	174.61
HUDSON TIRE EXCHANGE	317.32
I.D.A.	70,589.09
IKEN MEDIA	72.00
INDIAN HARBOR INSURANCE CO	735.00
INTERGLOBE COMMUNICATIONS INC.	3,409.31
INTERNATIONAL ASSOCIATION	150.00
IVANICKI S&D	68.25
INTERSTATE WASTE SERVICES INC.	14,473.20
J&A COPIER	195.00

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JOSEPH R. DONAHUE LLC	4,437.50
LAW SOFT INC	7,550.00
LEXISNEXIS RISK SOLUTIONS	52.50
LUCKY 13 TH REALTY LLC	27,502.54
MAJESTIC BOAT CLUB	245.59
MARGIOLAS, G & M	598.44
MATT PERINE	60.00
MAXIMO REYES	60.00
MCCRICARD M	781.67
MEADOWLANDS DINER	368.08
MEADOWLANDS HARDWARE	91.39
MEDICAL BENEFITS ACCT	821,000.00
METRO FIRE & SAFETY EQUIPMENT	445.00
M G K/STILETTO'S	1,597.95
MICHAEL A. VESPASIANO	41,941.66
MORIANO M.	38.56
MORNING STAR LLC/EAST COAST	922.93
MORRIS MANAGEMENT	960.91
MSI TECHNOLOGIES LLC	450.00
MULTICULTURAL RADIO	26,166.06
NATIONAL ASSN. OF LOCAL BOARDS	200.00
NATALE MACHINE & TOOL CO.	53.95
NEGLIA ENGINEERING ASSOCIATES	4,990.68
NEW JERSEY MOTOR VEHICLE	150.00
NEXTEL COMMUNICATIONS	80.11
NJ CONFERENCE OF MAYORS	395.00
NJ FIRE EQUIPMENT CO.	900.00
NJ PLANNING OFFICIALS	440.00
NJ STATE LEAGUE OF MUNICIPALITIES	630.00
NRTCTA	30.00
OFFICE BUSINESS SYSTEMS	2,674.91
PARADISO & ROSEN/MIDWAY	2,058.02
PAYROLL ACCOUNT	3,546.72
PIA	440.00
PIERANTONI R&F	52.36
PINNACLE WIRELESS	4,005.00
POLICE TRAFFIC OFFICERS ASSOC.	200.00
POWERDMS INC.	3,995.20
PRESTI, ROSARIO JR., ESQ.	837.66
PROLOGIS/510 COMMERCIAL LLC	10,711.39
PSE&G	1,484.20
PUBLIC WORKS ASSOC. OF NJ	90.00

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R&R REALTY CO	574.01
REGAL STAMP CO.	14.50
REGIONAL BOARD OF EDUCATION	608,944.59
RELIABLE EQUIPMENT	15.23
RYAN REID	60.00
SO. BER. MUNC. JT. INS. FD	257,233.42
SOFIM IND. CITROIL	7,220.57
QUALITY AUTO MALL	523.75
STAPLES BUSINESS ADVANTAGE	81.20
STROEDECKE, WARREN	600.00
SUMMER REALTY LLC	471.86
SUN/INTERNATIONAL APPRAISAL	1,317.88
TATTOLI M.	152.03
TCTANJ	100.00
TELLADO A.	71.96
TERRENO AVENUE A LLC	1,186.20
T&R ALARM SYSTEMS INC.	832.50
TRANS-CON PIPE LINE	395,022.97
TREASURER STATE OF NEW JERSEY	191.00
SUEZ WATER NEW JERSEY	377.19
ADPP ENTERPRISES INC.	304.46
VERIZON WIRELESS	1,325.56
VERIZON	905.73
VERIZON	119.99
VFIS	1,724.19
WALLINGTON BOARD OF HEALTH	320.00
WASHINGTON EAST REALTY LLC	5,520.51
WEBER REALTY	9,155.42
921-PRAXAIR DIST MID-ATLANTIC	133.10
WILDCAT ENTERPRISES LLC	42,894.11
WIN PROPERTY LLC	62.17
ZIEROLD, JOHN	60.00
ZIPP AND TANNENBAUM	11,303.15
ZIPP TANNENBAUM & CACCAVELLI	13,684.82
ZIPP TANNENBAUM & CACCAVELLI	4,888.51
PATERSON AVENUE DELI	850.00
DANCE THEATRE WORKSHOP	5,000.00
PAYROLL ACCOUNT	19,483.44
PAYROLL ACCOUNT	521,555.95
CAPITAL ACCOUNT	1,074,812.50

TOTAL \$ 6,704,341.00

TOTAL BILLS FOR THE MONTH \$ 6,725,478.78

The Chief Financial Officer certified there are sufficient funds available for payment of the aforementioned bills.

On motion by Emerson, seconded by Roseman, unanimous on call of roll of those present.

UNFINISHED BUSINESS:

None.

HEARING OF CITIZENS:

Erwin Fedkenheuer, 700 9th Street – asked the Mayor where Districts 1 and 2 are going to vote since Lincoln School is gone. Mayor Lahullier replied the Civic Center, 4th Street Entrance. He also asked if Councilman Roseman knows the name of the company who made the bricks for the Lincoln School building. Councilman Roseman replied he will look into it.

Donald Molzon, 530 Madison Street – asked if the cupola was supposed to be saved. Mayor Lahullier said he doesn't know the intentions of the Carlstadt Board of Education.

Paul Conti, 12 Patricia Court – asked about the progress on the parking situation on Patricia Court. The Mayor replied an ordinance is done and will be enforced in February where people need to move their vehicles within forty-eight hours.

CONSIDERATION OF ORDINANCES:

None.

MISCELLANEOUS AND NEW BUSINESS:

None.

**EXECUTIVE SESSION MEETING ACT
RECESS INTO CLOSED SESSION**

WHEREAS, it is necessary for the Governing Body of the Borough of Carlstadt to conduct an executive session closed to the public in order to discuss one or more of the following subjects: personnel and potential litigation.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt hereby moves to go into executive session in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et. Seq. for the purpose of discussing one or more of the following subjects: personnel and potential litigation.

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AND, BE IT FURTHER RESOLVED that the public will be informed either later this evening after reconvening the public meeting or at a future public meeting said date is not predictable at the present time.

AND, BE IT FURTHER RESOLVED that the matters discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

Mayor Lahullier entertained a motion to go into closed session at 7:30 P.M. On motion by Emerson, seconded by Zimmermann, unanimous on call of roll of those present.

The meeting went back into open session at 10:04 P.M. with the following members in attendance: Mayor Lahullier, Councilmen Zimmermann, Bartlett, Emerson and Roseman.

Mayor Lahullier entertained a motion to have the Borough Mechanic deliver the old OEM white Durango to the CVAC and have their old 1994 Expedition put up for auction. On motion by Roseman, seconded by Emerson, unanimous on call of roll of those present

Mayor Lahullier entertained a motion to adjourn the meeting at 10:10 P.M. On motion by Bartlett, seconded by Emerson, unanimous on call of roll of those present.

APPROVED: _____
CRAIG LAHULLIER, MAYOR

ATTEST: _____
CLAIRE FOY, BOROUGH CLERK