

CAUCUS & FINANCE MEETING

July 12, 2018

THE JULY 5, 2018 CAUCUS MEETING of the Mayor and Council of the Borough of Carlstadt was rescheduled to Thursday July 12, 2018 at 7:00 P.M. in the Borough Hall Caucus Room, 500 Madison Street, Carlstadt, New Jersey followed by the regularly scheduled Finance Meeting.

Mayor Craig Lahullier asked Claire Foy, Borough Clerk to call the roll: Mayor Craig Lahullier, Councilmen David Stoltz and Joseph Emerson were present. Councilman William Roseman responded by phone and arrived at the meeting at 8:05 P.M.
Councilmen Robert Zimmermann, Richard Bartlett 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.

Notice of the rescheduled Caucus Meeting was published in The Record on June 27, 2018.

Robert Ceberio of RCM Ceberio LLC read his report for the month and is on file in the office of the Borough Clerk.

Gregory Polyniak of Neglia Engineering read his report for the month regarding projects in the Borough of Carlstadt and is on file in the office of the Borough Clerk.

Dennis Kronyak, Battalion Chief of the Carlstadt Fire Department asked about the container for storage at Engine 3's Firehouse on Washington Avenue. The Chief went over other things that needed to be addressed with the Mayor and Council which included Scott bottles, hose and radios.

Mayor Lahullier said we received correspondence from Chief Brian Cervasio requesting permission for Engine 3 to take the Suburban 711 to Newport, N.Y. for the annual parade. On motion by Roseman, seconded by Stoltz, unanimous on call of roll of those present. Councilman Roseman made the motion and voted yes by phone.

COUNCILMAN JOSEPH EMERSON

He met with Domenick Giancaspro, CFO and all is going well with finances for what has to be purchased. He also had things that needed to be discussed in closed session.

Councilman Emerson said he gave Claire Foy, Borough Clerk a memo with regards to men's fall Sunday morning softball. This is for field 2 beginning in August 2018. Councilman Emerson made a motion for this, seconded by Stoltz, providing all the paper work is in and insurance is met, unanimous on call of roll of those present. Councilman Roseman voted yes by phone.

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COUNCILMAN DAVID STOLTZ

He had nothing to discuss at this time.

Mayor Lahullier said we received a letter from Diane Gragnano, 53 10th Street, Wood-Ridge, NJ. She is requesting permission to have a block party on Center Street between 9th Street, Wood-Ridge and Garden Street. The date is Saturday, July 14, 2018 and the time is noon until 11:00 P.M.

Mayor Lahullier said we will allow this until 10:00 P.M. On motion by Stoltz, seconded by Emerson, unanimous on call of roll of those present. Councilman Roseman voted yes by phone.

Mayor Lahullier mentioned we will have two people here at our Council Meeting on Monday to give their presentation and plans for the senior housing in Carlstadt. He also notified the Senior Housing Committee, Planning and Zoning Boards for whoever can make this meeting.

Mayor Lahullier said we have a letter from Doreen Curreri, 337 Eighth Street, Carlstadt, NJ describing an incident where a car was on the corner of Broad and Eighth Street, the car door opened and a dog was thrown out. Doreen was walking her dog. The dog was okay with people but when it saw the other dog, there was a situation. Her dog was attacked by this other dog. She was able to control her dog because he was on a leash with a harness and handle. This helped her to save him from more severe injuries. She is requesting the Mayor and Council have a letter sent out to all dog owners reminding them of the leashing of dogs ordinance as well as the ordinance on picking up after their dog. Councilman Roseman said the person who threw the dog out of the car was not a Carlstadt resident. His license plate was taken and it showed he was a resident from Jackson, NJ. Councilman Roseman does not know if he was arrested or charged. The dog was a pit bull.

**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 property

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 property

AND, BE IT FURTHER RESOLVED that the public will be informed either later this evening after reconvening the public meeting or 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 8:10 P.M. On motion by Stoltz, seconded by Emerson, unanimous on call of roll of those present. Councilman Roseman arrived at 8:05 P.M.

The meeting went back into open session at 12:01 A.M. with the following members in attendance: Mayor Lahullier, Councilmen Stoltz, Emerson and Roseman.

Mayor Lahullier entertained a motion with regrets to accept Marian Koob's resignation from the Library Board. On motion by Roseman, seconded by Stoltz, unanimous on call of roll of those present.

Mayor Lahullier entertained a motion to appoint William Sidorick to the unexpired term of Marian Koob to 12/31/21. On motion by Roseman, seconded by Emerson, unanimous on call of roll of those present.

**CONSENT AGENDA
RESOLUTION NO. 2018-180
RESOLUTION AUTHORIZING
CONSERVATION EASEMENT FOR WETLANDS PRESERVATION
RE: BLOCK 84, LOTS 9, 11 AND 12 AND BLOCK 120, LOT 14.01**

WHEREAS, the Borough of Carlstadt has, or will have, ownership of certain properties through foreclosure consisting of wetlands and otherwise non-developable parcels located within the commercial/industrial portion of the Borough; and

WHEREAS, under a previously entered agreement with Doremus Newark, LLC, it is the desire of Doremus in order to meet an existing mitigation obligation to have the Borough of Carlstadt record a Conservation Easement in favor of the NJDEP permanently preserving those wetland properties from development; and

WHEREAS, the Governing Body is desirous of effectuating the terms of the Agreement for Wetland Preservation between the Borough of Carlstadt and Doremus Newark, LLC and finds it to be in the best interest of the Borough to execute and file Conservation Easements as to Block 84, Lots 9, 11 and 12 and Block 120, Lot 14.01.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey, that the Mayor and Borough Clerk are hereby authorized to execute any all documents approved by the Borough Attorney that are necessary in order to effectuate the intent of said Agreement, including the execution of Conservation Easements, and to attend to the Recording of same, for the specified parcels identified as Block 84, Lots 9, 11 and 12 and Block 120, Lot 14.01.

RESOLUTION NO. 2018-181

**RESOLUTION AUTHORIZING CONSERVATION RESTRICTION/EASEMENT
FOR WETLANDS PRESERVATION RE: BLOCK 120, LOT 14.01**

WHEREAS, the Borough of Carlstadt has ownership of Block 120, Lot 14.01 obtained by foreclosure consisting of wetlands located within the commercial/industrial portion of the Borough; and

WHEREAS, the Borough has previously entered into an Agreement with Doremus Newark, LLC whereby the Borough of Carlstadt has agreed to record a Conservation Restriction/Easement in favor of the NJDEP permanently preserving certain of those properties from development so as to satisfy Doremus' existing mitigation obligation to the NJDEP; and

WHEREAS, the Governing Body is desirous of executing and recording a Grant of Conservation Restriction/Easement for Block 120, Lot 14.01 for wetland preservation in the form attached hereto to effectuate the terms of the Agreement.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey, that the Mayor be and hereby is authorized to execute the attached Grant of Conservation Restriction/Easement for Block 120, Lot 14.01 for Wetlands Preservation in the form attached hereto, as approved by the Borough Attorney.

RESOLUTION NO. 2018-182

**RESOLUTION APPROVING AND AUTHORIZING
THE EXECUTION OF CONSENT ORDER**

WHEREAS, the Borough having previously authorized the filing of a Complaint in the Tax Court of New Jersey regarding the impact of the New Jersey Division of Taxation Director's Ratio's impact on the allocation of the Becton Regional High School 2018-19 budget between the Borough of Carlstadt and the Borough of East Rutherford; and

WHEREAS, the parties to the matter have each respectively agreed to withdraw their Complaint and Motion to Dismiss and enter into a Consent Order providing for the allocation of the 2018-19 budget to be in amounts agreed upon between the Boroughs of Carlstadt and East Rutherford; and

WHEREAS, the Carlstadt Governing Body agrees and approves the allocation as set forth in the proposed Consent Order attached hereto, thereby resolving and bringing finality to this matter.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey, hereby approve the allocations to be paid by the Boroughs of Carlstadt and East Rutherford as set forth in the attached Consent Order and authorizes and approves Special Counsel, Kenneth A. Porro, Esq., to affix his consent on behalf of the Borough of Carlstadt.

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

Mayor Lahullier entertained a motion to adjourn the meeting at 12:07 A.M. On motion by Stoltz, seconded by Emerson, unanimous on call of roll of those present.

APPROVED: _____
CRAIG LAHULLIER, MAYOR

ATTEST: _____
CLAIRE FOY, BOROUGH CLERK