

**MINUTES OF THE REGULAR MEETING OF THE MAYOR &  
COUNCIL OF THE BOROUGH OF ROCKLEIGH, HELD ON JUNE 6, 2011 AT  
BOROUGH HALL, 26 ROCKLEIGH RD., ROCKLEIGH NJ AT 8 PM**

Mayor Robert Schaffer called the meeting to order and led the meeting with a flag salute.

**OPENING STATEMENT:**

Mayor Schaffer announced that the meeting of this date is being held in compliance with the Open Public Meetings Act of the State of New Jersey and that adequate notice of same was given in writing to the *Press Journal* and *The Record*, and that notice of same was also posted on the Borough Hall bulletin board as required.

The Borough Clerk called the Roll Call of the Mayor and Council:

**Present:** Mayor Schaffer, Councilman Agresta, Councilman Johnsen, Councilman Mender (arrived late), Councilman Pontone and Councilman Cumiskey.

**Also Present:** Robert T. Regan, Esq., Borough Attorney, Marcella Giampiccolo, Borough Clerk, William J. McGuire, Borough Administrator, Anne E. Murphy, CFO/Tax Collector and Gregory Polyniak, Borough Engineer.

**Absent:** Councilwoman Ewald.

**MINUTE APPROVAL:** The minutes of the Regular Meeting held on May 2, 2011 were presented for approval. A Motion was offered by Councilman Pontone, seconded by Councilman Agresta and approved with all Councilmembers voting in the affirmative, to approve the Regular Meeting minutes of May 2, 2011 as presented. The Motion passed.

The minutes of the Executive Session held on May 2, 2011 were presented for approval. A Motion was offered by Councilman Cumiskey, seconded by Councilman Pontone and approved with all Councilmembers voting in the affirmative, to approve the Executive Session minutes of May 2, 2011 as presented. The Motion passed.

**COMMITTEE REPORTS:**

Councilman Johnsen addressed the reduction of speed limit request on Paris Avenue noting that the Northvale Police will probably drop the speed limit by 5 mph; however, they are awaiting official word from the NJDOT if a further reduction can be made. (At this time Councilman Mender joined the meeting).

Councilman Mender spoke about the Rockleigh Corporate Park Roadways, Section II project stating the contractor did a great job and the roads look good. Brief discussion followed regarding next year's grant monies from the NJDOT and where in Rockleigh they could be applied to. Suggestions were offered to purchase crack seal for those roads not yet repaired to prevent further erosion due to harsh winters. Discussion continued about pending grants Rockleigh has filed with the NJDOT, specially noting Piermont Road East had been applied for in 2011; however, funds were not yet designated for that project by the NJDOT at this time. Discussion moved to repair of potholes located on Rose Haven Lane. William McGuire will contact the DPW Superintendent about

repairing the potholes requested by the Council. Discussion moved to the status of property maintenance by the DPW across from Piermont Road East. Mr. McGuire confirmed Mr. Marcason had plans to grade that area and seed it.

**OLD BUSINESS:** Resolution 2011-30 designating an additional Official Newspaper, *The Star Ledger*, for the Borough was presented. A Motion was offered by Councilman Pontone, seconded by Councilman Cumiskey to approve Resolution 2011-30 as presented. The Roll Call resulted in the following vote:

AYES: Agresta, Johnsen, Mender, Pontone and Cumiskey.

NAYS: None.

ABSTAIN: None.

ABSENT: Ewald.

The Motion passed.

**NEW BUSINESS:** Resolution 2011-29 regarding the renewal of the Plenary Retail License for the Rockleigh Country Club was presented. A Motion was offered by Councilman Mender, seconded by Councilman Johnsen to approve Resolution 2011-29 as presented. The Roll Call resulted in the following vote:

AYES: Agresta, Johnsen, Mender, Pontone and Cumiskey.

NAYS: None.

ABSTAIN: None.

ABSENT: Ewald.

The Motion passed.

The Police Report dated May, 2011 was discussed at this time. Brief discussion followed as the various violations noted on the report. No discussion took place regarding the April 2011 Court Fines collected.

**FINANCIAL BUSINESS/PAYMENT OF CLAIMS:** Resolution 2011-31 regarding the refund of 2011 Tax Overpayments for Block 203, Lot 10 and Block 204, Lot 4, was presented for approval. Following a brief description of the resolution by Ms. Murphy, a Motion was offered by Councilman Cumiskey, seconded by Councilman Pontone to refund the 2011 tax overpayments as indicated on resolution 2011-31. The Roll Call resulted in the following vote:

AYES: Agresta, Johnsen, Mender, Pontone and Cumiskey.

NAYS: None.

ABSENT: Ewald.

ABSTAIN: None.

The Motion passed.

At this time Ms. Murphy distributed the Open Balances tax sheet to the Council for review. Brief discussion ensued regarding open 2010 taxes. Ms. Murphy confirmed that any tax sale necessary would take place by year end, if 2010 taxes are not paid. Tax sale notice would be issued around November 1<sup>st</sup>.

The Bill List and the Budget Status Report for the month of June, 2011 were presented for discussion and approval. Discussion ensued regarding interest collected from taxes. Ms. Murphy stated the budget is currently on target compared to a year ago. In addition, Ms. Murphy reiterated from last month's discussion that a transfer will take place into Roads/OE. Brief

discussion took place regarding Chapter 159 and Ms. Murphy clarified for the Councilmembers exactly what a Chapter 159 is. Without further discussion, a Motion was offered by Councilman Cumiskey, seconded by Councilman Mender to approve the Bill List noting the claims and accounts amounting to \$246,012.81, as specified on the voucher summaries dated June 6, 2011, be paid, and that checks be issued therefore in accordance with established procedure, upon confirmation from the Borough Treasurer/CFO that sufficient monies are available to pay said obligations. The Roll Call resulted in the following vote:

AYES: Agresta, Johnsen, Mender, Pontone and Cumiskey.

NAYS: None

ABSENT: Ewald.

ABSTAIN: None

The Motion passed.

At this time Mayor Schaffer addressed the topic of the Rockleigh Road drainage project noting that cash from capital improvements would be utilized to fund that project. Mayor Schaffer asked the Council for their approval to authorize the Borough Attorney to draft a Capital Ordinance in the amount of \$25,000.00, which would be introduced at the July Mayor and Council meeting. Discussion followed as to the amount of money requested. The Borough Engineer solicited six quotations and three vendors' submitted proposals within the designated time frame. Brief discussion followed as to the scope of this project and upon conclusion of the discussion, Mayor Schaffer asked that the Public Works Committee meet prior to the July 6<sup>th</sup> with the Borough Engineer. A Motion to authorize the Borough Attorney to draft the Capital Ordinance was offered by Councilman Johnsen, seconded by Councilman Mender. The Roll Call resulted in the following vote:

AYES: Agresta, Johnsen, Mender, Pontone and Cumiskey

NAYS: None.

ABSENT: Ewald.

ABSTAIN: None

The Motion passed.

Ms. Murphy continued with her report and distributed a sample Request For Proposals for banking services to follow up with previous meeting discussions. Finance Committee members Agresta and Pontone and Ms. Murphy will meet on Monday, June 27<sup>th</sup> at 7:00 PM at the Borough Hall to draft a Request For Proposal banking services for the Borough.

At this time Mayor Schaffer inquired about monies the Borough received from FEMA for storm damage several years ago for the dam by Sneden's Pond and has been carried by the Borough in the amount of \$28,454.00 available to repair this dam. Discussion followed and at the conclusion of the discussion, Ms. Murphy stated the amount of money issued by FEMA is what was determined to make repairs to the dam and are required to be used for that purpose only. Mayor Schaffer asked Councilman Mender to follow-up with the Borough Engineer.

Mayor Schaffer reported at the last meeting of the Northern Valley Mayors' Association it was confirmed that the Bergen County Ambulance will stay stationed in Rockleigh and the Mayor and Council was thanked for their Resolution in support of the BC Ambulance service in Rockleigh. Mayor Schaffer asked the Council to advise the Borough Clerk about interest in attending the League of Municipality Conference in November and to let her know by August. Discussion returned to repair of the dam and the necessity of that project and several Councilmembers provided history of the pond, including the pond used as an ice-skating pond at one time.

At this time the Mayor announced he would open the meeting to the public. A Motion was offered by Councilman Cumiskey, seconded by Councilman Pontone and approved with all Councilmembers present voting in the affirmative to open the meeting to the public. The Motion passed.

Patrick Wellbank came forward with an inquiry regarding the naming of the Borough Park and inquired if the Mayor and Council would consider naming the park after Mayor Hutchins who served the residents of Rockleigh for 40 years. Discussion ensued and at the conclusion of the discussion, the Council agreed that in addition to the Borough Chambers being named in honor of Mayor Hutchins, a more distinguished plaque outside the Borough building was more suitable. After discussion, the Council agreed to insert additional verbiage onto the existing Borough sign in front of the Borough building. The language suggested by the Council read "Rockleigh Borough Hall Gordon Hutchins Memorial Building." A Motion was offered by Councilman Johnsen, seconded by Councilman Mender to approve the name on the banner and authorization for the Borough Administrator to order a wood banner added to the current Borough sign to read, "Rockleigh Borough Hall Gordon Hutchins Memorial Building". The Roll Call resulted in the following vote:

AYES: Agresta, Johnsen, Mender, Pontone and Cumiskey

NAYS: None.

ABSENT: Ewald

ABSTAIN: None.

The Motion passed.

Mrs. Bresnak came forward and commented on the above discussion. Brief discussion ensued regarding landscaping services provided by a town resident. In addition, Mrs. Bresnak questioned the Council about funds recently allotted by the Governor Christie for repair to bridges and asked the Council if any Rockleigh bridges in town required repair. Brief discussion took place which addressed recent repairs to Rockleigh bridges.

With no other further business to come before the Mayor and Council a Motion was offered by Councilman Cumiskey, seconded by Councilman Pontone and approved with all Councilmembers voting in the affirmative to close the meeting to the public. The Motion passed.

**ADJORNMENT:** Upon returning to the Regular Meeting a motion was made to adjourn. A motion was offered by Councilman Agresta, seconded by

Councilman Cumiskey and approved with all Councilmembers voting in the affirmative to adjourn the meeting of this date. The Motion passed.

Respectfully submitted,

Marcella Giampiccolo,  
Borough Clerk