

**BOROUGH OF DUMONT  
BERGEN COUNTY, N.J.  
EXECUTIVE SESSION MINUTES  
APRIL 5, 2016  
6:30 PM**

**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, Di Paolo, Morrell (via phone), Riquelme, Zamechansky-present  
Councilman Hayes-absent  
Mayor Kelly-present

Motion to accept agenda as presented: Councilman Riquelme  
Second: Councilwoman Zamechansky  
All in favor.

**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**

- #16-90 Endorsement of Vantage Health System Community Development Grant Application \*
- #16-91 Approval and Execution of Agreement with Hillsdale Board of Health to Provide Child Health Services \* Councilman Di Paolo asked whether the County offers these services. The Municipal Clerk responded that they do not. They recommended Hillsdale, which provides this service for many towns.
- #16-92 Opposition to Pension and Health Benefit Study Commission Report \*
- #16-93 Approval of Dumont Elks Lodge Pull Tab Raffle; ID#109-6-33628, RL#451 \*
- #16-94 Approval of St. Mary's Off-premise 50/50 Raffle to be held June 8-June 11, 2016; ID#109-1-171, RL#449 \*
- #16-95 Approval of St. Mary's On-premise 50/50 Raffle to be held June 8-June 11, 2016; ID#109-1-171, RL#450 \*
- #16-96 Approval of St. Mary's Carnival Raffle to be held June 8-June 11, 2016; ID#109-1-171, RL#448 \*

**#16-97** Approval of Revision of LOSAP Contribution for Fire Department and Ambulance Corps.-\$44,350 \*

**#16-98** Support of Denial of Parole for Christopher Righetti \* Councilman Di Paolo asked that this resolution be moved to non-consent.

**#16-99** Emergency Temporary Appropriation Resolution \*

**#16-100** Approval of Officially Naming Troop #1345 as Caretakers of the Garden at TwinBoro Field \* Mayor Kelly remarked that the garden was part of CJ Reissner's Eagle Scout project and he had asked if his troop could take care of it.

**#16-101** Approval of DHS Music Boosters On-premise Merchandise Raffle to be held May 20, 2016; ID#109-5-36714, RL#452 \*

**#16-102** Approval of DHS Music Boosters On-premise 50/50 Raffle to be held May 20, 2016; ID#109-5-36714; RL#453 \*

**#16-103** Authorization to Hire Temporary Part-time Finance Clerk-Salary not to exceed \$15,000 \* Councilwoman Zamechansky explained that the clerk is going out on leave.

**#16-104** Authorization of Execution of Agreement to Accept Donated Equipment from the County of Bergen \*

**#16-105** Authorization to Retain Former Administrator John Perkins in a Consulting Capacity \* Councilwoman Correa made a motion that this resolution be tabled; she has questions.  
Seconded by Councilwoman Zamechansky.

**#16-106** Authorization to Enter into Contract with the Bergen County Aggregate Energy Procurement Pricing System and Direct Energy Business, LLC \*  
Motion to open to the public on Consent Agenda items: Councilman Di Paolo  
Second: Councilwoman Zamechansky  
All in favor.

1. Mary Anne Russini, Roosevelt, asked the dollar amount on Resolution #105, why is he needed as a consultant and who put it on the agenda. Mayor Kelly responded the amount is not to exceed \$5,000 and Mr. Herr could get information from Mr. Perkins for a period of three months. The Council had discussed the last meeting in closed session. He is no longer an employee as of March 31<sup>st</sup>.
2. Pete Fusco, Howarth Rd., is against Mr. Perkins as a consultant.
3. Mike Sullivan, Andover, agrees Mr. Perkins shouldn't be paid.
4. Rachel Bunin, asked for an explanation of the Christopher Righetti.
5. Suzanne Riordan, Harrison St., asked the amount of the emergency appropriation. Councilwoman Zamechansky replied \$2,514,955.80. Ms. Riordan stated that we don't need input from Mr. Perkins any longer.

Motion to close to the public: Councilwoman Zamechansky  
Second: Councilman Riquelme  
All in favor.  
Motion to adopt the consent agenda with the exception of #98 and #105: Councilman Riquelme  
Second: Councilman Morrell  
Roll call vote: Council members Correa, Di Paolo, Morrell, Riquelme, Zamechansky-yes

**Non-Consent Agenda**

**#16-98** Support of Denial of Parole for Christopher Righetti

Motion to adopt: Councilwoman Zamechansky

Second: Councilman Riquelme

Roll call vote: Council members Correa, Morrell, Riquelme, Zamechansky-yes  
Councilman Di Paolo abstained.

**#16-107** Authorization to Direct the Joint Land Use Board to Conduct an Area in Need of Redevelopment Study on D'Angelo Farms. Councilwoman Correa would like to table this until the meeting with the Joint Land Use Board on April 21<sup>st</sup>. Councilwoman Zamechansky seconded

Roll call vote to table: Council members Correa, Di Paolo, Morrell, Riquelme, Zamechansky-yes

**Ordinance**

*Second Reading*

**#1497** Calendar Year 2016 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank

Motion to waive formal reading: Councilwoman Zamechansky

Second: Councilman Riquelme

All in favor.

There was no discussion from the public.

Motion to open to the public: Councilwoman Zamechansky

Second: Councilman Riquelme

All in favor.

1. Lynne Vietri, Wilkens Dr., asked what this cap. is for. Mr. Herr explained that This establishes the 3½% bank. If the borough is under the cap, it can bank the difference for a future year. This is just there if it's needed.

Motion to close to the public: Councilman Riquelme

Second: Councilwoman Zamechansky

All in favor.

Motion to on second reading: Councilman Riquelme

Second: Councilwoman Zamechansky

Roll call vote: Council members Correa, Di Paolo, Morrell, Riquelme, Zamechansky-yes

**General Order of Business**

**#16-108** Introduction of the 2016 Municipal Budget - Councilwoman Correa asked about items in the budget: recreation, financial administration-professional services, special counsel, police department equipment purchase, medical material and supplies, testing, fire material and supplies, pagers, radio and communication, fire parade and convention, rental of fire houses, field maintenance, tax appeals, clean communities grant and recycling tonnage grant. Are we getting the money from FEMA? Mr. Herr said we have received \$132,000.

Councilman Di Paolo asked about the DOT grant we received. He said that the Shade Tree Commission needs \$2.00 per resident in order to be a registered Tree City. Also,

there is a permit fee for residents if they would like a tree cut down, which is supposed to go to the Commission account.

Motion to adopt #16-108: Councilman Riquelme

Second: Councilman Morrell

Roll call vote: Council members Correa, Di Paolo, Morrell, Riquelme, Zamechansky-yes

Mr. Herr stated that the hearing for the budget will be May 17<sup>th</sup>. By state law there can be no public discussion tonight. We are introducing the budget tonight so that it can be introduced in the time frame established by the Local Government Services. This is a work in progress and the finance committee will still be working to reduce it. We came in under the appropriation cap by \$67,505. We came in under the tax levy cap by \$147,190. That's money that can be banked for future use. At this point, taxes on the average assessed home of \$307,000 would be \$94.00 a year or \$7.83 a month. The library, state mandated, is \$629,000, and will be increasing taxes by \$6.00 per year.

Councilman Di Paolo stated that they have been speaking to Bergenfield regarding a new municipal complex. A committee is being established by both towns to explore a joint municipal complex. Bergenfield's borough hall is 92 years old so they are willing to look into a shared municipal complex. He, Mayor Kelly, Bergenfield Mayor Schmelz and Councilman Tully have met. The building costs can be split by both towns.

Councilwoman Correa said that at last month's meeting, she had voted for resolution #83 at the public meeting, but after closed session and returning to public, she changed to a no vote. She feels that Landmark should pay for it.

Motion to open to the public for general comments: Councilman Riquelme

Second: Councilwoman Zamechansky

All in favor.

1. Rachel Bunin, Poplar St., said it is important to have a working, viable website. Mr. Herr said that we have been talking to different web companies and a decision will be made as soon as possible. Ms. Bunin asked for confirmation on the time line: April 19<sup>th</sup> there is a M/C meeting and court date for the 50 Washington Avenue lawsuit; the 21<sup>st</sup> is a M/C and Joint Land Use Board joint meeting for approval of the fair share housing plan; April 25<sup>th</sup> is the judge's ruling on the Board of Ed motion; May 12<sup>th</sup> is the fairness hearing; May 17<sup>th</sup> is the budget hearing. She said that she will never agree the settlement agreement is good for Dumont. She feels the Council should vote no on the area in need of redevelopment of D'Angelo's and the PILOT program.

2. Lynne Vietri, Wilkens Dr., asked what Recreation spent the \$11,000 on. Will the budget be online? She asked if there is a shared building and police department with Bergenfield, what would be located on the 50 Washington Avenue property. Mayor Kelly explained that Dumont's exploration committee would consist of himself and Council member Riquelme and Di Paolo.

3. Sarah McCabe, Hickory St., asked about beautification of the downtown district.

4. Bill Brophy, Margaret Ct., asked about the time frame for the shared project and would there be shared positions. Councilman Di Paolo said that ideally more money can be saved by sharing a finance department, CFO, etc. Mr. Brophy said that in the past, the Borough has never paid \$2.00 per person to be certified as "Tree City". He asked about the new website.

5. Linda Unger, Larch Ave. asked if parking on the street is allowed yet. She is disappointed with the decision with Landmark.

6. Suzanne Riordan, Harrison St., said she is willing to help choose a website.

7. Adrienne Green, Juniper St, asked why we didn't look into a different venue for city hall earlier. Our streets are in bad shape, downtown looks shabby. She said that she feels the residents are getting Landmark shoved down their throats.

8. John Sansone, Beacon St., said that it will be 3-4 years before there is a shovel in the ground.

9. Debbie Tamburro, Roosevelt Ave, doesn't like the idea of merging with Bergenfield. When will the flood control work on Roosevelt be done? Her fence just fell down recently. She said there should be an inspector going around town to inspect- nobody noticed the land being built near her house.

10. Mary Anne Russini, Roosevelt Ave., asked why, if we are going to use 50 Washington, are we spending so much money fighting the Board of Ed. She said she appreciates Councilman Di Paolo's enthusiasm but it will take too long to get the shared municipal project done. She asked for an update on her flood project and whether there is still enough money in the bond ordinance. She asked if the neighbors could be notified of the project again to see if they are interested in participating.

11. Cathy Doherty, Roxbury Rd., asked the purpose of the April 21<sup>st</sup> meeting. Mayor Kelly replied that amendments have to be made to our fair share housing plan as part of the settlement. She asked about the Board of Ed. lawsuit. Mr. Paster said that the motion to dismiss is returnable on the 19<sup>th</sup>. April 4<sup>th</sup> was the date for replies of the opposition and the Borough's replies are due this Friday. The basis of the suit is that by declaring 50 Washington Avenue an area in need of redevelopment the Borough effectively abdicated its right to continue to occupy the property. That triggered the right of reversion.

12. John Sansone, Beacon St., said it would not cost \$12,000,000 to renovate borough hall. Downtown is run down. The Shade Tree Commission wouldn't let him take down a tree ruining his property.

Councilwoman Correa asked if we would consider Tom Kelly as certified COAH person. Mayor Kelly replied that there is no longer certification courses offered. We would have to use a certified person from another town.

Councilwoman Zamechansky asked if we could have the tax assessor come to a meeting to explain the PILOT program.

Councilman Di Paolo is following up on his suggestion to discuss the agenda at 6:30 in closed session and the public session at 7:15. The agenda is not a closed session item.

13. Adrienne Green, Juniper St., asked what is going on with COAH.

Motion to close to the public: Councilwoman Zamechansky

Second: Councilman Di Paolo

All in favor.

The Municipal Clerk read the resolution to enter closed session to discuss Declaratory Judgment Litigation, Personnel-Administration, Personnel-Police

Motion to enter: Councilman Di Paolo

Second: Councilwoman Zamechansky

Roll call vote: Council members Correa, Di Paolo, Morrell, Riquelme, Zamechansky-yes

Following closed session:

Motion to go back into public: Councilman Riquelme

Second: Councilman Di Paolo  
All in favor.

Mr. Paster said that since the resolution for Mr. Perkins was tabled, it comes back up. You can either pull it at that time from the agenda and take no action or vote on it.

Motion to adjourn: Councilman Morrell  
Second: Councilman Riquelme  
All in favor.

Meeting adjourned at 9:30PM

Minutes respectfully submitted by:

Susan Connelly, RMC  
Municipal Clerk