

**OFFICIAL MINUTES OF THE
BOROUGH OF BERGENFIELD
MAYOR AND COUNCIL
February 24, 2009**

Council President Lodato announced that he will be chairing the meeting tonight as the Mayor is absent. He apologized for the delay in starting the meeting as they were in closed session.

I. Meeting called to order at 8:28 p.m.

II. Roll Call:

Roll Call	Yes	No	Absent
COUNCILMAN TULLY	X		
COUNCILMAN GILLMAN	X		
COUNCIL PRESIDENT LODATO	X		
COUNCILMAN AGUASVIVAS	X		
COUNCILMAN DOLL	X		
COUNCILMAN CARLSON	X		
MAYOR DRISCOLL	X		
ADMINISTRATOR		X	
ATTORNEY	X		

Also present: Carole Chamberlain-Berman, Acting Clerk
William Betesh, Office of the Borough Attorney

III. **MAYOR DRISCOLL'S STATEMENT – OPEN PUBLIC MEETINGS ACT**

Read by Council President Lodato.

Notice of this meeting was provided on February 20, 2009. It was mailed and/or faxed to The Record, The Star Ledger, Twin Boro News and Cablevision, and placed on the Municipal Bulletin Board for Public Notices, and is on file in the Office of the Borough Clerk. Exits are to the rear and your left. Please turn off all cell phones.

IV. Salute to the Flag led by Council President Lodato.

V. **MOTION OFFERED** by Councilman Doll, that the minutes of the Council Meeting of January 27, 2009 be approved, **SECOND** by Councilman Gillman. All in favor.
MOTION carried.

CONSENT RESOLUTION

1. **CONSENT RESOLUTION AGENDA #09-0049.** All matters listed below are considered by the Governing Body to be routine in nature. There will be no separate discussion of these items. If any discussion is desired by the Governing Body, that item will be removed from the Consent Agenda and considered separately.

OFFERED by Councilman Gillman, **SECONDED** by Councilman Doll.

- 1) **09-0050** To Approve Communications
- 2) **09-0051** To Approve On-Premise 50/50 Raffle for BCCBF RL1125
- 3) **09-0052** To Approve Off-Premise 50/50 Raffle for St. John's RL1126
- 4) **09-0053** To Approve On-Premise Casino Night for BCCBF RL1127
- 5) **09-0054** To Approve Off-Premise Draw Raffle for St. John's RL1128
- 6) **09-0055** To Approve Yearly Instant Raffle for BPOE 1477 RL1129
- 7) **09-0056** To Approve On-Premise 50/50 for St. John's RL1130

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

RESOLUTION adopted.

VERBAL COMMUNICATIONS

VI. Council President Lodato opened the meeting to Verbal Communications, and asked if anyone present wished to be heard. Please be advised there will be a limit of five (5) minutes per speaker.

1. **MICHAEL KNOWLES**, 37 Palisade Avenue
Expressed wish that the meetings would start on time.
Hopes that the council finds the funds to make the improvements to the park and perhaps C/M Doll can also find funds for a garbage truck.
2. **ROBERT KIRSCH**, President of Historic Preservation Committee
Presented C/M Tully and C/M Aguasvivas with the latest on Coopers Pond.
Invited the Mayor and Council to take a walk through Coopers so he can bring them up to speed on exactly what needs to be done there.
3. **MARY HICKEY**, 77 Westminster Avenue
Asked why our firemen considered in the hiring of (3) new firefighters.
C/M Gillman responded that you have to start to hire at the top of the list.
C/P Lodato said we had to open our list to a (3) county group of applicants from Bergen/Hudson/Essex.

There being no one else who wished to be heard, Council President Lodato closed Verbal Communications.

VII. UNFINISHED BUSINESS

NEW BUSINESS

1. **MOTION** To Fund Various Improvements to Parks with Matching County Open Space Grant and Title & Text Change in Certain Capital Accounts with Unexpended Funds, **OFFERED** by Councilman Gillman, **SECONDED** by Councilman Carlson.

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

MOTION carried.

RESOLUTION 09-0057 To Approve Title & Text Change in Capital Accounts to Fund Various Improvements to Parks to Match County Grant from Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund, **OFFERED** by Councilman Gillman, **SECONDED** by Councilman Carlson, attached.

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

RESOLUTION adopted.

2. **RESOLUTION 09-0058** To Certify Review of FY2008 Audit, **OFFERED** by Councilman Carlson, **SECONDED** by Councilman Doll, attached.

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

RESOLUTION adopted.

3. **RESOLUTION 09-0059** To Authorize Emergency Temporary Appropriations, **OFFERED** by Councilman Doll, **SECONDED** by Councilman Gillman attached.

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

RESOLUTION adopted.

4. **RESOLUTION 09-0060** To Appoint (2) Fund Commissioners to the Bergen County Municipal Joint Insurance Fund, Robert Yurkin, Borough Coordinator of Safety Programs, and Rick McGarril, Chief of Police, for two-year terms expiring 12/31/2010, **OFFERED** by Councilman Gillman, **SECONDED** by Councilman Doll, attached.

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

RESOLUTION adopted.

5. **RESOLUTION 09-0061** To Explore the Cost Feasibility and Potential Benefits of Changing from Fiscal Year to Calendar Year, **OFFERED** by Councilman Doll, **SECONDED** by Councilman Tully, attached.

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

RESOLUTION adopted.

6. **RESOLUTION 09-0062** To Pay Bills, **OFFERED** by Councilman Carlson, **SECONDED** by Councilman Doll, attached.

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN	X			
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON	X			
DRISCOLL				

RESOLUTION adopted.

COMMITTEE/DEPARTMENT REPORTS

- VIII. **MOTION** offered by Council President Lodato that the Committee/Department Reports be spread upon the minutes in full and filed. **SECONDED** by Councilman Carlson, All in favor. **MOTION carried.**

- IX. At 8:43 p.m. the Governing Body took a short recess and will go into **CLOSED SESSION** to discuss:

Personnel
Legal/Litigation

- RESOLUTION 09-0063** To Authorize Entering Into Closed Executive Session, **OFFERED** by Councilman Doll, **SECONDED** by Councilman Carlson, attached. All in favor. **RESOLUTION** adopted.

ADJOURNMENT

- X. There being nothing further to come before the meeting on **MOTION** offered by Councilman Doll, **SECONDED** by Councilman Gillman, and carried the public meeting adjourned at 10:50 p.m.

Respectfully submitted,

Carole Chamberlain-Berman
Acting Borough Clerk

Timothy J. Driscoll, Mayor