

**OFFICIAL MINUTES OF THE
BOROUGH OF BERGENFIELD
MAYOR AND COUNCIL WORK SESSION
September 1, 2009**

I. Meeting called to order at 8:06 p.m.

II. ROLL CALL

Roll Call	Yes	No	Abstain	Absent
TULLY	X			
GILLMAN				Excused
LODATO	X			
AGUASVIVAS	X			
DOLL	X			
CARLSON				X
DRISCOLL	X			
ADMINISTRATOR	X			
CLERK	X			
ATTORNEY	X			

Present: William Betesh, Office of the Borough Attorney

III. Salute to the Flag.

IV. CAPITAL IMPROVEMENTS/BOROUGH ENGINEER
Joe Pomante – Boswell

V. PRESENTATIONS/COMMUNICATIONS
1) John Christensen, T Mobile – Cell Site at PAL Field

VI. UNFINISHED BUSINESS
1) Ethics Committee

VII. NEW BUSINESS

PRELIMINARY MEETING AGENDA
September 15, 2009

<p>REGULAR COUNCIL MEETING PROCLAMATIONS/PRESENTATIONS CONSENT RESOLUTION UNFINISHED BUSINESS 1) SFY2010 Municipal Budget Public Hearing Amend SFY2010 Municipal Budget Adopt SFY2010 Municipal Budget Chapter 159s <i>If Budget not adopted, Amend Temporary Budget</i> 2) Public Hearing on Ordinance 09-2422 To Exceed the Municipal Budget Appropriation Limits and To Establish a CAP Bank NEW BUSINESS CLOSED SESSION</p>	<p>8 PM</p>
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VIII. ADMINISTRATION/BOROUGH CLERK’S REPORT

- 1) November 8th, Clinton Inn – Volunteer Dinner
- 2) Civil Service Commission Training Session – Friday, September 25 at 9:30am

IX. MAYOR & COUNCIL REPORT

X. PUBLIC COMMENT (10 minutes)

XI. OFFICIAL BUSINESS TO BE ACTED UPON

- 1. **CONSENT RESOLUTION #09-0250** To Approve Communications, **OFFERED** by Councilman Tully President Lodato, **SECONDED** by Council President Lodato, attached.

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

RESOLUTION adopted.

- 2. **PUBLIC HEARING ON ORDINANCE 09-2418**
MOTION OFFERED by Council President Lodato that the time for the hearing on Ordinance 09-2418 **“AN ORDINANCE AMENDING CHAPTER 232 OF THE CODE OF THE BOROUGH OF BERGENFIELD, ENTITLED “PROPERTY MAINTENANCE”** be opened to the public. **SECONDED** by Councilman Tully.

Mayor Driscoll asked if anyone present wished to be heard.

There being no one else who wished to be heard, Mayor Driscoll closes the time of the hearing.

- 3. **RESOLUTION 09-0251** To Adopt Ordinance 09-2418, **OFFERED** by Council President Lodato, **SECONDED** by Councilman Tully, attached.

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

RESOLUTION adopted.

4. **PUBLIC HEARING ON ORDINANCE 09-2423**
MOTION OFFERED by Councilman Aguasvivas that the time for the hearing on Ordinance 09-2423 “**AN ORDINANCE AMENDING CHAPTER 136 OF THE CODE OF THE BOROUGH OF BERGENFIELD, ENTITLED “CONSTRUCTION CODES, UNIFORM”** be opened to the public. **SECONDED** by Councilman Doll. All in favor. **MOTION** carried.

Mayor Driscoll asked if anyone present wished to be heard.

There being no one else who wished to be heard, Mayor Driscoll closed the time of the hearing.

5. **RESOLUTION 09-0252** To Adopt Ordinance 09-2423, **OFFERED** by Councilman Doll, **SECONDED** by Council President Lodato, attached.

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

RESOLUTION adopted.

6. **RESOLUTION 09-0253** To Approve Property Tax Exemption for 100% Disabled Veteran, Donald Stoba, 21 Dick Street, **OFFERED** by Councilman Tully, **SECONDED** by Council President Lodato, attached.

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

RESOLUTION adopted.

7. **RESOLUTION 09-0254** To Approve Property Tax Exemption for 100% Disabled Veteran, Arthur Flynn, 57 Highland Avenue, **OFFERED** by Councilman Aguasvivas, **SECONDED** by Councilman Tully, attached.

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

RESOLUTION adopted.

8. **RESOLUTION 09-0255** To Approve Property Tax Exemption for 100% Disabled Veteran, John Luke Samolowicz, 184 South Washington Avenue #C00A7, **OFFERED** by Councilman Aguasvivas, **SECONDED** by Councilman Tully, attached.

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

RESOLUTION adopted.

9. **RESOLUTION 09-256** To Approve Property Tax Exemption for South Presbyterian Church, 145 West Main Street, **OFFERED** by Councilman Tully, **SECONDED** by Council President Lodato, attached.

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

RESOLUTION adopted.

10. **RESOLUTION 09-0257** To Execute Professional Services Contract of COAH Planning Consultant, Francis J. Banisch III of Banisch Associates, Inc., **OFFERED** by Councilman Tully, **SECONDED** by Councilman Aguasvivas, attached.

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

RESOLUTION adopted.

11. **RESOLUTION 09-0258** To Pay Bills, **OFFERED** by Councilman Tully, **SECONDED** by Council President Lodato, attached.

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

RESOLUTION adopted.

XII. CLOSED SESSION - Personnel Matters/Legal/Litigation

RESOLUTION 09-0259 Authorizing the Governing Body to Enter into Closed Executive Session at 9:50 p.m. to discuss: Personnel – Labor Negotiations
Legal/litigation

OFFERED by Councilman Doll **SECONDED** by Councilman Tully
All in favor. **RESOLUTION** adopted.

XIII. ADJOURNMENT

MOTION to Adjourn at 10:30 p.m., **OFFERED** by Council President Lodato,
SECONDED by Councilman Doll. All in favor. **MOTION** carried.

Respectfully submitted,

Carole Chamberlain-Berman
Acting Borough Clerk

Timothy J. Driscoll, Mayor