

**COMMISSIONERS CAUCUS MEETING
RIDGEFIELD PARK**

**April 9, 2015
7:00 PM**

Mayor Fosdick announced that this meeting is being held in accordance with the "Open Public Meeting Act, N.J.S.A. 10 4-6 et seq." notice of which was sent to the Record, and the Star Ledger on December 31, 2014 and was posted on the Municipal Bulletin Board.

ROLL CALL

Those present were Commissioners Anlian (7:10), Boyd, MacNeill, Poli and Mayor Fosdick in the Chair.

Also present: Philip Boggia, Esq., Village Attorney; Alan O'Grady, DPW Superintendent; Edward Monroe, DPW Asst. Superintendent and Tara O'Grady, Village Clerk

APPROVAL OF MINUTES

Motion by Commissioner Boyd, seconded by Commissioner Poli, to approve the minutes of the Caucus Meeting and Closed Session Meeting of March 19, 2015.

On roll call, Commissioners Boyd, MacNeill, Poli and Mayor Fosdick voted "YEA".
Absent: Commissioner Anlian

DISCUSSION I

John Rolak and Bob Albright, Hatch Mott MacDonald were in attendance.
Assemblywoman Marlene Caride and David Grant were in attendance.

Mayor Fosdick summarized the Village's Combined Sewer Overflows (CSOs) issues that the Village is facing to Assemblywoman Caride.

John Rolak stated the Village's Final Permit was issued on March 12, 2015. The Department of Environment Protection had added additional terms in the permit, one being a re-opener clause. He advised once the project is completed and the water quality does not improve, the DEP can re-open the permit. He also advised the language in the permit is overly restrictive. Mr. Rolak advised the Village to submit a Request for Stay and a Request for an Adjudicatory Hearing on the Final Permit to address concerns. Mr. Rolak stated the DEP can reject the Hearing and Stay request.

Asw. Caride inquired about funding for the Village. Mr. Rolak advised that there are no funds available at this point. Funding is up to the municipalities.

At this time, Mr. Rolak and Mr. Albright left the meeting.

Mayor Fosdick advised Asw. Caride that it took the Village 60 years to get the County Park built. One of the provisions in the original agreement with the County was the provision for the County to fund the construction of a pedestrian bridge.

Asw. Caride advised the County did bond for the funds for the bridge. She stated she would set up a meeting with County Executive Tedesco and also draft a bill.

Commissioner Boyd advised that since Challenger Road is a County Road, new signage and paving should be done.

April 9, 2015

Asw. Caride asked if documentation on the Challenger Road issues be emailed to her.

At this time, Asw. Caride and David Grant left the meeting.

NEW BUSINESS

Mayor Fosdick announces that the following business is considered to be routine in nature and will be enacted in one motion. Any item may be removed for separate consideration.

RESOLUTIONS

- 2015-031 Authorize Request for an Adjudicatory Hearing and Stay Concerning NJPDES Permit No. NJ0109118
- 2015-032 Authorize Public Sale of Village Owned Property – 70 Challenger Road
- 2015-033 Authorize Amendment to Resolution 2015-028

Motion by Commissioner Boyd, seconded by Commissioner Poli, that the Consent Agenda be approved.

On roll call, Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted “YEA”.

CORRESPONDENCE

- 03-34 Charles Liebling, Windels Marx – Methane Issue – Redevelopment Agreement Revisions - Informational
- 03-35 FEMA – Flood Insurance Rate Map – Mrs. O’Grady to call Mike Kelly, Boswell Engineering to invite him to discuss at April 14, 2015 meeting.
- 03-36 NJLM Membership Advisory – “D” Variances under the Municipal Land Use Law Seminar - Informational
- 03-37 NJLM Membership Advisory – Disciplinary Actions in the Public Sector and What Constitutes a Hostile Workplace Seminar - Informational
- 03-38 RP Environmental Commission – Letter to US Fish & Wildlife Service regarding Skymark – Issue has been resolved
- 03-39 Boggia & Boggia letter to Charles Liebling – Methane Testing & Extension of Due Diligence Period - Informational
- 03-40 NJLM Mayor’s Advisory – Municipal Redevelopment Powers - Informational
- 03-41 NJLM Washington Watch Advisory – National Flood Insurance Reforms – see 03-35
- 03-42 NJLM Mayor’s Advisory – Municipal Issues with Assembly Budget Committee - Informational
- 03-43 NJLM Membership Advisory – 2015 Proposed Budget for SNJ Webinar – Informational
- 03-44 Julian Castro, Samsung – Use of Municipal Property for Recycling Event – Resolution to be prepared for the April 14, 2015 meeting.

April 9, 2015

CORRESPONDENCE – cont.

- 03-45 Hackensack Riverkeeper – News & Events - Informational
- 03-46 Board of Chosen Freeholders – Resolution / Ordinances - Informational
- 03-47 Matt McArow – JIF Sample Press Release – Mrs. O’Grady to contact the Patriot to have published.
- 03-48 Paul Aronshon, Mayor of Ridgewood – Access for All Community Forum - Informational
- 03-49 NJLM Mayor’s Advisory – Division of Local Government Services News - Informational
- 03-50 County of Bergen, Dept. of Planning & Economic Development – Floodplain Protection Program Workshop – see 03-35
- 03-51 NJLM Mayor’s Advisory - Camera Mandate Reminder - Informational
- 03-52 State of NJ, Dept. of Transportation – Transportation Alternatives Program – The request for sidewalks on Emerson Street has been declined.
- 03-53 Tyree Environmental – 125 Railroad Avenue - Informational
- 03-54 Boggia & Boggia – COAH Monitoring Reports – to be forwarded to Barbara DeLuca
- 03-55 Joseph Voytus – Ownership of Brickhouse Partners LLC – Request is not necessary
- 03-56 Mike Kelly, Boswell Eng. Letter to PSE&G – AOP / Municipal Construction - Informational
- 03-57 Joseph Voytus – Matrix / DEP Meeting - Informational
- 03-58 NJLM Mayor’s Advisory – Weekly Policy Update - Informational
- 03-59 McCann & McCann – Won Buddhism – 162 Main Street – Mr., Boggia advised a sprinkler system needs to be installed
- 03-60 Boggia & Boggia – Cross Access Agreement / Starplex / KABR – Mr. Boggia advised the Village had expressed its position
- 03-61 Boggia & Boggia – Combined Sewer Management – see Discussion I
- 04-01 Boswell Engineering – Revisions to FEMA’s Flood Insurance Rate Maps – see 03-35
- 04-02 NJLM Mayor’s Advisory – State Budget Developments - Informational
- 04-03 NJLM Mayor’s Advisory – NJ Digital Government Summit - Informational
- 04-04 NJLM Membership Advisory –Tax Assessment Pilot Program Seminar – Informational

April 9, 2015

CORRESPONDENCE – cont.

- 04-05 NJLM Membership Advisory – NJ Public Employment Conference - Informational
- 04-06 NJLM Mayor’s Advisory – Weekly Policy Update - Informational
- 04-07 Bergen County Utilities Authority – Public Hearing: Computation of Connection Fees - Informational
- 04-08 Robert Auth, NJ General Assembly – Transparent Tax Act of 2015 - Informational
- 04-09 Claire Hill – April is Prevent Child Abuse Awareness Month – Mrs. O’Grady to advise Mrs. Hill she can plant the pinwheels
- 04-10 Bergen County Community Development – Public Hearings – to be discussed at the next Caucus meeting
- 04-11 John Mitch, MCANJ President – Municipal Clerk’s Week – Proclamation to be prepared for the April 14, 2015 meeting.
- 04-12 Adam Strobel, Bergen County Division of Open Space – Floodplain Protection Program Workshop – see 03-35
- 04-13 Teterboro Airport – TANAAC Meeting – Commission Poli will attend the meeting.
- 04-14 Ken Ochab – Submission of Affordable Housing Plans

Motion by Commissioner Anlian, seconded by Commissioner MacNeill, to accept Kenneth Ochab Associates, LLC proposal to prepare Affordable Housing Plan.

On roll call, Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted “YEA”.

DISCUSSION II

Personnel Policy Manual – The Board of Commissioners discussed the last questionable items in the personnel policy manual draft.

HEARING OF CITIZENS

No citizens present.

REPORTS

Commissioner MacNeill advised there are new ADA rules – 50% of new apartments have to be convertible.

Commissioner Anlian advised the Environmental Commission is working on joining Sustainable NJ. They will be discussing the creation of a Green Team at their April meeting.

April 9, 2015

Mayor Fosdick advised the current President of Friends of the Library would like to be considered to be appointed as a Library Trustee. This Saturday is Wine and Food Tasting at Truck 2 at 6:30pm. He advised that the Policy Utility employee will not be retiring until next year. Mayor Fosdick stated he heard that individuals that did not file a 2014 Financial Disclosure Statement will be fined. Mrs. O'Grady confirmed his statement. Mayor Fosdick advised he attended County Executive Tedesco's CSX meeting today – Mr. Tedesco announced the trains cannot be stopped; CSX announced "common carriers" are required to accept any shipment that meets federal law. Mayor Fosdick stated CSX will be inviting OEM Coordinators from each town to Atlanta, GA for a 3 day seminar.

CLOSED SESSION

Resolution:

2015-034 Authorize Closed Session Meeting

On a motion by Commissioner Boyd, seconded by Commissioner MacNeill, the public portion of the meeting recessed in order to convene a Closed Session Executive Meeting permitted pursuant to N.J.S.A. 10:4-12b (7, 8) Contract Negotiations, Litigation, and Personnel

On roll call, Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted "YEA".

The Board of Commissioners convened closed session at 9:15 p.m.

On a motion by Commissioner Boyd, seconded by Commissioner MacNeill, the Board of Commissioners returned to open session at 9:30 p.m.

ADJOURNMENT

Mayor Fosdick adjourned the meeting at 9:30 p.m.

Absent
Commissioner Anlian

/s/Margaret R. Boyd
Commissioner

/s/Adam A. MacNeill
Commissioner

/s/ Hugo R. Poli
Commissioner

/s/ George D. Fosdick
Mayor

/s/ Tara O'Grady
Village Clerk
Approved on April 23, 2015