

**MINUTES OF A REGULAR MEETING OF THE  
MAYOR & COUNCIL  
HELD TUESDAY, JUNE 23, 2009**

---

The meeting was called to order by Mayor Hipp at 8:05 p.m. with the following Councilmembers present:

Councilwoman Keyes  
Councilman Genovesi  
Councilwoman Inguanti  
Councilman Sasso  
Councilwoman Birdsall  
Councilman DeSalvo

\*

Mayor Hipp asked those present to join him in a salute to the flag.

\*

The Borough Clerk read the provisions of the Open Public Meetings Law.

\*

The Borough Clerk introduced added agenda items:

- Resolution-June 23 vouchers
- Resolution-Recreation Day Camp Trips

\*

(At the 7:00 pm work session) Councilwoman Inguanti moved the following Resolution for a closed session, seconded by Councilman DeSalvo with all members present voting aye:

**WHEREAS**, the Open Public Meetings Act requires that a public body adopt a resolution at an open meeting before going into closed session to discuss a matter which excludes the public as permitted under the Act:

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rutherford will hold a closed meeting on Tuesday, June 23, 2009 at 7:08 p.m. in the Committee of the Whole Room to discuss the following matter:

- Grievance arbitration - PBA

## MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

The meeting re-convened to open session at 7:56 pm.

\*

Mayor Hipp made the following presentations:

- OEM – CERT Members presented by Peter Parisi

\*

\*

\*

Mayor Hipp opened the hearing of citizens.

Marie Hurlburt, 57 West Newell Avenue spoke regarding the Rutherford Competitive Cheerleading program being canceled and her displeasure of such.

Mike Paskas, 123 Washington Avenue spoke regarding the Rutherford Competitive Cheerleading versus RJF Cheerleading program.

Charles DiNoto, West Passaic Avenue added that specific issues need to be discussed within committees not at a Council Meeting.

Barbara Cobb, 124 Woodland Avenue spoke in support of the Rutherford Competitive Cheerleading program.

Mary Ann Piccoli, 71 Ridge Road spoke in support of the Rutherford Competitive Cheerleading program.

Bernard Hurlburt, 57 West Newell Avenue wanted to see the process of how to introduce new programs.

Denise Brennan, Recreation Director gave a description of the situation; when and what occurred in regards to the Rutherford Competitive Cheerleading program.

Pat Kinzler, 105 Vreeland Avenue wanted to thank the Recreation and DPW for all their assistance with the Babe Ruth League.

Pat Paluso, 190 Woodward Avenue spoke in regards to the Rutherford Competitive Cheerleading program.

Mike Paskas, 123 Washington Avenue responded to previous comments made regarding the Cheerleading program.

Marie Hurlburt, 57 West Newell Avenue responded to previous comments made regarding the Cheerleading program.

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Council discussion took place.

Councilman Sasso made a motion for the Competitive Cheerleading Program to remain reinstated as approved. Mayor Hipp declared the Councilman out of order stating they were in the public hearing. Councilman Sasso deferred to the Borough Attorney who confirmed that the Councilman could make a motion once they were out of the public hearing. Mayor Hipp stated that the motion could be made under new business.

Councilman DeSalvo wanted to know how and why the program canceled.

Councilwoman Inguanti spoke in support of the Recreation Director and she recommended they have a meeting to better establish procedures.

Councilwoman Birdsall reminded all the policy and procedures should be followed and they needed to determine how the program was pulled.

Frank Wilson, 171 Montross Avenue stated that he was displeased in regards to how the meeting was being handled and nothing was determined after all the discussions. Mr. Wilson spoke about the proposed ordinance in regards to parking meter rates.

Bonnie Corcoran, 390 Montross Avenue spoke regarding the parking meter ordinance; the furlough plan; by-laws.

As no further citizens wished to speak Mayor Hipp closed the hearing to the citizens.

\*

Councilwoman Birdsall responded to Mr. Wilson and Ms. Corcoran and summarized the importance of the parking meter ordinance and further revenue generating ideas.

Councilman Genovesi responded to Mr. Wilson and Ms. Corcoran.

Councilman Inguanti spoke in respect to revenue generating items and the budget.

Mayor Hipp announced the Borough will be having furloughs beginning August 7 through November; Civil Service approved the plan with the exception of the Police Dept. and Child Care Services being provided primarily through the Recreation Dept. as well as school crossing guards.

Councilwoman Keyes asked for confirmation from the Borough Attorney whether or not the Health Dept. is considered an autonomous in nature. The Borough Attorney responded. Councilman Keyes spoke pertaining to the Police Director position and possible savings.

\*

\*

\*

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Council President Keyes made a motion to move that all the items on the Consent Agenda be passed, seconded by Councilwoman Birdsall and unanimously approved on roll call.

\*

Councilwoman Keyes moved approval of the Special Meeting Minutes for March 3, 5, 11, 12, 26, 2009, seconded by Councilwoman Inguanti and unanimously approved on roll call.

\*

Councilwoman Keyes moved approval of the Regular Meeting Minutes for March 24 and April 28, 2009, seconded by Councilwoman Inguanti and unanimously approved on roll call.

\*

\*

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved the following Resolution, seconded by Councilman DeSalvo and unanimously approved on roll call: Councilwoman Inguanti recused herself.

**RESOLVED:** That bills in the amount of \$1,104,177.20 from the Current Account, all detailed as follows on the attached sheets, be passed for payment, warrants drawn and charged to the proper accounts. A complete list of these bills is on file with the Borough Clerk.

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved the following Resolution, seconded by Councilman DeSalvo and unanimously approved on roll call:

**WHEREAS** a lien on the parcel of property referred to as Block 15, Lot 28, more commonly known as 171 Woodward Avenue and assessed in the name of Silva, Hamilton & Junia was sold at the Borough's Tax Lien sale on June 7, 2007 and;

**WHEREAS** the necessary arrangements have been made with the Tax Collector's Office for the redemption of this lien and a check in the amount of \$38,867.74 has been deposited in the Tax Sale Suspense Account;

**NOW THEREFORE BE IT RESOLVED** that the Chief Financial Officer be and he is hereby authorized to issue a warrant made payable to Crusader Lien Services in the amount of \$38,867.74 in settlement of Tax Title Lien # 200703.

Principal.....\$30,930.56  
Interest & Penalty.....\$ 7,885.18

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Recording Fees.....\$ 52.00  
 TOTAL.....\$38,867.74

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved the following Resolution, seconded by Councilman DeSalvo and unanimously approved on roll call:

Councilwoman Inguanti recused herself.

**WHEREAS**, the Borough of Rutherford received duplicate payments of 2009 second quarter taxes for the following properties, and;

**WHEREAS**, it has been determined that the parties listed are entitled to a refund of this overpayment;

**NOW, THEREFORE BE IT RESOLVED**, that the Financial Officer be and he is hereby authorized to issue warrants totaling \$25,804.00 and charge same to 2009 taxes overpaid.

<b>BLOCK</b>	<b>LOT</b>	<b>NAME &amp; ADDRESS</b>	<b>AMOUNT</b>
52	1	BAC Tax Services Corp. Re: 96 Washington Ave.	\$2035.00
93	25	First American R.E. Tax Service Re: 220 Washington Ave	\$2071.00
100	21	Wm. Alvarez & Carleen Tomko 274 Washington Ave.	\$2345.00
112	14	Iain & Allison Alexander 98 Wilson Ave.	\$2013.00
141	15	Castle Rock Title Agency Re: 178 E. Pierrepont Ave.	\$2283.00
174.01	1.02	Bruno & Ferraro Atty. Trust Account Re: 25 Carlton Place	\$2138.00
192	31	Nuco Title Ins. Agency, Inc. Re: 48 Clark Ave.	\$2178.00
180	7	BAC Tax Services Re: 120B Hastings Ave.	\$2,469.00

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

210	1 Qual. C0054	Lenders Edge Settlement Services Re: 35 Clark Court	\$ 962.00
154	21	Top Priority Ttl. Agency. Inc. Re: 130 Feronia Way	\$2626.00
195	24	R & J Waldron 60 Vanderburgh Avenue	\$1945.00
32	53	Wells Fargo R.E. Tax Services Re: 49 Woodward Avenue	\$2739.00

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved the following Resolution, seconded by Councilman DeSalvo and unanimously approved on roll call:

**WHEREAS**, the Borough of Rutherford received duplicate payments of 2009 second quarter taxes for the following properties, and;

**WHEREAS**, it has been determined that the parties listed are entitled to a refund of this overpayment;

**NOW, THEREFORE BE IT RESOLVED**, that the Financial Officer be and he is hereby authorized to issue warrants totaling \$5,365.00 and charge same to 2009 taxes overpaid.

<b>BLOCK</b>	<b>LOT</b>	<b>NAME &amp; ADDRESS</b>	<b>AMOUNT</b>
15	2	Sara Badushov 361 Carmita Ave	\$3,395.00
161	42	First American R.E. Tax Service Re: 8 Eastern Way	\$1,970.00

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved the following Resolution, seconded by Councilman DeSalvo and unanimously approved on roll call:

**WHEREAS** a lien on the parcel of property referred to as Block 41, Lot 18.01, more commonly known as 48 Wood Street and assessed in the names of Rembert, Barbara, & W.G.Cason was sold at the Borough's Tax Lien sale on May 22, 2008 to Robert Rothman Pension Trust and;

**WHEREAS** the necessary arrangements have been made with the Tax Collector's Office for the redemption of this lien and a check in the amount of \$16,516.78 has been

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

deposited in the Tax Sale Suspense Account and a check in the amount of \$13,000.00 was deposited in the Premium Trust Account on the day of the sale;

**NOW THEREFORE BE IT RESOLVED** that the Chief Financial Officer be and he is hereby authorized to issue a warrant made payable to Robert Pension Trust in the amount of \$29,516.78 in settlement of Tax Title Lien # 200804.

Principal.....	\$14,809.63
Interest & Penalty.....	\$ 1,655.15
Recording Fees.....	\$ 52.00
Premium .....	\$13,000.00
 TOTAL.....	 \$29,516.78

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved the following Resolution, seconded by Councilman DeSalvo and unanimously approved on roll call:

**RESOLVED:** That the following warrants be issued in the amounts indicated for the purposes stated:

In the amount of \$500.00 each payable to the retired Police employees listed below for medical benefits compensation as per contract for the period of January – June, 2009:

Joseph Frey	\$500
Jack Romain	\$500

\*

Councilwoman Inguanti moved to accept the following Resolution, seconded by Councilwoman Keyes and unanimously approved on roll call:

**WHEREAS** the Borough of Rutherford received an overpayment for subsequent taxes from a lien holder for Tax Lien # 200710 held on Block 161, Lot 39, and that overpayment has been deposited in the Borough of Rutherford miscellaneous account; and

**WHEREAS** the lien holder has requested a refund of that overpayment;

**NOW THEREFORE BE IT RESOLVED** that the Financial Officer be and he is hereby authorized to issue a check in the amount of \$40.00 made payable to US Bank-Cust/SASS Muni V dtr as a refund of this overpayment.

\*

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Councilwoman Inguanti moved to accept the following Resolution, seconded by Councilwoman Keyes. The Borough Clerk read the roll call: Councilwoman Keyes, Councilwoman Inguanti, Councilman Sasso, Councilwoman Birdsall and Councilman DeSalvo voted aye and Councilman Genovesi abstained.

**WHEREAS** a lien on the parcel of property referred to as Block 137, Lot 5, more commonly known as 99 Sylvan Street and assessed in the name of Lynch, Richard E. was sold at the Borough's Tax Lien sale on May 22, 2008 to US Bank-Cust/Sass Muni V dtr and;

**WHEREAS** the necessary arrangements have been made with the Tax Collector's Office for the redemption of this lien and a check in the amount of \$23,722.65 has been deposited in the Tax Sale Suspense Account and a check in the amount of \$26,000.00 was deposited in the Premium Trust Account on the day of the sale;

**NOW THEREFORE BE IT RESOLVED** that the Chief Financial Officer be and he is hereby authorized to issue a warrant made payable to US Bank-Cust/Sass Muni V dtr in the amount of \$49,722.65 in settlement of Tax Title Lien # 0200810.

Principal.....	\$ 21,091.33
Interest & Penalty.....	\$ 2,591.32
Recording Fees.....	\$ 40.00
Premium.....	\$26,000.00
 TOTAL.....	 \$ 49,722.65

\*

Councilwoman Inguanti moved to accept the following Resolution, seconded by Councilwoman Birdsall and unanimously approved on roll call:

**RESOLVED:** That bills in the amount of \$1,418,588.19 from the Current Account, all detailed as follows on the attached sheets, be passed for payment, warrants drawn and charged to the proper accounts. A complete list of these bills is on file with the Borough Clerk.

\*

\*

\*

**BOROUGH ADMINISTRATOR'S REPORT**

Borough Administrator Leslie Shenkler stated that his report was on file with the Borough Clerk and spoke in regards to the process of shared services and energy audit.

\*

\*

\*

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

For, **FINANCE**, Councilwoman Inguanti gave an overview of the status of the municipal budget and the Encap funds.

\*

Mayor Hipp opened to the public the 2009 introduced municipal budget for their comments. As no one wished to speak, Mayor Hipp closed the public hearing.

\*

Councilwoman Inguanti move to accept the Resolution for the State Tax Court Judgment reduction of added assessment, seconded by Councilman DeSalvo and unanimously approved on roll call:

**WHEREAS**, the following taxpayer has applied for and been granted a State Tax Court Judgment, reducing their added assessment for 2007 and 2008, and;

WHEREAS, this State Tax Court Judgment has resulted in an overpayment of taxes and the plaintiff's attorney has requested a refund of these monies;

**NOW, THEREFORE BE IT RESOLVED**, that the Financial Officer be and he is hereby authorized to issue a check in the amount of \$724.19 payable to Stern & Kilcullen, LLC & Tudor Arms, Inc. and charge the same to the Reserve for Tax Appeals.

<b>BLOCK</b>	<b>LOT</b>	<b>NAME &amp; ADDRESS</b>	<b>AMOUNT</b>	<b>YEAR</b>
152	25	Tudor Arms Inc.	\$354.76	2007
	Qual. COOC1	215 Orient Way	\$369.43	2008

\*

Model Identity Theft Policy Resolution was held until the July meeting.

\*

Councilwoman Inguanti moved to accept the renewal of the Healthplex dental plan, seconded by Councilman DeSalvo and unanimously approved on roll call.

\*

Escrow fees for developers trust fund was held until the July meeting.

\*

Councilwoman Inguanti introduced CFO Ed Cortright who gave an explanation of the estimated 3<sup>rd</sup> quarter tax bills.

## MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

Councilwoman Inguanti moved the following resolution authorizing the Borough to issue anticipated tax bills, seconded by Councilman DeSalvo and unanimously approved on roll call:

**WHEREAS**, the Borough of Rutherford cannot have their overall tax rate certified sine the amount of the municipal tax levy will not be known until after the extraordinary aid amounts are determined by the State of New Jersey;

**WHEREAS**, the Borough of Rutherford Tax Collector and Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

**WHEREAS**, in accordance with Chapter 72, P.L. 1994, the Governing Body of the Borough of Rutherford requests the Director of Local Government Services to approve the estimated levy indicated below to meet it's financial obligations, maintain the tax collection rate and provide uniformity for tax payments;

**THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Rutherford, in the County of Bergen, and State of New Jersey on this 23<sup>rd</sup> date of June 2009, as follows:

1. The Borough of Rutherford Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2009 taxes. The Tax Collector shall proceed upon approval from the Director and take such actions as are permitted and required by P.L. 1993, c3 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2009 is hereby set at \$60,695,240.00 and the estimated tax rate set at \$2.126.
3. In accordance with law the third installment of 2009 shall not be subject to interest until the later of August 11 or the twenty-fifth calendar day after the date the estimated tax bills are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved the following Resolution, seconded by Councilman DeSalvo and unanimously approved on roll call:

**WHEREAS**, the Borough of Rutherford is planning to sell general obligation bonds of the Borough in the aggregate principal amount of \$8,753,500 (the "Bonds"), and

**WHEREAS**, the County of Bergen (the "County") and the Bergen County Improvement Authority (the "B.C.I.A.") have offered to purchase the Borough's Bonds as

## MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

part of the B.C.I.A.'s County Guaranteed Loan Revenue Bond, Series 2009 Program, pending approval by the State Local Finance Board, and

**WHEREAS**, the private sale of the Bonds to the B.C.I.A. would afford the Borough of Rutherford the opportunity to take advantage of the County's "Triple A" bond rating through the County's guarantee of the B.C.I.A.'s Bonds, and

**WHEREAS**, the estimated interest savings over the life of the Bonds is anticipated to be \$400,000, and

**WHEREAS**, N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law allows for the sale of the Bonds to the B.C.I.A. without any public offering, all under the terms and conditions set forth herein.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Rutherford in the County of Bergen (2/3's of the Council members voting affirmatively):

1. Pursuant to N.J.S.A. 40A:2-27(b)(3) of the Local Bond Law the Borough hereby authorizes the private sale of the Bonds to the B.C.I.A. for the purpose of effecting greater savings over the life of the Bond issue.

2. The Bonds shall be dated their date of issuance and shall mature in the years and the amounts as set forth in the annexed Schedule A. Pursuant to N.J.S.A. 40A: 2-22 of the Local Bond Law, the Borough hereby determines that the average period of usefulness of all the capital projects being permanently funded by the Bonds is 11.3863 years.

3. The Local Finance Board within the Department of Community Affairs is hereby requested to approve the sale of the Bonds to the B.C.I.A..

4. The Bond Purchase Agreement and such other documents necessary to evidence the sale of the Bonds to the B.C.I.A., including the Bonds themselves, and the participation by the Borough in the County Guaranteed Loan Revenue Bond, Series 2009 Program (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Borough by the Mayor and/or the Chief Financial Officer (each an "Authorized Officer"), in their respective sole discretion, after consultation with Bond Counsel, the Borough Counsel and any advisors to the Borough (collectively, the "Borough Consultants") and after further consultation with the B.C.I.A. and the County and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", and together with the Borough Consultants, the "Consultants") shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Borough Clerk is hereby authorized to attest to the execution of the Financing Documents by the Authorized Officers of the Borough as determined hereunder and to affix the corporate seal of the Borough to such Financing Documents.

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

5. The Authorized Officers of the Borough are hereby further severally authorized to (i) execute and deliver, and the Borough Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Borough to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Borough Clerk, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

6. The provisions of the following Resolution of the Borough adopted by the Borough Council on March 23, 2009, are hereby incorporated herein as though set forth in full; provided that in the event of any inconsistency between the following Resolution and this Resolution, this Resolution shall control:

RESOLUTION PROVIDING FOR THE FORM AND OTHER DETAILS OF GENERAL OBLIGATION BONDS OF THE BOROUGH OF RUTHERFORD, IN THE COUNTY OF BERGEN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$10,070,500, AND PROVIDING FOR THE SALE OF SAID BONDS.

7. This resolution shall take effect immediately.

\*

Councilwoman Inguanti made a motion to accept the following Resolution to accept the payment for the Recreation Day Camp Trips, seconded by Councilman Sasso:

**RESOLVED** that the following expenditures be approved in advance for the Recreation Department's Day Camp trips payable as indicated in an amount not to exceed the dollar value noted:

Monster Golf	\$300	
Williams Center	300	
Mountain Creek	800	
Wallington Lanes	300	
Ice House	300	ALL FOR SENIOR DAYCAMP
Wallington Lanes	300	
Medieval Times	1,000	
Wallington Lanes	300	
Ice House	300	
Liberty Science Center	1,000	
Williams Center	300	

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Mountain Creek	700	
Wallington Lanes	300	
Ice House	300	
Williams Center	500	ALL FOR JUNIOR DAYCAMP
Medieval Times	1,000	
Wallington Lanes	300	
Ice House	300	
Liberty Science Center	1,000	
Williams Center	500	
Wallington Lanes	300	
Funtime Junction	300	ALL FOR KINDERCAMP DAY CAMP
Williams Center	300	
Turtle Back Zoo	300	

The Borough Clerk read the roll call: Councilwoman Keyes, Councilwoman Inguanti, Councilman Sasso, Councilwoman Birdsall, Councilman DeSalvo voted aye and Councilman Genovesi abstained.

\*

As Liaison to the **Planning Board**, Councilwoman Inguanti urged the Council to keep familiarizing themselves with the COAH regulations and issues.

**6/16** As Liaison to the Local Assistance Board, Councilwoman Inguanti moved to permit scout Zachary Gardner to paint the food pantry for an Eagle Scout Project, seconded by Councilman DeSalvo and unanimously approved on roll call.

\*

\*

\*

For, **POLICE**, Councilman Genovesi gave a report of the Police Dept. for the month May.

**6/16** Under the Consent Agenda, Councilwoman Inguanti moved to accept the application for a taxi driver permit for Kenneth Driver, seconded by Councilman DeSalvo and unanimously approved on roll call.

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved to accept the request to close Beech Street for a block party on July 19<sup>th</sup>, seconded by Councilman DeSalvo and unanimously approved on roll call.

\*

MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved to accept the request to close Sylvan Street for a block party on September 6<sup>th</sup>, seconded by Councilman DeSalvo and unanimously approved on roll call.

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved to accept the following Resolution for an annual renewal of a liquor license for consumption, seconded by Councilman DeSalvo and unanimously approved on roll call:

**BE IT RESOLVED BY THE MAYOR AND COUNCIL**, of the Borough of Rutherford that the following Alcoholic Beverage Licenses, at a fee of \$85.00 each, expiring June 30, 2009 be issued:

0256-33-016-002  
Moody National Ren Meadowlands MT LLC  
t/a Renaissance Meadowlands Hotel  
801 Rutherford Avenue

**AND BE IT FURTHER RESOLVED** that the Borough Clerk be authorized to sign the above licenses and that the Borough Clerk is authorized to deliver the above license to the licensee or its agents upon receipt of the proper signatures for same.

\*

**6/16**

Under the Consent Agenda, Councilwoman Inguanti moved to accept the following Resolution for an annual renewal of a liquor license for a club, seconded by Councilman DeSalvo and unanimously approved on roll call:

**BE IT RESOLVED BY THE MAYOR AND COUNCIL**, of the Borough of Rutherford that the following Alcoholic Beverage Licenses, at a fee of \$85.00 each, expiring June 30, 2009 be issued:

- 1) 0256-31-010-001  
American Legion Post 109  
424 Carmita Avenue
- 2) 0256-31-012-001  
Rutherford Lodge #547 BPOE  
48 Ames Avenue

**AND BE IT FURTHER RESOLVED** that the Borough Clerk be authorized to sign the above licenses and that the Borough Clerk is authorized to deliver the above license to the licensee or its agents upon receipt of the proper signatures for same.

MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

\*

6/16

Under the Consent Agenda, Councilwoman Inguanti moved to accept the following Resolution for an annual renewal of a liquor license for distribution, seconded by Councilman DeSalvo and unanimously approved on roll call:

**BE IT RESOLVED BY THE MAYOR AND COUNCIL** of the Borough of Rutherford that the following Alcoholic Beverage Licenses, at a fee of \$85.00 each, expiring June 30, 2009 be issued:

- 1.) 0256-44-015-004  
Clares Food Market Inc.  
*INACTIVE*  
306 Union Avenue
- 2.) 0256-44-001-002  
Jenni L., LLC  
T/a Vin De Matisse Liquors  
167 Park Avenue
- 3.) 0256-44-005-005  
Jay Khodiyar Inc.  
t/a Krauser's Food & Liquor  
275 Park Avenue
- 4.) 0256-44-006-009  
Nan-Bo, Inc.  
t/a Village Wine Shoppe  
75 Park Avenue
- 5.) 0256-44-008-003  
The Flying Scotsman, LLC  
t/a Station Liquors  
11 Station Square
- 6.) 0256-44-007-006  
Seema Deli and Liquor, Inc.  
t/a Forest Dairy  
10 Spring Dell
- 7.) 0256-44-002-004  
Scoter Corporation  
t/a Rutherford Wine Shoppe  
270 Park Avenue

MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

- 8.) 0256-44-004-005  
Lo Spuntino Taste of Sonoma, LLC  
t/a Lo Spuntino  
255 Highland Cross

**AND BE IT FURTHER RESOLVED** that the Borough Clerk be authorized to sign the above licenses and that the Borough Clerk is authorized to deliver the above license to the licensee or its agents upon receipt of the proper signatures for same.

\*

Councilman Genovesi moved the following Resolution to award a contract to a two-year period to **TYCO** for Animal Control services in the amount of \$39,000, seconded by Councilwoman Keyes:

**WHEREAS**, the Mayor and Council of the Borough of Rutherford authorized bids to be received for Animal Control Services and;

**WHEREAS**, one (1) bid was received on May 28, 2009 and;

**WHEREAS**, the anticipated term of this contract is not to exceed twenty-four (24) months beginning on July 1, 2009 for the sum of \$39,000.00 and;

**WHEREAS**, Chief Financial Officer Edward M. Cortright has certified the availability of funds for same and;

**NOW, THEREFORE, BE IT RESOLVED**, that the bid submitted by **Tyco Animal Control Services**, 1 Stout Lane, Ho-Ho-Kus, New Jersey 07423, at the price of \$39,000 for Animal Control Services in accordance with the specifications for the same (which is on file in the Borough Clerk's office) be and is hereby accepted and;

**BE IT FURTHER RESOLVED**, that the Mayor and Council of the Borough of Rutherford authorize said contract for Animal Control Services be awarded to Tyco Animal Control Service, Inc. One Stout Lane, Ho-Ho-Kus, New Jersey 07423; and

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized to execute contracts in this manner.

The Borough Clerk read the roll call: Councilwoman Keyes, Councilman Genovesi, Councilwoman Inguanti, Councilman Sasso and Councilman DeSalvo voted aye; Councilwoman Birdsall abstained.

\*

As Liaison to the **Civil Rights Commission**, Councilman Genovesi read a letter to the Mayor and Council from Bea Goldberg, thanking them for their support of the Multicultural Festival and highlighting some outstanding issues.

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

\* \* \*

For, **PUBLIC WORKS**, Councilman DeSalvo provided a report of the Department. The full report is on file in the Borough Clerk's Office.

\*

Appointment of Class III Collection Systems Operator was held for the July meeting.

\*

Under the Consent Agenda, Councilwoman Keyes moved to approve the elimination of the overnight truck program, seconded by Councilwoman Birdsall and unanimously approved on roll call.

\*

Councilman DeSalvo moved to approve the Resolution requesting authorization for an agreement with NJDOT to eliminate six sanitary sewer crossings under Route 3, seconded by Councilwoman Keyes and unanimously approved on roll call:

**WHEREAS**, the New Jersey Department of Transportation (NJDOT) is in the process of designing improvements to Route 3 within the Borough; and,

**WHEREAS**, the NJDOT proposes to reconfigure a portion of the Borough's sanitary sewer system so that six (6) existing sewer crossings under Route 3 will be eliminated; and,

**WHEREAS**, this change to the Borough's sewer system will provide for a more reliable and robust system, and eliminate possibility of having to perform emergency repairs under a state highway; and,

**WHEREAS**, the NJDOT is required to obtain a Treatment Works Approval (TWA) from the New Jersey Department of Environmental Protection (NJDEP) for these changes to the sanitary sewer system; and,

**WHEREAS**, the NJDOT has requested that the Borough endorse the application and sign the appropriate TWA application forms; and,

**NOW THEREFORE, BE IT RESOLVED** that the governing of the Borough of Rutherford supports this change to the Borough's sewer system being implemented as part of the NJDOT's Route 3 project and authorizes the Mayor and Clerk to sign the necessary application form(s) as needed for NJDOT to submit the TWA application.

MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

\*

Councilman DeSalvo made a motion to approve purchase of a hand-held GIS with software, seconded by Councilwoman Inguanti and unanimously approved on roll call.

\*

Under the Consent Agenda, Councilwoman Keyes moved to approve the Shared Services Agreement authorizing the Administrator to contact East Rutherford and Carlstadt for agreement for purchase and use of tub grinder, seconded by Councilwoman Birdsall and unanimously approved on roll call.

\*

Councilman DeSalvo stated that the Route 3 Project discussion on NJDOT purchase of property at the bridge was to take place in closed session

\*

\*

\*

For, **FIRE**, Councilwoman Keyes reported on the Volunteer Fire Department stats for the month of May. The full report is on file in the Borough Clerk's Office.

\*

Councilwoman Keyes made a motion to accept membership for Bryan Dikun and Bryan Sartori in Co. #5, seconded by Councilman Genovesi and unanimously approved on roll call.

\*

Councilwoman Keyes made a motion to allow Company #5 to take Engine #5 out of town to a Wet Down in Upper Saddle River on August 29<sup>th</sup>, seconded by Councilman Genovesi and unanimously approved on roll call.

\*

Under **President of the Council**, Councilwoman Keyes noted that the Bylaws had changes that needed to be reviewed by the Borough Attorney and it was held until the July meeting.

\*

Councilwoman Keyes moved to nominate herself to continue in the position of Community Development, seconded by Councilwoman Inguanti and unanimously approved on roll call.

\*

MINUTES OF REGULAR MEETING HELD JUNE 23, 2009

---

Councilwoman Keyes moved to nominate Councilman DeSalvo as alternate for the Community Development and adopt the following resolution, seconded by Councilwoman Birdsall and unanimously approved on roll call:

**WHEREAS**, the Borough of Rutherford has entered into a Three Year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et seq. and Title I of the Housing and Community Development Act of 1974; and

**WHEREAS**, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2009 through June 30, 2010; and

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body hereby appoints **Councilwoman Maura Keyes** as its representative to participate on the Community Development Regional Committee; and

**BE IT FURTHER RESOLVED** that **Councilman Joseph DeSalvo** be appointed as the alternative representative.

\* \* \*

For, **BUILDINGS AND PUBLIC UTILITIES**, Councilwoman Birdsall reported for the month of May.

\*

Councilwoman Birdsall noted that the position for COAH as the Municipal Housing Liaison needed to be appointed.

\*

As Liaison to the **Board of Adjustment**, Councilwoman Birdsall acknowledged the notice to property owners at 33 West Passaic.

\*

Councilwoman Birdsall gave a report as liaison for all of the Committees: **Board of Aesthetic Review, Historic Preservation Committee, Williams Center, Green Team, Citizens Quality of Life, West End Committee.**

\* \* \*

For, **HUMAN RESOURCES**, Councilman Sasso reported on events which took place and those that would be taking place.

\*

Councilman Sasso noted that there were going to be appointments made to the day camp personnel under the Mayor's agenda.

\*

As Liaison to the **Board of Education**, Councilman Sasso noted that there an appointment to the Green Team for the July meeting.

\*

\*

\*

### **MAYOR'S COMMITTEE REPORT**

### **RESOLUTIONS**

Mayor Hipp introduced a Resolution appointing a COAH negotiating team consisting of members from the Governing Body and the Planning Board which was himself, Councilwoman Inguanti, Chairman Dave Porter, Vice-Chairman John Daub.

Councilwoman Inguanti made a motion to approve the resolution designating representatives in compliance with N.J.A.C. 5:96-4.1 for COAH and authorizing representatives to negotiate on behalf of the Borough and authorize a representative to execute any written agreements reached during mediation, seconded by Councilman Sasso.

**WHEREAS**, the Borough of Rutherford filed a petition for substantive certification with the Council on Affordable Housing (COAH) on December 30, 2008; and

**WHEREAS**, as per N.J.A.C. 5:96-8.2(d) requires a resolution from the Governing Body designating their representatives, authorize the representatives to negotiate on their behalf and also authorize one or more of the representatives to execute any written agreement reached during mediation on their behalf,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Rutherford that the following are hereby appointed as the representatives: Mayor John F. Hipp, Councilwoman Rose Inguanti, Councilwoman Kimberly Birdsall and Planning Board Chairman David Porter and Vice-Chairman John Daub.

Councilwoman Birdsall stated that the Resolution before her included herself on the referenced team. Mayor Hipp apologized and acknowledged her name in the Resolution.

Councilman Genovesi stated he remained opposed to COAH and the Resolution.

Discussion took place between the Mayor, Council and Borough Attorney.

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Councilwoman Inguanti moved to remove Vice-Chair John Daub due to the requirement of having a four member committee as opposed to five members, Councilman Genovesi seconded the motion.

More discussion took place.

Borough Clerk read the roll call: Councilwoman Keyes, Councilwoman Inguanti, Councilman Sasso, Councilwoman Birdsall voted aye; Councilman Genovesi and Councilman DeSalvo voted nay.

\*

\*

\*

**MAYOR'S APPOINTMENTS**

Councilwoman Keyes moved confirmation of the following Day Camp Personnel, seconded by Councilman Sasso. The Borough Clerk read the roll call: Councilwoman Keyes, Councilwoman Inguanti, Councilman Sasso, Councilwoman Birdsall, Councilman DeSalvo voted aye and Councilman Genovesi abstained.

**Day Camp Supervisors/Counselors/Counselors in Training**

Day Camp Director	<b>Mary Lawrence</b>	Senior Camp Director	<b>Meghan Marmora</b>
Jr. Camp Director	<b>Kim Mahon</b>	Jr. Camp Asst. Director	<b>Maria Fagan</b>
Kinder Camp Director	<b>Caitlin Gearity</b>	Phys Ed Director	<b>Rich Senatore</b>
Phys Ed Asst.	<b>Stephen Finelli</b>	Art Director	<b>Megan Hild</b>
Art Assistant	<b>Kelly Moore</b>	Bus Supervisor	<b>Philip Dacchille</b>
Bus Drivers	<b>Jean Gabriel</b>	Bus Driver	<b>Richard Wagstaff</b>

**Counselors in Training**

<b>Andrew Capobianco</b>	<b>Patrick Landrigan</b>	<b>Christopher Lombardi</b>
<b>Rex MacMillan</b>	<b>Julianna Ohanian</b>	<b>Michael Perchun</b>
<b>Cara Salfino</b>		

**Counselors**

<b>Meredith Baffuto</b>	<b>Christopher Blinstrub</b>	<b>Michael Carey</b>
<b>Tatiana Cruzado</b>	<b>Allison Fabiano</b>	<b>Jonathon Fischer</b>
<b>James Garner</b>	<b>Peter Henein</b>	<b>Kavisha Khanuja</b>
<b>Michael Mazzola</b>	<b>Jim McCann</b>	<b>Courtney McManus</b>
<b>Connor Lolly</b>	<b>Caitlin Murphy</b>	<b>Jianna Muscio</b>
<b>Julian Muscio</b>	<b>Mairead O'Grady</b>	<b>Conrad Prais</b>
<b>Lauryn Sartoria</b>	<b>Gina Sbrocco</b>	<b>Brian Scurti</b>
<b>Jessica Skowronski</b>	<b>Ryan Stephens</b>	<b>Danica Sommer</b>
<b>Taylor Stever</b>	<b>Litricia Temes</b>	<b>Alexis Temes</b>

Patrick Walsh

David Zurla

\*

**Historic Preservation Committee**

**Cathy Botti  
Steve Savitsky**

Councilwoman Keyes moved confirmation, seconded by Councilwoman Birdsall and unanimously approved on roll call.

\*

**Community Development**

**Mayor John Hipp  
Peter Van Winkle (alternate)**

\*

**Community Quality of Life Committee**

**John Natale  
Andrea LiVecchi**

\*

**Wall Field Committee**

<b>Chris Seidler</b>	<b>Dan Alvarez</b>	<b>Jack Brown</b>	<b>Joe Wronko</b>
<b>Denise Goumas</b>	<b>Louis Alvarez</b>	<b>Al Frank</b>	<b>Jim Fecanin</b>

\*

**Tryon Field Stand Committee**

<b>Dave Frazier</b>	<b>Rick Doren</b>	<b>Tom Federick</b>	<b>Chris Seidler</b>
<b>Joe Wronko</b>			

\*

**Green Team**

**Wayne Kubs  
Tom Bryant**

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Councilwoman Keyes moved confirmation of the Green Team, seconded by Councilwoman Birdsall and unanimously approved on roll call.

\*

\*

\*

**ORDINANCES ON 1<sup>ST</sup> READING**

Councilwoman Birdsall introduced the Ordinance amendment to increase the rates in the meters throughout the Borough from 25 cents/hour to 50 cents/hour and include 10 cents/10 minutes.

The Borough Clerk read the title: **AN ORDINANCE AMENDING SECTION 126 OF THE CODE OF THE BOROUGH OF RUTHERFORD TO INCREASE PARKING METER CHARGES.**

Councilwoman Birdsall made a motion to approve the Ordinance being passed on 1<sup>st</sup> Reading and advertised according to law, seconded by Councilman Sasso.

Mayor Hipp opened the Ordinance for discussion; discussions took place.

The Borough Clerk read the roll call: Councilwoman Keyes, Councilwoman Inguanti, Councilman Sasso, Councilwoman Birdsall and Councilman DeSalvo voted aye; Councilman Genovesi voted nay.

\*

\*

\*

**ORDINANCES ON 2<sup>nd</sup> READING**

Councilwoman Inguanti introduced the Ordinance as a change to the capital bond ordinance for \$10,000 additional funding for the telecommunications system to aid the Borough in their transition to technology upgrades, the source if the funding is an overage in bond issuing premium.

The Borough Clerk read the title: **CAPITAL BOND ORDINANCE TO AMEND CAPITAL BOND ORDINANCE #3137-07, TO APPROPRIATE THE SUM OF \$10,000.00 FOR ADDITIONAL FUNDS NEEDED FOR A NEW TELECOMMUNICATIONS SYSTEM IN, BY AND FOR THE BOROUGH OF RUTHERFORD, IN THE COUNTY OF BERGEN, NEW JERSEY AND TO TRANSFER UNEXPENDED BOND ORDINANCE BALANCES AND REAPPROPRIATE SAME TO FINANCE SUCH APPROPRIATION.**

Councilwoman Inguanti made a motion to approve the Ordinance being passed on 2<sup>nd</sup> Reading and advertised according to law, seconded by Councilwoman Birdsall.

Mayor Hipp opened the Ordinance for public hearing; as no one wished to speak the hearing was closed.

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Mayor Hipp opened the Ordinance for Council discussion; discussions took place.

The Borough Clerk read the roll call: unanimously approved on roll call.

\*

Councilwoman Inguanti introduced the following Ordinance to allow for the purchase of a new computer system for \$16,000.

The Borough Clerk read the title: **CAPITAL BOND ORDINANCE TO AMEND CAPITAL BOND ORDINANCE #3137-07, TO APPROPRIATE THE SUM OF \$16,000.00 FOR ADDITIONAL FUNDS NEEDED FOR AN UPDATED COMPUTER SYSTEM IN, BY AND FOR THE BOROUGH OF RUTHERFORD, IN THE COUNTY OF BERGEN, NEW JERSEY AND TO TRANSFER UNEXPENDED BOND ORDINANCE BALANCES AND REAPPROPRIATE SAME TO FINANCE SUCH APPROPRIATION.**

Councilwoman Inguanti made a motion to approve the Ordinance being passed on 2<sup>nd</sup> Reading and advertised according to law, seconded by Councilman Birdsall.

Mayor Hipp opened the Ordinance for public hearing; as no one wished to speak the hearing was closed.

Mayor Hipp opened the Ordinance for Council discussion; discussions took place.

The Borough Clerk read the roll call: unanimously approved on roll call.

\*

\*

\*

**UNFINISHED BUSINESS ITEMS**

Councilwoman Inguanti moved to the following Resolution, seconded by Councilwoman Keyes and unanimously approved on roll call:

**WHEREAS**, the Borough of Rutherford's 2007 Capital Budget contained a line item for upgrades to the Borough's telecommunication system and,

**WHEREAS**, the sum of \$65,000 has been appropriated in a Capital Bond Ordinance which has been adopted by the Mayor and Council of the Borough of Rutherford, and

**WHEREAS**, an additional \$10,000 is being appropriated for this purpose with a capital bond ordinance which amended a previous capital bond ordinance, and

**WHEREAS**, the Borough's Chief Financial officer has certified in writing as to the availability of funds for this purpose, subject to the approval of the amended Bond Ordinance for \$10,000,

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

**NOW THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of Rutherford hereby award the contract for upgrades to the telecommunication system to **Extel Communications**, 83 Belmont Avenue, North Haledon, NJ 07508 at the quoted price of \$70,000.

\*

Councilwoman Inguanti moved to the following Resolution, seconded by Councilwoman Keyes. The Borough Clerk read the roll call: Councilwoman Keyes, Councilman Genovesi, Councilwoman Inguanti, Councilman Sasso and Councilwoman Birdsall voted aye and Councilman DeSalvo abstained.

**WHEREAS**, the Borough of Rutherford's 2008 Capital Budget contained a line item for upgrades to the Borough's computer system and,

**WHEREAS**, the sum of \$70,000 has been appropriated in a Capital Bond Ordinance which has been adopted by the Mayor and Council of the Borough of Rutherford, and

**WHEREAS**, the Borough's Chief Financial officer has certified in writing as to the availability of funds for this purpose,

**NOW THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of Rutherford hereby award the contract for upgrades to the computer system to **Gold Type Business Machines**, PO Box 305, East Rutherford, NJ 07073 at the quoted price of \$70,000.

\*

Councilwoman Keyes moved the following resolution, seconded by Councilwoman Birdsall:

**WHEREAS**, Timothy F. Stafford held the position of Borough Administrator for the Borough of Rutherford from February 9, 2004 through and including December 31, 2007; and

**WHEREAS**, Timothy F. Stafford, upon resignation from the position of Borough Administrator, was paid by the Borough of Rutherford for all accumulated vacation days, and \$8,000.00 for three (3) months family medical insurance coverage under COBRA; and

**WHEREAS**, the payments to Mr. Stafford, and the basis for them, have been examined by the Mayor and Council, and it has been determined that said payments represent monies due to Mr. Stafford under the terms of his employment agreement with the borough, or pursuant to his agreement to resign his position; and therefore

**IT IS HEREBY RESOLVED** that the Mayor and Council of the Borough of Rutherford do retroactively authorize said payments to Timothy F. Stafford based on their conclusion

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

that these monies are due to him, and that he at all times acted in a lawfully and appropriate manner regarding his receipt of these payments.

The Borough Clerk read the roll call: Councilwoman Keyes and Councilwoman Birdsall voted aye; Councilman Genovesi, Councilwoman Inguanti, Councilman Sasso and Councilman DeSalvo voted nay. Motion defeated.

\* \* \*

**NEW BUSINESS**

Councilwoman Keyes made a motion to rescind an order by the Police Director from April 28<sup>th</sup> and in an amended form April 4<sup>th</sup>, for a Grievance Step 3 "Kelly Days", seconded by Councilwoman Birdsall.

Mayor Hipp opened the motion for discussion; discussion took place.

The Borough Clerk read the roll call: Councilwoman Keyes, Councilwoman Inguanti, Councilwoman Birdsall and Councilman DeSalvo voted aye; Councilman Sasso abstained; Councilman Genovesi voted nay.

\*

Councilman Sasso made a motion to continue the Recreation Cheering Program, seconded by Councilwoman Keyes.

Mayor Hipp opened the motion for discussion; discussions took place.

The Borough Clerk read the roll call: Councilwoman Keyes, Councilwoman Inguanti, Councilman Sasso, Councilwoman Birdsall and Councilman DeSalvo voted aye; Councilman Genovesi abstained.

\*

Councilman Genovesi moved to authorize the Borough Attorney to draft an ordinance to establish a handicap space be located at 48 East Gouverneur Avenue, seconded by Councilwoman Inguanti and unanimously approved on roll call.

\*

Councilwoman Inguanti requested that Councilwoman Birdsall to inquire with PSE&G if there is a better way to cut the trees around the utilities and to reach out to East Rutherford as they were having the same issues. The Borough Administrator stated that in speaking with PSE&G, he didn't have much clout because the BPU had given them authority to protect their lines; 10' away from any high tension or power line.

\* \* \*

**MINUTES OF REGULAR MEETING HELD JUNE 23, 2009**

---

Mayor Hipp opened the hearing of citizens.

Bonnie Corcoran, 390 Montross Avenue spoke regarding the tree cutting, bylaws of the Council and the parking meter ordinance.

Frank Wilson, 171 Montross Avenue spoke regarding COAH and parking meters.

As no further citizens wanted to speak, Mayor Hipp closed the hearing.

\*

\*

\*

Councilwoman Birdsall moved the following resolution for a closed session, seconded by Councilman DeSalvo:

**WHEREAS**, the Open Public Meetings Act requires that a public body adopt a resolution at an open meeting before going into closed session to discuss a matter which excludes the public as permitted under the Act:

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Rutherford will hold a closed meeting on Wednesday, June 24, 2009 at 12:22 a.m. in the Committee of the Whole Room to discuss the following matter:

- Negotiations regarding NJDOT land at Route 3 bridge
- Resolution on health benefit waiver
- Discussion regarding Borough Administrator's plan regarding budget savings
- Discussions with Union Head regarding proposed furloughs

The Borough Clerk read the roll call: Councilman Genovesi, Councilwoman Inguanti, Councilwoman Birdsall and Councilman DeSalvo voted aye; Councilwoman Keyes and Councilman Sasso voted nay.

The meeting re-convened to open session 1:10 am. There being no further business, Councilman DeSalvo moved to adjourn at 1:10 am, seconded by Councilwoman Inguanti with all members present voting aye.

---

Borough Clerk