

**MINUTES OF THE BOROUGH OF EAST RUTHERFORD**

**MAYOR AND COUNCIL  
WORK SHOP MEETING  
Tuesday: August 16, 2016**

WORK MEETING WAS CALLED TO ORDER BY MAYOR CASSELLA AT 5:36PM. FLAG SALUTE WAS HELD AND THE FOLLOWING OPEN PUBLIC MEETING STATEMENT WAS READ:

This meeting is a Work Meeting of the Mayor and Council of the Borough of East Rutherford and is called pursuant to the provisions of the Open Public Meetings Law. This meeting was transmitted to the three newspapers listed below on January 4, 2016, posted on the bulletin board at the Municipal Building and has remained continuously posted as the required notices under the State Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

*The Herald News*

*The Record*

*The Bergenite*

**ROLL CALL:**

<b>Councilmember</b>	<b>Present</b>	<b>Absent</b>
Brizzi	X	
Homaychak	X	
Lahullier	X	
Perry		X
Stallone	X	
Ravettine		X

*Councilman Stallone entered the meeting at 5:48 pm.*

**ALSO ATTENDED:**

Richard Allen – Council Attorney, Danielle Lorenc, Borough Clerk and Tamar Lawful, Deputy Clerk

\*\*\*

Mayor Cassella asked Rick Arango from Remington & Vernick Engineer to state any matter he deems necessary to report:

Mr. Arango stated that there is nothing to report at this time.

## COMMITTEE REPORTS

FIRE DEPT./SQUAD – COUNCILMAN LAHULLIER
---

Councilman Lahullier stated that there is nothing to report.

---

Mayor Cassella submitted a requested on behalf of the Borough's mechanic, Michael Alberta, to obtain a temporary assistant for approximately five (5) days. Councilman Lahullier moved to approve Gerard Carlin, also known as Jerry, to temporarily assist the Borough's mechanic, Mike Alberta, at a rate of \$100.00 per day.

Moved: Councilman Lahullier  
Second: Councilman Homaychak  
Roll Call: All Ayes

Mayor Cassella raised the matter concerning an event that took place at the borough's field by the High School. It was discussed that the Borough, the Police Department nor the DPW were notified about the Seven on Seven football event held at the Riggin Field by the High School. The Mayor/Council requested a letter to be sent to the Superintendent of the Board of Education, the Business Administrator and the Athletic Department, informing them that the Borough was not notified about the event, and in the future, proper protocol should be followed when utilizing the borough's field. With certain events, proper security should be in place to ensure the safety of the public, said Mayor Cassella. Mayor Cassella further stated that the event is not being opposed, however, protocol should be followed, whereby the borough is contacted for approval or the event is put on schedule.

Mayor Cassella submitted Resolution #98-2016 for change order to the 2015 Roadway Improvement Project, which was awarded to Smith Soudy. The mayor states that the Borough is approved for approximately \$149,000 from the Department of Transportation (DOT). The Borough's Engineer, Glenn Beckmeyer, notified DOT about having a preconstruction meeting. However, the DOT objected, stating that there is an Executive Order inhibiting the Borough from going forward with the project. The Mayor further stated that he is not stopping the project especially with such little funding coming from the state. Mayor Cassella stated that the Borough's Engineer felt comfortable eliminating a street to which the state would financially cover in order to proceed with the project. Orchard Street will be removed from the 2015 Roadway Improvement Program.

POLICE /BUILDING DEPT./RECYCLING/CIVIC – COUNCILMAN BRIZZI

Councilman Brizzi requested approval of the following invoices:

<u>VENDOR</u>	<u>AMOUNT</u>
• Uline	\$ 719.22 (Police stationery supplies)
• Clean Enterprise	\$ 517.68 (Supplies for Building & Grounds)
• Bergen Fence	\$ 2,385.00 (Repairs to the fence at McKenzie Field)
• Meadowlands Hardware	\$ 501.65 (Hardware supplies for Buildings & Grounds)
• Commercial Recreation	\$ \$1,560.20 (Lightning Detector)

Moved: Councilman Brizzi  
Second: Councilman Homaychak  
Roll Call: All Ayes

*Councilman Stallone entered the meeting at 5:48p.m.*

Councilman Brizzi stated that he received an email from Traffic Control Officer, Mario Rotondo, requesting appointments of alternate crossing guards to be trained by the month of September. According to Councilman Homaychak, the borough currently has 28 permanent crossing guards. It becomes problematic finding coverage when a crossing guard calls out. Councilman Lahullier was concerned whether the crossing guards are eligible for unemployment. Mayor Cassella stated that crossing guards are required to work a certain number of hours in order to be eligible for unemployment. Chief Minda confirmed that alternate crossing guards are not eligible for unemployment because their limited working hours disqualifies them. The following individuals will be appointed as alternate crossing guards for the Borough:

- Melissa Cruz
- Randy Bulger
- Robert Ambrose
- Marian Sanchez
- Doris Castillo
- Janene McGuire

Councilman Lahullier agrees to the approval of the alternates, contingent that it will not incur additional cost to the Borough.

Moved: Councilman Brizzi  
Second: Councilman Lahullier  
Roll Call: All Ayes  
Councilman Stallone abstained

Councilman Brizzi states that the money raised for the 2016 Summer Concert is more substantial than money appropriated for the event. With approximately \$27,000.00 raised, there is a surplus available to put towards the Park Avenue Fall Concert Series. According to Councilman Brizzi, a stage will be provided for the event. The event will be held on September 15<sup>th</sup> and September 22<sup>nd</sup> ; and under Resolution #112-2016, the consumption of alcohol will be permitted. Orchard Street and Union Avenue will be temporarily closed off for the event.

Council Brizzi submitted the following the resolution for approval:

## **BOROUGH OF EAST RUTHERFORD**

### **RESOLUTION #112 - 2015**

**WHEREAS**, Section 210-5.C. of the East Rutherford Code prohibits the consumption of alcoholic beverages in public parks or recreation areas unless pursuant to an event sponsored by the Mayor and Council; and

**WHEREAS**, Section 214-2.A (40) prohibits the consumption of alcoholic beverages in any park or recreation area of the Borough; and

**WHEREAS**, the Mayor and Council are sponsoring community concerts to be held at the 9/11 Park(the “Park”) and intend to permit the consumption of alcoholic beverages in the following areas: (i) at the 9/11 Park; (ii) on Park Avenue from the railroad tracks to the end of the Park Tavern driveway; (iii) on Railroad Avenue from the 9/11 Park up to 201 Railroad Avenue; and (iv) on Union Avenue 100’ east from its intersection with Park Avenue (all of which together are the “Special Event Area”) in East Rutherford on Thursday, September 15, 2016 and Thursday, September 22, 2016; and

**WHEREAS**, the concerts are unusual happenings and may bring economic opportunities to business in the East Rutherford area; and

**WHEREAS**, the Mayor and Council desire to temporarily relax the requirements cited above on Thursday, September 15, 2016 and Thursday, September 22, 2016 only as a onetime exception and only within the Special Event Area; and

**WHEREAS**, the Mayor and Council believe that the unusual circumstances described above mandates temporary relaxation of the requirements cited above.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of East Rutherford as follows:

1. Notwithstanding anything in the Borough Code, including without limitation, Sections 20-5.C, 214-2A (39) or 214-2.A (40) of the Borough Code, persons of legal age shall be permitted to consume alcoholic beverages in open containers without penalty but only on Thursday, September 15, 2016 and Thursday, September 22, 2016 at the times specified below and only within the Special Event Area described above.
2. All rules and regulations of the New Jersey Division of Alcoholic Beverages Control shall be followed.
3. This temporary relaxation and authorization shall become effective at 5:00PM and shall expire at 10:30PM on September 15, 2016 and shall become effective at 5:00PM and shall expire at 10:30PM on Thursday, September 22, 2016.

I hereby certify that the foregoing is a true copy of the resolution passed by the Mayor and Council at the meeting held on the 16<sup>th</sup> day of August, 2016.

Danielle Lorenc, RMC

<b>Councilmember</b>	<b>Moved</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
Brizzi	X		X			
Homaychak		X	X			
Lahullier			X			
Perry						X
Stallone			X			
Ravettine						X

Councilman Brizzi proposed adding additional coverage to the Emergency Squad to assist with answering ambulance phone calls among other duties. The recruiters to the Emergency Squad will be fingerprinted and undergo a psychological evaluation in September. Councilman Lahullier was concerned about the cost. Councilman Brizzi stated that the entire process is free; however, the only cost imposed on the Borough will be for the psychological evaluation. Councilman Lahullier wanted a cost comparison between part time and full time workers. Chief Larry Minda volunteered to do a report to compare the cost between part time and full time workers.

Councilman Brizzi requested to have Brian DeRosa of Grove Street be approved to enter into the SLEO Academy as well.

Moved: Councilman Brizzi  
Second: Councilman Lahullier  
Roll Call: All Ayes

Councilman Brizzi mentioned that the gates at McKenzie and Riggin field should be closed at certain hours at night. By allowing the gates to remain open at all hours at night creates a safety issue, said Chief Minda. Paul DeRosa, supervisor at the DPW, concurs with Chief Minda. Councilman Stallone stated that the gates are all broken. This was confirmed by Mr. DeRosa.

The McKenzie and Riggin Field gates will be closed according to the ordinance.

Moved: Councilman Stallone  
Second: Councilman Lahullier  
Roll Call: All Ayes

FINANCE/DPW/TECHNOLOGY/BOARD OF ED. – COUNCILMAN HOMAYCHAK

Councilman Homaychak states that there is nothing to report.

Councilman Homaychak requested to go into executive session to discuss contract matters.

ATTORNEY'S REPORT – RICHARD ALLEN

Attorney Allen requested to go into executive session to discuss litigation matters, provide legal advice, discuss Airbnb and further discuss contract negotiation regarding Triple 5.

RECREATION – COUNCILMAN STALLONE

Councilman Stallone submitted the following purchase orders for approval:

<u>VENDOR</u>	<u>AMOUNT</u>
• Content Party Rental	\$ 681.70
• Theatrical Right Worldwide	\$ 2,720.00

Moved: Councilman Stallone  
Seconded: Councilman Brizzi  
Roll Call: All Ayes

VEHICLE MAINTENANCE – COUNCILMAN PERRY

Absent

COURT – COUNCILMAN RAVETTINE

Absent

ENGINEER'S REPORT – GLENN BECKMEYER

Absent

\*\*\*

Mayor Cassella asked for a motion to enter into Executive Session at 6:11pm to discuss matters of negotiation, litigation, and contract(s) and to provide legal advice.

## EXECUTIVE SESSION RESOLUTION

**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 Section 7b;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council will hold a closed meeting at 6:15 p.m. on Tuesday, August 16, 2016 in Borough Hall to discuss the following matter(s):

1. Negotiation, litigation, contract(s) and provide legal advice.

**WHEREAS**, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of East Rutherford that the public be excluded from this portion of the meeting.

Moved: Councilman Lahullier

Second: Councilman Brizzi

Roll Call: All Ayes

## EXECUTIVE SESSION

Mayor Cassella asked for a motion to adjourn the Executive Session and reopen the public meeting.

Moved: Councilman Lahullier

Second: Councilman Stallone

Roll Call: Ayes

Mayor Cassella asked for a motion to adjourn the work meeting at 7:10PM.

Moved: Councilman Brizzi

Second: Councilman Homaychak

Roll Call: Ayes