

MINUTES

TUESDAY November 26, 2013; Regular Meeting of the Borough Council of the Borough of Lodi, New Jersey; TIME: 7:00 P.M.

CALL TO ORDER

**OPEN PUBLIC MEETING NOTICE READ BY Borough Clerk.
NOTICE OF THIS MEETING WAS MADE BY THE BOROUGH CLERK BY PAID LEGAL ADVERTISING ON SEPTEMBER 23, 2013 IN THE RECORD NEWSPAPER.**

THIS MEETING IS BEING TAPE RECORDED.

PLEDGE OF ALLEGIANCE

ROLL CALL:

PRESENT: (5) CW Fiduccia, CW Cima, CM Masopust, Deputy Mayor Licata, Mayor Schrieks.

ALSO PRESENT: Borough Attorney Alan P. Spiniello, Borough Auditor Frank R. DiMaria, Borough Engineer Tom Solfaro.

CERTIFICATES AND AWARDS

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

October 15, 2013

MOTION: CM Masopust second CW Fiduccia to approve.

Ayes: (4) CW Fiduccia, CM Masopust, Deputy Mayor Licata, Mayor Schrieks.

Abstain: (1) CW Cima.

COMMUNICATIONS

REPORT OF THE MANAGER

Municipal Manager reported that the army Corps of Engineering is in the process of thorium inspection around the Hancock Street/Redstone Lane. He also stated that the Redevelopment project is going well.

RESOLUTIONS

EXECUTIVE MEETING: TUES. NOVEMBER 12 2013 6 P.M.
REGULAR MEETING: TUES. NOVEMBER 26, 2013 7 P.M.

CONSENT AGENDA (These resolutions are matters covering operation of government and will be passed by one roll call vote covering all items on the consent agenda.)

1. Resolution No. 13-165 approving bills for November 2013.
2. Resolution No. 13-166 approving Change Order No. 1 for project known as CDBG Road Improvement Program 2012-Phase II in the amount of \$37,122.77. (18%.58% increase)
3. Resolution No. 13-167 authorizing to refund overpayment of taxes due to a County Tax Board Judgment.
4. Resolution No. 13-168 authorizing to refund overpayment of taxes due to a county Tax Board Judgment.
5. Resolution No. 13-169 confirming endorsement of a BCCD grant of \$150,000.00 proposed by the Boys & Girls Club of Lodi for project known as Juvenile Intervention for Fiscal Year 2014.
6. Resolution No. 13-170 confirming endorsement of BCCD grant of \$51,300.00 proposed by the Boys & Girls Club of Lodi for project known as HVAC Renovation Project Lobby, First floor and Third Floor for Fiscal Year 2014.
7. Resolution No. 13-171 authorizing the submission of grant extension until June 30, 2014 for the Lodi Municipal Alliance in the amount of DEDR-\$17,515.00, Cash Match-\$4,378.00, In Kind-\$13,137.00.
8. Resolution No. 13-172 authorizing to refund overpayment of taxes. (Block 290, Lot 1)
9. Resolution No. 13-173 authorizing to refund overpayment of taxes due to County Board Judgment.
10. Resolution No. 13-174 authorizing to refund overpayment of taxes due to County Board Judgment.
11. Resolution No. 13-175 authorizing overpayment of taxes due to County Board Judgment.
12. Resolution No. 13-176 authorizing to refund overpayment of taxes due to County Board Judgment. (Block 202, Lot 36; Block 151, Lot 11)
13. Resolution No. 13-177 authorizing to enter into a Shared Services Agreement between the Borough of Lodi and the Board of Elmwood Park for Public health Services pursuant to N.J.S.A.40A:65-1. (Registered Environmental Health Specialist)

14. Resolution No. 13-178 approving Annual Municipal Audit for the calendar Year ending December 31, 2012.
15. Resolution No. 13-179 amending Municipal Budget. (Miscellaneous Revenues: Public and Private Programs Offset by Appropriations: Municipal alliance; \$2,919.00.
16. Resolution No. 13-180 authorizing the release of Applicant's(Montana Construction Corp.) Performance Bond in the amount of \$27,235.44 in accordance with the statutes set forth in the New Jersey Municipal Land Use Code.
17. Resolution No. 13-181 approving Settlement of Tax Appeal on Behalf of Cab Realty, Inc. for the year 2011.
18. Resolution No. 13-182 approving Settlement of Tax Appeal on behalf of Michael Giamo- M&B Associates for 2011 and 2012.
19. Resolution No. 13-183 approving Settlement of Tax Appeal on behalf of Lackland Industrial, LLC. For the years 2010 and 2011.
20. Resolution No. 13-184 approving Settlement of Tax Appeal on behalf of M & B Associates for 2010, 2011, & 2012.
21. 21. Resolution No. 13-185 authorizing to transfer tax payments made to Block 11, Lot 10 to the mother lot and remove payments from the merged lots.
22. Resolution No. 13-186 authorizing submission of a strategic plan for the Lodi Municipal Alliance grant for the Municipal Drug Alliance grant for the fiscal year 2014/2015.
23. Resolution No. 13-187 authorizing to enter into a Shared Services Agreement with the Lodi Board of Education for Removal and Replacement of existing concrete retaining walls pursuant to N.J.S.A.40A:65-1.

**MOTION: CW Cima, second Deputy Mayor Licata to approve numbers 1-23 by consent.
Ayes: (5) CW Fiduccia, CW Cima, CM Masopust, Deputy Mayor Licata, Mayor Schrieks.**

(B) RESOLUTIONS

ORDINANCES

INTRODUCTION: An Ordinance amending and revising Ordinance No. 81-39 and Ord. No. 2013-10 Ordinance No. 2010-14 entitled, "An Ordinance to establish, equip, and regulate a Fire Department in the Borough of Lodi, New Jersey."
(This Ordinance was pulled on the agenda.)

INTRODUCTION: An Ordinance requiring submission of Certificate of Formation, Ord. No. 2013-11 Organizational By Laws, and Annual Financial Statements from civic, recreational and other not-for-profit organizations receiving Assistance from the Borough of Lodi.

**MOTION: CW Fiduccia, second CW Cima.
Ayes: (5) CW Fiduccia, CW Cima, CM Masopust, Deputy Mayor Licata, Mayor Schrieks.**

BOROUGH ENGINEER REPORT

Borough Engineer reported on the following:

1. Arlene Grove Project is complete
2. 2012 CD Road Project is complete
3. Resolution No. 13-166 was explained. Change Order increase for the CDBG Road Improvements Phase II for 2012.

MAYOR AND COUNCIL REPORTS

MAYOR'S REPORT

Mayor reported on the follow:

1. Borough of Lodi v. Passaic Valley Water Commission- Appellate Division; Judgment and Order. The Appellate Division agreed that PVWC was not entitled to make corrective rate increases from the previous years back to 1997 and can only go back for the preceding rates. The Borough is waiting to see if PVWC will appeal within 20 days of the court's decision. Supreme Court of New Jersey has the discretion to decide whether it will hear such appeal.
2. The Borough of Lodi's Annual Christmas Tree Lighting will be held on Friday, December 6th. Everyone is welcome. Mayor thanked Anna Belli, Recreation Director.
3. Babe Ruth Baseball registration.
4. Mayor wished everyone a Happy Thanksgiving.

OLD BUSINESS

NEW BUSINESS

HEARING OF CITIZENS

Gail Jacoby- 13 Robert Court spoke about house on Louis Street/Union Street (house on the right) in regard to the hedges growing and making it very difficult to pull out from Louis Street onto Union Street.

Ryan Curioni – 76 Liberty Street spoke about the monthly bills that were on the October 15th bills resolution. He asked Deputy Mayor Licata questions about some of those bills and stated that they gave the appearance that the person on the bills list getting money is a relative of someone on this council. Mr. Curioni spoke about Resolution No. 13-171 in regard to “Cash Match” and asked if they were using taxpayer’s money. Mayor stated that when Mr. Sudol left the Boys Club they needed a full time grant coordinator to administer grants for the Boys & Girls Club under the domain of the Drug Alliance. It was discussed that the coordinator needs to attend classes and become certified to administer the grants and become a grant coordinator. Mr. Curioni asked why there was an increase for the grant coordinator.

Mr. Curioni asked the Mayor if he attended the New Jersey League of Municipalities last week and where there any expenses billed to the Borough of Lodi this year.

Mr. Curioni questioned the bill for Sirius radio in the police car.

Mr. Curioni wanted to know if the Borough Clerk could type all resolutions in full on the minutes.

Borough Clerk told Mr. Curioni he would have to opra the information he is requesting and she will scan it to him.

ADJOURNMENT

MOTION: Deputy Mayor Licata, second CW Fiduccia to adjourn.

Ayes: (5) CW Fiduccia, CW Cima, CM Masopust, Deputy Mayor Licata, Mayor Schriecks.

TIME: 7:37 P.M.