

**BOROUGH OF OLD TAPPAN  
MAYOR AND COUNCIL REGULAR MEETING  
September 17, 2018**

In compliance with the Open Public Meeting Law, notification of this meeting has been sent to our official newspapers and other publications circulated in the Borough of Old Tappan, and notice posted on the bulletin board at Borough Hall.

Please note fire exits located at the main entrance to the Council Chambers and in the rear of the Council Chambers.

**MEETING CALLED TO ORDER:        7:30 p.m.**

|                   |                                |         |
|-------------------|--------------------------------|---------|
| <b>ROLL CALL:</b> | Mayor John Kramer              | Present |
|                   | Councilman Ronald Binaghi, Jr. | Present |
|                   | Councilman Guy Carnazza        | Absent  |
|                   | Councilman Victor Cioce        | Absent  |
|                   | Councilman Thomas Gallagher    | Present |
|                   | Councilwoman Anna Haverilla    | Present |
|                   | Councilman Matthew Nalbandian  | Present |

|               |                             |
|---------------|-----------------------------|
| Also Present: | Borough Clerk Jean M. Donch |
|               | Borough Attorney Allen Bell |

**SALUTE TO THE FLAG**

**PRAYER** – Councilwoman Anna Haverilla

**PUBLIC’S OPPORTUNITY TO SPEAK**

Motion to open the meeting to the public – Councilman Gallagher

Second – Councilman Binaghi

Discussion – None

On voice vote, all in favor, none opposed, the motion carried.

No Public Comment

Motion to close the meeting to the public – Councilman Nalbandian

Second – Councilman Gallagher

On voice vote, all in favor, none opposed, the motion carried.

## **CONSENT RESOLUTION**

Councilwoman Haverilla read the Consent Resolution

Second – Councilman Binaghi

Discussion – Councilman Nalbandian inquired about the NJDOT Municipal Aid Program and the NJDOT Grant Agreement. He was advised that they are for additional funds for drainage and resurfacing.

|           |                        |     |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi     | Yes |
|           | Councilman Gallagher   | Yes |
|           | Councilwoman Haverilla | Yes |
|           | Councilman Nalbandian  | Yes |

Resolution Adopted (see page 7)

## **RESOLUTION**

### **Soil Moving Permit – Lee & Kim – 1 & 3 Tudor Road – Block 2502.01, Lots 9.09 & 26**

Councilman Binaghi read the resolution

Second – Councilwoman Haverilla

Discussion – Mayor Kramer provided background for the Soil Moving Permit request.

|           |                        |     |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi     | Yes |
|           | Councilman Gallagher   | Yes |
|           | Councilwoman Haverilla | Yes |
|           | Councilman Nalbandian  | Yes |

Resolution Adopted (see page 17)

## **COUNCIL COMMITTEE REPORTS**

### **COUNCILMAN BINAGHI – DPW / CONSTRUCTION**

Councilman Binaghi advised that his DPW report will be discussed under New Business.

**COUNCILMAN NALBANDIAN – FINANCE / FIRE / SCHOOLS / HEALTH /**

## **ADMINISTRATION**

The Fire Chief's Parade meeting is being held this evening. The parade will take place on Sunday, October 7<sup>th</sup> at 1:00 p.m. Councilman Nalbandian reviewed the planned route. There will be a viewing stand for elected officials and dignitaries, entertainment and food.

## **COUNCILMAN GALLAGHER – PLANNING / ARTS & ENTERTAINMENT / FIRST AID**

Fire Prevention Week is October 7 – 13. The Planning Board met, they had continued discussion on the MG Fuel application to add a convenience store. The First Aid Corps meets Wednesday.

## **COUNCILWOMAN HAVERILLA – POLICE / SAFETY / SENIORS**

Councilwoman Haverilla will attend the quarterly Safety Meeting on Wednesday. The Senior Advisory Committee will meet on October 11<sup>th</sup>

## **MAYOR'S COMMENTS**

Assisted with feeding the homeless 2 weeks ago in Hackensack along with the Pascack Valley Mayor's Association. Attended a Bergen County League of Municipalities meeting. Has an appointment at Demarest to discuss character education. Will attend a dinner meeting on September 24<sup>th</sup> with new teachers at the regional high school.

## **ACTION ON MINUTES**

Councilwoman Haverilla made a motion to approve the following minutes:

- Regular Meeting, August 20, 2018
- Closed Meeting, September 4, 2018
- Special & Executive Meetings, September 4, 2018

Second – Councilman Binaghi

Discussion – Councilman Nalbandian abstained on the August 20, 2018 and September 4, 2018 meetings. Councilman Binaghi abstained on the September 4, 2018 meeting.

|           |                        |     |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi     | Yes |
|           | Councilman Gallagher   | Yes |
|           | Councilwoman Haverilla | Yes |
|           | Councilman Nalbandian  | Yes |

## **OLD BUSINESS**

### **Property Maintenance Code**

Borough Attorney Allen Bell reviewed the code. It is allowable to approach property owners with issues such as overgrown hanging limbs and give them notice to resolve. This is enforceable by Borough Officials, primarily the Construction Code Official. A letter should be sent to the property owner by the Construction Code Official.

### **Marijuana Ordinance**

Councilman Gallagher asked that this matter be discussed at the next meeting of the Mayor and Council.

### **NEW BUSINESS**

#### **Ordinance 1132-18 – Amend Sewer Utility Capital Ordinance – Resolution of Introduction**

Councilman Binaghi read the resolution

Second – Councilwoman Haverilla

Discussion – None

|           |                        |     |
|-----------|------------------------|-----|
| Roll Call | Councilman Binaghi     | Yes |
|           | Councilman Gallagher   | Yes |
|           | Councilwoman Haverilla | Yes |
|           | Councilman Nalbandian  | Yes |

Resolution of Introduction passed (see page 19)

#### **Use of Shade Tree Trust Fund Money for Dead Tree Removal**

Councilman Binaghi reported that there are a lot of trees in the Borough that are dead and/or dying from storm damage and the emerald ash-bore beetle. The DPW Superintendent has removed 46 trees to date. The funds in the Shade Tree Trust Fund are to plant new trees, not to remove dead trees according to the Borough's Chief Financial Officer. Borough Attorney Allen Bell explained where the fund money comes from for new tree plantings and recommended appropriating money in next year's budget to take down trees.

#### **Establish Designated Class A Operator for Underground Storage Tanks**

Councilman Binaghi advised that the designation of a Class A Operator is a State requirement. The DPW Superintendent added that it is mandated that one be in place by October 13<sup>th</sup>. The appointment of a Class A Operator for Underground Storage Tanks will be on the October 1<sup>st</sup> agenda of the Mayor and Council.

## **PUBLIC'S OPPORTUNITY TO SPEAK**

Motion to open the meeting to the public – Councilman Carnazza

Second – Councilman Binaghi

Discussion - None

On voice vote, all in favor, none opposed, the motion carried

Motion to close the meeting to the public – Councilman Carnazza

Second – Councilwoman Haverilla

Discussion - None

On voice vote, all in favor, none opposed, the motion carried.

Motion to adjourn by Councilman Binaghi

Second – Councilman Carnazza

On voice vote, all in favor, none opposed, the motion carried.

Respectfully submitted,

Sylvia Kokowski, Recording Secretary

cc: Mayor and Council  
Allen Bell, Esq.

Reviewed and approved:

Jean M. Donch  
Borough Clerk

Date    Approved:    October    15,    2018