

MINUTES

REGULAR MEETING, THURSDAY, JUNE 10, 2010 AT 7:00 P.M. OR AS SOON THEREAFTER AT BOROUGH HALL

OPEN PUBLIC MEETINGS ACT.

BOROUGH CLERK: this meeting is being held in accordance with the rules and regulations of the Open Public Meetings Act of the State of New Jersey. Adequate notice of this meeting was provided by forwarding a Sunshine notice which included the time, date and location of this public meeting of the Mayor and Council of the Borough of North Arlington.

ROLL CALL:

COUNCIL MEMBERS: Councilman Bianchi, Councilman Hughes, Councilman Johnson, Councilman Kearney, Councilman Tanelli and Councilman Yampaglia

ALSO PRESENT: Mayor Peter C. Massa, Borough Clerk, Terence M. Wall, Borough Attorney, Randy Pearce

PLEDGE OF ALLEGIANCE

MOTION TO SUSPEND REGULAR ORDER OF BUSINESS

Mayor Massa – at this time, I'll entertain a motion to suspend the regular order of business so we can engage in a special swearing in of the recreation commissioners that are recently appointed. Motion to suspend regular order of business?

Councilman Hughes – I'll make that motion

Mayor Massa – by Councilman Hughes. Seconded by Councilman Tanelli. Call the roll.

Terence – Councilman Bianchi?

Councilman Bianchi – yes.

Terence – Councilman Hughes?

Councilman Hughes – yes.

Terence – Councilman Johnson?

Councilman Johnson – yes.

Terence – Councilman Kearney?

Councilman Kearney – yes.

Terence- Councilman Tanelli?

Councilman Tanelli – yes.

Terence – Councilman Yampaglia?

Councilman Yampaglia – yes.

Mayor Massa – okay would the newly appointed recreation commissioners please come forward: Mr. George Rotundo, Jim Dembrowski, I don't see him here tonight, Mary Alice Martin, Bobby Herrmann, Jim Banul, Bill Dickson, I got everybody? Oh Eddie Foster. Excuse me; I didn't see your name on the list.

Terence – yea, that’s my error. Ed Foster.

Mayor Massa – okay, please raise your right hand; place your left hand on the bible. Repeat after me. [Commissioners repeat] “I do, state your name, solemnly swear that I will support the constitution of the United States and the constitution of the state of New Jersey. And I will bear true faith and legience to the same and to the government established in the United States and in this state under the authority of the people. I do solemnly swear that I will faithfully impartially and justly perform all of the duties of the office of recreation commissioner to the best of my ability. So help me god” Congratulations. You’re sworn in.

[Applause].

Mayor Massa – okay ladies and gentlemen, at this time, I’ve been advised that a presentation is about to be made by the municipal auditor, Mr. Paul Lerch, if he’s available here to make that presentation.

PRESENTATION

Paul Lerch – thank you mayor. Handouts as well. I have another handout too. That first one that I just handed out is a general, I think I mixed them up here, I thought I had them separated. One that says project financing and one says project capital projects. There are two different reports here. One is a generic report which will just give everyone a chance to if everyone would start on first one that indicates project finance and general overview. The idea here is today I plan on presenting to the mayor and council two reports. The very first report is just a project financing overview if you will. It’s a way of educating the mayor and council as to what the process is when you going to look at some of your bonding and to go into a permanent debt scenario. If everyone has that out and this will generally take me about five minutes and just to give you a brief overview. Its laid out in steps. The very first step is to determine the capital needs and obviously the capital needs are expenditures that were previously authorized, existing ordinances. To look at some of your long term capital plans cause you’d want to incorporate as well into your plan and then to take a look at some of your immediate needs as well. After you determine the

First step in general terms again. The second step is the financing alternative. So step 1 is to determine the sizing of the project, the sizing of the financing. Step 2 is to determine a financing alternatives you know traditionally monies are borrowed and they’re done in two different ways. Actually, you could do this three ways. You can finance projects one is through notes, temporary notes, which will allow you to provide cash flow for the improvements that you previously authorized and spent. One of the issues with temporary notes is that those notes is that those notes can go for a maximum of ten years, once you get to your ten, you have to pay the note off. There are also minimum requirements without getting too technical; it’s in the years 3 through 5 on minimum pay downs of the notes. And the other alternative is they’re going to the bond market. The bond market is typically a long term financing. Notes, our annual notes, one year balloon notes, financing long term in the bond market would allow you to go over a period of time depending upon the life of the ordinances that you have. The difference between the notes is obviously the short term notes like you would in a home mortgage, short term note, is gonna be at a smaller or lower interest rate but you do have to deal with the market sensitivity when you’re dealing with notes on an annual basis and the fluctuation. The beauty of long term bonds is that you get to lock in today like you would on a mortgage, on a home mortgage, and it’s the same analogy. So when the interest rates are historically low, that’s when it makes all the sense in the worlds to lock into these long term bonds and that for you you’re talking somewhere around 20 year bonds and you get to avoid the interest market fluctuation as well as the risk that is involved in interest rate fluctuation. If you stayed in a noted environment, the notes today are very low, the notes today are around one percent but they could fluctuate where the notes at some point could be and they happen historically more than the bond rate and then your subject to that type of risk. And I’ll get to that in a minute or two. And the last and final ops obviously is a pay as you go and there are not many communities left, I don’t think I really handle any anymore. We did in the beginning. There were a few that use to pay as you go and that’s obviously been a problem and certainly not an option here in North Arlington with the state of the economy. So one you determine the size of the issue in general terms, you would then try to come up with some kind of a plan as to how we are going to finance these projects that we authorized and already spent and that was step two. Step 3 is to come to the point of developing a financial plan

and that's what we did. We developed a financial plan for the borough and when we do that we take a look at what are your existing debt service, what are your future debt service requirements based on the existing debt and then we evaluate the benefits and the risks of going through notes versus bonds. Obviously, market risk is a huge variable here and of course but not least is always the impact of the homeowner. How does that impact the homeowner? And what happens is you need to weigh the market risk versus locking in a permanent financing at a historically low rates if we're in that position. And that's the risk that you always try to weigh. If we knew that notes would always be at one percent, I wouldn't even be here and we would say listen lets just keep going in notes for every single year. Make the minimum pay downs and go through that process and there wouldn't be a cheaper way to do it. But we know that looking over the last and I have a chart in here of the last 26 years, you'll see that that the fluctuation can vary dramatically and if the idea in all municipalities and all communities is to try to catch the low just like it is when you're trying to do investments at home, you're trying to catch the market. Not easy to do to catch the market but again it's something that needs to be thought of as you go through the process. So having said all of that when you go through the development of the plan, then you take a look at some bond maturity and you try to come up with what makes sense from a financial perspective as far as financings. Step 5 would be the authorization requirement without getting too technical we would not have to go to local finance board if we did a traditional funding meaning non conforming funding we would have to go to local finance board and ask for approval. Generally, what that means is that a conforming bond sale or conforming schedule debt service schedule would mean that the smallest payment would not be less than half the largest or the largest payment would not be more than twice the smallest payment. If you do modify that, then you'd have to get approval from local finance board for modifying that. That's in the statute, that was established. Of course there would be resolutions that would need to be passed at the governing body level authorizing the sale. Step 5 we then at that point if you were going through that process, then you'd have the underwriting and the marketing of the debt; that would be done an official statement. Official statement would put all types of financial data in the document historical financial data dates maturities who would let the reader of the prospectus understand the state of the economy of North Arlington, the bond reigning of North Arlington and it would give the idea of what the interest rates would be going for market wise. The prospectus to be used. Step 5, again going through this under writing and debt market, marketing of the debt you'd have the rating; you'd have to go for a rating at that point. Currently North Arlington is rated by Moody's as an A1 community and then we would go into the competitive market. And the lowest bidder would be awarded the lowest interest rate; better net interest cost would be awarded the bonds. And that's generally how it goes. The final and last step would be the closing on the debt. You would need certification and signatures and then we would transfer the money. The very last page that I have here is probably the most interesting page for the governing body to look at and that would be the historical interest rates and I think this is when we talk about sensitivity just in general terms. What makes sense when, without even getting into the specific dollars and we will get into the specific dollars in a minute. But this is a historical perspective over the last 24 years. The solid green line shows the bonds but these bonds bear in mind these are triple A insured bonds so the rates are going to be a little less of what we're talking about today but it gives a good perspective here as to where we are. So back in 1986 you could see that the bonds were almost 7 percent, you'd have to borrow, you'd have to pay almost 7 percent for bonds and the notes were at 5 percent. The flip side when you go to today and you look at where we are, the bonds for the Borough of North Arlington based on an A1 rating would be somewhere around 4 percent which is actually a very low percentage rate. And having said before that, the notes are at one percent. The only thing this chart does is it just gives you a little bit of a historical perspective. Where were we, where we're going, of course nobody could tell. That's impossible to tell you where we're going to be in a year or two years. But what you can see here that when you look at it from that perspective of a 24 year period and having hindsight, you can see that you're at a historical low. The environment is in historical low as far as going out to the bond markets. So yes, truly the short term notes are also at a low but if you were to lock in, you'd be locking in at rates that you were not able to lock in, in somewhere in the last 24 years on a permanent financing. So money is relatively speaking cheap today as it was over the last 24 years. That's an overview, yes.

Councilman Hughes – question. How long can you lock in a note rate for?

Paul Lerch – maximum one year.

Councilman Hughes – so every year it would fluctuate, so you can only lock in one year. Okay.

Paul Lerch – yea that's the market risk that you deal with when you're talking about notes. You're talking about locking in for a one year note and you can lock in today and today it's a great environment. Its one percent. That's almost free money if you will. If the market changes and the environment changes, it can change rather quickly. If you look at the schedule you could see some of these note fluctuations from 1990 to 1994. I mean you're talking about 4 percentage point change in that period of time.

Councilman Johnson – what precipitated that decline in 1990 and then you see it again in 2001?

Paul Lerch – it's the market environment and the economy, how it goes through and the availability of funds. I don't know, I haven't analyzed what caused the fluctuation. This is nothing more than a historical perspective as to where the rates were in those times.

Councilman Johnson – but it seems like to me that based on this, that the rates are going to go back up if you follow the trend on this.

Paul Lerch – you know, again, I don't know but if I was a betting man, I certainly wouldn't bet that the rates would go lower or much lower for a longer period of time. There's not much room on the low end. There's certainly is plenty of room to go back up in a high end. And an idea for municipalities is to try to get into the market and stagger your issues where you can get in with some of the money at least at some of the lower environments. I think that when you look at the next handout that I did which is really a more specific handout which is identified as a capital projects in debt analysis, this now is me going through the process and trying to come up with a financial plan, sizing the issue, going through some of the perspectives here. What I'd like to do is just to go through this briefly at least some of the more important points with the mayor and council.

Terence – mayor and council, if I may briefly say for the mayor and council as well as the public, the rationale behind having this presentation is to because right now we're in a paradox while the mayor and council are uniquely sensitive to every dollar that is spent in the borough, we have contracts. We consistently apply for grants, NJDOT, community development block grant, recent streetscape through AA, I'm sorry ARRA funds but what we're finding is that not only is the interest rates exceptionally low, the contractors bids are exceptionally low. So we have this paradox where there's an extreme sensitivity to taxation generally but an environment where you can extend road projects tremendously with a low interest rate environment and the low contractor pricing. Whereas, most municipalities may wait a couple of years and not think through the financial [inaudible] as Mr. Lerch is doing for us tonight. And when they're going out to bid when the economy gets a little better, the interest rates are higher, the contractors are busier and the pricing is higher so you cant just as one example, we were able to stretch the Ridge Road, the new streetscape all the way to Inman based on the pricing and it all fell within the grant. So I just want to share also for the folks that are here the rationale behind having this discussion is a candid discussion about finance 101 as it relates to municipalities and also we're putting together any capital improvements. We're seeking direction from the mayor and council as to whether or not you wish to do any capital improvements on your streets and roads and [inaudible] the items in the borough that would be funded through the financing plans which is what Paul is discussing. Thank you.

Paul Lerch – as I said previously, the first report is just a general presentation. The second report then tries to take some of the things I've discussed with you now through the process and apply that directly to North Arlington and how does that fold in. The idea here is without going through the details which I'll try to give you an overview. Couple things, we wanted to look at, first we looked at the existing ordinances which were unfunded. Unfunded means not permanently financed. So most of it is funded through notes, some of it is not funded and we're not going to address some of the issues or some of the ordinances which were previously [inaudible]; it's irrelevant for this discussion. So in doing that, we had to look at the all the ordinances which were outstanding and in doing that, you can see that there are, there's roughly 6 million dollars worth of ordinances. And for the mayor and council it's on page 4. But there's roughly 6 million dollars worth of ordinances which were previously authorized. The monies for the most part have been spent and that was one of the first steps. What are we talking about as far as sizing the issue? How much are we talking about? So we're talking about roughly 6 million right now. This does not include 2010 ordinances that may be contemplated down the road and that was one of

the sizing issues, one of the first things we had to do. And in doing so and in going through producing basically what I did is two separate scenarios and there's an A and a B of each scenario but the idea here was to try to give the mayor and council, what does it mean under very simple terms, what are we talking about in dollars and cents because I think in the end it always comes down to dollars and cents and we're all very sensitive to that and I think that if you were to look at page one, the idea here was we went through all these gyrations and then came down to a common denominator and said 'hey listen well what is it gonna cost the average guy' and we broke it down to basically broke it down to a cost per million. Try to get it into that simple terms and when you do that, that regardless of how much your talking about, we can just multiply it but the cost per million, the final piece is that in a conforming versus a non conforming, it's a dollar difference but a million dollar improvement that you would either authorize or finance would cost the average homeowner about 16, 17 dollars per year. And that's in the simplest terms.

Councilman Bianchi – per million?

Paul Lerch – per million. So if you look at my scenarios, what we really did hear is I really do two different scenarios. One is I took a look at all the debt that you had and than that you were able to bond. The last time we did this was in 2005 and that's as I said before is about 6 million dollars to go through that process. And going through the 6 million dollar process. What I did then I'll look at page two for the mayor and council's purpose. We went through the scenarios [inaudible] get conforming, trying to go through the without having to go down to LFB and ask for adjustments between maturity issues and what does it mean. It really means that you're talking about roughly and 80 dollar or so, 85 dollar increase the first year after the sale per homeowner. And that stays pretty consistent and even scenario nonconforming, one, it staggers it but its about a \$50 increase the first year and that looked pretty aggressive at this point and therefore we had to look at an alternative. An alternative is really scenario 2. Scenario 2 is chosen for a couple reasons. Scenario 2 is a roughly 3 million dollar issue to try to stagger it through. One of the problems that we ran into when I looked at this initially is that most municipalities will provide staggered relief in debt service existent debt. So as you go through the process, you may have five years that it averages 2 million dollars. And then that will drop off after five years and then it might be 1.5 million as it goes down but with North Arlington under the existing debt, the existing debt stays at 2.2. million dollars level for the next 9 years so your kind of in a bind here because a couple of things, you could either weight nine years before you issue any more debt and that's going to cause problems, problematic only because your ten year notes are going to run out, you're going to have more issues and at that point where its 6 million dollars already if you do some authorizations you're really going to have an extremely large issue. And in 10 years we may be talking about interest rates that are not going to be at 4 percent but they may be at 7 or 8 percent and it'll cost millions of dollars on interest alone.

Councilman Tanelli – point of order your honor. Has there been any reviewing as far as refinancing at that if at all possible to reduce that debt service payment and stretch it back again?

Paul Lerch – I know one of them has already been refinanced.

Councilman Tanelli – a lot of it has.

Paul Lerch – a lot of it has so you can't go back and do it...

Councilman Tanelli – what was happening is it got condensed because money was supposed to be coming in from the Encap project to satisfy that.

Paul Lerch – right.

Councilman Tanelli – that's why it was restructured the way it was restructured.

Paul Lerch – so what happens is because of that you're in a bind where you can't really, you've got this inflexibility if you will for these next 9 years a 2.2 million dollars and now you're sitting here with 6 million dollars today that you really need to deal with. You need to get your hands around it. So, when I look at this and then you try to layer 6 million dollars on top of the 2.2 million dollars it becomes a hardship, it really does and you look at this and you say well how can I do this, we're going to talk about 80, 85 dollars an average homeowner in year 1 and that's going to stay throughout so that's a problem. Then my thought process is well how do we go

around this and how do we stagger this somehow and then I looked at scenario 2. One of the problems with scenario 1 is well when you look at the list of the ordinances, there are ordinances in that initial list as I indicated on page 4 that we have significant grant monies that are out and that we haven't collected yet. I know we're over the tune of 1 ½ million dollars of grant receivables that are, some are significantly old and I would feel uncomfortable at this point saying we're going to go ahead and bond for these total 6 million dollars worth of projects when in essence through the process and I know the diligence of the administrator that and the clerk that you're going to have go through and you're going to have to determine whether or not these [inaudible] are collectible because right now they're on the books for 1 ½ million dollars and that's a problem. Looking at some of the ordinances too I know there was in issue, there was an improvement to the library, library was the contracts were for 400,000, the ordinance was originally 200; we need to make sure that starts at the appropriate location as well. After looking at that, looking at the financial impact on the average homeowner, I know there's other two issues, that scenario 1 really is not a scenario that you could really you can contemplate. It wouldn't it make sense, you can't really get it done. What can you get done? What you can get done is scenario 2 and scenario 2 would be simply taking the 2009 ordinance for roughly 3 million dollars under Cherokee property on that settlement because that's a clean ordinance. So we know that that's a clean ordinance and we know that's a 20 year life. How does that work? What we did in scenario 2 is we assumed that we would go to permanent financing on a three roughly three million dollars in 2010. Today's market rate would be somewhere around 4 percent. You continue with notes on the other three million dollars for three years. Through that period of time, you would go through the process of determining the liability of those grant receivables, get to the point where you really know, well what is the net amount of the debt that you really have to authorize if after we went through the total collection process on those grant receivables as well as some of the other issues that I mentioned. That seems to make the most sense. When you look at that and you look at scenario 2 and you say what's the step, if you were to do as I said of conforming, you're talking about a 50 dollar increase per home and if we did the non conforming which I think you'd have no choice again only because we're consistently at 2.2 million dollars. So you have to give the homeowner a chance to absorb it and I think you have to give the homeowners a chance to hopefully deal with a better environment in North Arlington and I think having said that, you would talk about anominal increase of roughly 35 dollars per home. NA would go through that process and then'd you wait to 2013, go through the next funding cycle, issue it again. It'd roughly be again another \$20 increase and that would layer itself off and then when you see when you get to finally get to 2018 when there's 2.2 million drops off, then you got a significant drop off and debt service to the average home. It goes from around 500 down to a 100 dollars and that's a natural step for the borough when you have your next issue, when you do your improvements over the next or the pre to 6 or 5 years, there'd be a natural step. You'd come in, you'd go into the sale process, you'd have a significant drop off, you would just lather the new debt right with the old debt and everybody would feel comfortable to, it would be seamless at that point and that's the idea is try to make this as seamless as possible. Unfortunately, with the consistent 2.2, you can't, the only thing you can do is try to smooth it out and that's what I did in scenario 2.

Councilman Hughes – Paul, you're talking right now about what's already been authorized in the proceeding 5 years since the 2005 bondage here correct?

Paul Lerch – right.

Councilman Hughes – so anything else we want to do above and beyond that just add to on a per household basis at 16, 17 dollars per million dollars of bonding that we would do in the future, correct.

Paul Lerch – it would in the future. Initially right now, if you would authorize improvements for a million dollars, there would be virtually no effect to the homeowner but at some point once you permanently finance that, absolutely. Right now, we're talking about at 16, 17 dollar per million.

Councilman Hughes – okay.

Councilman Bianchi – how long can you bond vehicles for?

Paul Lerch – each item has a useful life if you go through the process, its all by bond law. Its five years, mayor yes.

Councilman Bianchi – five years.

Paul Lerch – typically five years. I mean if you're talking about fire trucks, those of course are going to be longer. We did the weighting average on the existing ordinances you have here by going through that and the weighted average is actually 20 years.

Councilman Bianchi – the question that I'm really getting to is you said it was 17 dollars a year on a million dollars but what would it be on a payout of 5 years like on a regular vehicles, like dump trucks, police cars, regular vehicles that the town needs. Fire engines is 20 years so we know that the payout is going to be in a 20 year note. Well what about something that's only going to last 5 years?

Paul Lerch – well it would be packaged as part of this deal so if you're asking me, I'd have to run the numbers to see what a five year note or a five year bond would be and then run it that way. What I'm giving you is the complete package so you have various improvements, you have some longer than 20 and you have some 5 year improvements in your existing total package of 6 million dollars but when you average it all out, its 20 years. So you can go up to 20 years, you can go less if you wanted to. Because again, because of this solid 2.2 for the next 9 years, it's impossible for you to shorten that gap. You'd love to shorten a gap but you can't. It just becomes impossible to the average homeowner because all it does is provide more expense to that.

Councilman Hughes – now how we do for see, like I see on here one of the first ones going back to March of 2005, it bonded \$190,000 to construct a bike path. To my knowledge I don't think we've ever constructed a bike path anywhere in North Arlington. So, I would imagine that since it was never done or completed, what do we do to get that off the books as an obligation?

Paul Lerch – well according to the 2009 financial statements that there's only a balance of \$35,000 left on the bike path. Well, to answer your question, I, we didn't do the audit yet. We're using numbers from a previous auditor but what I'm looking at is what are the unspent balances and that's what the presentation is based on, the unspent balances. If you're asking me, you know, that's why when I was going through when we were talking about scenario 2, that we thought we ought to wait on some of those other ordinances because I think you need to go through and do the evaluation of the grants, you need to go through and do some of the other due diligence of that you're talking about but that 3 million dollar on the Cherokee payment is a clean ordinance; There's no strings attached to it. So it's a simple one to get done.

Councilman Hughes – so we should go ahead and get the Cherokee one financed now and then put off, clean up the rest of it and look to do that in about 3 years.

Paul Lerch – I think you got to clean it up and I think that honestly when I look at this I don't think you can afford to do 6 million today. I mean I don't see how you can do that to the average home owner so its there, its there for analysis purpose so this way at least you can see what the gamut would have been had you been able to do that but clearly you cant do that. So you have to break it down simplest is as I said to do the one ordinance which is very simple, very clean, and then to go through the due diligence process of what you're telling me that you know if we have a bike ordinance here for a \$190,000 and there was a never a bike path constructed, well what was the money spent on, those are some other issues that have to be dealt with.

Terence – from an administrator's standpoint, if you were interested in getting a head of the milling and paving issues that perplex many of the residents where we're able to do a portion of the street but not the entire street and there are some folks that have stopped in today to share the thoughts about their own street. We roughly estimate based on the contractors, the bid prices were getting as it relates to the engineer's estimates. A million dollar bond would bring you 1.25 million in roadwork from what it use to be. We're able to stretch those dollars. Obviously each situation's different but that's why it's a paradox when there's a period of intense scrutiny on any expense, you have an interest rate environment and the contractors desperate for work that they're so competitive, that you're able to stretch that street out and get that extra block and get that extra portion or in the case of Sunset, we were able to include curbing and sidewalks where if we weren't in this environment that wouldn't happen. So now that we're able to address the curbing and sidewalks within the same financial framework and so the depending on how you feel about moving forward in any project, the grants we always apply for, we will always be

awarded NJDOT, CDBG, I could just report to you that we will never catch up through grants alone. It just simply won't happen. So the question administratively is if we will not or will and to what extent may there be support in moving forward on some of the more desperate street situations that we have currently and to construct those programs now while the contractor pricing is so extremely competitive and I just wanted to share that with you. That's part of the objective is to gain an understanding of whether you wish to move forward with any portion of that this year.

Councilman Hughes – now Mr. Wall I've asked you to prepare a report on some of our capital improvement requirements for our departments, the different departments within the community as part of what was developed during the budget process. I know you're not complete but can you give us a quick synopsis of some of our infrastructure needs on that end because we all know when we have streets that have to be paved but I think we also are very well aware that we have dump trucks that are falling apart in the DPW because of the fact that they're just well beyond their useful life expectancy.

Terence – I'll give you a quick synopsis on various departments and the department of Public Works you have an aging infrastructure. So just generally speaking the common denominator on many of these requests relates to aging infrastructure, aging equipment, and equipment where the cost to fix it, it makes no, it doesn't make any sense anymore. Five to seven year a dump truck, a small pickup truck with a plow, a new madvac to keep the streets and sidewalks clean, lift trucks at DPW to enhance safety and to be able to manage the heavier weight vehicles, a new street sweeper, we have two street sweepers; one is basically a coat rack right now because its 18 to \$20,000 to repair it so we're concerned about continuing to spend money on an asset that has grown obsolete and also front end loader is another request. Fire: request for pickup truck. The knox boxes that we have are over 12 years old to move that forward, hazmat meters, other personal protective equipment. Station 2 needs a new roof and also heating units at station 2 firehouse. EMS is looking for a stretcher for one of their ambulances, there are new stretchers that are able to, they're requiring a new stretcher, two mbt computers. The purpose for an mbt computer is for us to move towards an electronic system for our EMS which would reduce errors, increase revenues, and provide for better patient care and record keeping purposes. So, request for those two defibrillators, CPR training aids, also EMS first responder command unit to better manage larger scale calls. Streets and grounds is interested from a age and safety and a trip hazard issue handling the carpet and the tile at the NAPD, replacing lighting at the NAPD, overhead lights in NAVES and also Fire Co. 1 for greater efficiency and to have a safer environment. Replace retaining wall and steps at Allen Park, they're wooden and they're fallen apart. We do have a grant for that to reimburse 50% of that which is wonderful. We also need a funding vehicle for our 50%. Anytime we can something at zero cost like Ridge Road streetscape Phase 2 or we can offset with a grant through Monmouth County Open Space Recreational Trust Fund or any other vehicle. We do our best to obtain it. We're also as a side note, we're applying through community development block grant for something called un-programmed funds. Its an offline grant application to try to rehabilitate sidewalk infrastructure issues that adjoin borough owned trees where there's been uplifting and that type of issue and we probably have hundreds of situations to address in that regard and that would help us from a public safety standpoint and a related litigation standpoint. Also on streets and grounds, to wrap up in that area, replacing tile and rugs, issues of fire company 1, a new roof for fire company 2, the new heating and cooling at company 2, a central air conditioning and heating at company 3, and all of these items are simply aged, inefficient, and at the cost to repair in some ways may be less than the debt service that would be to address them. Our parking violation officers are now using police vehicles for their work. Their vehicles are largely not usable anymore. A recent police vehicle, rather a parking violation vehicle, is no longer functioning at all. So, there's a concept at either whether it be a prius or another state contract vehicle, small pickup truck that maybe could have a plow on it during the winter time. So the parking violation officer can start working in their own vehicles instead of utilizing police vehicles which are dwindling. And on the police vehicle side, you do have equipment that also is getting quite old. Vehicles with over a hundred thousand miles on it, it simply need to be replaced to the point of what you can fund and not fund in a bond, if it's a 4 by 4 you can bond that; the regular officer vehicle car [inaudible] type vehicle, that would be out of your current [inaudible]. That would be, that's not able to be through the bonding. So that's just an overview.

Councilman Hughes – what's the total that you have so far on these values and costs?

Terence – well excluding, approximately, well, excluding the police department, its \$875,000. Now if there was an allocated budget, the departments would come together and we would prioritize each one of these items and there wouldn't be a single item that would not be the most aggressive pricing that we could get. These are all estimates. So you're probably having a million dollars in related equipment simply because so much of the equipment, beat street sweepers and other vehicles that are required to deliver services to the public. We're in the service business as well as keeping an eye on the numbers. But they haven't been addressed in a number of years, certain areas haven't been addressed and if the interest rate environment is productive enough so we can get after these core service areas we can implement these items so the tax payers can see immediate results.

Councilman Hughes – excuse there, Mr. Mayor, I'd like to continue this discussion on capital improvements but Mr. Lerch does have another obligation so I think if anybody has any further questions for him, we can let him get onto his other meeting. Mr. Lerch, I'd like to thank you very much for your work on this because its very informative, very enlightening, and I think its very revealing to the fact that many ways were kind of broken down and we need to do a lot of repairs a lot of work to bring North Arlington back to what it was. Thank you very much.

Paul Lerch – thank you very much.

Mayor Massa – thank you Mr. Lerch. Ladies and gentlemen at this time, I'd like to open a meeting to the hearing of citizens. anyone who wishes to be heard, please come forward, state your name and address for the record and kindly limit your comments to five minutes to give everybody a chance to be heard. Neither myself not members of the council will comment on the hearing of citizens until everyone has had an opportunity to be heard. The gentlemen behind you Joe, he had his hand up first out of all respect.

PUBLIC COMMENTS

Youssef Abdelkadoos – 67 Union Pl. – about dealing with the streets and paving. Two blocks ahead of me, they paved. I live, I bought my house in '94. Nobody touches this block from '94.

Mayor Massa – you bought the house in '94 and nobody...

Youssef Abdelkadoos – nobody until now paved the street.

Mayor Massa – there's been no paving there since '94?

Youssef Abdelkadoos – no, no, no. and the curbs all broken. Two blocks ahead of me. Rutherford is all completely paved. Half of the block before it is paved already. Now I hear the [inaudible] that we because of the money, we have to pave some areas and some areas not. Now economically, that will cost the city more like if I have to get a contractor to remove his equipment by paving half the block and I sent him all over North Arlington to pave another half block, that's more money. Second, for me as a citizen, the only thing I will say, is just there is some important person living on the street, I can say nothing more because why is my street not paved and this street was paved. If you're going to pave half blocks, better get the whole area. It cost you less and you don't give a chance to somebody to say 'why you paving this block and you ignoring this block'. For you it will cost you less money, for me I will be more than happy. You don't have to do my block next year but when you do like 5, 6 blocks next to each other, you tell the citizens just everybody's equal and I'm not favoring this block and not your block because my taxes in my old house are almost \$8,000 because the [inaudible] man was talking about \$17 to just get one million a year. In 14, 16 years, five thousand dollars extra on my taxes. What is this \$5,000 went after \$17 will be enough to get one million. Where is the \$5,000? Next, we never see a public auction to sell the cars. The used cars here which the police used, why you don't put a public auction, you can get more money than just nobody know about [inaudible]. if you announce in all the newspaper, you plan to have a public auction to sell all this stuff, you get somebody going to buy it and you get more people to bet more money, than you can get the new cars. This I came 6 years ago to ask when is the public auction for the cars, somebody told to me, you're going to read it in the newspaper. I'd love to know when, no I'm not telling you and you're going to read it in your newspaper. Why? I live in North Arlington for 22 years. Why do I have no right to know where is the public auction or when for example? And that's all. Thank you.

Mayor Massa – thank you sir. Joseph.

Joseph Cerrone – 48 Biltmore St. – I'm here tonight to talk about the last zoning incident where I guess the chairman was somewhat, how do you put this, pretty much judged by his own board. I find, I attended this meeting and I found it to be rather insulting to the community of what transpired at this meeting. It was nothing constructive. I believe it should have never happened. I think that the chairman of the zoning board, first of all the issue wasn't the height of the fence. The issue is that this gentleman put a fence up without a permit. If anybody should have known better, it should be the chairman of the zoning board. This issue has not been dealt with at all. What transpired at that last reading I guess they call it or decipherization of the really, it had nothing to do with the core situation. The basic thing was that this gentlemen who took an oath to uphold the laws of the land and certainly must have knew what he was doing because in the newspaper he wrote that he was a certified building inspector could even think of putting up a fence without permit, I think is absolutely crazy. I think that someone has to step up to the plate here and do what's right. Losing my place here. I think that all of you people here took an oath and I believe that everybody believes in the oath that they took when they took office. This same gentleman took an oath and as far as I'm concerned, he broke the oath and he should be dealt with accordingly. It would be nice if someone here tonight made a motion to dismiss this gentleman from the zoning board. In the newspaper, he seems to accuse me or one of my two brothers of writing a letter which neither one of the three of us have actually wrote. I think that most of you gentlemen read the letter. I think that you know that we didn't write this letter. I think there was other inconsistencies in the letter that Mr. Antonicello wrote to the public what looked like, looking for sympathy for an old man of 74 years but it seems to me that most of the stuff that he wrote was very inaccurate. Something about a fire that was in his house 25 years ago which really has absolutely nothing to do with him putting up a fence without a permit and I think if you check the records, the original fire was caused by himself, was it an arson thing, you could use it to make people feel sorry for him and I think its kind of repugnant that he would do such a thing. The issue of the height of the fence is not really the major concern besides the fact that he didn't take out an application. He claims the defense is 6 inches to high or the complaint of the defense is 6 inches too high is completely inaccurate. The fence is 2 foot 6 too high form the rear of his building to the end of the fence.

Mayor Massa – not to interrupt Joe, but did you actually measure it yourself?

Joe Cerrone- well it's much taller than I am; I'm 5'4".

[Inaudible]-[Mayor Massa & Joe Cerrone talk simultaneously]

Mayor Massa – we've really been beating the fence [inaudible].

Joe Cerrone – the fence is built 6 foot. Each panel is 6 foot from the manufacturer. When you can see 6 inches of light under the fence, it's over 6 foot. But that's not the issue. The issue is the fence ain't supposed to be more than 4 foot high, not 6 foot high. And its only supposed to be only 50% coverage, not a hundred percent coverage. And its still facing the wrong way. He's got a license from PSE&G. PSE\$G requirements are if you want to use this property, we'll let you use it but you got to follow municipal code. Basically at that meeting, he blamed PSE&G for not getting a permit. I mean that's absolutely crazy.

Mayor Massa – well that can be an issue as to who was supposed to get the permits. Like I can't, I'm not an expert on zoning issues but I have conferred with the zoning board attorney on several occasions and for the record the construction official is present here tonight and I will make certain that he does an inspection and all of the borough codes are complied with along with any state codes. Now I don't know if there, in some instances, conflicts between the state code and the local code I don't know that, I have to rely on the experts for that but you can continue please.

Joe Cerrone – another thing is there was absolutely no reading of the citizens. The people that were there were identified in a letter that Mr. Antonicello wrote as republicans, active republicans. I'm not an active republican. And looking around that evening in the court room, I saw quite a few democrats actually Mr. McClintock was there. Mr. Antonicello never mentioned that and so was Mr. Granell who is also a democrat with Mr. Antonicello would never have

mentioned that. I think that Mr. Antonicello himself is pushing this thing to a political issue where it is not. It is simply right or wrong. Did you get a permit or you didn't get a permit. If you didn't get a permit, you should be cited or fined or such just like any other person in this community and the fact that he did it as someone who took an oath for their job, he should be asked by this council to immediately vacate the job. And as far I'm concerned, we're going to go into an area here where we need this redevelopment. We need people on the zoning board who can actually do the job. Everybody that was on the zoning board that evening did not appear to have any clue what was going on...

Mayor Massa – well that's a very [inaudible] comment to be making.

Joe Cerrone – we got a construction project going on here with the Meadowlands that needs the expertise of people that know something about construction codes. We had Mr. Dembrowski talking about ground erosion and the pictures clearly showed that the ground was covered with grass. I'm not sure at 40 years of pushing shopping carriages makes someone on a zoning board. Mr. Sheedy's a wonderful man. I love him to death. If you want him to write tickets, he's great at writing tickets on garbage trucks that are uncovered but he sleeps through half the meeting. I mean we really need some people on this board and I think we should take the opportunity seeing how it looks like they screwed it up pretty good. Ask the whole board to resign and start from scratch because we need it for the future. We need people that know what they're doing. That have some kind of knowledge in the construction industry. I would have hoped that everyone here who also took an oath deals with this matter on its merit as Mr. Antonicello said which is the fact that he installed the fence without a permit and if someone didn't write a letter inquiring about it, he had no intention of ever getting a permit. He tried to apply for one after the fact which as far as I'm concerned is an admission of guilt that he did something wrong. Why run up there and apply for one after someone complains. If he didn't think he needed one, you didn't need one.

Mayor Massa – I understand that's happened in this community quite frequently in the past.

Joe Cerrone – unfortunately yes it has but...

Mayor Massa – as a matter of policy...

Joe Cerrone – they're not people who took an oath to...

Mayor Massa – previous administration...

Joe Cerrone – to uphold those particular regulations for this community.

Mayor Massa – you say that you're sure if it involved every person.

Joe Cerrone – not every person. Maybe some...

Mayor Massa – you're making a lot of generalized statements here and accusations.

Joe Cerrone – is it possible that maybe Mr. Dembrowski put up a fence without a permit? Yeah, absolutely it is. Or the rest of the people, I have no clue of that. The focus is on the person who's in charge of the board, (a). (b), how in the world can that board sit there and judge their own boss. That's crazy. That whole thing should have been handled in another community. The ordinances, the way they were wrote, the complaint. Everything should have been handed to another community to be read. It shouldn't have been read in front of his own people. It didn't look like the kind of zoning meeting that has happened in the past. It looked like something that was preconfigured to happen just the way it did. And then at the end of the meeting, Mr. Albert Granell who's no longer an elected official and at that point and time was not appointed to any board...

Mayor Massa – okay, I don't want to interrupt but you've gone over your five minutes.

Joe Cerrone – I'm close. Give me another minute. He thanked the zoning board attorney for the wonderful job he did.

Mayor Massa – okay. So somebody there did a good job that night.

Joe Cerrone – well no, I'm trying to figure out why he was thanking the gentleman because it didn't seem like he was representing the community of North Arlington. It seemed like he was representing Mr. Antonicello. And as far as I remember, NA stands for North Arlington, not Nick Antonicello. If this gentleman was representing him and not our community, what are we paying him for?

Mayor Massa – well again, that's a subjective statement you're making and I wasn't there and I haven't seen the transcript of the meeting.

Joe Cerrone – Pete, I'm not looking for an answer to questions. What I'm looking for is action. Someone to stand up and do the right thing and ask this gentleman to step down from his chairman seat on the zoning board and also to move forward in trying to improve the zoning board. We got a zoning meeting last night was cancelled. Nobody wants to go in front of them. You know it's not like a, it's pleasurable situation to go in front of this gentleman, its not. And I think the opportunity should be seized. At this point and time tonight before this council is dismissed someone should stand up and do something about this. These gentlemen all took the same oath. If the oath is something to be respected than show us that. If not, January 1st when you reorganize, forget about the oath, it don't mean anything. Mr. Antonicello took an oath, then he went against the oath by putting up a fence without applying for a permit. The fact that it might be too high and it might be 50% coverage is immaterial. The fact is that he put the fence up without permit and had no thought of every getting the permit until somebody actually stood up and started asking some questions. Thank you very much.

Mayor Massa – thank you.

Rich Glennon – 174 Baltimore Ave – good evening. In response to a letter to the editor in the Leader newspaper June 3rd over the signature of Councilman Yampaglia regarding an appointment of municipal court judge and the betting process used in the last selection, I would say there was nothing wrong with the process. There is nothing in Judge Delvecchio's background that would keep him from being appointed. Councilman refers to Judge Delvecchio's alleged strong ties to the local Republican Party. These are not alleged, they're a fact. The last time I checked, I didn't find that political affiliation would keep you from being appointed to most any position. A fact of life in the political process is that the majority gets to pick certain individuals for specific positions. That is a political reality. Democrats had made this a practiced art in this state and to cry foul when republicans do it is at best disingenuous. Did Councilman Yampaglia not think that his father's financial contributions to the democrat party had anything to do with the decision to place him on the bench? When the opposition wins an election, did those who back the losing side with monetary contributions not think that there might be a small price to pay? The councilman further stated and I quote, process and perception are important to the cause of good government, unquote. What then is the perception of a sitting judge in this case Judge Yampaglia donating money to the local democrat machine while in office? Would you call that pay to play? There are three attorneys sitting here, borough attorney Randy Pearce, Councilman Jon Kearney, and Councilman Yampaglia. I ask each and everyone of you as officers of the court, what former Judge Yampaglia did by donating money while in office to a political party is it unethical, is it illegal, or both? Councilman Yampaglia goes on to criticize Councilman Johnson's strong support of Judge Delvecchio despite his partisan involvement in the campaign. On the contrary, I applaud Councilman Johnson for his active and dedicated support of the Republican Party and good governing here in our borough. At the last council meeting I attended where the subject of a municipal judge was brought up, I naively thought the process would play itself out, a selection would be made and we could move on. This unfortunately will never be the case in North Arlington Democrat politics as long as those in power and that party continue with their slash and burn brand or politicking. Their visceral reaction to opposition, the vitriolic tone and just about all letters to the editor in the local papers does not give one hope for bipartisan ship and governing. Thank you.

Mayor Massa – anyone else?

Joseph Listwan – 13 York Road – I'm here to get my street fixed. I tried to get my neighbor to come. He was unavailable. In front of 15 York Road, the street is actually sinking. Sometime ago, there was a some kind of repair work, [inaudible] it's been crumbling in a small area; it's

gotten bigger. Passaic Valley just did a service for 16 York Road. There was no evidence of any water leak undermining it. It's just its old because the street is breaking up, the waters getting in when it rains and undermining it and making it worse but that's the way it goes. I've had DPW out there. They've put some black top on it and in front of my own house, DPW before the sale of the water department put a new curve box in for me and they patched it, they came, it wasn't good the first time, they put concrete, now there's a section of blacktop, that's coming up. There's couple other sections in the road. Just want my street fixed. Thank you.

Mayor Massa & Councilmen – thank you.

Mayor Massa – Mr. Burns.

Gary Burns – 12 Eckhardt Terrace – Mayor, there's a reimbursement on the agenda for you saving \$500 to the Borgata. I just want to know if you won enough money to take care of the problems that we had in the borough.

Mayor Massa – no I didn't. That was a meeting at the mayor's conference and I tried to get as much money as I can. I took a little bit of a hit Gary to be honest with you but.

Gary Burns – maybe we can reimburse you.

Mayor Massa – no no, [inaudible] my gambling, my food is on me. I don't have an expense account like other mayor's in other communities do.

Gary Burns – my other question mayor.

Mayor Massa – the only thing I and that was a discounted room for the mayor's conference.

Gary Burns – my other question mayor in regards to the police chief receiving \$500 payment out of their money. Out of their money? I think there's several people around here being paid out of their money. I would think that that money would be better used for the youth of the community rather than paying coordinators and so forth to the program.

Mayor Massa – it's \$500?

Gary Burns – I believe it was.

Mayor Massa – I'll check into that, thanks.

Gary Burns – thank you.

Mayor Massa – thank you Gary. By the way congratulations on your election.

Gary Burns – yours too mayor.

Mayor Massa – thank you. Anyone else?

Dave Charowsky – 77 3rd St. – tonight I don't come before you as a resident, I come before as the chairman of the planning board. Tonight I would like to make a request to officially have a copy of the master plan forwarded to the planning board. I know back in January, I was told that there was a rough draft, a good rough draft and six months later we still don't have nothing. In the three to four years that I've been on the board, I haven't seen a copy of the plan and I am here also at the request of a couple of my board members who would like to also take a look at it. We know that there's some applications coming before us with Porete Redevelopment that we feel if we take a lookie before any of these applications we can better handle not only for the mayor and council but also handle for the taxpayer of this town. So, that's all I'd like.

Mayor Massa – thank you David.

Terence – mayor, very briefly, I recall when I first came to the borough in October of '07, I recall copying out the master plan but the master plan is a public document and I think its available right in the construction office. I think we could, we'll make a set of copies and we'll

send it to every member of the planning board. Sherrie Sasso's the secretary. Check with her and we'll make sure that both the planning board and the zoning board each member have a current copy of the master plan. We'll make sure its done tomorrow. Thank you.

Mayor Massa – McClintock.

Bob McClintock – 198 Rutherford Pl – just briefly gentlemen find out what the money for the bonding. I hear a lot of the things, I just want to make sure that the things we really need, not wish lists, you know. My kitchens 25 years old. I'd like to have a new one but because money's cheap, you know, I just want to make sure that there things the town really needs. If we need them, I'd like to have more police officers. I'd like to have new fire trucks, [inaudible] meters, all the stuff, love to have them but in this time we just cut the board of ed \$500,000 so tough times I don't know if the economy's turning around, I really don't. New jobs are down. Wall streets down. So all I want is that if we truly need it, the agency should have it. But if we don't you got to put it off. This economy can turn, people are really hurting. Just be responsible. Thank you.

Janice Schurter – 133 6th St. – my concern is the property tax increases that I'm hearing about and Mr. Wall, you really scared the hell out of me at the property [inaudible] with all these purchases for money that we really don't have. I just want to say that in all the years that I've been in North Arlington and its 50+ years, I've been observing now fathers walking their kids to school now because they don't have jobs. I'm seeing cars repossessed out of driveways in the middle of the night. I'm seeing people moving out of apartments in the middle of the night because they can't pay their rent. And I'm just very concern what the council is doing about looking to cut costs not to spend more money that people don't have in this town. I own a house, I cant keep a tenant and I don't even charge much rent so if you increase the taxes, I have to increase the rent and were just gonna keep seeing the ricochet with new people moving in, in and out, and families aren't going to be able to afford to live this town. I'm looking at one of the last meetings, we were talking about salaries in the town, police salaries, and Mr. Massa you had mentioned an arbitrator, I guess sets the salaries for the police and they're in line with I guess with our neighbors but then after that meeting I looked at what the salaries are for our neighbors and I found that the police are making 15% more than our neighbors. So where did it get to the point that the North Arlington Police, their average base salary is a 116,000 and 90% are earning over 100,000 and our neighbor in Lyndhurst, the average base salary's 100,000 and 76% are earning over 100,000. so to me, we have to start looking at that we have to do a salary freeze and try to get the police salaries in line with the economy today and again with the teachers and there salaries for 180 days of work and I'm looking at the quality of the teachers in comparison to Bergen County, I think that we were rated 37 out of 48. Yeah, there's just a lot of things we should be looking at. I pay over \$10,000 for my health benefits and teachers and I'm not even sure if the police pay anything for their health benefits. It's just got to stop; people just can't afford it in this town and I would like to hear is the council looking at cutting costs and making a zero percent property tax increase. Thank you.

Glenn Schurter – 133 6th St. – I'm the husband of Janice right there and I'd just like a few things to talk about and continue what she was saying. We were talking the last time about a rebuttal and I really believe a rebuttal should be allowed at least a minute per question because of simple reasons, some of the answers of question weren't answered properly [inaudible], they had to be put off to the next meeting. Its just a thought what I want to say and I'd like to know who the arbitrators are for the pay hikes because I want to get in contact, I want to see where they came up with these figures, as for the townspeople...

Mayor Massa – now, you say arbitrators' sir?

Glenn Schurter – yeah, you were [inaudible].

Mayor Massa – okay it's about arbitrators who ruled in matters involving public employees' salaries and benefits and grievances?

Glenn Schurter – yes.

Mayor Massa – okay so we're on the same page.

Glenn Schurter – okay right. Anyway I might have been on page 2 and you were page 1 still. But anyhow, I'd like to know who they are and when I can pick this information up. By any chance, you got in your back pocket?

Mayor Massa – well, they're appointed by the public employees relations commission when, let me try to answer your question to this issue of brevity, as long as nobody has a problem with that. arbitrators and public employee labor disputes are appointed by mutual consent between the parties in dispute, police and fire, the public employee's relations commission generally makes these assignments for police and fire cases and they're generally arbitrators who have a great deal of experience in that specific area of arbitration. So if you want to find out who appoints them, you can contact the public employee's relations commission directly in Trenton, that's PERC.

Glenn Schurter – PERC?

Mayor Massa – Public Employee Relations Commission. They make the decisions after they hear all the evidence. Okay?

Glenn Schurter – if I forget, I'll come back to the office. Okay, what I'd like to know, we were talking about a couple other things and one of the things was by any chance, was the state or the homeland security paying for the extra police after we had that incident in New York by any chance and that's why they got the extreme raises within the last few years also? Does that have anything to do with it? And if it was, shouldn't they be responsible for the pay right now? If they were, I'm just...

Mayor Massa – you're talking about the incidence that occur in New York City?

Glenn Schurter – yes. I was just wondering because homeland security covered everything and they're raising everybody's security rate so and they've given more people on the police force...

Mayor Massa – okay, that's a question that involves, its really not a borough matter but I'm going to answer it.

Glenn Schurter – but maybe they said that each borough can have an extra police officer...

Mayor Massa – homeland security doesn't provide additional money for North Arlington...

Glenn Schurter – no, but they do to the state and then the state gives to the county and the county gives to the towns.

Mayor Massa – they fund certain special operations of state and office of emergency management, jersey state police officers, anti-terrorism preparedness, there is money that comes federally to big city police departments and to state agencies. Generally, it doesn't filter down to local police departments, where the department of homeland security doesn't precede their major threats.

Glenn Schurter – okay, we got a nice power line that goes right through fisher fields that's very important and a gas line.

Mayor Massa – that power line runs all the way so...

Glenn Schurter – I know but [inaudible].

Mayor Massa – again that would be a federal issue; department of homeland security would address that or state police, generally new jersey or county police.

Glenn Schurter – yeah and we're talking about, I'll go to another subject real quick. I'm just wondering, you know, I'm just thinking.

Mayor Massa – that's what we're here for.

Glenn Schurter – okay and the other thing is we were talking about the town employees. I was checking out what their pay scales were in the Record. I think it was the Record or the Leader whatever it was South Bergenite that's what it was. And they average approximately 75,000. They start at about 52 and they end up about 98 and the majority being in the 70s okay and it comes out to about 75,000. And we were talking and I've never seen that money in my life alright. Never seen that money in my life. I'm a very skilled carpenter, I could weld under water, I even flew helicopters and guess what, I never saw that type not even close to that and I have my own business. Now, if all these towns people were to pay were to pay for their truck and everything and stuff like that since they don't, their pay would come out approximately \$100,000. That's with gas, insurance, workman's comp, and everything else. So what your trying to tell me was every town worker here makes about \$100,000 a year plus retirement, plus health insurance, and that's kind of ridiculous. And I really believe and since I'm rolling with that because there are good people, everyone is very nice to me but it's got to stop. How am I going to pay for this since I'm on disability? That's what I'm trying to say alright. And what I'm trying to say is, why can't you regionalize this work? Why cant like Lyndhurst, Rutherford, and North Arlington get together somehow regionalize it. You save on money on equipment number one, number two you save on you do it through [inaudible], you don't have to kill these people just do it through attrition. As they get older, you hire another person for that position. That's all you would have to do. Fire trucks. This is ridiculous all these fire trucks. Even Carlstadt, they had to extend their fire house up on Washington Ave I believe it was to fit their fire truck. They didn't need it. What do they need it for? I don't know what they possibly need it for. Its just certain things that irk me here. It's such a waste of money. Police department regionalize it. You got a county, three or four towns. You only need one chief for three departments. That's all you need for three towns. Why can't you cut this down? You're making such great fantastic money while our boys are dying over there for \$20,000 a year, 24/7. You don't have no such possibility here. And another question I got to ask you, I don't want to be disrespectful to anybody in here but you also had two officers got shot. By any chance did they shoot themselves? That's what I heard from older people. I heard they pulled...

Mayor Massa – now wait a minute. Two police officers where sir?

Glenn Schurter – hmm?

Mayor Massa – where?

Glenn Schurter – I hold from older people that they said in the past while we were talking you said two police were shot in the past about two months ago.

Mayor Massa – two months ago?

Glenn Schurter – no, we were talking two months ago.

Mayor Massa – no, several officers were wounded in line of duty of North Arlington.

Glenn Schurter – yes. Did they shoot themselves?

Mayor Massa – no they did not.

Glenn Schurter – okay, then they got it wrong.

Mayor Massa – it looks like you're misinformed 'cause in both instances I investigated two of those shootings.

Glenn Schurter – okay.

Mayor Massa – and we arrested the people responsible.

Glenn Schurter – okay, I'm glad you did, I don't need those people around anyhow, I'm just saying, I'm just asking I just heard from all the people I was talking to senior citizens that have been around here long time...

Mayor Massa – that's totally incorrect.

Glenn Schurter – okay, there was no such incidence of that whatsoever?

Mayor Massa – in the 1960s there may have been an officer who may have accidentally [inaudible] in the 1960s.

Glenn Schurter – oh may have?

Mayor Massa – may have and that was under investigation.

Glenn Schurter – that's way back.

Mayor Massa – he was wounded in the leg by an individual who backed up a car while he was attempting to secure a [inaudible] gun discharge.

Glenn Schurter – and another thing, the garbage men. You know, these guys are good to me, they're decent people. I even had them over for a barbeque on Saturday...

Mayor Massa – Malose, you're talking about the refuge removal?

Glenn Schurter – yeah, refuge.

Mayor Massa – yeah, they're hired by a private contractor.

Glenn Schurter – yes. And that's exactly what I'm saying; down the south if I remember right, they had one person around a bunch of dumpsters and they had everybody brought their garbage down and that one person or it could be a town worker that would tell them where this refuge would go. If it was a construction worker for the homeowner or something like that they put it in this dumpster, if it was garbage like pallable stuff they'd put it in this dumpster, if it was something else like plastic and recyclable they'd put it in this dumpster. Wouldn't that save money by individuals doing this? By bringing it like down by the DPW down here by Schuyler Ave?

Mayor Massa – these are operational issues that could be examined.

Glenn Schurter – I'm just saying.

Mayor Massa – sometimes these issues a lot they look real simple on the surface but they can get a little complicated to put in operation. Not that I'm an expert in garbage removal.

Glenn Schurter – alls you need is to buy a couple dumpsters, that's what you need and you [inaudible], it as simple as that. You have one person there. Oh, why I'm saying this if you say there's no extra people in this town, well today I was outside my house and I had five workers in front on my house fixing one pothole. This happened this morning. No names mentioned. Five. And the guy with the white truck riding around took one away for some place else. 5 guys to fix one pothole. There's something wrong with this. At \$70,000 a year, there's something wrong...

Mayor Massa – that's on William Street?

Glenn Schurter – no, this is on 6th.

Mayor Massa – on 6th street.

Glenn Schurter – there's something wrong with this. You've got a tree hanging over my neighbor's house on Baltimore. Its on city property 10 feet from the curb I believe is city, is that how it goes here? 10 feet from the curb is city? A tree 10 feet from the curb, is that still city property or is that the person's property?

Mayor Massa – 10 feet from...

James McCabe – mayor, let me answer him. Three on the person's property, I was there today.

Glenn Schurter – 3 and 1?

Mayor Massa – Mr. McCabe?

James McCabe – three. That you're talking about. Yesterday the homeowner, he called me.

Mayor Massa – Jim excuse me we can't pick you up, please approach the microphone.

James McCabe – there wasn't five guys on a pothole.

Glenn Schurter – there was five guys; I'll have my neighbor come over.

Mayor Massa – okay, sir, we don't want to have an arbitrary proceeding here with the DPW director, however, I want to listen to your issue and we'll check it out with the director of DPW.

Glenn Schurter – okay, the tree he was talking about is not so because the homeowner is not there. The homeowner is in Portugal right now. You're talking about someone else.

Mayor Massa – not to interrupt you sir, but your five minutes is up. Does anyone else wish to be heard in the meantime?

Glenn Schurter – okay, no problem.

Mayor Massa – okay, but you could come back.

Glenn Schurter – I'll see you next time.

Mayor Massa – okay thank you.

Andrew Goll – 14 Pulaski Dr. – okay, I wanted to talk about the proposal of the McDonalds going in where Jim Dandy's is. I was at the meeting last month that you know they gave the presentation then; I spoke at last months meeting. I just don't feel it would be a good fit for North Arlington, especially for that intersection up there. you already have the bank there, you have the post office, you have Walgreens and Noel Drive is designated as an emergency route; you always make a point during the winters to keep it clear of parking so they can plow it because that always needs to be cleared for the emergency squad and the fire department to get up there and just, you know, like I said adding a McDonalds is just gonna add to the already really congested chaos of that intersection already, not to mention the increased traffic its going to bring. The increased garbage. I mean Noel Drive is going to take the brunt of it but Pulaski Drive, my street too, we're going to have more garbage on the street, more traffic in the area, you're going to have hordes of kids and people hanging out like if you look at Dunkin Donuts, how that is now, you can always have crowds and lots of people hanging out there and, you know, I speak for my neighbors and the people on Noel Drive and there were even people from Aster Place too which we don't want this McDonalds to go in; I just don't think it would be a good fit for the community.

Mayor Massa – have you made that testimony before the planning board?

Andrew Goll – yes, at last months meeting also. I attended last months meeting but I just wanted to restate I just don't think that McDonalds, I know McDonalds is a good company and everybody likes their burgers and everybody's eating McDonalds, I just don't think it would be a good fit for that location or for town, especially for that location to add to the congestion up there.

Mayor Massa – thank you sir.

Councilman Johnson – thank you Mr. Goll.

Mayor Massa – Mr. Granell.

Al Granell – well hello Mayor.

Mayor Massa – good evening Mr. Granell.

Al Granell – congratulations.

Mayor Massa – thank you.

Al Granell – well hello gentlemen. Mayor if you would indulge me for a brief second, I have to ask a couple different questions. But I can direct them to the finance chair because I'm kind of curious to what I'm reading in the newspaper. At our April, at your April adoption of the budget, our tax increase was estimated to be \$400 on a home of \$180,000. We have 4100 homes in the borough of North Arlington. It's fair to say that probably everybody here appear at this board probably has a home except Terence whose down the shore of over \$300,000 so it's not really a \$400 tax increase for the average resident, its anywhere between 4 to \$800. Now in that budget there was 1.2 million dollars worth of anticipated revenue from that baler that's now closed for the month of June and while the Meadowlands Commission gave us \$50,000, there's still a deficit of about \$121,000 that gets added to that tax increase. So the magic question that I have for this evening is what's the new tax increase for the borough of North Arlington? and every month that baler is closed, what's the number going to be because that number is just spiraling upwards? It's my understanding you're talking to several people from the Meadowlands Commission that there's a problem with the properties. Transfer the properties over to the NJMC, I'd like to know if anybody in the mayor or council's heard anything like that or what's the actual story, or what is the actual fiscal problem with the baler that its not opened? Is it the baler itself? Is it the type of the properties? What's the actual issue here? So my question, mayor, is really not just for the mayor and council but more to the finance chair who's responsible for it, is what's the magic number for the residents of North Arlington? I figured it out to be about another \$200 on top of the \$400 so that's a \$601 tax increase on a home assessed out of \$180,000. Most people won't be paying \$600; they'll be paying about \$1200 and that numbers just getting worse and worse. So I'd like to know what the remedy is from that and what is the mayor and council doing to make that number go down because obviously if the NJMC has their way, that's number just gonna continue to go up and up. Thank you.

MOTION TO CLOSE PUBLIC COMMENTS

Mayor Massa – thank you Mr. Granell. Anyone else? I'll entertain a motion to close hearing of citizens.

Councilman Tanelli – I'll make that.

Mayor Massa – motion by Councilman Tanelli. Seconded by Councilman Bianchi. Call the roll.

Terence – Councilman Bianchi?

Councilman Bianchi – yes.

Terence – Councilman Hughes?

Councilman Hughes – yes.

Terence – Councilman Johnson?

Councilman Johnson – yes.

Terence – Councilman Kearney?

Councilman Kearney – yes.

Terence – Councilman Tanelli?

Councilman Tanelli – yes.

Terence – Councilman Yampaglia?

Councilman Yampaglia – yes.

Terence – next item mayor and council...

Mayor Massa – well, we have to address these issues...

Terence – oh, I'm sorry.

Mayor Massa – before we get into any other next items and I think it's rather important we do it. Tonight we had eleven people come up to be heard; that's pretty much unprecedented unless usually there's a special issue confronting the mayor and council, like a particular issue regarding lights of the ball field or other types of major issues that generate a lot of community concern but the gentleman from Union Place making a complaint about the condition of the street and it needs to be paved. We have a lot of streets in the community that have to be paid and tonight was the reason why the auditor was here, to give us a presentation as to what it's going to cost, street paving is very expensive. A lot of the paving that we do that we've accomplished here in town in the last 3 ½, 4 years, even before that involved money from state grants and flow through money from federal to state department of transportation. So whenever we can get grant money to do a particular job, that's what we will try to do to save the community money. Otherwise, we have to take a look at the condition of the streets and the borough administrator will correct me if I'm wrong and usually the streets that look the worse are the ones that get fast attention. Of course everybody of the community thinks their streets the worse. If you would go to my wife, she's been giving me a hard time for three years about paving that street and I tell her if I pave that street, the whole rest of the town is going say he paved his own street but he forgot about mine. So we don't want that to happen. What we do want to have happen is a fair and equitable system whereby we can try to do as much for medial work as we can. It's no secret we're under a very strict budget constraint right now when it comes to street paving and every other infrastructure improvement in this community. So we will take a look at that and I'll have the administrator possibly schedule for an evaluation by the municipal engineer so you get a fair shape. I can't promise this is going to be done right away but I can promise your fair shape.

Youssef Abdelkadoos – excuse me.

Mayor Massa – well, we've closed the hearing of citizens already sir.

Youssef Abdelkadoos – hold on one second. It should be everyone should be equal. If not going to do any street for now, don't do it. In North Arlington, you don't pick any street. Just if you do it, you do it part for part, you don't tell me this part over another [inaudible] place need to be paved. Why am I [involved].

Terence – we can't hear him.

Youssef Abdelkadoos – now up for 14 years...

Mayor Massa – what I want to do here is as I said we try to follow the protocols as close as we can. We know your problem. We're sensitive to the problem, not only your street, but his street, my street, Joe Bianchi's street, Steve Tanelli's street, Richie Hughes' street, everybody else's street. So we have a protocol and policy in place whereby we can do everything that we can to do these. If we were to put a bond issue out of ...

Youssef Abdelkadoos – [inaudible].

Mayor Massa – please sir, I respected you, I would like you to respect this chair and this meeting. That's the way this meeting is conducted. Everybody had a chance to be heard. We're answering the questions. We know your problem. Believe me when you tell me that we do very well know your problem but if we were to bond 10 or 15 or \$20,000 that would result in a tremendous tax increase and what would happen? We'd have people come up, "my taxes are going up!" and we'll say yeah we paved 15 streets, "yeah but you didn't pave my street Mr. Mayor". So these are problems that we are confronting with you and I think a number of the people here on this panel, they know this, some of the other gentlemen here that could have been involved in government of the past, they very well know it also. But we are sensitive to the problem. A Mr. Cerrone, you made some comments about your dissatisfaction with the zoning

board members, a particular zoning board individual and you made your representations and so forth. You were asking for the whole board to resign. I think first of all these people all pretty much given their time and they've done a pretty good job. Their decisions may be not agreeable to what you might see or what you would like to see but that's their decision. Their decision is subject to review by the department of community affairs. The construction code enforcement officer is here tonight and I would ask him if there is still any violation on this particular property you're talking about for him to submit a report identifying that so that any violations remediated. In the meantime, we do have coming before us on a number of occasions, other complaints of other violations that the code enforcement officer has to review and the zoning board did act within the process of the protocols according to the review that I got from the attorney at the time, Mr. Sarlo. But in any event again, you had your opportunity to speak, I'm just answering your question. Anybody else want to answer that question. Mr. Tanelli?

Councilman Tanelli – no.

Councilman Johnson – yeah, point of order mayor.

Mayor Massa – Mr. Johnson.

Councilman Johnson – I would like to engage the community, department of community affairs to investigate that meeting and just take a closer look at it. I think there are numerous problems. The one that the public was not allowed to speak. It actually went to a vote and the vote failed three to two. There was some indecision about whether the public had an opportunity to speak or they were to be allowed to speak. It went to a vote. They said the public could not speak, they couldn't say anything. You also had the chairman of the zoning board going for an interpretation before the same board members that he sits with. My inclination would say that he should go to a different town or he should go to the county. Right there I think we owe the public an obligation to be unbiased. Mr. Antonicello deserves to be treated fairly so do the people of this town so I would suggest that we send that to the department of community affairs right away and have that looked at and I would like Terence to do that.

Mayor Massa – so noted.

Terence – am I directed to do that?

Mayor Massa – certainly, you have the files sent to whoever is responsible for overseeing zoning boards in Trenton and have it reviewed. So we will be certain to ascertain a fair review of the process. Mr. Glennon's not here; I wanted to answer his question. He went on a very extensive discussion with respect to a letter that Councilman Yampaglia put in the newspaper about people being appointed and the [inaudible] of judges and other appointees and so forth and so on. He made mention about some issues regarding political ties that individuals may have with certain elective officials that make contributions. Well that's all part of the political process and of course it's a regulated process and of course it's a regulated process. And of course, we know that as a regulated process, these contributions are required to be reported appropriately and so Mr. Glennon made his comments about a fair and open process with respect to appointment of a judge. I'm going to get to that later on what I have here in my hand for the record, our work products and samples, resumes that were not solicited by me. I received these unsolicited by a number of qualified attorneys. Some of them judges in other municipalities who are highly qualified and when they found out about the vacancy of the judge in North Arlington, they sent me these resumes. I interviewed every one of them. On two of the interviews, Council President Hughes was present so I think he saw the type of process we use to engage in this type of process and that's what I did. I didn't have that opportunity to do back in January. I accommodated the Republican majority and this was mentioned by Mr. Glennon in his comments that I appointed Mr. Delvecchio. It turned out that there was an issue with Mr. Delvecchio's interests with respect to his private business having a potential conflict. That's old news. I'm getting away from that. Tonight, we're in the process of appointing a new judge. That'll be handled shortly during the course of this council meeting. Mr. Listwan, your complaint about the street and the water leak that was being repaired is being addressed by Mr. McCabe. And perhaps you...

Jim McCabe – [inaudible]. Here's the problem, the street has the problem, not us.

Mayor Massa – okay. And I would like to have Mr. McCabe do is take a look. Take a look over there at 13 York Road. See what the problem is, submit a report and get it worked on. Mr. Burns had a question regarding a Dare payment to the police chief, [inaudible] expenses. Perhaps the Borough Administrator could clarify that issue. \$500 in Dare. Is that paid directly to the chief or does that come out of his budget for...

Terence – I can review that but I believe that may be [inaudible] the chief as well as one of the support staff in processing various items related to that program but I have to find out specifically. Then I can report back specifically on what that item is.

Mayor Massa – thank you. Now Dave Charowsky, copy of the master plan. The administrator said that he'll have a copy of that for you by tomorrow...

Terence – or maybe tonight.

Mayor Massa – maybe tonight. Mr. McClintock had a question regarding bonding. I think I tried to touch on that before when I was talking about the issues of streets. Sure streets have to be repaired, the infrastructure has to be repaired as I said before, on occasion we get grants to do these jobs, when we don't get grants it has to come out of taxpayer's money. And the only way to do these major improvements is through bonding and we got a good lecture tonight on the cost of bonding depending upon how many millions of dollars the municipality has to do to get these projects taken care of. So we're sensitive to these problems. Now, Julie, you made a comment about the police department, police department salaries. There's a lot of dynamics involved with police department salaries and I'll tell you what some of them are. We have a member of the North Arlington PD here tonight; he can probably bear me out. And I'm going to say that because he's been around for quite awhile. The salaries that you say where North Arlington may be 15 percent than some of the surrounding towns is essentially because North Arlington is an old department. A lot of the police officers here are senior men; they're at the top pay scale. They've been here for a long time. If we have to replace them, we will of course have to replace them with younger people, less experience, have to be trained, who will be paid a lot less money. You made a comparison to Lyndhurst, just Lyndhurst is a younger department with a lot younger officers that's why the average those salaries may be lowered. Now also, depending upon what's cycle of arbitration police departments are at, one department may have recently gotten an arbitration award that boosts its salary up a few percent. Another department may be without a contract for three or four years and may be in arbitration. They may be at in pass. That's why their salaries still aren't the same or similar to other towns or North Arlington, but there's a very wide dynamic with respect to what the police salaries are based upon those factors and they're just several factors. You also have situations where senior officers that are superior officers are paid more money. Last year, in order to keep the ranks of supervision in place, we did in North Arlington, we made several promotions, however those officers and the PBA agreed to a pay freeze so they're not getting that 9% increase this year. You won't be seeing it til after November or December. And of course, we will be in negotiations for salary increases for the town employees and again town employees, their salaries are subject to arbitration, their salaries are subject to collective bargaining. It's a process that's been put in place for a long time. The legislature now, is reviewing that process because you made a lot of important points here. We're sensitive to the fact that people are having a tough time paying their taxes; we're sensitive to the fact that people are having a tough time paying their rent and they're moving out. Sure, it's not cheap to live in northern New Jersey. Its one of the highest per capita areas in the country to reside in. So we're sensitive to those problems. You made a comment about teachers. Well we don't control the board of education but the council did cut the board of educations budget by \$500,000 recently out of their proposed budget. If you have any issues with the teacher's salaries specifically, I'd have to say that you'd have to address that with the board of education because they control the negotiations with teachers and they control the teacher's salaries. The only time municipal government has an opportunity to address any issue with respect to the public financial issue of a municipal of the board of education budget is when it fails. That happened in North Arlington. The budget came before this governing body, the governing body cut that budget by half a million dollars out of a 25 million dollar budget which is probably right now one of the highest percentages of a cut in the region when you talk about the amount of the budget and amount of money raised through taxation as opposed to the amount that the municipal government cut it. Now, keep in mind, we just don't go out there with a knife and take x amount of money away. We take a look at the impact that these cuts are going to have on school children and we're also sensitive to the fact that we have loss hundreds of thousands of

dollars state aid to the community, about a million dollars I believe to the board of education, it was over \$800, and state aid plus another several hundred thousand dollars in additional aid. So these are issues that we have to wrestle with as a governing body. The issue with Jim Dandy's on Pulaski Drive, we're glad to have your voice heard both here and at the planning board meeting, of course the decision of planning board will be forthcoming based upon the impact that that job will have, that that construction job will have on the neighborhood. Okay, Mr. Granell had a question with respect to the financial situation of the community in light of the failure of the baler to open at a timely manner as it was the year we received \$50,000 from the Meadowlands Commission be addressed as comments to the finance chair, the finance chair wanna make any comment with respect to what that tax impact may be in North Arlington with the failure of that baler to open at least for this month?

Councilman Bianchi – well, let me just start it this way first, in January were facing about a 15% tax increase. We made that well known at the Reorg meeting. We whittled and whittled and whittled without laying anybody; we got it down to about 14% without laying anybody off. The budgets not finished yet; hopefully it'll go a little lower. I can pick any number, you want 7, you want 8, you want 9, I can give you any number, but the number I give you, that might be an impact on the town with layoffs. So lets just keep at 14% and we'll work on it. I'd like you to think on these meetings Mr. Mayor because you haven't sat on any of the meetings with us.

Mayor Massa – I'd like to be invited.

Councilman Bianchi – you know, I wish you would sit down with us with these meetings.

Mayor Massa – but I have been briefed on a number of occasions.

Councilman Bianchi – okay, but anyway for the baler revenue is \$250,000 for this year starting July 1st, not 1.2 million. The tipping fees started June 1st, like you said, they gave us a check for \$50,000 because the baler was not opened and it wasn't opened because the DEPs got some type of old strangle hold on it. What it is I don't actually know but it'll get straightened out. The New Jersey Meadowlands Commission paid us \$50,000 in June 1st; we are continuing to review the budget and to realize some more savings in this budget. As I say, we can come up with almost any number we want. We can come up with zero, but its going to be a devastating effect on the town. So we got to be realistic. The last couple years we've had a zero and a two percent. It kind of strangled us a little bit because we took a lot of money out of our reserves. We have nothing left in the pantry, let's put it that way. Everything is gone. So, we're starting from zero, from here we go forward and I want to say one thing before I go any farther with this because I read it in the paper today and I'm a little annoyed with this. Everybody on this board likes this gentleman that I'm gonna talk about and his name is Jimmy Bocchino, Commissioner Bocchino. He tried to do the best he could to broker this deal. Don't forget the baler's been closed for two years. We had no revenue coming into this town for two years. The guy tried to do the best job he could and we all know him, mayor you know him, Steve you know him. We all know him. He's a pretty good guy. And we continually bash this guy because for some reason they think that he didn't do such a good job. They didn't get enough money for the town of North Arlington. Well unbeknown to the people in North Arlington, the baler is opened, but only one bidder took it. We didn't have ten or twenty bidders come in so we could have honced them around to get more money. We had one bidder. And the one bidder hold Trump on us. We did the best we possibly could and Jimmy did the best he possibly could and he feels very upset that a Republican Democrat thing is attacking him for doing what he did. And I told Jimmy, I said to Jimmy last night, Jimmy I'm not going to defend you. I don't want you to defend yourself. But now when I read a little article in the paper today and with the coy attitude of Mr. Granell when he came trying to trap me into this here saying something wrong about the budget. No, I'll be cute. You know, its tough enough. This budget is tough enough; it's tough on everybody. Its tough on me, I pay taxes on two pieces of property. People talk about eight, nine thousand; I'm paying fifteen, sixteen thousand on two pieces of property. So, it affects me like it affects everybody. And as I say, if you want me to give you a zero tax increase, I will, but you're going to lose half your police department. So lets stop the nonsense and get down to work, that's why I want you to sit on our budgets from now on and see what we go through. Its hard. And I don't want to give anybody a 7 or 8 percent tax increase and neither did you mayor. But the thing is, reality is we have no more money, we spent it all in the last two years. everything. So the budget that I'm gonna come forward with, I want you to know that I'm doing the best I possibly can and that's the way it is. I feel sorry for you. You paid 8,000 \$9,000 in taxes, I pay double. There's

people in this room that don't pay taxes at all. So I don't want anybody being cute when they come up and try and trap me into something. I want you to protect me because I'm the head of your finance; you put me in charge of that. So don't put me into a position mayor that you're trying to pin me into the wall. You know I don't want that. I'm doing the best I possibly can. Enough said.

Mayor Massa – point of order Joe. I'm not going to pin you to the wall. I'll never pin any public official of this community to the wall. But there are a number of issues that are at play here. on several occasions in the past, I asked you to serve on the budget committee and you refused.

Councilman Bianchi – I did because of personal reasons not because I didn't want to. Whenever you asked me to do anything Mr. Mayor, I would do it and I would bend over backwards for you but I'm going to tell you something right now. I didn't do it for a personal reason, not to offend you in anyway.

Mayor Massa – secondly, the baler was closed by Meadowlands Commission. We stopped receiving money from the Meadowlands Commission. Baler was closed because the deal that they had in place with Encap. With respect to other issues, with respect to the baler operations, there's been some discussion that and a lot of various opinions here that saying that we negotiated this thing, I don't know when you say we; you weren't part of that negotiation.

Councilman Bianchi – no I wasn't. I think you were a part a little bit of it anyway.

Mayor Massa – no, I didn't sit at the bargaining table at all...

Councilman Bianchi – okay, neither did I.

Mayor Massa – with the Meadowlands Commission. So as a Meadowlands Commission project, a Meadowlands Commission decision and Mr. Bocchino has been a member of that panel for a number of years. In fact, when he was appointed to that panel, I gave him my support in the interest of the community that he would work as good as he could for the community now. Of course, a lot of dynamics come into play with respect to that baler. There's a lot of money that's been lost to the community. I've had to contact with other people in the garbage refuse removal business and baler business who had an interest in opening that baler also for whatever reason. The Meadowlands Commission only entertained that one final bid. With that being the point, I think Mr. Granell has a valid question as to what the tax impact is going to be. You said that we spent all the money; we raised the money that we had to raise in the last two budget cycles to try and run the community. Now in this budget cycle, there's additional monies that need to be raised for a number of reasons. A lot of it coming out of Trenton and loss of state aid and a lot of other factors that impact that person but in any event I think the questions were, their point put to us as a group, not just you, it's me and everybody else here are fair from the community and we have to do the best that we can to make sure that we're getting the bank for the buck. When you take a look at the analysis, it seems that the Meadowlands Commission is doing a lot better right now than North Arlington is doing. But I'm not going to get into that issue right now, it's been a long night, we have a lot of business to take care of. Does anybody else wish to comment on the hearing of citizens? Councilman Tanelli.

Councilman Tanelli – thank you mayor. Last meeting I mentioned the fact that this fence issues been coming up here for what has to be over two years. and I mentioned that we should redefine the ordinance as a governing body so I'm going to bring that up again tonight. I'd like to volunteer with any other member of the council to sit down and review the ordinance, take any recommendations from the council and try to amend this over the next two or three meetings so that we don't face Mr. Norcia coming up to the meeting. We have some consistency on how these fences are measured. We cant have, obviously this thing escalated out of control for other reasons as well as the height but the heights been a major issue with a few residence already. I think we should solidify the...

Councilman Bianchi – Steve. There's more than just the height of it... oh, I'm sorry to the chair.

Mayor Massa – recognized.

Councilman Bianchi – there's more of I think what you and I talked about this about two years ago. There's more than just a problem of the height of the fence. Some people live on corners to bring there fence almost to the end to the front of their house. From the back to the front. I think there's an ordinance that maybe you might know. Mr. Robert Kairys might know. It can only be 10 feet from the back of the house on the side street or something like that but there's a lot that is entailed, not just the height.

Councilman Tanelli – but it needs to be reviewed because it's a standing issue. People are just going out and doing whatever they want and some people are getting violations and some aren't. I just think its something we should review as a governing body and make changes according to what needs to be changed.

Councilman Bianchi – I'll do it with you.

Councilman Tanelli – and lastly, mayor, my only comment I know were going, some of the members are going to disagree but we'll have to agree to disagree. The Meadowlands took care of themselves with their guaranteed payments. The borough doesn't have a guaranteed payment anymore that we can count on, we have to basically rely on tonnage that comes into the facility. It would have been nice if we would have been able to sit down and maybe split that guaranteed money or work something out like it was in the past we were guaranteed a million dollars. Now we really aren't guaranteeing anything but the tonnage so that's just my problem with agreement. Thank you.

Mayor Massa – well I think part of my problems with the Meadowlands Commission is in the past, its got a history of being self serving. And I think that they did get a better deal with this baler operation that North Arlington did. Again, I don't want to belabor the issue tonight; we have a lot of business to take care. Anyone else wish to make any comments on the hearing of citizens? Okay, at this point, we'll move on the remainder of business, balance of business.

Terence – next item will be approval of minutes

APPROVAL OF MINUTES

APRIL 8, 2010
APRIL 22, 2010
MAY 13, 2010
MAY 18, 2010

INTRODUCED BY: Councilman Bianchi
SECONDED BY: Councilman Yampaglia
ROLL CALL: Councilman Bianchi, Councilman Hughes, Councilman Johnson,
Councilman Kearney, Councilman Tanelli*, Councilman Yampaglia

*Councilman Tanelli abstains on May 18th because of excused absence.

Mayor Massa – resolutions on consent.

RESOLUTIONS ON CONSENT

R-153 -10 RESO RE: AUTHORIZATION TO PAY CLAIMS
R-154 -10 RESO RE: APPROVAL OF PURCHASES OVER \$3,000
R-155 -10 RESO RE: ESTIMATED THIRD QUARTER TAX BILLING
R-156-10 RESOLUTION AUTHORIZING THE ISSUANCE OF \$4,500,000 TAX ANTICIPATION NOTES OF 2010 OF THE BOROUGH OF NORTH ARLINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH [PULLED]
R-158 -10 RESO RE: REFUND OF MONIES DUE TO OVERPAYMENT
R-159-10 RESO RE: RENEWAL OF 2010-2011 LIQUOR LICENSES
R-160 -10 RESO RE: RIVERSIDE COUNTY PARK [PULLED]
R-161 -10 RESO RE: MEMBERSHIP INTO THE NORTH ARLINGTON FIRE DEPARTMENT
R-162 -10 RESO RE: APPROVAL OF 2010 BUSINESS LICENSES

R-163-10 RESO RE: YEAR 2009 ANNUAL REPORT NJDEP MUNICIPAL STORMWATER MANAGEMENT PROGRAM BOROUGH OF NORTH ARLINGTON, BERGEN COUNTY, NEW JERSEY

R-164 -10 RESOLUTION ESTABLISHING THE BOROUGH OF NORTH ARLINGTON GREEN TEAM FOR THE SUSTAINABLE JERSEY™ MUNICIPAL CERTIFICATION PROGRAM

R-165 -10 RESO RE: MAILING SYSTEM

R-166 -10 RESO RE: RFQ ACCOUNTING SERVICES

R-167- 10 RESO RE: SUMMER EMPLOYEES

Mayor Massa – motion introduced resolutions on consent?

Councilman Tanelli – point of order your honor.

Mayor Massa – point of order Councilman Tanelli.

Councilman Tanelli – I would like to pull R-156-10 on the consent.

Mayor Massa – 156-10 to be removed from the consent agenda.

Councilman Bianchi – and I also want to pull R-160.

Mayor Massa – R-160. Okay. R-160. Any other action to be taken? Okay, motion to consent?

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Hughes

ROLL CALL: Bianchi, Hughes*, Johnson, Kearney, Tanelli**, Yampaglia**

*153-10 refuse on all fire department purchases

** 153-10 #22500 fees of services for Eastwood and Scandariato for \$1141.54 for water investigation and #R39-10 for the investigation of the water sale, Alaimo Group for \$11,156.60

Terence – voting separately now.

RESOLUTIONS OFF CONSENT

R-156-10 RESOLUTION AUTHORIZING THE ISSUANCE OF \$4,500,000 TAX ANTICIPATION NOTES OF 2010 OF THE BOROUGH OF NORTH ARLINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

Mayor Massa – I have just a question on these tax anticipation notes myself for the administrator and audit finance share. With respect to the 4.5 million in anticipation notes, does this include money that we have to spend in the budget for does this include anticipated revenue from the baler operation Meadowlands Commission factored into this 4.5 million.

Terence – I'm sorry just so I understand the question again, can you repeat the question?

Mayor Massa – I mean we're going to be borrowing 4.5 million in tax anticipation notes. Are these anticipation notes strictly for taxes that we have to collect or does this resolution include revenue that we anticipate from the Meadowlands Commission?

Terence – my understanding this the tax, well not the bond counselor, the auditor, the tax anticipation notes are a bridge to expenses that we have to run the borough to the taxes that are going to be submitted by the residence to bridge that gap so we can continue with all of our various obligations in the borough.

Mayor Massa – so this doesn't include the anticipated revenue from the baler?

Terence – I don't believe so.

Councilman Hughes – Mr. Mayor. My discussion with Mr. Iannocconi our CFO, because I questioned him on this is basically in the past when we had large amounts, when we had some reserves, we could pull on those reserves to pay salaries and pay expenses until taxes were to come in but because we have no reserves anymore we have to basically float a short term note to cover our salaries and expenses for operations of the borough until the next tax bill goes out and revenues starts being derived from the next tax bill that's sent out quarterly every week.

Terence – and we would liquidate this tan.

Councilman Hughes – yeah, it's only for a short term.

Mayor Massa – thank you. Motion introduced?

INTRODUCED BY: Councilman Hughes

SECONDED BY: Councilman Bianchi

ROLL CALL: All council present vote in the affirmative

R-160 -10 RESO RE: RIVERSIDE COUNTY PARK

INTRODUCED BY: Councilman Bianchi

SECONDED BY: Councilman Johnson

Mayor Massa – discussion?

Councilman Bianchi – I'd like to discuss this. The reason why I pulled it is I want to discuss it because I feel as though North Arlington is getting short changed by the county big time. Millions and millions in dollars, county dollars, have been spent in fixing up Overpeck Park and some of the park up there...

Councilman Hughes – Van Saun.

Councilman Bianchi – Van Saun Park. I mean millions. And our park down here in North Arlington is like a forgotten piece of goods. We have a condemned area where kids can't play no more. We had a soccer field there; the girl's varsity soccer team, North Arlington soccer use to play there. They can't play there no more because its being condemned. The reason why its been condemned is because the ground sunk and flooded. Its become all black mud so they cant play there anymore. I think they only have one maintenance guy working in this park and that's Richie, guy from town Richie. He's the only one I ever see there and every once and a while, they'll give him a helper. They'll bring him in from some place in Hackensack comes in and helps him cut the grass so we really got only one maintenance guy for that whole park and the point that I want to get to is that we need another softball field in North Arlington desperately because we're hitting a very bid problem down there in Allen Park so we need another softball field and we discovered a field that's very seldom used. It's a hardball field and its on the Lyndhurst side so what we want to do is we want to petition the county to give us lights down there and they want to we need bleachers and they want the field brought up to speed. It's not going to cost them a lot of money. I was talking with Jimmy Bocchino last night that in the Lyndhurst section of where they had the lights for the old baseball field they were taken down where Encap was going to build home; I think it was four or five lights down there. And I think the county was, he was saying to the effect that maybe the county can buy them for a dollar and install them for us. So anyway, the reason why I think we all got to get behind this is because we need the fields for the kids; we don't have enough field's mayor. So the reason why I pulled it was just to discuss it a little bit and I think that North Arlington is getting short changed by the county big time when it comes to our recreation. I know we spend, we give them 65, \$70,000 a year...

Councilman Hughes – 180.

Councilman Bianchi – 180, I'm sorry. \$180,000 a year; in the last 6 years we gave them close to like almost \$800,000. And in return, I think we got \$65,000 in return. I don't even think we got that 65,000.

Mayor Massa – I don't know if that's an accurate fee.

Councilman Bianchi – oh, I don't know.

Mayor Massa – we'll have the clerk take a look at that. We got a lot of CDBG, a lot of grants...

Councilman Bianchi – I think that, Mr. Ammirato would you have that figure in the top of your head?

Ammirato – [inaudible].

Councilman Bianchi – well anyway I just wanted to bring it to a point of order like [inaudible] discuss this. I think it's a worthwhile discussion.

Mayor Massa – Mr. Johnson has a point of order.

Councilman Johnson – real briefly mayor, I think it's just at the end of the day; we have to tell the county that south Bergen matters. I remember the times when county park was it was gorgeous, there was a train down there, there was a beautiful park. So you got to say don't forget about North Arlington, don't forget about our children. This is not democratic issue, its not a republican issue, we fight it out on this dais a lot, this is for our children, south Bergen matters, hopefully the county is going to do the right thing. You spend a hundred million dollars in upper Bergen County or in eastern Bergen county and Overpeck Park; I think they can certainly work over something for it. Make the lives a little better.

Mayor Massa – anybody else? Just for the record Joe, I met with Dennis McNerney, the county executive several months ago right after we had the meeting in March special meeting and I also later on met with Rich Dressler, the director of the Bergen County Parks Commission and he provided us with an extensive set of plans as to what they have in the pipeline for the south Bergen parks. Of course we can turn around and take shots at the county for neglecting this neglecting that but again like every other set of circumstances; their feet were never really put to the fire for something like this until recently. Nobody ever came to a council meeting or none of the council members ever came before us that I can recall in the last three years, they're complaining about the need for improving the parks. Now of course the county has allocations for different parts of Bergen County, different parts, some are larger; they're more expensive to maintain. In the past under both Democrat and Republican administration, some of the parks in other parts of the county were treated very well with horse stable, a lot of things that we don't see down here. But in any event, we do have a commitment from Dennis McNerney to get those ball fields up and running by next year when they allocate the funds to take care of those problems.

Councilman Bianchi – I figured if anybody could do it, you could do it.

Mayor Massa – well we try but sometimes we're successful sometimes we're not. But I appreciate...

Councilman Bianchi – you got that charisma. He was at your party; you took a nice picture with him. You could have asked him them.

Mayor Massa – I did.

Councilman Bianchi – we should have had this conversation before the party.

Mayor Massa – okay, any further comment? Call the roll.

ROLL CALL: All council present vote in the affirmative

R-157-10 RESO RE: PROFESSIONAL APPOINTMENT – MUNICIPAL JUDGE

Mayor Massa – okay before we introduce the resolution I just have some comments I want to make, I started to make them briefly after the speech that was made by Mr. Glennon earlier. He had some issues with respect to the way judges were appointed so as I mentioned before I did interview a number of individuals all of them were highly qualified, some of them submitted

writing samples, some of them submitted statistics to show how successful they are in their various municipal courts with respect to increasing revenue. Some of them said they had an excellent working relationship with the court administrator. One of the judges sits in three counties, three towns rather and has his own law practice. One of the judges sits in Rutherford and has his own law practice. Several of the other individuals are all attorneys in private practice with all extensive experience in municipal court and have an intimate knowledge of how the courts operate. After the interview process, I submitted the name of Kenneth P. Davie an attorney at law whom its no secret I know him well for many years from his experience here as a public defender in the borough of North Arlington, as a municipal prosecutor; he has a very extensive resume. He sat as a member of the judicial review committee which is a very prestigious review committee that recommends judges for superior courts and higher courts the administrator and officer to the courts. So tonight I'm submitting that name to the council for consideration, Kenneth P. Davie esquire and attorney at law from with a practice in Harrison and he's a resident of Kearny New Jersey. I think everybody knows him from the excellent job he did here last year as a municipal prosecutor. I'll introduce at this time a motion to appoint by Councilman Tanelli. Seconded by Councilman Yampaglia. Discussion? Call the roll.

Terence – is the salary specified here as well?

Mayor Massa – this would be the salary that is presently existing for the municipal court judge.

Terence – okay. Councilman Bianchi?

Councilman Bianchi – no.

Councilman Johnson – I'd like to comment before we go to a vote. Is that okay? I apologize.

Mayor Massa – I'll allow it.

Councilman Johnson – mayor are you comfortable still making this nomination with the information that Mr. Davie donated \$750 to the election fund of Granell and DiBlasi last year?

Mayor Massa – that's correct he did.

Councilman Johnson – okay.

Mayor Massa – am I comfortable making the appointment? Well attorneys make appointments all the time. We went through this issue with respect to Mr. Delvecchio.

Councilman Johnson – you put my feet to the fire on that issue. Mr. Delvecchio donated \$300 which didn't even have to be reported so I'd just like to make that statement.

Mayor Massa – well, it's the [inaudible], it's a good thing it was reported.

Councilman Johnson – yes, absolutely. We're above honesty on it.

Mayor Massa – can you repeat that?

Councilman Johnson – we're above the level of honesty on it. We didn't have to report it because it's under a certain amount.

Mayor Massa – because I've been notified today, that your election fund is under investigation by the state department of election law enforcement commission for violations and I don't want to bring it up but just recently the 2006 campaign of Councilman Bianchi and Bocchino is fined \$3,000 for election law violations, so if you want to talk about complying with the election laws, lets all make sure we're all on the same page. Yes, Mr. Davie I know him many years. Made a political contribution. If he became a judge, he wouldn't make any political contributions. That would be it. He's one of the most ethical attorneys that I've ever had contact with, and I have contact with attorneys for many years in the municipal courts. So if the, it's up to the council tonight to make that determination. If the council is uncomfortable with the nomination of Mr. Davie because he made a campaign contribution then that's on the record. If the council wants to take that vote and wants to reject him for that purpose, then I'll make another nomination or the

council can make its own appointment as I understand the rules from the borough attorney as we've discussed several weeks ago. So, I would like the council to vote on this. It's out in the open, its [inaudible] process.

Councilman Johnson – point of order your honor.

Mayor Massa – point of order granted.

Councilman Johnson – You said that if Mr. Davie is nominated, he will not make any more donations under the rules, yet Judge Emil Yampaglia contributed \$750 while he was a sitting judge last year to the Democratic party which is your party.

Mayor Massa – Judge Yampaglia no longer sits here and he was not reappointed by me in January. It was brought to my attention. I reviewed that with him and he was advised that if that's a questionable issue that he would not be recommended for appointment tonight til that issue's clarified and there are some issues that could be extenuating in this case because his son was a candidate for municipal office. But irrespective of that, I'll let the council make that determination. Call the roll.

[NOMINATION OF KEN DAVIE]

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Yampaglia

ROLL CALL: AYES: Councilman Tanelli, Councilman Yampaglia

NAYS: Councilman Bianchi, Councilman Hughes, Councilman Johnson,
Councilman Kearney

Mayor Massa – okay, the appointment fails by reason of council vote. At this point the council can take under consideration its own particular appointee or nominee...

Councilman Hughes – Mr. Mayor, I'd like to, it seems like over the last several months there's been numerous questions about I guess the appearance of impropriety by certain people that have a legal profession and had made campaign contributions. We've had members of I believe your party that have come up here and questioned Mr. Delvecchio making campaign contribution to the Republican campaign last year and Mr. Johnson has recently raised the issue with Ken Davie is also making campaign contributions last year to the Democratic side. I'd like to put in nomination George Savino. He was a sitting judge in the Borough of North Arlington for numerous years. He's sitting judge in three other towns. He has not made a campaign or political contribution to any party in at least eight or ten years that he can recollect and I think he has served this town well. He served the Borough of North Arlington very well in our courts. He's well respected by our court administration people; he's well respected by the police department and I'd like to enter his name into nomination for the position of judge to fulfill the unexpired term of Ken Delvecchio.

[NOMINATION OF GEORGE SAVINO]

INTRODUCED BY: Councilman Hughes

Mayor Massa – any discussion on that?

Councilman – need to second it.

Terence – you need to second it and also to clarify the salary please.

Councilman Hughes – it's the same salary that was established earlier.

Councilman Bianchi – I'll second it.

Mayor Massa – seconded, okay, discussion? Well, I know George Savino well myself and I know he served here in North Arlington as municipal court judge. His family also owned the Leader newspapers and he has related to me that his family no longer owns the Leader newspaper, don't have an interest in it. However, while he was a sitting judge and his family did

own the Leader newspapers, I think they continually endorsed republican candidates every time a republican candidate ran for office. So I just want to put that on the record not that I'm showing any prejudice to George Savino who is obviously a qualified candidate just as the rest of these gentlemen are. And as I said to you Mr. president back in January, you submitted the name of Mr. Delvecchio to me, I told you that there were be no discourse, no grevado, no grandiose, no high drama with that particular issue. So I'm going to act tonight in that same [inaudible] hopefully in the spirit of intergovernmental cooperation and a party cooperation because I feel that the person who sits here as municipal court judge has a very important role to play for the municipality. The first person, the first judge, the first court of jurisdiction that many people see when they go to a court is a municipal court judge and fortunately I can say all of the people I interviewed were all highly qualified. There were some comments made with respect to judge Yampaglia's political contributions; they also knew judge Yampaglia in the 1970s when he sat in the municipal court as a municipal court judge under a republican administration. The administration of former mayor [inaudible] Cerrone. So, he actually sat under two administrations and his son happens to sit here as a councilman and that shows the dedication that this family has to the public service. So I've made my comments, you've made your nomination Mr. President. Call the roll.

Terence – yes mayor.

ROLL CALL: AYES: Councilman Bianchi, Councilman Hughes, Councilman Johnson,
Councilman Kearney
NAYS: Councilman Tanelli, Councilman Yampaglia

Terence – okay next item ordinances, second reading and adoption of ordinances.

ORDINANCES:

SECOND READING AND ADOPTION OF ORDINANCES

ORDINANCE NO. 2050

AN ORDINANCE TO AMEND CHAPTER 187 §10.1(B) OF THE CODE OF THE BOROUGH OF NORTH ARLINGTON ENTITLED "VEHICLES AND TRAFFIC"

MOTION TO OPEN PUBLIC HEARING ON ORDINANCE NO. 2050 TO THE PUBLIC

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Hughes

ROLL CALL: all council present vote in the affirmative

MOTION TO CLOSE HEARING AND ADOPT

Councilman Tanelli – point of order your honor.

Mayor Massa – point of order to Councilman Tanelli.

Councilman Tanelli – before we close this, I'd like to make a request that this is pulled. There appears to have been error in this ordinance that I brought to everyone's attention that this one way was supposed to only be from Hoover to the top of Third not the entire length of Bernard. We did communicate with the traffic officials and also the Chief of Police today, I know the borough administrator had worked out that we would pull this and have the first reading of the corrected ordinance if everyone was in agreement.

Councilman Hughes – just a question of the attorney. Can we modify this now and have the first reading tonight?

Randy – we can. We can do it from the dais.

Councilman Hughes – why don't you make a motion to adopt it at the first reading tonight with the corrections and we'll adopt it tonight instead of putting it off another month?

Councilman Tanelli – well you should have the first reading. I don't know if you can adopt, can you?

Mayor Massa – no, so we'll introduce it.

Councilman Hughes – we'll reintroduce it tonight. Do we have to vote down the previous ordinance and then reintroduce it?

Randy – no.

Councilman Hughes – no, okay.

Mayor Massa – so we'll have a motion to [inaudible] to reintroduce 2050...

Councilman Tanelli – with the amendments.

Mayor Massa – with the amendments.

Councilman Hughes – or with the change.

Randy – what is the exact change?

Mayor Massa – yeah the attorney needs exact language.

Councilman Tanelli – the only thing that changed on the ordinance was instead of to Second Street, it goes to Hoover.

Randy – so from Third Street to Hoover.

Councilman Tanelli – to Hoover, exactly. Just the top of that hill.

Terence – I would suggest you formally table the item unless you can't [inaudible].

Randy – no, it's a typographical error. It's just been corrected by way of [inaudible] by the councilman and it can be introduced tonight and can be handled accordingly.

Mayor Massa – so we have a motion introduced by Council President Hughes. Seconded by Councilman Tanelli. Any further discussion?

[MOTION TO REINTRODUCE ORDINANCE 2050]

INTRODUCED BY: Councilman Hughes

SECONDED BY: Councilman Tanelli

ROLL CALL: All council present vote in the affirmative

Councilman Tanelli – thank you gentlemen.

ORDINANCE NO. 2051

AN ORDINANCE TO AMEND CHAPTER 48 OF THE CODE OF THE BOROUGH OF NORTH ARLINGTON ENTITLED "OFFICERS AND EMPLOYEES"

MOTION TO OPEN PUBLIC HEARING ON ORDINANCE NO. 2051 TO THE PUBLIC

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Hughes

ROLL CALL: All council present vote in the affirmative

MOTION TO CLOSE HEARING AND ADOPT

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Bianchi
ROLL CALL: AYES: Councilman Bianchi, Councilman Johnson, Councilman Kearney,
Councilman Tanelli, Councilman Yampaglia ABSTAINS: Councilman
Hughes

ORDINANCES

FIRST READING OF ORDINANCES

ORDINANCE NO. 2052

AN ORDINANCE TO AMEND CHAPTER 25 OF THE CODE OF THE BOROUGH
OF NORTH ARLINGTON ENTITLED "EMERGENCY MEDICAL SERVICES"

INTRODUCED BY: Councilman Hughes
SECONDED BY: Councilman Yampaglia
ROLL CALL: All council present vote in the affirmative

ORDINANCE NO. 2053

AN ORDINANCE TO AMEND CHAPTER 205 §36(A)(10) OF THE CODE OF THE
BOROUGH OF NORTH ARLINGTON ENTITLED "LAND DEVELOPMENT"

INTRODUCED BY: Councilman Bianchi
SECONDED BY: Councilman Tanelli
ROLL CALL: All council present vote in the affirmative

ORDINANCE NO. 2054

AN ORDINANCE TO AMEND CHAPTER 205 §6 OF THE CODE OF THE BOROUGH OF
NORTH ARLINGTON ENTITLED "LAND DEVELOPMENT"

INTRODUCED BY: Councilman Hughes
SECONDED BY: Councilman Yampaglia
ROLL CALL: All council present vote in the affirmative

ORDINANCE NO. 2055

[PULLED]

AN ORDINANCE TO AMEND CHAPTER 273 OF THE CODE OF THE
BOROUGH OF NORTH ARLINGTON ENTITLED "PROPERTY MAINTENANCE"

Councilman Hughes – Mr. Mayor, I'd like to ask if this ordinance be removed. After reviewing this ordinance and my discussions with construction official Kairys, I think we need to modify this a little bit to give the town some options. The way this is set up now, its an ordinance that would allow the town to go in on an abandoned or neglected properties, clean them up, and assess the proper lien against the property owner. Something that our building department has several times request from us in order to for them to facilitate their job. What I would like to see changed is a couple things: 1) given us the option of either utilizing municipal personnel such as our DPW if it's a minor issue at an hourly rate that's described by ordinance and then the other thing is if we have to use an outside contractor to do the work that's necessary on a piece of property to assess an administrative fee because of the fact that we're going to have to go, we're going to have make the arrangements, we're going to have to take care of getting free quotes, we're going to have to go through the billing process, the lien process. So there should be an administrative fee that should also be added to that if that process, so I'd like to have this told, have it reworked a little bit. I'll get together with construction official Kairys and Mr. Pearce and we'll get it cleaned up for next month.

Mayor Massa – clerks directed to pull that ordinance. One of the comments I do have to make [inaudible] Mr. President with respect to your suggestion that DPW people do the work. I think that we should have included in that the rate schedule that's going to be used. It would be, would that require negotiation with the municipal blue collar union to perhaps set a schedule for that's different than the actual hourly rate or would we want to pay them the actual hourly rate?

Councilman Hughes – I think its going to be done on municipal time on time town. It's not going to be anything above and beyond.

Mayor Massa – so it wouldn't be done on overtime. Okay.

Councilman Hughes – so they'd like to give us the flexibility of an option.

Mayor Massa – flexibility to use municipal employees rather than a contractor. Okay. Very good.

Councilman Bianchi – point of order. Do we have an ordinance already in effect like this one?

Mayor Massa – do we have an ordinance similar to, we have a property maintenance ordinance but I think what this does is expand who we have in place already.

Councilman Bianchi – because this is extremely important. This is extremely important because when I deal with the board of health and with the building department when people don't maintain their property, their hands are tied to go in and clean the property up after the people have been notified time and time and time again before the judge, fined before the judge; judge fines him two three times and they still don't clean their property up.

Mayor Massa – Now you're talking about going inside the building?

Councilman Bianchi – no outside, outside property.

Mayor Massa – because you said to go in, I thought you were talking about entry to a board of health purposes like we did, like I recall doing when I was at a police department. I think Rich remembers some of those incidences.

Councilman Hughes – this is actually going to strengthen the ability to do that but like I said, I'd like to give us some flexibility in here. The way it's written now, its going to, the town has to go hire a contractor. We have to go get three quotes; we have to go through that whole process. We got to sign a contract to do the work so what I'd like to do if its something minor, if its something within the scope of capability of our DPW, where we can just do it within the borough without going through that whole procedure, but yes this is the strength and the ability to do that because of the problems we have had and its forcing property cleanup.

Councilman Bianchi – another point of order. You mean to tell me with this ordinance, if we don't like someone's property and the health department's summons them, more than once, more than twice, do we have the right to go on their property and clean it up and plant grass and bushes, cut their hedges?

Councilman Hughes – no, I don't think it goes that far.

Councilman Bianchi – well I don't understand the ordinance then.

Councilman Hughes – its more on abandoned property.

Mayor Massa – its for abandoned property.

Terence – do you want to bring Robert up?

Councilman Bianchi – because the problem Robert, you know what the problem is, the problem we have with the old lady on Gold and Crystal.

Randy – why don't you come up?

Councilman Bianchi – and maybe you can help me with this.

Robert Kairys – I think I can clear it up for you Joe.

Mayor Massa – for the record, Mr. Kairys is making a presentation at the request of Councilman Bianchi.

Robert Kairys – okay basically what happened was and it was through going to a class on municipal liens and property maintenance within the different communities and stuff, came back and looked at our ordinance. Our current ordinance only really says states that we can put a lien on a property referring to grass and brush cut, like something on that order. So what I did was, and it was right after the class, I got an [inaudible] from Terence in reference to the municipal lien process. Put it all together and then at that point, saw where we were deficient, contacted Randy's office to put you know and worked through the attorneys office to come up with something that it'll give us more heat that we don't have already. But it's based on the unoccupied properties, the rash of that everybody has been talking about the economies, the vacant homes, the foreclosed homes, I got a house in a location when people are complaining, the responsible party is who? When you left the house, its abandoned. You try to fine the bank and the mortgage holder; its this what we do is, what we did was put it in here, we put notice in the house, we can post the house, 72 hours its not cleaned, not taken care of, the violations aren't cured. We at that point could start the process of going and correcting that problem. So it's not the people coming to the health department meetings saying this house over here. The other issue is if somebody's violating the code, the property maintenance code and they're not doing what we're violating for, at that point we're in front of the judge who issues; we've issued the summons to get before the judge and the judge should turn around and say you got five days or you're going to jail. I mean its in our ordinance to do that now. So, what this one is it gives us more power on unoccupied properties and stuff, that's what the goal is with this.

Mayor Massa – okay, thank you Mr. Kairys. Does that clarify?

Councilman Bianchi – yeah, yeah, yeah.

Mayor Massa – okay so we'll pull that and we'll continue with the regular order of business. Administrator's report.

ADMINISTRATOR'S REPORT

Terence – just a few brief items. In the event that there is any contemplation of further road projects, working with the borough engineer, we have identified a list of streets that are in dire need of milling and paving. And I'll make a copy of that out to the council again. Streetscape phase 3, the engineer will discuss this but we are scheduling the preconstruction for the new Ridge Road streetscape down to Inman. Sunset Avenue is near complete. The residences are exceptionally, exceptionally thrilled in the area. I did send you a short video on that road project. It's near complete. Middle School playground, that is complete as well. The feedback has been very positive. The children are truly enjoying that amenity. And they send their appreciation to the mayor and council. The budget hearing is tentative to schedule for July 15th. Just to make a note of that, July 15th is the meeting in July, originally scheduled for July 8th. The July meeting is now July 15th and the budget hearing is scheduled then. The Green team, the sustainable Jersey program that you approved this evening moves us on our way beyond the registration that we already have done to the certification process. We now will start gathering our points for the things that we've already have done. [Inaudible] the electric vehicle for parking violations officers to the Retro fitting of our lights to have light switch off automatically, to our no idling policy, and your recreation coordinator Mark Cunningham is also setting up a community wide shredding event through the county at no charge to borough residence. We're looking at setting up a four hour block of time so all the residence of the community, if they want to clear out their files and have them shredded at no charge, not only is that a benefit to the community, you also have credits to the same old Jersey program. We are also working with all the departments identifying further reductions to the cost for the here to assist the finance chair and the mayor and council in reducing your tax impacts this year. Finally, we're continuing to finish the installation of benches that were part of a \$26,000 Xanadu grant. They're going to be in areas that are not part of the new streetscape coming up so installing those benches, its at I believe its 13 benches and 7 or so ...

Councilman Johnson – 7 garbage cans.

Terence – garbage cans including 2 that can be placed down in Morris Park so folks can enjoy the view of the Passaic River. That concludes my report, Mayor.

Mayor Massa – Engineers report I understand we...

Terence – John Speers here for Mr. Crifasi from Neglia.

ENGINEERS REPORT

John – yes. Thank you Mr. Mayor. I'm sorry...

Mayor Massa – go ahead now that you wait so long, I apologize.

John- no [inaudible], I was actually in another meeting til 9:00.

Mayor Massa – all these meetings are quite colorful I have to say.

John – it has its own entertainment value that I don't dismiss.

Mayor Massa – we've been complimented many times.

John – I'm John Speer from Neglia engineering for those I haven't met yet. I just want to go over quickly; you should have received our engineer's report. As Mr. Wall said, we're very close to finishing up with Sunset. We have minor punch list items left. I received a call around 4:00 today from a member of the police department mentioning that they one sign, it's a warning sign for a speed bump ahead is obscured by a tree. Its was already on our punch list. We have the contractor looking at and going after that. we have the Ridge Road streetscape. We are still awaiting concurrence from the NJDOT. NJDOT local aid, they are inundated with work; they have quite a bit of this American Recovery Reinvestment Act money that they're trying to push through and they're a little inundated. I'm not quite clear, I'm not getting through to answer as far when we can expect to get a concurrence letter from them and the, it also has to go through the Federal Highway Administration. So I'm hopeful that we can get this done quickly; I have no firm dates as far as when we can look at preconstruction meeting that's for the construction...

Terence – is the precon for tomorrow off then?

John – yes. We have the holy cross cemetery landscaping improvements. The project is completed. I think we'll take that off our engineer's report for next month. 309 River Road, there was a phase 1 environmental study and its support of Green Acres grant application to part of that property. Some local knowledge possessed by Neglia Engineering says that although the phase 1 doesn't point to any areas of particular environmental concern, prior to turning that ground, we might want to test the soil there. there was some issues with some salt contamination on the adjacent park and there'd be, it'd be foolish of us to proceed with doing something to that piece of property without actually testing that soil first and knowing what we're doing with it. And finally the Zadroga field soccer field storm drain repairs, that work is done. That's a temporary stabilize that slope there and you are pending receipt for a court from our office on what the permanent fix will be down at the bottom of that hill there.

Mayor Massa – thank you sir.

John – thank you.

Councilman Hughes – Mr. Mayor...

John – any questions?

Councilman Hughes – yeah, I do have a couple questions.

Mayor Massa – councilman.

Councilman Hughes – as far as the River Road, 309 River Road, if we can go ahead and prepare cost estimates for doing further testing on that soil. And the other thing I'd like to get from

Neglia Engineering is the cost estimate to prepare a stream cleaning permit. If you noticed, the stream that, take a look at the stream that goes around the DPW, its pretty well clogged with plastic soda bottles and debris and everything that gets caught up in the storm drains I guess and they're actually forming a dam down there so there's actually three or four points where we have this huge collection of plastic bottles and everything else. I understand the mosquito commission will come in to do that but the town has to obtain the permitting process first. So if we could you know prepare a quote for us, how much its going to cost to get the permit applied for and then we'll go forward with that.

John – I was going to direct you to the Bergen County Mosquito Patrol Commission; they're doing fantastic work that's a, its ashamed that they only work on municipal properties because there are sometimes the streams will go from municipal property to a private property and be clogged right there and these folks wont touch it but they come in and do a bang up job on municipal [inaudible] streams that go from municipal properties. We will get those for you.

Councilman Hughes – alright thank you.

Mayor Massa – okay, thank you sir. Council reports. Councilman Bianchi.

COUNCIL REPORTS

COUNCILMAN BIANCHI – I got my fire report for tonight. Our new rescue truck that we purchased was put into service on May 20th. When the bank was robbed down on River Road, on our new rescue truck we have a thermal imaging camera and the police used it to see if they can find the, they called him an actor along the river...

Mayor Massa – that's correct, that's the legal term. Very good.

Councilman Bianchi – yes an actor.

Mayor Massa – we use to say perpetrator in the old days, so that's [inaudible].

Councilman Bianchi – but anyway they used that camera to try and find this here criminal. Memorial day was a great success. It was combined, the VFW, the fire department, the American Legion, we all served together. There were 70 firefighters and families. The fire department joined the Memorial Day services. The North Arlington Fire Department color guard leading the way. 90 firefighters and ladies auxiliary [inaudible]; and the North Arlington Recreation Commission did a wonderful job in organizing the parade. The wet down for the new truck is going to be this Saturday, June 12th. So start at 10:00 AM in the morning where the truck will be blessed but the actual party starts at 1:00 in the afternoon, it'll go unto 6:00 and we'll have hotdogs and soda and there'll be somebody there to paint the faces of the kids so it'll be like a festive time and we're looking for a big turnout. That's all I have Mr. Mayor.

Mayor Massa – thank you councilman. Councilman Hughes.

COUNCILMAN HUGHES – yeah, thank you Mr. Mayor. From the health departments continuing with its programs over the summer. I was recently informed by the health department that we finally got reimbursed from the state of New Jersey for the H1N1 clinics that were held last year. As far as redevelopment goes, we're planning on having a special council meeting on June 24th for the introduction of the redevelopment plan. The first reading of it. Its going to be a public hearing for residents and property owners in the Borough of North Arlington; I'd like to encourage members of the planning board to be there because our planner will be in attendance if theres any questions that you would have because after we adopted, the procedure is it then goes through the planning board where they have 45 days to review it, make any suggested changes, then it would come back to the mayor and council for final adoption. So, I'm looking forward to the 24th. We had that introduction done a month ago by Mrs. Gruel of Heyere & Gruel and I think she did a commendable job. We did make a couple suggested changes to the plan and now I think we're ready to introduce but we want to hear from the residence of North Arlington before we do that so that they can have input on this plan since its going to affect everybody in North Arlington down the road. And one final item, something that Mr. McClintock brought up several months ago was the lamp post in front of borough hall. Mr. McCabe has been in touch

with public service and one of the projects for the summer youth programs is going to be getting those lamp post painted. That's all I have Mr. Mayor.

Mayor Massa – thank you councilman. Just to...

Terence – just a brief item mayor and council.

Mayor Massa – as an amendment to your report, councilman, from the health department, we have a letter we want to read into the record.

Terence – a letter to Mayor Massa and the council members regarding the status of the signage outside the board of health, just that its in significant state of disrepair. The estimated cost of repairing is around \$670 and what they had indicated the board was, that the mayor and council would consider looking at an electronic signage program that could perhaps combine both signs are dated outside of borough hall and board of health sign, that they're dated to the point where you might want consider having one electronic sign. I'm familiar with that process and just want to report that there is this letter, I'll copy it to the mayor and council and I'll obtain pricing for you. I was involved with purchasing these things at a different municipality so I can get those numbers together, get them to you, see if we can have off setting grant funds to minimize or eliminate the cost and I'll report back to you on that. If you have any comments, share them with me now or, yes?

Councilman Tanelli – I would add get a price on the library one as well. The library.

Terence – library as well.

Councilman Tanelli – they're cheap too. You minds well get a price on it anyway.

Councilman Hughes – one big sign across the front.

Councilman Bianchi – I tell you, I think would have looked really nice, a small one for the library and one in front of the borough hall for the health department and borough hall. I think it would look great.

Terence – thanks for your time. That's done. I'll copy that to you.

Mayor Massa – Councilman Burns made a comment hearing of citizens as to my being in Atlantic City, how I've made out but every time Gary when I go to the Mayor's conference or league of municipalities conference, there's a guy there with a booth and he always grabs, he grabs every mayor that passes by and he's got some beautiful electronic signs. They're gorgeous and I think maybe its something we may want to take a look at.

Councilman Bianchi – I think it'd be a great idea.

Mayor Massa – it would really really dress things up and be easier to operate, a lot easier to maintain. I think it would really be terrific and I'm going to try to, I'll have the administer take a look at some of these companies that do these things.

Terence – you control them right from your laptop. In the prior town I was in, read from the laptop, go in, you can change it automatically.

Mayor Massa – yeah, I think its time we do it.

Councilman Johnson – how much Terence, about 30,000?

Mayor Massa – approximately 25, some of them cost 20, depending upon how elaborate they are.

Councilman Hughes – just don't have it internet accessible.

Mayor Massa – Councilman Johnson?

COUNCILMAN JOHNSON – I know we were talking earlier today about the county getting the county to help us out down at County Park with the help of freeholder Hermanson and Driscoll. They tell me that River Road will be paved probably in late July which is good and I wish the gentleman here from Union Place was still here and they'll be paving it from the Belleville Pike all the way to Jauncey Avenue. So they'll be doing the full job. Just Mr. Speer and Mr. Wall touched on the benches. There's going to be 13 benches 7 trash receptacles. Terence and I have been working a few times we went out and take a look to see where were going to put these benches. There's three benches that have already been installed and the response has been positive from the community. Terence had also said that Sunset Avenue is supposed to be finished and new sidewalks and new curbs which is a plus for the community, and the streetscape which were looking forward too, probably in the end of June which is going to be good. Jimmy McCabe wanted me to mention that the DEP was down at his garage last week and they did a complete inspection and that the inspection, they passed with flying colors which is, Mr. McCabe should be commended for that and that's all.

Mayor Massa – Councilman Kearney.

COUNCILMAN KEARNEY – yes on June 5th we had a successful registration for our youth center at Tiny Tots program. There was 49 actually 50 registrants and apparently \$4,900 was returned to the tax office for registration fees so that program just about maxed out. With regards to North Arlington baseball, North Arlington Little League specifically, the World Series it began tonight with the cardinals versus the tigers; it's the best of three game series. The second game is on Saturday at 6:30 p.m. if anybody wants to attend. There's an end of the year celebration that'll take place on Sunday, June 20th which is actually father's day. There'll be awards given out during the picnic event. And there will also be a homerun derby. That'll cap the evening festivities beginning at 6:00 pm. With regard to the North Arlington softball, playoffs are underway. Avella Construction who was undefeated at this point, there's a final championship game that will be played on Saturday in Carlstadt. North Arlington has the opportunity to bring home a third championship this year. There's an end of the year ceremony that will take place on June 21st at the Fiesta for the North Arlington Softball League. There's also preparations under way for the summer calendar with events and dates getting secured. Some of the events that are being planned consist of movie night being held behind the high school. A Broadway trip, Staten Island Yankees, New York Giants field trip, there's a facilities tour, photography classes, baking classes, tae kwon do classes, water park trips with regards to adult, there's a Monmouth Racetrack, adult fishing trip at the Atlantic Highlands, and we're also looking at the camps, football camps, cheerleading, basketball camps for boys and girls, softball, and track field events and that's basically my report for this evening.

Councilman Bianchi – can I? point of order.

Mayor Massa – point of order Councilman Bianchi.

Councilman Bianchi – I just want to add one thing to Jon Kearney. I've been talking with Tara whose helping with the recreation and were looking to run a bus ride on a Sunday to see the battleship New Jersey and I want to see if we can fill a bus up of about 50 people I can get in the bus, I don't know how much its going to cost. Me, myself, I always wanted to go and I think it would be a great Sunday trip so if anybody would like to go, we might do that this summer. Okay.

Mayor Massa – thank you Councilman. Councilman Yampaglia? Councilman Tanelli rather.

COUNCILMAN TANELLI – thank you mayor. The North Arlington volunteer emergency squad held a coin toss on Saturday. They had a great turnout. Their next general meeting will be held on Wednesday, June 16th. There's statistics for April or as follows total calls 67, 6 fire, and 19 mutual aid. As everyone knows that the North Arlington police department captured their second bank robber. Our detective bureau was able to identify the vehicle that was stolen in North Arlington and that was used in the robbery; they began looking for the vehicle, tip came from Kearny identifying an individual that attempted to set the car on fire in two different locations, they're able to track the car down and look at the neighboring cameras and were able

to identify the individual. They actually saw a video of him entering and exiting his home. Working in conjunction with the FBI, an arrest was made and the majority of the money was recovered. So I'd like to congratulate the department for their dedication and hard work. The North Arlington Public Library on Tuesday June 15th at 7:00, the library will host a book talk and signing with Dr. Dana Brand, the author of The Last Days of Shay, Delight and Despair in the Life of a Methane. Due to the content, which will be discussed, the programs intended audience is adults. Students attending must be accompanied by a parent. I'd also like to thank all the volunteer services, the NAPD, and DPW for all of their help and participation in making Memorial Day Parade a success. Thank you.

Mayor Massa – Councilman Yampaglia.

COUNCILMAN YAMPAGLIA – thank you Mayor. And also regarding the North Arlington public library, they're gearing up for the summer program this year. The registration for the kids is between June 22nd and June [inaudible]. Basically the program is classes each weekday where children will read books and receive prizes. Classes are Tuesday, Wednesday, and Thursday. The program kicks off June 21st and the actual classes start first week of July is great education too for the children of our town. That's all I have.

Mayor Massa – thank you.

MAYOR MASSA – for my own report tonight, I just again want to reiterate some of the comments made by the members of the council. I want to thank the various borough departments and the veterans organizations, recreation commission, DPW, police department, fire department, for their great help and great participation in this year's Memorial Day Parade. Memorial Day, unfortunately I just happened to read it in the newspaper editorial several weeks ago, it seems to be losing its luster as a national holiday because fewer and fewer people are participating and that's really shame because it's the one opportunity we have to honor those who served our country and gave up made the supreme sacrifice and those that serve today around the world protecting us from the threats of terrorism and just to at the recent ceremony on River Road, I just happened to notice there's every year, there's fewer and fewer of our old time vets from Korea and the second World War. But I want to thank everybody for participating and for the community who's still supporting North Arlington still supporting this type of celebration and ceremony. Councilman Tanelli made a comment about the arrest of the bank robber. Every bank robber that has perpetrated a crime here in North Arlington the last few years has been apprehended. This guy got away with \$500,000. I understand that the FBI after the investigation by a local police and the Kearny police recovered about \$420,000, \$470,000 of that money and Councilman mentioned the use of the thermal imaging camera during the search for that subject along the River Road riverbank. So again I want to commend the PD and I want to just take a moment out to commend all of our municipal work force. I know many times the newspapers and sometimes the public has a tendency to bang us around, bang our public employees around sometimes but they do the job and they deliver the service at the level of execution for our people. So the other day when I saw you in the truck there Jimmy I meant what I said that's to keep up the good work. And I say that to the police department and of course our volunteers who are such wonderful who give up themselves and our emergency service people Tony Mondaro and his crew. At this time I'll entertain a motion for executive session.

Terence – yes mayor resolution 168-10: whereas, the Open Public Meeting Act, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances, and whereas, the Mayor and Council is of the opinion that such circumstances presently exist; and whereas, the Mayor and Council wish to discuss: Collective Bargaining, Personnel, Anticipated or Pending Litigation, Property Acquisition, items that are subject to attorney client privilege. "Public release of the discussion will only occur after counsel approval. Action may or may not occur after discussion". May I have a motion please?

R-168-10 EXECUTIVE SESSION

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Hughes

ROLL CALL: All council present vote in the affirmative

Terence – thank you. Now therefore be it resolved that the Mayor and Council are now in executive session.

[executive session]

Terence – we're now back on the record.

MOTION TO RETURN TO REGULAR ORDER OF BUSINESS

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Yampaglia

ROLL CALL: All council present vote in the affirmative

Terence – no further business mayor.

ADJOURNMENT:

MOTION TO ADJOURN

INTRODUCED BY: Councilman Tanelli

SECONDED BY: Councilman Bianchi

Councilman Hughes – anybody coming to the wet down Saturday?

Councilman Tanelli – yes.

Councilman Johnson – yeah, yeah sure.

Councilman Hughes – because I think its 11 o'clock.

Councilman Tanelli – yeah, the ceremony's at 11.

Councilman Bianchi – it says 10.

Councilman Hughes – on his report here it says 10.

Councilman Bianchi – he says the new [inaudible] we'll do for Saturday June 12th beginning at 10AM for the blessing.

Mayor Massa – the blessing.

Councilman Tanelli – he told me the blessing was 11.

Mayor Massa – are you going to be in town or are you working?

Councilman Bianchi – you know what the movie that's from? Blessing. Christmas Vacation.

Terence – roll call for adjournment.

Councilman Tanelli – hang on.

Councilman Hughes – the service for the blessing of the truck the report you gave Joey its 10 o'clock. It's at 11? It's 11 o'clock. Okay very good. Thank you.

Randy – so it's a 11 o'clock.

Councilman Tanelli – before we adjourn can we just discuss the date for the special meeting for Susan to come and adopt that plan thing, would anybody have objections to move it to the 23rd? my son has surgery on the twenty...I didn't respond because I didn't know if they had him scheduled for surgery yet.

Councilman Hughes – I'll see if Susan's available.

Mayor Massa – 23rd alright?

Councilman Tanelli – I have to go to Long Island on the 24th in the afternoon to, we're staying overnight so I'll be there 5 o'clock.

Councilman Hughes – I'll have to see if Susan's available because I know she's available the 24th, she wasn't available a couple other dates we gave her.

Councilman Tanelli – alright, I'd like to be there but if I can't be there then obviously you know.

Councilman Hughes – understood. Okay.

Councilman Bianchi – I'm going home.

Councilman Tanelli – motion to adjourn.

ROLL CALL: All councilman present vote in the affirmative

Terence – we are adjourned.