

CAUCUS MEETING
June 2, 2016

A REGULAR SCHEDULED CAUCUS MEETING of the Mayor and Council of the Borough of Carlstadt was held in the Caucus Room of the Borough Hall, 500 Madison Street, Carlstadt, New Jersey on Thursday, June 2, 2016 at 7:00 P.M.

Mayor Craig Lahullier asked Claire Foy, Borough Clerk to call the roll: Mayor Craig Lahullier, Councilmen Robert Zimmermann, David Stoltz, James Lenoy, Joseph Emerson and William Shockley were present. Councilman Richard Bartlett was absent,

Mayor Lahullier led all present in the Pledge of Allegiance to the Flag.

Mayor Lahullier – This meeting has been called pursuant to the Open Public Meetings Law and in accordance with Section 5 of the Open Public Meetings Act, adequate notice of this meeting having been provided in the annual notice schedule which contained the time, date and location of the meeting, copies of which were sent and advertised in the following official newspapers of Carlstadt: The Record on January 6, 2016 and the Herald News on January 6, 2016 a copy of which is on the Bulletin Board in the Borough Hall and a copy on file in the office of the Borough Clerk.

Mayor Lahullier said he would like to start the meeting by talking to the Carlstadt members of the Becton Board of Education. He said the reason he wanted them to come up is when he saw what Carlstadt's cut of \$36,000.00 for each student is and East Rutherford's at \$9,000.00 he thought they would have come to us and say we have to do something with this formula. Mayor Lahullier said we sent a letter up to the County and a letter to the Superintendent at Becton that something has to be done. We are going to do all we can do to try and change this formula. He believes when this formula was put together in 1974, East Rutherford had nothing in the Meadowlands. When we built that school in 1968, East Rutherford and Carlstadt agreed that we would split the building of that school 50/50 whatever the cost was to build it. Then we went on to a per capita basis. Mayor Lahullier said no longer is this formula fair and equitable anymore. With East Rutherford receiving almost 14 million a year in lieu of taxes as a pilot payment, there is no way this formula is fair and equitable. Mayor Lahullier went into detail on this matter. He wants our Carlstadt Board of Education members backing us on this fight to get this formula changed. There is no way we're going to pay \$36,000.00 a student and East Rutherford is paying \$9,000.00. Two of the Board members and the Board Administrator spoke on this matter. This went into a lengthy discussion.

Mayor Lahullier said we cannot be paying four times of what East Rutherford is. Mayor Lahullier thanked the Board members for coming.

Robert Ceberio of RCM Ceberio, LLC spoke to the Mayor and Council with regards to solar power. He also said there are two companies that they have been trying to bring over from New York. They have lined up representatives from the EDA and the County to talk to them about using some of the State financing to make them move over here. The other element is another New York firm is a food operation and they have shown them property on Washington Avenue which they are very interested in.

CAUCUS MEETING

June 2, 2016

Page 2

In both cases they have worked with the NJSEA to try to work out a service between these two operations with either Secaucus or Rutherford because they would like to bring their employees over. Mr. Ceberio read the report he had to the Mayor and Council concerning tide gate flooding and establishing a fund that would allow for the biggest problem which is maintenance for these tide gates. The Meadowlands Commission used to do this but there was a change in leadership and they decided flood control is not part of their mandate. Mr. Ceberio handed out charts depicting the water control structures within the New Jersey Meadowlands District and the projected costs to repair malfunctioning district stormwater infrastructure.

**CONSENT AGENDA
RESOLUTION NO. 2016-176**

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL
ENTITLED CHERIDAN REALTY LLC V. BOROUGH OF CARLSTADT
AT 178 COMMERCE ROAD, BLOCK 126, LOT 56 HM
FOR TAX YEARS 2013 THROUGH 2016.**

WHEREAS, Cheridan Realty LLC has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 178 Commerce Road and identified on the Borough's tax maps as Block 126, Lot 56 HM for tax years 2013 through 2016; and

WHEREAS, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax years 2013 & 2014 to be reduced from \$ 2,274,300 to \$ 1,500,000.
- 2) The assessment for tax years 2015 & 2016 to be reduced from \$ 2,274,300 to \$ 1,850,000.

RESOLUTION NO. 2016-177

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED
TACONY CORPORATION V. BOROUGH OF CARLSTADT AT 450 OEHLERS
PLACE, BLOCK 124, LOT 38 HM FOR TAX YEARS 2012 THROUGH 2016.**

WHEREAS, Tacony Corporation has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 450 Oehlers Place and identified on the Borough's tax maps as Block 124, Lot 38 HM for tax years 2012 through 2016; and

WHEREAS, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2012 to be reduced from \$ 750,000 to \$562,500.

CAUCUS MEETING

June 2, 2016

Page 4

- 2) The assessment for tax years 2013 & 2014 to be reduced from \$ 1,458,100 to \$ 1,300,000.
- 3) The assessment for tax years 2015 & 2016 to be reduced from \$ 1,458,100 to \$ 1,350,000.

RESOLUTION NO. 2016-178

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED D & M
CARLSTADT PROPERTIES LLC V. BOROUGH OF CARLSTADT AT 484
WASHINGTON AVENUE, BLOCK 124.01, LOT 3 HM FOR TAX YEARS 2013
THROUGH 2015.**

WHEREAS, D & M Carlstadt Properties LLC has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 484 Washington Avenue and identified on the Borough's tax maps as Block 124.01, Lot 3 HM for tax years 2013 through 2015; and

WHEREAS, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2013 to be reduced from \$ 1,685,200 to \$1,550,000.

- 2) The assessment for tax year 2014 to be reduced from \$ 1,685,200 to \$1,550,000.
- 3) The assessment for tax year 2015 to be reduced from \$ 1,685,200 to \$1,550,000

RESOLUTION NO. 2016-179

RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED D & M CARLSTADT PROPERTIES LLC V. BOROUGH OF CARLSTADT AT 400 VETERANS BOULEVARD, BLOCK 124.01, LOT 5 HM FOR TAX YEARS 2013 THROUGH 2015.

WHEREAS, D & M Carlstadt Properties LLC has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 400 Veterans Boulevard and identified on the Borough's tax maps as Block 124.01, Lot 5 HM for tax years 2013 through 2015; and

WHEREAS, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2013 to be reduced from \$ 3,223,300 to \$ 3,000,000.
- 2) The assessment for tax year 2014 to be reduced from \$ 3,223,300 to \$ 3,050,000.
- 3) The assessment for tax year 2015 to be reduced from \$ 3,223,300 to \$ 3,100,000.

RESOLUTION NO. 2016-180

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED
KEYSTONE/CARLSTADT/SCHULTZ V. BOROUGH OF CARLSTADT AT 110
TRIANGLE BOULEVARD, BLOCK 126, LOT 8 HM FOR TAX YEAR 2013.**

WHEREAS, Keystone/Carlstadt/Schultz has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 110 Triangle Boulevard and identified on the Borough's tax maps as Block 126, Lot 8 HM for tax year 2013; and

WHEREAS, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2013 to be reduced from \$ 2,671,500 to \$ 2,474,500.
- 2) The reduction for tax year 2013 shall not be a basis for a Freeze Act Application.

RESOLUTION NO. 2016-181

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED
MEADOWLANDS PTNS/ONE SOURCE DPT 207 V. BOROUGH OF CARLSTADT AT 350
STARKE ROAD, BLOCK 123, LOT 14 FOR TAX YEARS 2013 THROUGH 2015.**

WHEREAS, Meadowlands PTNS/One Source DPT 207 has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 350 Starke Road and identified on the Borough's tax maps as Block 123, Lot 14 for tax years 2013 through 2015; and

WHEREAS, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2013 to be reduced from \$ 38,837,200 to \$ 30,250,000.
- 2) The assessment for tax year 2014 to be reduced from \$ 38,837,200 to \$ 31,250,000.
- 3) The assessment for tax year 2015 to be reduced from \$ 38,837,200 to \$ 32,250,000.
- 4) Interest on refunds owed to be waived by taxpayer provided payment is made within 180 days of entry of Judgment.

RESOLUTION NO. 2016-182

RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED ARSYNCO, INC. V. BOROUGH OF CARLSTADT AT 511 THIRTEENTH STREET, BLOCK 91, LOT 1 FOR TAX YEAR 2016.

WHEREAS, Arsynco, Inc. has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 511 Thirteenth Street and identified on the Borough's tax maps as Block 91, Lot 1 for tax year 2016; and

WHEREAS, the property located at 511 Thirteenth Street and identified on the Borough's tax maps as Block 91, Lot 1 is vacant and unfit for occupancy or use due to extensive environmental contamination and will continue to be vacant and unfit for occupancy or use during the environmental remediation which will take a minimum of seven years; and

WHEREAS, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

WHEREAS, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2016 shall be reduced from \$ 2,320,000 to \$ 100,000.
- 2) The assessment for tax years 2017 through 2023 shall be \$100,000 unless environmental remediation is completed and the property is available for development and or occupancy prior to 2023.

RESOLUTION NO. 2016-183

AWARD OF CONTRACT

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey upon the recommendation of Neglia Engineering Associates that the Contract for:

GARBAGE DISPOSAL

be awarded to I.W.S. Transfer Systems of NJ, Inc. for the bid amount as follows:

Year 1 – July 01, 2016 to June 30, 2017	\$70.00 per ton
Year 2 – July 01, 2017 to June 30, 2018	\$70.00 per ton
Year 3 – July 01, 2018 to June 30, 2019	\$72.10 per ton

being the lowest of two (2) bids submitted. This Resolution to take effect upon certification of this Resolution by the Borough Treasurer that sufficient funds are available.

RESOLUTION NO. 2016-184

WHEREAS, CJD 2L Corp., 2 Palmer Terrace, Carlstadt, NJ 07072, has made application for a person-to-person and place-to-place transfer of Plenary Retail Consumption License #0205-33-017-009 heretofore issued to E2J LLC, 339 Hackensack Street, Carlstadt, NJ 070702; and

WHEREAS, CJD 2L Corp. has deposited with the issuing authorities the transfer fees and all other requirements of the statutes governing the transfer of retail consumption licenses have been complied with and a notice of said transfer has been published in The Record in the issues of March 25, 2016 and April 1, 2016 and a reasonable time set for objections, if any to said transfer, before the transfer is deemed effective.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that Plenary Retail Consumption License #0205-33-017-009 heretofore issued to E2J LLC, 339 Hackensack Street, Carlstadt, NJ 070702 is hereby transferred to CJD 2L Corp., 2 Palmer Terrace, Carlstadt, NJ 07072.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to execute the transfer in accordance with the provisions of the State Alcoholic Beverage Control Act.

CAUCUS MEETING

June 2, 2016

Page 10

RESOLUTION NO. 2016-185

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that ECPA Parents Booster Club Inc., 306 Capital Street, Saddle Brook, NJ 07663 be granted permission to hold two raffles at Redd's Restaurant, 317 Washington Avenue, Carlstadt, NJ 07072 on Wednesday, June 29, 2016 for which the applications, fees and findings and determination sheets shall be forwarded to the Legalized Games of Chance Control Commission.

RESOLUTION NO. 2016-186

WHEREAS, a renewal application for a Massage Therapy Technician/Practitioner License together with a renewal application for a Massage Therapy Establishment License has been submitted by Lisa Johnson for 317 Hackensack Street, Carlstadt, NJ 07072; and

WHEREAS, all the requirements have been met pursuant to Code Section 6-15.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the renewal of a Massage Therapy Technician/Practitioner License together with the renewal of a Massage Therapy Establishment License for Lisa Johnson at 317 Hackensack Street, Carlstadt, NJ 07072 is hereby approved nunc pro tunc.

On motion by Zimmermann, seconded by Emerson, unanimous on call of roll of those present.

Gregory Polyniak of Neglia Engineering read his report for the month regarding projects that are being done in the Borough of Carlstadt.

Gunter Kuprat, a member of the Turn Hall was in attendance and asked to have the use of our town bus and driver on September 17, 2016 for a parade. On motion by Emerson, seconded by Stoltz, unanimous on call of roll of those present.

Mayor Lahullier said we also have to approve a Special Police Officer for June 7, 2016 for the Primary Election at the Carlstadt Public School. On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.

Mayor Lahullier said we need to approve permission for Joseph Crifasi to escort Homeland Security into Lincoln School and the Carlstadt Public School. On motion by Zimmermann, seconded by Emerson, unanimous on call of roll of those present.

**CONSIDERATION OF ORDINANCES:
FIRST READING**

ORDINANCE NO. 16-15

AN ORDINANCE AMENDING CHAPTER VI “LICENSING GENERAL” SECTION 1-12 ENTITLED “TOWING OF VEHICLES,” SUBSECTION 6-12.20” ADDITIONAL RESTRICTIONS AND REQUIREMENTS” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002.

NOW, THEREFORE BE IT ORDAINED by the Governing Body of the Borough of Carlstadt that **Chapter VI** of the Revised General Ordinances of the Borough of Carlstadt, 2002, entitled “**Licensing General,**” Section, 6-12 entitled “**Towing of Vehicles,**” Subsection 6-12.20 entitled “**Additional Restrictions and Requirements,**” be and hereby is amended and supplemented as follows:

For purposes of continuity within Section 6-12, Subsection 6-12.20 “Additional Restrictions and Requirements” shall be renumbered as Subsection 6-12.15 and shall hereafter read as follows:

6-12 TOWING OF VEHICLES

6-12.15 Additional Restrictions and Requirements

6-12.15.1 Abandoned and Unclaimed Motor Vehicles; Auctions

a. A “junk vehicle” shall be defined as a motor vehicle incapable of being operated safely or of being put in a safe operational condition except at a cost in excess of the value thereof. If the vehicle is unclaimed by the owner or other persons having legal right thereto for a period of 15 business days, the licensee shall notify a designee of the Police Department that the vehicle has been held for the statutory time and that the vehicle is ready for sale.

b. An “abandoned vehicle” shall be defined as a motor vehicle which cannot be certified for a junk title certificate pursuant to N.J.S.A. 39:10A-3. If the vehicle is unclaimed by the owner or other persons having legal right thereto for a period of 20 business days, the licensee shall notify a designee of the Police Department that the vehicle has been held of the statutory time and that the vehicle is ready for sale.

CAUCUS MEETING

June 2, 2016

Page 12

c. The Carlstadt Police Department, on behalf of all the licensees hereunder, shall be charged with the obligation to obtain junk titles from the Commissioner of the Motor Vehicle Commission whether any such vehicle is denominated as a junk vehicle and/or an abandoned vehicle pursuant to N.J.S.A. 38:10A-1 et seq. For purposes of this section, all such licensees shall be defined as a “motor vehicle repair facility” by either trade name and/or corporate designation. The owner of vehicles towed by order of the Police Department for violations of law and/or are deemed to be abandoned shall be subject to provide any licensee hereunder with the necessary title provided for in N.J.S.A. 38A:10A-1 et. seq.

d. Procedure for Action of Abandoned and Unclaimed motor vehicles:

- 1) On a monthly basis, each licensee shall forward to the Chief of Police, or his designee, a report listing all vehicles still in storage that remain unclaimed by the owners. This list will also indicate those vehicles qualified to be processed for a “junk title” based upon their physical and/or mechanical condition. The Chief of Police, or his designee, will then process the necessary paperwork through the NJMVC to obtain a junk title for the abandoned/unclaimed vehicle. Upon receipt of the title the Borough of Carlstadt will then turn over the junk title to the licensee for proper disposal of the vehicle.
- 2) If a vehicle is deemed worthy of auction, then the Borough of Carlstadt will process vehicle as per the requirements provided by NJMVC in “Public Agency’s Guide to Abandoned & Unclaimed Vehicles” (OS/SS-322(R/15). The Borough of Carlstadt will hold auctions at the Carlstadt Memorial Building within a reasonable amount of time from receipt of the OS/SS-88 from NJMVC. The Borough of Carlstadt will establish the open bid based on local current market value as required by the NJMVC.
- 3) If the vehicle is sold a public auction, the licensee will be paid any towing and storage charges due, the borough will be reimbursed any fees incurred to conduct the action, and then the remainder will go to the Borough of Carlstadt Treasurer for receipt. The Borough of Carlstadt will provide the buyer all the necessary paperwork to obtain a title in their name. However, the vehicle will not leave the licensee’s location until the vehicle is titled in the buyer’s name and there is proof of insurance provided to the Borough of Carlstadt. The licensee will give the buyer 48 hours to obtain necessary paperwork and release before storage fees resume at the borough authorized rate.

- 4) If the vehicle is not sold, then the Borough of Carlstadt will complete the process, obtain a valid title, and turn the title over to the licensee. In the event the proceeds do not cover the outstanding towing and storage charges, then the excess will be waived by the licensee and no further funds will be due from the Borough of Carlstadt or the purchaser of the vehicle.

e. This section will be administered in accordance with N.J.S.A. 39A:10-1, et seq.

SAVINGS CLAUSE

All other provisions of Chapter VI, Section 6-12 shall remain in full force and effect.

SEVERABILITY

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

INCONSISTENT ORDINANCES

Any Ordinance inconsistent with this Ordinance is repealed, but only to the extent of such inconsistencies.

EFFECTIVE DATE

This Ordinance shall take effect upon immediately upon passage and publication pursuant to law.

RESOLUTION NO. 2016-187

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE AMENDING CHAPTER VI “LICENSING GENERAL” SECTION 1-12 ENTITLED “TOWING OF VEHICLES,” SUBSECTION 6-12.20” ADDITIONAL RESTRICTIONS AND REQUIREMENTS” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002.

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 16th day of June, 2016 at 7:00 o'clock P.M. or as soon thereafter as the matter can be reached, at the regular meeting place of the Carlstadt Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk be, and she hereby is, authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

On motion by Zimmermann, seconded by Stoltz, unanimous on call of roll of those present.

CAUCUS MEETING

June 2, 2016

Page 14

FINAL READING

ORDINANCE NO. 16-10

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRATION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, CREATING AND ESTABLISHING THE POSITION OF OPERATIONS MANAGER IN AND FOR THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF CARLSTADT

Mayor Lahullier entertained a motion to open the floor to a hearing of citizens.

On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.

Mayor Lahullier asked if any citizen would like to be heard on this ordinance.

Mayor Lahullier said to let the record note there was nobody that wished to be heard.

Mayor Lahullier entertained a motion to close the floor to a hearing of citizens.

On motion by Zimmermann, seconded by Stoltz, unanimous on call of roll of those present.

RESOLUTION NO. 2016-188

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRATION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, CREATING AND ESTABLISHING THE POSITION OF OPERATIONS MANAGER IN AND FOR THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF CARLSTADT

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Emerson, seconded by Lenoy, unanimous on call of roll of those present.

FINAL READING

ORDINANCE NO. 16-11

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRATION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, CREATING AND ESTABLISHING THE POSITIONS PROJECT COORDINATOR AND DEPUTY PROJECT COORDINATOR IN AND FOR THE BOROUGH OF CARLSTADT

Mayor Lahullier entertained a motion to open the floor to a hearing of citizens.

On motion by Zimmermann, seconded by Stoltz, unanimous on call of roll of those present.

Mayor Lahullier asked if any citizen would like to be heard on this ordinance.

Mayor Lahullier said to let the record note there was nobody that wished to be heard.

Mayor Lahullier entertained a motion to close the floor to a hearing of citizens.

On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.

RESOLUTION NO. 2016-189

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRACION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, CREATING AND ESTABLISHED THE POSITIONS PROJECT COORDINATOR AND DEPUTY PROJECT COORDINATOR IN AND FOR THE BOROUGH OF CARLSTADT

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Lenoy, seconded by Zimmermann, unanimous on call of roll of those present.

FINAL READING

ORDINANCE NO. 16-12

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRATION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, CREATING AND ESTABLISHING THE POSITION PERSONNEL OFFICER IN AND FOR THE BOROUGH OF CARLSTADT

Mayor Lahullier entertained a motion to open the floor to a hearing of citizens.

On motion by Zimmermann, seconded by Emerson, unanimous on call of roll of those present.

Mayor Lahullier asked if any citizen would like to be heard on this ordinance.

Mayor Lahullier said to let the record note there was nobody that wished to be heard.

Mayor Lahullier entertained a motion to close the floor to a hearing of citizens.

On motion by Zimmermann, seconded by Emerson, unanimous on call of roll of those present.

RESOLUTION NO. 2016-190

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRATION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, CREATING AND ESTABLISHING THE POSITION PERSONNEL OFFICER IN AND FOR THE BOROUGH OF CARLSTADT

CAUCUS MEETING

June 2, 2016

Page 16

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Zimmermann, seconded by Lenoy, unanimous on call of roll of those present.

FINAL READING

ORDINANCE NO. 16-13

AN ORDINANCE AMENDING SECTIONS 10-3.7 ENTITLED “FIFTEEN MINUTE PARKING” OF REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002

Mayor Lahullier entertained a motion to open the floor to a hearing of citizens.

On motion by Zimmermann, seconded by Emerson, unanimous on call of roll of those present.

Mayor Lahullier asked if any citizen would like to be heard on this ordinance.

Mayor Lahullier said to let the record note there was nobody that wished to be heard.

Mayor Lahullier entertained a motion to close the floor to a hearing of citizens.

On motion by Zimmermann, seconded by Emerson, unanimous on call of roll of those present.

RESOLUTION NO. 2016-191

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE AMENDING SECTIONS 10-3.7 ENTITLED “FIFTEEN MINUTE PARKING” OF REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Zimmermann, seconded by Stoltz, unanimous on call of roll of those present.

FINAL READING

ORDINANCE NO. 16-14

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRATION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, IN PARTICULAR, SECTION 2-20 “DEPARTMENT OF PUBLIC WORKS” CREATING AND ESTABLISHING THE POSITION MASTER CARPENTER

Mayor Lahullier entertained a motion to open the floor to a hearing of citizens.
On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.
Mayor Lahullier asked if any citizen wished to be heard on this ordinance.
Mayor Lahullier said let the record note there was nobody that wished to be heard.
Mayor Lahullier entertained a motion to close the floor to a hearing of citizens.
On motion by Stoltz, seconded by Emerson, unanimous on call of roll of those present.

RESOLUTION NO. 2016-192

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE AMENDING CHAPTER II “ADMINISTRATION,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, IN PARTICULAR, SECTION 2-20 “DEPARTMENT OF PUBLIC WORKS” CREATING AND ESTABLISHING THE POSITION MASTER CARPENTER

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.

FINAL READING

ORDINANCE NO. 16-9

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CARLSTADT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,013,000 TO PAY THE COST THEREOF, TO APPROPRIATE A CONTRIBUTION FROM THE VOLUNTEER AMBULANCE CORPS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Mayor Lahullier entertained a motion to open the floor to a hearing of citizens.
On motion by Lenoy, seconded by Zimmermann, unanimous on call of roll of those present.
Mayor Lahullier asked if any citizen wished to be heard on this ordinance.
Mayor Lahullier said let the record note there was nobody that wished to be heard.
Mayor Lahullier entertained a motion to close the floor to a hearing of citizens.
On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.

RESOLUTION NO. 2016-193

BE IT RESOLVED that the ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CARLSTADT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,013,000 TO PAY THE COST THEREOF, TO APPROPRIATE A CONTRIBUTION FROM THE VOLUNTEER AMBULANCE CORPS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.

Mayor Lahullier entertained a motion to go into closed session at 8:15 P.M. to discuss personnel and property.

On motion by Stoltz, seconded by Emerson, unanimous on call of roll of those present.

The meeting went back into open session at 10:45 P.M. with the following members in attendance: Mayor Lahullier, Councilmen Zimmermann, Stoltz, Lenoy, Emerson and Shockley.

Mayor Lahullier mentioned that the Carlstadt Public School is the grand prize recipient of Eat Right, Lose More Grant sponsored by the New York Jets and the NJ Department of Agriculture. This is to encourage students to eat healthier and engage in an active life style. They will be receiving \$15,000.00 to be used in physical education and food services. To celebrate this honor all Carlstadt students will participate in a program on Friday, June 3, 2016 at 10:00 A.M.

RESOLUTION NO. 2016-193-A

**RESOLUTION APPOINTING
MEMBER AND ALTERNATE TO THE
CARLSTADT SEWERAGE AUTHORITY**

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey, hereby accepts the resignation of Nicholas Rivera as a Member of the Carlstadt Sewerage Authority effective May 30, 2016;

AND, BE IT FURTHER RESOLVED that the Council hereby appoints:

1. Craig Lahullier as Member of the Carlstadt Sewerage Authority for the remainder of the unexpired five-year term of Nicolas Rivera ending January 31, 2020

and

2. Thomas Maloney as Alternate on the Carlstadt Sewerage Authority for the one-year term ending December 31, 2016.

AND, BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to forward a copy of this Resolution to the Carlstadt Sewerage Authority.

On motion by Emerson, seconded by Zimmermann, Councilmen Zimmermann, Lenoy, Emerson and Shockley voted yes. Councilman Stoltz abstained and Councilman Bartlett was absent.

Mayor Lahullier went over correspondence that was received.

Mayor Lahullier entertained a motion to adjourn the meeting at 10:55 P.M. On motion by Zimmermann, seconded by Emerson, the meeting was unanimously adjourned.

APPROVED: _____
CRAIG LAHULLIER, MAYOR

ATTEST: _____
CLAIRE FOY, BOROUGH CLERK