

The regular meeting of the Borough of Riverdale Mayor and Council opened on the above date at 7:30 p.m. with the Pledge of Allegiance.

Mayor Budesheim presiding.

**ROLL CALL: Present: Astarita, Falkoski, Guis, Mastrangelo, Wetzel, Carelli
Absent: None**

Also Present: Police Chief Smith, Fire Chief Sturm

Mayor Budesheim announced that proper notice of this meeting was made as to time, date, place and agenda.

APPROVAL OF MINUTES DATED:

Regular Meeting - January 21, 2013
Workshop Meeting - February 4, 2013

Councilman Falkoski set forth the motion, seconded by Councilman Astarita, to approve the above listed minutes as read.

ALL IN FAVOR

PUBLIC PARTICIPATION NO. 1:

Dan Salameno told the council that he purchased Riverdale Self Storage and offered to be involved with any committees to help maintain the ball fields. Councilwoman Wetzel will put him in touch with the proper person.

There being no further comments, Councilman Falkoski set forth the motion, seconded by Councilwoman Wetzel, that the public portion be closed.

ALL IN FAVOR

ORDINANCES:

- 1) Councilman Astarita set forth the motion, seconded by Councilwoman Wetzel, to introduce the following ordinance and moved its adoption.

ORDINANCE 01-2012

**ORDINANCE AMENDING CHAPTER 135 OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE**

**ROLL CALL: Ayes: Astarita, Falkoski, Guis, Mastrangelo, Wetzel, Carelli
Nays: None
(6 ayes – 0 nays – motion carried)**

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 19-A

RESOLUTIONS:

Councilman Falkoski set forth the motion, seconded by Councilman Astarita, to approve the following resolutions:

- 1) Payment of Claims. (including the following)
 - a. RFM Printing March Newsletter \$1,102.00

RESOLUTIONS (continued):

- 2) **Resolution No. 22-2013;** Interlocal Agreement for Street Sweeping Services between the Borough of Bloomingdale and the Borough of Riverdale. (tabled from previous meeting)
- 3) **Resolution No. 26-2013;** Emergency Temporary Appropriations.
- 4) Approval of purchase of 2 sets of fire gear from Skylands Ares Fire Equipment & Training in the amount of \$4,564.86 to be charged to Capital Account #C-04-55-409-200 – Various Equipment.
- 5) **Resolution No. 27-2013;** 2012 Recycling Tonnage Grant.
- 6) **Resolution No. 28-2013;** Support the Delaying of Draining Three Reservoirs on Garret Mountain along the Woodland Park and Paterson borders.
- 7) Approval of proposal from Joshua D. Mackoff, LLC for Valuation Services of Seven Residential Properties on Harrison with regard to Flood Buyout Program in the amount of \$2,625.00.
- 8) **Resolution No. 29-2013;** Authorizing Execution of a Letter of Intent Between the Borough of Riverdale and Push to Walk.

ROLL CALL: **Ayes: Astarita, Falkoski, Guis, Mastrangelo, Wetzel, Carelli**
 Nays: None
 (6 ayes – 0 nays – motion carried)

COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 139-B, C, D, E, F AND G**CORRESPONDENCE:**

- 1) From the Riverdale Planning Board advising that the board had a discussion at their meeting held on February 7, 2013 in reference to District R15 located in the Riverview Terrace/Fernwood Crescent portion of the town. After discussion, it was clear that most of the lots in that area are non-conforming. The Master Plan has a reference to this district stating that it is not good planning due to the amount of undersized lots. Therefore the Planning Board unanimously voted to send this recommendation to have the R15 district in the area of Riverview Terrace and Fernwood Crescent rezoned to R7.5. The board requested that this recommendation be brought forth at the February 20, 2013 agenda so that it could be worked on in a timely manner.

Mayor Budesheim stated that this will be discussed at the workshop meeting. Councilman Guis requested they also consider changing the zoning of the pistol range and the Jersey Central property which are currently zoned residential.

BOROUGH CLERK REPORT: No Report.

BOROUGH ATTORNEY REPORT: No Report.

COMMITTEE REPORTS:

FINANCE: Councilman Carelli reported that they had a finance meeting with Public Works and the Police Department and started their budgets and capital plans. The meetings were productive and the Fire Department is next. He also reported that the reval indicates that the commercial assessments increased and the residential decreased.

COMMUNITY RELATIONS: Councilwoman Wetzel reported that the Board of Health accepted the three year contract for Animal Control with Bloomingdale at their meeting last night. This year it will be \$8,485.

COMMITTEE REPORTS (continued):

PUBLIC SAFETY: Councilman Falkoski reported that the Fire Department claims that there has not been an increase in LOSAP since 2008. They are requesting an increase and a cost of living adjustment on a yearly basis. This can be discussed at the workshop meeting. He also reported the Municipal Court Report for the month of January.

PUBLIC WORKS: No Report.

BUILDINGS & GROUNDS: No Report.

PERSONNEL: Councilman Mastrangelo asked Mayor Budesheim if he would like the rice notice to be discussed in closed session. Mayor Budesheim replied that he did not but that he would like to make the following statement:

In November of 2004 the Riverdale council developed an agreement making me a full time mayor at a salary of \$48,000 per year. A full time mayor at a full time salary – that was our agreement then and that is what the council agreed to last year. At the time of the 2004 agreement, Councilman Carelli as Finance Chairman thought it would look better to break this new salary into two parts for administrative reasons. I am legally and morally entitled to that salary yet some of you have just recently indicated you are determined to reduce it, even accusing me of wrongdoing. Your actions in the past 14 months prove that it was the council’s intention to continue paying me the current salary. Let’s look at the record from the approved minutes of the council meetings. At the end of 2011 an ordinance was adopted extending the range of the salary for Mayor to encompass the entire salary of \$57,275. According to the minutes of a January 16, 2012 meeting, I requested that the entire salary be put under one line item. As those minutes recorded “Councilman Falkoski stated that the time we discuss salaries pertaining to the budget would be the time that we would have that discussion. Councilman Falkoski explained that salaries are discussed when budgets are put together.” Subsequently, the Council after discussing the salary of Mayor unanimously voted to introduce and voted unanimously to adopt the 2012 budget with the entire salary under the Mayor line item. Based on the Council President’s January 16th comments, my salary was voted on when the Council adopted the budget. The Council didn’t follow up with the implementing resolution. At the July 16th meeting the issue was put before the Council again. The Chief Financial Officer explained that the Mayor salary was put under that line item. The minutes stated “There was confusion among the Council and a discussion ensued. It was decided that no action would be taken on the resolution and a budget transfer could be done in November.” As you can see, I had through the actions of the Council every legal and moral right to that salary and there was no indication that the Council had other thoughts on this issue. For the rest of the year no one, not the Finance Chairman nor the Personnel Chairman took any action to counteract their budget actions. That is, until this issue was raised in the beginning of the current year when I was informed that Councilpersons Wetzell and Carelli had instructed the attorney to advise me that this issue was going to be revisited. During the April 2, 2012 Council meeting, Borough Attorney Robert Oostdyk said “In our form of government we don’t have a CEO. The Mayor functions as the administrative arm.” Too many people on this Council blur the images of Mayor and Administrator. Keep in mind that 40 or 50 years ago few towns had administrators. Local government was small enough that a part time Mayor could handle the day to day operations of the town. In recent decades with the growth of government and the increase in population, someone has to be in charge to oversee the daily operations of our \$15 million dollar corporation. This was true more than a decade ago when Councilman Carelli voted to pay Mayor Dedio \$75,000 to be Riverdale’s full time Mayor. That \$75,000 was to be paid out of the OEM Coordinator line item. The need for full time management was real then and it is more real today. As Councilman Astarita so accurately stated according to those same April 2nd minutes, the Mayor “being available during the day for a meeting with Jersey Central he was able to negotiate and

COMMITTEE REPORTS (continued):

save us \$100,000 in back billing of underpayments. The Mayor being here taking care of the business of the borough affords us a great opportunity to take advantage of those types of things. You have a good Mayor with a boatload of experience and contacts in every level of government. We get our money's worth out of him." I thank Councilman Astarita for having the courage to say what everyone on this Council acknowledged at one time. Councilman Astarita brought out a valid point. Two recent issues confronting the town – the first one dealt with Jersey Central savings of over \$100,000. The other issue was the innovative approach I took in dealing with Verizon's attempt to cease paying \$125,000 in property taxes each year for the past three years. So different was our approach, the League of Municipalities forwarded my strategy to every Mayor in the state. Just those two events amounting to approximately \$475,000 in taxpayer savings nearly covers all that I have been paid over the past nine years as Mayor. Early last year, before our budget was adopted, the story was reported in newspapers that Councilmen Carelli and Loesner were attempting to lower my salary. A number of residents contacted me concerned about the management of the borough and my own personal welfare. I responded that I would get a part time job, preferably on the weekends, to make up for the loss of income. As one resident responded, that was totally unacceptable for reasons that I hadn't even considered. She pointed out that not only was this issue decided in the most recent mayoral election held a few months before but she wanted her Mayor available 24/7. She reminded me that during Hurricane Irene I personally rescued her from her house due to flooding and that happened to be on a Saturday. She made a valid point. Hurricane Irene was a weekend event. The Halloween snowstorm was a weekend event. Hurricane Sandy covered two weekends. The five Councilpersons sitting up here from last year – I did not see one during most of these events except for Ted Guis despite the fact that his house was severely flooded too, and Elaine Wetzel who along with her husband helped with traffic control. I understand that all of you have jobs. You have your own houses to protect. I understand that. Your families come first as well they should. But that is the reason you pay me to be here. I can be here when none of you can. This is my job. After day five or six of Hurricane Sandy when the Riverdale Office of Emergency Management command center was shut down, I was still here. More than 100 of our families continued to be without power. I spent the better part of those next six days working with all the powers that be to get electricity restored to those unfortunate people. I had direct lines of communication with our Senator Kevin O'Toole as well as his Chief of Staff Al Barlass. I had the personal cell phone number of the counsel to the Board of Public Utilities and we were given a special contact with Jersey Central to assist me in correcting our problems. Finally on Friday, 12 days after losing power, it was restored only to go out again the next day. I started the process all over and power was restored in less than three hours. There is no way that power is restored on a Saturday if I weren't here tapping into the connections I had earlier established. The list could go on and on. I do not enumerate these instances as proof of my personal qualities or abilities. The time for that is during the election season. Nor do I draw the comparisons between my own attendance and the Council's to establish any sort of worthiness or superiority. I simply offer these comparisons so that the residents and Council members may understand the differences between a full time official and a part time official. There is no blame to be placed at the feet of the Council for the lack of ability in these crises because each of us must attend to our own affairs. But as the full time Mayor the town's well being is my affair. I understand all too well the constraints under which a part time Council member labors in balancing the town with his own requirements. For you to put those same constraints on me is not in the best interest of the town. Because the town makes it possible for me to work full time I have been here during all of the floods, blizzards, hurricanes, fires and chemical spills. To force me to be elsewhere and not available to help the entire community on a full time basis is wrong. I understand that the personal attacks are part of politics – after all this is the life we have chosen. But to deprive our town of round the clock leadership when the benefits to the community have been so frequently and recently proven, that is totally irresponsible. I

COMMITTEE REPORTS (continued):

thank all of the residents who have continued to support my efforts to serve them and I ask this Council to focus on the responsibilities to the residents and on those principals that these residents voted for in recent elections. Thank you.

Councilman Mastrangelo stated that years of experience shows that information flows more clearly with one-on-one conversation. With this in mind I set up individual meetings with each member of the Council in hopes of getting to the root cause of this notice. After over nine hours of interviewing the Council, I have come to the following conclusions. The majority of the Council feel that the Mayor is brilliant – a genius with numbers. These are not my words. They were also in agreement that although they did not want to take away the OEM portion of his salary they felt that they could not ignore that line item of OEM Coordinator. In addition the majority also did not think the Mayor was overpaid and he agreed to put in long hours and was always available 24/7. Some members of the Council had the opinion that hiring an administrator would be a better alternative than a full time mayor. Some felt he had too much influence and did not answer to them in the same way an administrator would. Some also felt communication with the Mayor could be better. Yet when I asked what was the last time that they stopped in to speak with him most could not recall. A committee meeting was held on February 13th where most of the above was rehashed. After many hours of reading the minutes and listening to audio of past meetings, some as far back as 2001. In my interviews it was clear that every Council member at one point in the recent past thought the Mayor, his connections with other towns, and knowledge of government at various levels was effective and a bargain at the pay he was making. To put things in perspective, the Mayor who runs the entire town makes about the same as the person running the library, half as much as a patrolman, half as much as the borough clerk, \$40,000 less than the person running DPW. Most of the people in the front office who report to the Mayor make about the same or more than the Mayor. I feel as though the motives behind the rice notice and the attempt to take away a portion of the Mayor's salary are based more on a technicality and perhaps feeling excluded from the day to day operations of the borough. The cold hard fact is in 2004 the Council voted to increase certain line items in the budget, specifically OEM, by 140% for the sole purpose of getting the salary up to a realistic number so we can enjoy the benefits of a full time Mayor. I feel this has gone on a lot longer than it should have and I will make a motion to do what should have been done right after the salary ordinance was approved 14 months ago and place the Mayor's salary of \$57,250 under the line item of Mayor and Council.

Thereupon, Councilman Mastrangelo set forth the motion, seconded by Councilman Astarita, to place the Mayor's salary of \$57,250 under the line item of Mayor and Council.

ROLL CALL: **Ayes: Astarita, Mastrangelo**
 Nays: Falkoski, Guis, Wetzal, Carelli
 (2 ayes – 4 nays – motion fails)

Councilman Astarita stated that the Mayor takes care of the town and does the job well. Although there may be some communication difficulties the town is running perfectly because of his expertise. We pay him \$57,000 to do the job that would cost us over \$100,000 if we hired a borough administrator. We should either hire a borough administrator or keep his salary the way it is so he can continue to run the town.

Councilman Guis stated that he concurs with Councilman Astarita and a lot of what Councilman Mastrangelo said but that is not what this was about. We've confused two things. One is where should the Mayor's salary be and that was never raised. I voted no on this because right now we're addressing the fact that at the time the Mayor resigned

COMMITTEE REPORTS (continued):

from OEM his pay was under two line items. At that time, before he continued to draw that salary, this subject should have been brought up and addressed. It was not. He was being paid under two line items – Mayor and OEM. He resigned one position. Some of that money was going to the people that replaced him. Without making that change he was continuing to draw money from that line item. I'm not debating his value but you can't remain silent and continue to draw pay under a position from which you resigned.

Councilwoman Wetzel stated that she wanted to make clarifications. I did not approach the attorney and ask him to present a rice notice to the Mayor. When I found out in November that the Mayor was still being paid for OEM and he had resigned the position in August I did ask the attorney what we should do about this. His answer was that we have to serve a rice notice. As a result the rice notice got served on the advice of the professional. My understanding was and still is that if you have one, two or three jobs – when you resign a position you resign that salary. I agree with everything the Mayor said and I think we all agree he does a fine job but we are paying other people to be the OEM and he to this day is still receiving the salary for the OEM portion of his total salary. I'm not looking to take away a salary. I'm just looking for the Mayor to return the portion of the salary that was labeled OEM from the day he resigned to date. I don't understand how there's any confusion. It's our responsibility to act on that and we would be negligent if we didn't.

Councilman Astarita asked if we could make a raise retroactive to when he discontinued the OEM. Borough Attorney Oostdyk stated that you can do a number of things. We need to clarify as to what direction, via the Borough Clerk, goes to the bookkeeper in terms of what the salary should be. That will end the issue. The existing salary resolution still has a salary for the Mayor and a salary for OEM Coordinator. We have a new OEM Coordinator who is being paid the OEM portion of that salary. We have a salary resolution on the books which doesn't match up with what is being paid to the Mayor and that should be corrected. Either bring the whole salary into the position of Mayor or not to do that and clarify that the Council's intention is for that salary resolution to be abided for as it stands right now.

Councilman Carelli stated that it was a technicality. The resolution dictates that pay. At a previous meeting I sat up here and justified paying the new OEM department based on the fact that the Mayor was resigning as of August 15th. It never occurred to me that he would continue to take that pay so it was presented to the Council under that assumption that we had the money. We didn't. It wasn't budgeted. When we adopted the budget – at the last minute it was changed I think, Garrett, by you and you put \$9,500 under the Mayor and Council part of the budget. The technicality of this is there was no legal resolution to pay him the OEM portion after August 15th. Employees that haven't gotten a raise in three or four years are asking how someone gives up a position and continues to get paid for it when they didn't have a raise and the Council looks the other way. Not once did this Council say “we're going to cut your pay”. We never said a word until August 15th when he resigned from the OEM position. With that would be the pay as well.

Mayor Budesheim stated that responsibilities shifted. I can point to many people in this town where responsibilities shifted without an adjustment in pay. There was money put under Mayor and Council and the CFO explained at the July 16th meeting that the Mayor's salary was based on \$57,275 beginning May 1st. He had enough money to cover my entire salary and the money we're paying the OEM Coordinator and Deputy Coordinators. I asked for all my salary to be put into the Mayor line item. The budget was introduced and adopted unanimously with that. I asked repeatedly for this to take place. Nobody said no and nobody did anything.

PUBLIC PARTICIPATION NO. 2:

Brad Clinton, Wilson Avenue, asked Councilman Carelli if he is denying that the money put into OEM in 2004 was not to pay him as a full time mayor. Councilman Carelli replied that he was paid under two line items in 2004 – OEM and Mayor. He's not here full time during business hours. Mr. Clinton asked why the Mayor got a raise in 2005 from \$5,000 to \$12,000 for OEM. Councilman Carelli stated that we increased the OEM position as well. Mr. Clinton stated that everybody else in neighboring towns is getting paid \$3,000 to \$4,000. You adopted an ordinance last year to pay the new OEM Director no more than \$5,000. Bill was getting almost \$15,000. Why is the new OEM getting 30% of what he was getting as OEM? Councilman Carelli stated that is what he was willing to take plus we pay two other Deputies as well.

Councilman Guis stated that regardless of why the money was put there when he resigned the position he should have come to the governing body and asked what we were going to do. He didn't. It was silent. I am more than willing to discuss what the full time Mayor's salary should be. The discussion right here and now is what happened between August and now.

Several unidentified audience members were speaking at once addressing the Council with comments and questions. Councilman Falkoski asked the Mayor to call the meeting to order. Councilman Falkoski called for order.

Councilwoman Wetzel explained that this is not a personal attack on the Mayor's job or ability. It is addressing a technicality.

Nick Ilacqua, 14 Overlook Drive, stated that he is appalled that the Council is saying he does a great job but is cutting \$15,000 from his salary. Councilpersons Wetzel and Guis stated they are not trying to cut anything. Councilman Guis explained that there were a total of the two line items for the two jobs. I will say I do not recall we apportioned...the intent was that this was the total salary and he is going to do both of those jobs. When he resigned the OEM he should have resigned the original \$5,000 to cover the new OEM Directors. Either way, it has to be clarified. You can't continue to draw that full salary when you've resigned the position.

Glenn Venza, Macopin Avenue, stated that many months ago this Council passed an ordinance that the Mayor's salary would top off at \$60,000. This Council dropped the ball by not bringing that to resolution. It happens over and over – you pass an ordinance and you don't resolve it. It's your fault so correct it.

Several unidentified audience members continued speaking at once directing questions and comments to the Council.

Ted Mackoul, Stoneleigh Terrace, stated that he is baffled that the OEM position jumped from \$5,000 to \$14,000 and dropped back down to \$5,000 for the new guy. If the hidden part was to compensate for administrative purposes to increase his salary the let's say it.

Mike Mansoor, 19 Overlook Drive, provided an analogy of giving up a portion of his job without a reduction in pay.

Councilwoman Wetzel repeated her position. I feel that is money that should be returned to the borough. We are now paying an OEM Coordinating staff so I feel it was a duplication of services from August until now. The only way to rectify that is to recoup that money and what we decide for the 2013 budget will be decided when we do that budget.

PUBLIC PARTICIPATION NO. 2 (continued):

Thereupon, Councilwoman Wetzel set forth the motion, seconded by Councilman Carelli, that the Mayor return the portion of the salary labeled OEM that was paid to him from August 15, 2012 to December 31, 2012 back to the borough because he was not employed as the OEM Coordinator during that time.

Mayor Budesheim stated that we are still in the public session.

Unidentified audience members continued to comment in an un-orderly fashion on the Mayor's salary. Councilman Falkoski again asked for order.

An unidentified audience member asked if everyone on the Council believed the Mayor deserved a retroactive raise. Councilwoman Wetzel replied that she did not. Councilman Astarita replied that he did. Councilman Carelli stated that we need to resolve this one issue first and going forward the Council can decide whatever they want. Councilman Falkoski stated that he doesn't deserve a raise to the extent of the salary of the OEM he was getting. Councilman Mastrangelo replied that he did not. He stated that all he wants to do is resolve everything before the raise notice was issued and everything stays the same. Councilman Guis replied that he does not. He stated that it was the Mayor's job to bring this issue up to this governing body in August and September to be discussed and resolved at that time.

Michael Kheypets, 13 Parkway, stated that the Mayor is the CEO and he either knows what's going on and he's taking money inappropriately or he doesn't know what's going on and he's incompetent. He also stated that there's no organization to this meeting.

Michael Reilly, Greenwich Street, stated that it was clear to him that when Bill was made a full time Mayor that he would be paid a full time salary. Someone on this Council approved splitting the Mayor's salary up. My understanding of the Council's intent was to pay this man "X" amount of dollars. I didn't like the idea of paying this over two line items. I agree with Councilman Astarita's motion for 2013.

An unidentified audience member stated that the Mayor brought forward minutes to show that he did ask the Council to resolve the two line item issue at a meeting. Council Guis stated that he asked the Council to combine all of his salary into the full time Mayor position. It was never a resolution, it was never brought up and it was not acted upon by the Council.

Mayor Budesheim stated that back in 2004 he approached Councilmen Guis and Carelli about getting more salary because he could no longer stay full time for \$20,000. When they asked how much I needed I told them \$50,000 and they cut it down to \$48,000. The intent was \$48,000 for me to be here full time. In January I asked for all of the salary to be put under the Mayor's line item. In April I asked and each time I was told to wait. They introduced and adopted a budget that did in fact put it under the Mayor's line item. In July I asked again what they were going to do and nobody gave me a definite answer. It was in the budget so I told Chief Sturm to take over OEM. Councilman Guis stated that the original \$20,000 was \$5,000 for OEM plus the Mayor. If you hadn't resigned OEM in August we wouldn't be talking about this. Mayor Budesheim stated the \$48,000 was so he could be here full time and you know that.

An unidentified audience member stated that it looks like on several occasions he asked you to combine it and nothing was done. He resigned his position as OEM and you continued to pay him the full amount and now you're asking him to pay it back. By your actions you made him believe that you agreed to it. Councilman Carelli stated that they voted 3 to 3 to not do the ordinance and the Mayor broke the tie. There was no intent. You're making it sound like we didn't do it because of neglect – we didn't do it because

PUBLIC PARTICIPATION NO. 2 (continued):

we didn't want to. When asked why he continued to get paid the full amount Councilman Carelli replied that we weren't aware of it and that's the whole point.

Melissa Harsley stated that your townspeople are asking you to do the right thing and correct a mistake that you're acknowledging was made by the board. Councilman Carelli stated it was not a mistake. The Mayor tried to move it four or five times without success because we didn't want to do it. Councilwoman Wetzel said the fact he continued to be paid after resigning the position was the error.

Councilman Astarita asked the Borough Attorney if there is any legal issue here. Borough Attorney Oostdyk stated there are various legal issues and how we go about doing it is the question. The Council has several alternatives. There's a disagreement and there's no black and white answer. We could amend the salary resolution but I'm not hearing an intention to do that.

Councilman Astarita stated that even at \$57,000 the Mayor is underpaid. I'm not averse to hiring a borough administrator but it will cost us well over \$100,000.

Alan Lewis, 16 Morris Avenue, suggested we have the Mayor pay back the \$5,000 and come up with what his salary will be tonight and take a vote. Let's resolve this for the residents of Riverdale and do the right thing.

Scott (indiscernible), 25 Morris Avenue, asked how long it will take for the Council to decide what the Mayor's salary should be. Councilman Carelli replied that by April we should have a good idea of where we stand with the budget.

Councilman Falkoski set forth the motion, seconded by Councilman Carelli, that the public portion be closed.

ALL IN FAVOR.

Councilwoman Wetzel set forth the motion, seconded by Councilman Carelli, that the Mayor return the portion of the salary he was paid for OEM from August 15, 2012 through December 31, 2012 back to the borough because he was not employed as the OEM Coordinator during that time.

ROLL CALL: **Ayes: Guis, Wetzel, Carelli**
 Nays: Astarita, Falkoski, Mastrangelo
 (3 ayes – 3 nays – motion fails)

Councilman Falkoski stated that he voted that way because it wasn't fair to do something that hadn't been resolved last year but we should resolve it this year.

Borough Clerk Talerico asked for clarification as to whether the Mayor's salary remains the same as he is being paid right now.

Councilman Astarita set forth the motion, seconded by Councilman Falkoski, to direct the Borough Clerk to keep the Mayor's salary at \$57,250 until the 2013 budget is complete and pending further Council action.

ROLL CALL: **Ayes: Astarita, Falkoski, Mastrangelo, Wetzel, Carelli**
 Nays: Guis
 (4 ayes – 1 nays – motion carried)

ADJOURNMENT:

Councilman Falkoski set forth the motion, seconded by Councilman Carelli, to adjourn the meeting.

ALL IN FAVOR.

Adjourned: 9:20 p.m.

Respectfully Submitted:

Carol J. Talerico, R.M.C.
Deputy Municipal Clerk