

M I N U T E S  
Regular Meeting of the Mayor and Council  
Monday, March 2, 2015  
8:00 P.M.

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CALL THE MEETING TO ORDER -

Mayor Moscaritolo called the meeting to order at 8:15 p.m. in the Council Chambers of the Borough Hall.

SILENT PRAYER - FLAG SALUTE

Mayor Moscaritolo called for a moment of silent prayer or reflection and asked Stephanie Evans, Borough Clerk to lead the salute to the flag.

MISSION STATEMENT & OPEN PUBLIC MEETINGS -

Mayor Moscaritolo read the Mission Statement into the record as follows:

The New Jersey Open Public Meetings Law was enacted to ensure the right of the public to have advance notice of and attend any meetings of public bodies at which any business affecting their interest is discussed or acted upon.

In accordance with this act the Mayor and Council of the Borough of River Edge have caused notice of this meeting to be published by having the date, time and place thereof posted in the Borough Hall and notices have been sent to the Record and the Ridgewood News. The mission of this governing body is to provide essential services through the establishment and implementation of public policy that will safeguard our infrastructure provide honest, courteous and professional services; and establish a sense of trust and accomplishment with our residents. Through research and prudent planning we seek to minimize risks while improving our services. We are sensitive to the needs of our taxpayers while realizing that this governing body cannot be all things to all people within the revenue constraints imposed by state mandates, economic conditions and prevailing attitudes about taxation.

ROLL CALL - Councilwoman Murphy, Councilman Cappola, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda, Councilman Papaleo and Mayor Moscaritolo were present.

APPROVAL OF MINUTES -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve minutes of the Mayor and Council regular meeting of February 17, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes; Councilwoman Busteed abstained.

PROCLAMATIONS & AWARDS -

Mayor Moscaritolo read the Proclamation Declaring March 8 - 14, 2015 as Girl Scout Week as follows:

**P R O C L A M A T I O N**

*WHEREAS, throughout the long history of Girl Scouts, certain traditions remain meaningful and important and are still practiced today; and*

*WHEREAS, every year the week containing Girl Scout Birthday (March 12th) is bookended by celebrating the connection between Girl Scouts and their faith; and*

**WHEREAS**, Girl Scout Week begins the Sunday before March 12th (a day known as "Girl Scout Sunday") and extends through the Saturday following March 12th (a day known as "Girl Scout Sabbath") ; and

**WHEREAS**, the Girl Scout Birthday on March 12<sup>th</sup> commemorates the day in 1912 when Juliette Gordon Low officially registered the organization's first 18 girl members in Savannah, Georgia and this year represents the 103<sup>rd</sup> birthday; and

**WHEREAS**, since its founding in 1912, Girl Scouts has enjoyed the support of religious organizations and together they have enriched the spiritual lives of Girl Scout members, each of whom strives from the perspective of their own personal belief to live up to the Girl Scout Promise and Law.

**NOW, THEREFORE, BE IT RESOLVED** that I, Sandy Moscaritolo, Mayor of the Borough of River Edge, in recognition thereof, do hereby proclaim:

**March 8 - 14, 2015 as:**

**Girl Scout Week  
in  
River Edge, New Jersey**

*Mayor Sandy Moscaritolo*

Dated: March 2, 2015

Mayor Moscaritolo presented the proclamation to the local Girl Scout Troop.

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Mayor Moscaritolo read the Proclamation Declaring the Month of March 2015 as Women's History Month as follows:

**P R O C L A M A T I O N**

Whereas , American women of every race, class, and ethnic background have made historic contributions to the growth and strength of our Nation in countless recorded and unrecorded ways; and

Whereas, American women have played and continue to play a critical economic, cultural, and social role in every sphere of the life of the Nation by constituting a significant portion of the labor force working inside and outside of the home; and

Whereas, American women have played a unique role throughout the history of the Nation by providing the majority of the volunteer labor force of the Nation; and

Whereas, American women were particularly important in the establishment of early charitable, philanthropic, and cultural institutions in our Nation; and

Whereas, American women of every race, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement; and

Whereas, American women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and

Whereas, despite these contributions, the role of American women in history has been consistently overlooked and undervalued, in the

literature, teaching and study of American history.

Now, Therefore, Be It Resolved that I, Sandy Moscaritolo, Mayor of the Borough of River Edge, in recognition thereof, do hereby ~~proclaim the month of March 2015 as:~~

**"Women's History Month"**

In Witness Whereof, I have hereunto set my hand and caused the Seal of the Borough of River Edge to be affixed this March 2, 2015.

Mayor Sandy Moscaritolo

Dated: March 2, 2015

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Mayor Moscaritolo read the Proclamation Declaring the Month of March 2015 as DeMolay Month as follows:

**Proclamation**

WHEREAS, DeMolay is a character-building organization of young men from age 12-21; and

WHEREAS, these young men are seeking to prepare themselves to become better citizens and leaders for tomorrow; and

WHEREAS, DeMolay helps develop those traits of character which have strengthened good men in all ages; and

WHEREAS, the organization has carried out the aforementioned goals for over ninety years through programs of athletic competition, social activity, civic service, and charitable projects; and

WHEREAS, the members of DeMolay Leaders of Bergen County - Ethan Allen Chapter will observe the year of 2015 as the

**96th Anniversary of DeMolay International**

so as to exemplify to all citizens here and everywhere their many activities, and to tender recognition to their millions of Senior DeMolays; now

THEREFORE, by the authority vested in me, I proclaim that March 2015 be observed as

**DeMolay Month**

I call upon all our citizens to join in saluting the young men of DeMolay, and in expressing our grateful appreciation for the fine example set by them, in contributing to the welfare of our community.

Mayor Sandy Moscaritolo

Dated: March 2, 2015

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OPEN PUBLIC COMMENTS ON ANY ISSUE ON THE AGENDA -

Motion by Councilman Mignone, seconded by Councilwoman Murphy to open public comments on any issue on the agenda.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteded, Councilman Mignone, Councilman Acquafredda and

Councilman Papaleo voted yes.

CLOSE PUBLIC COMMENTS ON ANY ISSUE ON THE AGENDA -

There being no comments by the public, motion by Councilman Mignone, seconded by Councilman Mignone to close public comments on any issue on the agenda.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

APPOINTMENTS & PERSONNEL CHANGES -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the appointment of Eileen Boland, 808 Bogert Road to the Environmental Protection Commission, for a three-year term, effective March 3, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the appointment of Eileen Boland, 808 Bogert Road to the Planning Board from Alternate to EPC Term, Class II for a four-year term, effective March 3, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilwoman Busted to approve the appointment of Christopher J. Caslin, 249 Greenway Terrace to the Planning Board as Alternate #1 for a two-year term, effective March 3, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Papaleo, seconded by Councilwoman Murphy to approve the appointment of Jonathan Cariddi to the River Edge Volunteer Fire Department, effective March 3, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Mayor Moscaritolo-administered the oath of office to Jonathan Cariddi.

CORRESPONDENCE -

Report	-	2014 Annual Financial Statement
Notice	-	River Edge Board of Ed - 2/17/15 Re: Meeting Notice
Letter	-	Bd of Chosen Freeholders-2/23/15 Re: Introduction-Ord. #15-03
Notice	-	Wells, Jaworsky & Liebman, LLP Re: Paramus Planning Board Appl.
Report	-	River Edge Swim Club - 2/25/15 Re: 2014 Financial Statement
Notice	-	River Edge Board of Ed - 2/27/15 Re: Meeting Notice - 3/2/15
Certificate	-	Alan P. Negreann, CFO - 2/18/15

DETERMINATION AND AWARD CERTIFICATE

(\$34,000.00 Special Emergency Note)

BOROUGH OF RIVER EDGE, COUNTY OF BERGEN, NEW JERSEY

I, ALAN P. NEGREANN, Chief Financial Officer of the Borough of River Edge, in the County of Bergen, New Jersey (herein called "Issuer"), HEREBY CERTIFY as follows:

1. By virtue of the authority conferred upon me by an ordinance adopted by the Borough Council of the Issuer on September 6, 2011 (Ord. No. 1737, as amended by Ord. No. 1740 adopted on October 17, 2011) and a resolution adopted by the Borough Council of the Issuer on October 17, 2011 (Resolution No. 11-376) to finance the undertaking of a property reassessment program in, by and for the Issuer, I have determined to issue a Special Emergency Note, (herein called the "Note") of the Issuer in accordance with the following description:

TOTAL PRINCIPAL AMOUNT        \$34,000.00

DATED:                        February 13, 2015

MATURITY:                    January 13, 2016 (non-callable)

<u>NUMBER</u>	<u>DENOMINATION</u>
15-1RSEN	\$34,000.00

INTEREST RATE PER ANNUM (payable at maturity): 1.94%

PLACE OF PAYMENT:            PNC BANK, N.A.  
    2 Tower Center Blvd.  
    East Brunswick, New Jersey

2. Pursuant to said authority, I have awarded and will sell the Note to PNC Bank, N.A., at the price of \$34,000.00 plus an amount equal to the interest on the Note accrued to the date of payment of the purchase price thereof.

3. No obligations of the Issuer other than the Note have been issued pursuant to the ordinance and resolution referenced above and are now outstanding.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of February 2015.

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ALAN P. NEGREANN  
Chief Financial Officer  
Borough of River Edge  
County of Bergen, New Jersey

MONTHLY REPORTS -

Historic Commission	-	January 2015
Shade Tree Commission	-	January 2015
Traffic & Safety Committee	-	January 2015
Recreation Commission	-	Annual Report 2014

ORDINANCES - 1<sup>ST</sup> READING -

Stephanie Evans, Borough Clerk read the title of Ordinance #1824 as follows:

Ordinance #1824 - AN ORDINANCE OF THE BOROUGH OF RIVER EDGE AMENDING AND SUPPLEMENTING CHAPTER 1 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVER EDGE FOR THE CREATION AND ESTABLISHMENT OF THE SENIOR CITIZENS OF RIVER EDGE ORGANIZATION

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve the first reading of Ordinance #1825 as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1824

AN ORDINANCE OF THE BOROUGH OF RIVER EDGE AMENDING AND SUPPLEMENTING  
CHAPTER 1 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVER  
EDGE FOR THE CREATION AND ESTABLISHMENT OF THE SENIOR CITIZENS OF  
RIVER EDGE ORGANIZATION

WHEREAS, the Borough of River Edge is a municipal entity organized pursuant to the laws of the State of New Jersey; and

WHEREAS, those residents of the Borough of River Edge who have reached the age which is commonly referred to as making that person a "Senior Citizen" are one of the greatest asset to the Borough and its history, culture, and prosperity; and

WHEREAS, the Mayor and Council of the Borough of River Edge are keenly aware that Senior Citizens have concerns which are occasionally separate and apart from the general population within the Borough of River Edge; and

WHEREAS, the Mayor and Council of the Borough of River Edge hereby declares a need for the creation and establishment of the Senior Citizens of River Edge ("SCORE") organization; and

WHEREAS, the Mayor and Council of the Borough of River Edge hereby declares that this Ordinance is necessary for the protection and promotion of the health, welfare and safety of the Borough of River Edge and its residents and guests:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge as follows:

1. Creation: There is hereby created and established within the Borough of River Edge an organization known as Senior Citizens of River Edge ("SCORE"), which is established for the fellowship, recreation, sponsoring and scheduling of educational and social programs for the Senior Citizen population within the Borough of River Edge.
2. Membership Requirements: In order to join SCORE, eligibility shall consist only of residents of Bergen County, New Jersey who are a minimum of sixty (60) years of age.
3. Election of Officers: Members of SCORE shall elect from its membership a President, Vice President, Secretary and Treasurer. All shall be elected for a term of one year. A member must be a River Edge resident to hold elected office. The members of SCORE shall hold an organization meeting within sixty (60) days following the adoption of this ordinance. At the organization meeting, the membership shall elect officers.
4. Bylaws: The membership shall adopt bylaws that establish a code of conduct, rules and regulations for its meetings, operations and election of officers. At the organization meeting, the membership shall adopt bylaws. The bylaws shall not be inconsistent with the terms and provisions of this chapter, which shall be subject to the approval of the Borough Council. Copies of any duly adopted and approved bylaws shall be filed with the Borough Clerk.
5. Council Liaison: The Council shall appoint annually two (2) members of the council to serve as a liaison to SCORE. The liaison shall report regularly to the Mayor and Council as a whole the activities and recommendations of SCORE. The council liaisons shall not be a voting member of SCORE unless they are a member of SCORE.
6. Annual appropriations: The Mayor and Council shall annually fix, determine and appropriate a sum sufficient for expenses of SCORE.
7. Repealer: Any portion(s) of the Borough Code inconsistent herewith is (are) repealed.

8. Codification: This Ordinance shall be part of the Borough of River Edge's Municipal Code as though codified and fully set forth therein. The Borough Clerk shall have this Ordinance codified and incorporated in the official copies of the River Edge Municipal Code.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk  
Dated:

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

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Stephanie Evans, Borough Clerk read the title of Ordinance #1825 as follows:

Ordinance #1825 - BOND ORDINANCE TO AMEND SECTION 5 OF THE BOND ORDINANCE (ORD. NO. 1806) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,330,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED APRIL 21, 2014.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the first reading of Ordinance #1825 as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1825

BOND ORDINANCE TO AMEND SECTION 5 OF THE BOND ORDINANCE (ORD. NO. 1806) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,330,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED APRIL 21, 2014.

BE IT ORDAINED by the Borough Council of the Borough of River Edge, in the County of Bergen, State of New Jersey, as follows:

Section 1. Section 5 of Ordinance No. 1806 entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,330,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS"

adopted by the Borough Council of the Borough of River Edge, in the County of Bergen, New Jersey (the "Borough") on April 21, 2014 (the "Prior Ordinance") is hereby amended to increase the amount of the cost of the purposes authorized in the Prior Ordinance estimated to be

used for non-construction expenses from \$51,100 to \$81,100 (an increase of \$30,000), and shall hereafter read as follows:

"Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$81,100 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law."

Section 2. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 3. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

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ORDINANCE - 2<sup>ND</sup> READING -

Stephanie Evans, Borough Clerk read the title of Ordinance #1822 as follows:

Ordinance #1822 - BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE RIVER DELL MIDDLE SCHOOL SAFETY IMPROVEMENT PROJECT AT PORTIONS OF MIDLAND AND WOODLAND AVENUES IN THE VICINITY OF SUCH SCHOOL, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF A PORTION OF WOODLAND AVENUE, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$205,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Ordinance #1822 was introduced by Councilwoman Murphy, seconded by Councilman Mignone at the February 17, 2015 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1822

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE RIVER DELL MIDDLE SCHOOL SAFETY IMPROVEMENT PROJECT AT PORTIONS OF MIDLAND AND WOODLAND AVENUES IN THE VICINITY OF SUCH SCHOOL, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF A PORTION OF WOODLAND AVENUE, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$205,000 TO PAY

THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of River Edge, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of River Edge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake (a) the River Dell Middle School Safety Improvement Project at portions of Midland and Woodland Avenues (including construction and reconstruction of sidewalks, curbs and driveway aprons, and installation of ADA-curb ramps, enhanced crosswalks and crosswalk lights) and (b) the construction and reconstruction of sidewalks, including, where necessary, curb and driveway apron construction and reconstruction, along and in front of 188, 190 and 192 Woodland Avenue (designated as Block 114, Lots 17, 18 and 19, respectively, on the Tax Assessment Map of the Borough). Said improvements shall include all work, materials and appurtenances necessary and suitable therefor. Said improvements shall be undertaken in accordance with plans and specifications prepared or to be prepared by the Borough Engineer, which plans and specifications are hereby approved and directed to be placed on file in the office of the Borough Clerk and made available for public inspection during regular business hours.

Section 2. The sum of \$205,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a grant in the amount of \$150,000 from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of said purpose. Said grant funds shall be applied as set forth in Section 12 hereof. The River Dell Middle School Safety Improvement Project shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted. The sidewalk construction and reconstruction, including, where necessary, curb and driveway apron construction and reconstruction, at 188, 190 and 192 Woodland Avenue (the "Assessment Project") shall be made as a sidewalk improvement as hereinafter set forth.

Section 3. The Assessment Project shall be undertaken as a sidewalk improvement and the cost thereof not borne by the Borough shall be assessed in the following manner: an accurate account of the cost of the improvement shall be kept by an officer of the Borough and such cost shall be assessed upon the several properties fronting on the improvement in proportion to their respective frontage thereon pursuant to and in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation.

Section 4. Before making said sidewalk improvement or awarding any contract for such sidewalk improvement, the Borough Clerk shall cause notice of the proposed sidewalk improvement to be given to the owner or owners of all real estate affected thereby. Such notice shall be served in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey, in particular Section 40:65-2 to Section 40:65-6, and the proof of service shall be filed with the officer of the Borough in charge of the records of tax liens of the Borough within 10 days after service thereof.

Section 5. It is hereby determined and stated that (1) the Borough will contribute \$7,783 to the cost of said sidewalk improvement, and (2) the estimated maximum amount of the special assessments for said sidewalk improvement is \$500, and (3) no sidewalk assessments for such improvement have been levied or confirmed, and (4) such sidewalk assessments may be paid in five annual installments.

Section 6. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary

to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$205,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$205,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$55,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 7. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$205,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$205,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$205,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as

approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE - Ordinance #1822

Motion by Councilwoman Murphy, seconded by Councilman Mignone to open public hearing on Ordinance #1822.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Carl Albach-188 Woodland Avenue-stated that he received a letter but is a little confused on what the project is and how much money will the property owners have to pay. He asked for clarification.  
Alan Negreann-explained that on the Traffic & Safety Committee and Police Chief's recommendation, the Borough has sought to create a safe pedestrian byway for students and the sidewalks in front of these homes are part of the DOT grant. Construction costs will not be assessed to the adjacent homeowners but it has been a past practice of Borough to assess for the engineering design work that is not reimbursable by the DOT grant. The design work will be shared by the two property owners based on lineal footage that will be reconstructed in front of their homes as well as a small administrative charge of \$25.00 that will be assessed. It has been a practice of the Borough for the past 30-40 years to assess the engineering design costs only when we receive and DOT grant.

Mayor Moscaritolo-asked when the costs were established, 30 - 40 years ago?

Alan Negreann-explained that we have a bond ordinance which has established it for this particular project and the Tax Assessor looked at the costs involved and made this determination which will go to Mayor and Council once the project is complete.

Carl Albach-asked if the project is just for the three properties?

Alan Negreann-explained that for the three properties on Woodland Avenue they will continue the sidewalk where there is none and reconstruct where the sidewalk is in disrepair. He continued to say that they will construct the ramp on the corner of Woodland Avenue and will construct other sidewalks adjacent to the Middle School on Midland where there are no sidewalks.

Mayor Moscaritolo-stated that there is a whole section of Midland Avenue where the field is that doesn't have any sidewalks at all so the majority of grant will be used to put sidewalks there.

Maureen Albach, 188 Woodland-thanked them for the clarification and stated that one of her concerns is that they just had their sidewalks done last year.

Alan Negreann-stated that he would like to set up a meeting with the residents and the Borough Engineer who can explain the project and the work that will be done. At that time, the residents can raise any questions or concerns before the project goes out to bid.

Mayor Moscaritolo-stated that the best thing to do is for them to sit down with Mr. Costa who has the plan and can describe exactly what, if any, work is going to be done in front of their property.

Maureen Albach-asked how they came up with the figure of \$500.00 if the engineer hasn't looked at the area.

Mayor Moscaritolo-stated that he has looked at it.

Alan Negreann-asked that they leave their contact information with the Borough Clerk so they can set up a meeting.

CLOSE PUBLIC HEARING ON THE ORDINANCE - Ordinance #1822

Motion by Councilwoman Murphy, seconded by Councilman Mignone to close public hearing on Ordinance #1822.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

ADOPTION - Ordinance #1822

Motion by Councilwoman Murphy, seconded by Councilman Mignone to adopt Ordinance #1822.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

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Stephanie Evans, Borough Clerk read the title of Ordinance #1823 as follows:

Ordinance #1823 - ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR THE CALENDAR YEAR 2015

Ordinance #1823 was introduced by Councilwoman Murphy, seconded by Councilman Papaleo at the February 17, 2015 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1823

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR THE CALENDAR YEAR 2015

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the Borough of River Edge in the

County of Bergen finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Governing Body hereby determines that a 3.5% increase in the budget for said year, amounting to \$360,289.18 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by Governing Body of the Borough of River Edge, in the County of Bergen, a majority of the full authorized membership of this Governing Body affirmatively concurring that, in the CY 2015 budget year, the final appropriations of the Borough of River Edge shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$360,289.18 and that the CY 2015 municipal budget for the Borough of River Edge be approved and adopted in accordance with this ordinance.

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced by filed with the Director of the division of Local Government Services within 5 days of introduction.

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Attest:

Mayor Sandy Moscaritolo

Stephanie Evans, Borough Clerk  
Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE - Ordinance #1823

Motion by Councilwoman Murphy, seconded by Councilman Papaleo to open hearing on Ordinance #1823.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

CLOSE PUBLIC HEARING ON THE ORDINANCE - Ordinance #1823

There being no comments by the public, motion by Councilwoman Murphy, seconded by Councilman Papaleo to close hearing on Ordinance #1823.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

ADOPTION - Ordinance #1823

Motion by Councilman Acquafredda, seconded by Councilwoman Murphy to adopt Ordinance #1823.

ROLL CALL VOTE: Councilwoman Murphy, Councilwoman Busted,

Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes; Councilman Cappola voted no.

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RESOLUTIONS - By Consent

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve resolution #15-103, #15-105 through #15-114, #15-117 through #15-122.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

#15-103 Resolution to Go Into Closed Session and Exclude Public

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, permits the exclusion of the public from a meeting in certain enumerated circumstances; and

WHEREAS, this public body is of the opinion that such circumstances will or presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey, as follows:

1. That the public shall be excluded from the March 16, 2015 work session meeting and discussion of the hereinafter specified subject matter:

<u>Closed Session</u>		<u>Statutory</u>
<u>Docket #</u>	<u>Item Title or Description</u>	<u>Reference</u>

To be determined by reference to the Borough Clerk's Agenda for the above meeting.

2. It is anticipated at this time that the above stated subject matter will be made public within a reasonable time, the substance of which will be released after the Mayor and Council or the specific authorized public body has reviewed and specifically accepted the data.

3. This resolution shall take effect immediately.

March 2, 2015

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Councilman Mignone-requested that Mr. Sarlo get something in writing or incorporate language into the resolution stating some of our concerns. Tom Sarlo, Esq.-explained that this resolution was provided by Cross River Fiber which is a sample resolution that most towns adopt. He did reach out to Mr. Brody informing him that the resolution would probably be tabled so that he can incorporate the concerns that the governing body has with regard to the opening of the permits. He said that Mr. Brody had no objections and hoped that it would be listed at the next meeting for adoption.

Councilman Papaleo-stated he will be voting no on this resolution because he doesn't think it's right for the town and was going to suggest a separate vote. Councilman Papaleo stated that at the last meeting there was no motion to list this resolution and suggests that in the future, if the Council doesn't motion to list a resolution, we shouldn't list it. Whether additional information is added to the resolution, he will still vote no because he sees no benefit to the town.

Tom Sarlo, Esq.-stated that with the reasons he's heard, it is his recommendation that it will not withstand a legal challenge. He agrees that the Council has valid concerns but is not confident that those concerns will withstand legal scrutiny.

Councilman Papaleo-stated that in other words, we don't have the freedom

to say no.

Tom Sarlo, Esq.-stated that for the most part no, because you're restricting commerce especially if there are other utilities sharing that pole. You're separating them from every other utility that is there right now.

Councilman Mignone-stated that he doesn't want them to put manholes in the sidewalks and open the streets so if we have to do it, let's at least put protections in there.

Councilman Papaleo-asked if a resolution would have to be listed every year?

Tom Sarlo, Esq.-replied no, you wouldn't need a continuing resolution every year.

Mayor Moscaritolo-explained that it's a resolution to enter in to a contract to allow them to put wires up and maintain it in perpetuity.

Tom Sarlo, Esq. -stated that right now, protections aren't in the resolution so in case they do go out of business the question would be who would remove it. That's the reason why he wanted the opportunity to put the additional language in.

Councilwoman Murphy-was asked by the Shade Tree Commission to inquire whether there would be an impact on any of the trees?

Tom Sarlo, Esq.-stated that the resolution will include a bond.

Motion by Councilman Papaleo, seconded by Councilwoman Busted to **Table** resolution #15-104.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

**TABLED**

**TABLED**

**TABLED**

**#15-104 Resolution Approving Right-of-Way Use to Cross River Fiber**

WHEREAS, Cross River Fiber NJ Inc. ("Cross River Fiber"), seeks to place its telecommunication facilities aerially on existing utility poles or in an underground conduit in the Public Rights-of-Way within the Borough or River Edge for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system; and

WHEREAS, Cross River Fiber was approved by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout the State; and

WHEREAS, N.J.S.A. 49:3-19 requires Cross River Fiber to obtain the consent of the Borough of River Edge for the joint use of any existing utility poles; and

WHEREAS, N.J.S.A. 54:30A-124(a) provides that a municipality may not impose any fees, taxes, levies or assessments in the nature of a local franchise, right of way, or gross receipts fees, tax, levy or assessment against telecommunications companies but that a municipality may impose reasonable fees for actual services made by any municipal, regional or county governmental agency; and

WHEREAS, it is in the best interests of the Borough of River Edge and its citizens to grant consent to Cross River Fiber; and

WHEREAS, the consent granted is for the non-exclusive use of the Public Rights-of-Ways for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system subject to the terms and conditions of the attached Use Agreement with Cross River Fiber.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge, that the Borough of River Edge is hereby authorized to grant Cross River Fiber a non-exclusive use of the Public Right-of-Ways for the purpose of owning, construction, installing, operating, repairing and maintaining a telecommunications system.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby

authorized to execute any and all documents necessary to effectuate this resolution.

March 2, 2015

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#15-105 Authorize Richard D. Kraus, Esq. to Enter Into a Stipulation of Settlement with David Michael, 241 Beech Court, Block 910, Lot 7

WHEREAS, Richard D. Kraus, Esq., Suite 14, One University Plaza, Hackensack, New Jersey, 07601 has handled the litigation of the Borough of River Edge v. David Michael for the premises 241 Beech Court, Block 910, Lot 7; and

WHEREAS, Richard D. Kraus, Esq. has recommended a stipulation in the above stated matter; and

WHEREAS, the Mayor and Council have considered these recommendations at their work session of March 2, 2015.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge hereby authorize Richard D. Kraus, Esq. to enter into a Stipulation of Settlement where the taxpayer has agreed to settle this matter by withdrawing his State Tax Court Appeals for calendar years 2012 and 2013, accepting a settlement of \$850,000.00 for calendar year 2014 (at the County level) and applying the freeze act for calendar years 2015 and 2016.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to forward a copy of this resolution to James Anzevino, the Borough's Tax Assessor and Richard D. Kraus, Esq.

March 2, 2015

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#15-106 Endorse Municipal Open Space Green Team

WHEREAS, the Governing Body of the Borough of River Edge adopted Resolution #12-200 on June 4, 2012; and

WHEREAS, a referendum was held on the question of creating a Municipal Open Space Trust Fund and was approved by the voters of the Borough of River Edge on November 6, 2012; and

WHEREAS, a public hearing was held on February 2, 2015 and February 17, 2015 to provide the public with an opportunity to comment on recommendations to spend the Municipal Open Space Trust Fund; and

WHEREAS, the Green Team of the Borough of River Edge submitted at the public hearing a plan for the maintenance of municipal parks for the Borough, a copy of which is on file with the Borough Clerk, not to exceed \$1,000.00; and

NOW, THEREFORE, BE RESOLVED by the Governing Body of the Borough of River Edge that the Green Team Plan as submitted at the public hearing, on file with the Borough Clerk, are hereby approved.

BE IT FURTHER RESOLVED that the Appropriated Budget for 2015 of \$1,000.00 (Other Expenses) for the Maintenance of Lands is hereby approved.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to the Green Team.

March 2, 2015

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Councilwoman Busted-wanted to make sure that this was a renewal for a lapse in the agreement that was already in place?

Alan Negreann-replied yes.

Councilwoman Busted-stated that she wanted to make sure there was no change-and-it-was-just a renewal.

#15-107 Authorize Mayor and Clerk to Sign a Shared Services Agreement with the River Dell Board of Education to Re-establish and Maintain a Community Garden

WHEREAS, the Borough of River Edge desires to re-establish and maintain a Community Garden at the River Dell Middle School; and

WHEREAS, the Borough of River Edge wishes to enter into an agreement with the River Dell Board of Education pursuant to the provisions of the "Uniform Shared Services and Consolidation Act" N.J.S.A. C.40A:65-1 through C.40A:65-35 et seq.); and

WHEREAS, regionalized provisions of such services is a concept specifically endorsed by the aforementioned statutory scheme; and

WHEREAS, it is to the benefit of the Borough of River Edge and the River Dell Board of Education to participate in this joint cooperation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge shall enter into an agreement with the Borough of River Dell Board of Education to Use, Improve and Maintain a Community Garden at the River Dell Middle School, subject to the approval of the Borough Attorney and the provisions of the "Uniform Shared Services and Consolidation Act" N.J.S.A. C.40A:65-1 through C.40A:65-35 et seq.); and

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of River Edge that:

1. The Mayor and Borough Clerk are hereby authorized to execute the Shared Services Agreement with the River Dell Board of Education; and
2. The initial term of this Agreement shall be one (1) year, commencing May 1, 2015, ending April 30, 2016.

March 2, 2015

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#15-108 Authorize Reduction on Performance Bond for the Estate of E. Tamburelli-Trust B and Route 4 Main Street LLC, 574 Grand Avenue, Englewood, New Jersey 07631 for the Project Known as New Bridge Landing at River Edge, Block 1404, Lots 1.04, 3.01 & 5

WHEREAS, the Borough of River Edge entered into a developer's agreement dated April 2, 2013 with E. Tamburelli-Trust B and Route 4 Main Street LLC for the property located at Block 1404, Lots 1.04, 3.01 & 5; and

WHEREAS, the Developers Agreement paragraph 32 states that the developer agrees to provide the Borough with a performance bond; and

WHEREAS, the Borough currently has in its possession a bond in the amount of \$2,229,600.00 for the above subject property; and

WHEREAS, a work session was held before the Mayor and Council of the Borough of River Edge on March 2, 2015 at which time a review of the project took place; and

WHEREAS, the Borough Engineer has recommended that the bond be reduced from \$2,229,600.00 to \$2,169,600.00 leaving \$60,000.00 as the amount to be withheld.

NOW, THEREFORE, BE IT RESOLVED that an amended bond be accepted

by the Borough of River Edge in the amount of \$60,000.00 in a form satisfactory to the Borough Attorney and the Attorney for the Planning Board.

March 2, 2015

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#15-109 Authorize Mayor to Sign Amended Lease with Mid Bergen Regional Health Commission for Rental of Premises at 705 Kinderkamack Road

WHEREAS, the Mid-Bergen Regional Health Commission entered into a Lease Agreement on August 21, 1978 via resolution #78-229 for a portion of premises known as 705 Kinderkamack Road, which is owned by the Borough of River Edge, for its principal place of business; and

WHEREAS, THE Mid-Bergen Regional Health Commission moved their headquarters in 1992 to 705 Kinderkamack Road and the Borough Attorney has drawn up an amended lease for a portion of the premises known as 705 Kinderkamack Road, commonly known as the Municipal Building; and

WHEREAS, the monthly rental for this portion of premises is \$300.00 per month.

NOW, THEREFORE, BE IT RESOLVED that the Mayor is hereby authorized to sign said amended lease and the Borough Clerk is authorized to attest said signature said signature for a two (2) year lease commencing April 1, 2015 and ending on March 31, 2017.

March 2, 2015

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#15-110 Authorize Accounts Supervisor to Issue a Refund Check to Joseph Caleca, 561 Victory Place, Rivervale, New Jersey 07675 for a Street Opening at 830 Park Avenue

WHEREAS, the Borough of River Edge received a street opening permit from the following who surrendered \$500.00 for a bond; and

WHEREAS, John Lynch, Superintendent of Public Works has inspected the street where the opening was made, 830 Park Avenue, and has declared it satisfactory; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Trust Other Account in the amount not to exceed \$500.00.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is authorized to issue a check in the amount of \$500.00 to the following:

Joseph Caleca  
561 Victory Place  
Rivervale, NJ 07675

March 2, 2015

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#15-111 Tax Reimbursement Certification

WHEREAS, the Recycling Enhancement Act., P.L. 2007, Chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at

the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that River Edge hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, Chapter 311, in 2014 in the amount of \$10,311.78. Documentation supporting this submission is available at 705 Kinderkamack Road, River Edge, New Jersey and shall be maintained for no less than five years from this date.

Tax Reimbursement Certified by:

\_\_\_\_\_  
Name of Official:

\_\_\_\_\_  
Administrator/CFO  
Title of Official:

\_\_\_\_\_  
Date:

March 2, 2015

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#15-112 Transfer of Funds in the Budget Appropriation Reserve

WHEREAS, various 2014 bills have been presented for payment this year, which bills were not covered by a purchase order number and/or recorded at the time of transfer between the 2015 Budget Appropriation Reserve in the last two months of 2014; and

WHEREAS, N.J.S. 40A4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months on the succeeding year.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that the transfer in the amount of \$153,700.00 be made between the 2015 Budget Appropriation Reserves as follows:

FROM: Municipal Clerk S/W	01-2030-20-1201-011	\$ 5,000.00
TO: Legal Services O/E	01-2030-20-1552-174	\$ 5,000.00
FROM: Police Department S/W	01-2030-25-2401-011	\$ 55,000.00
FROM: Public Works Repair S/W	01-2030-26-2901-011	\$ 56,500.00
TO: Engineering Services O/E	01-2030-20-1652-172	\$111,500.00
FROM: Municipal Clerk S/W	01-2030-20-1201-011	\$ 500.00
TO: Municipal Clerk O/E	01-2030-20-1202-021	\$ 500.00
FROM: Municipal Clerk S/W	01-2030-20-1201-011	\$ 1,000.00
TO: Vehicle Maintenance O/E	01-2030-26-3152-124	\$ 1,000.00
FROM: Municipal Clerk S/W	01-2030-20-1201-011	\$ 500.00
TO: Municipal Court S/W	01-2030-43-4901-011	\$ 500.00
FROM: Municipal Clerk S/W	01-2030-20-1201-011	\$ 200.00
TO: Liability Insurance O/E	01-2030-23-2102-168	\$ 200.00
FROM: Municipal Clerk S/W	01-2030-20-1201-011	\$ 10,000.00
FROM: Bus S/W	01-2030-27-3311-011	\$ 15,000.00
FROM: Recycling S/W	01-2030-26-3051-011	\$ 10,000.00
TO: Public Repair Maint. O/E	01-2030-26-2902-178	\$ 35,000.00

March 2, 2015

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#15-113 Amend Agreement with Capital Alternatives, Demarest House, 618 River Road, New Milford, New Jersey 07646 for Extraordinary Unspecifiable Services - Safe Route to Schools

WHEREAS, the Governing Body of the Borough of River Edge adopted resolution #13-158 on April 1, 2013; and

WHEREAS, this agreement provided for grant consultant services and authorized Capital Alternatives to submit applications on behalf of the Borough; and

WHEREAS, no applications were submitted under this contract; and

WHEREAS, the Governing Body amended the contract via resolution #14-199 dated April 21, 2014 to add the scope of services to include an application for Safe Routes to Schools; and

WHEREAS, additional funding is required for consulting services; and

WHEREAS, the Mayor and Council have reviewed this matter at a work session on March 2, 2015; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2030-20-1652-172 of the Current Fund not to exceed \$31,500.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Capital Alternatives in the amount not to exceed \$31,500.00; and
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. The contract is awarded without competitive bidding as "Extraordinary Unspecifiable Services" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.

March 2, 2015

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#15-114 Amend Agreement with Capital Alternatives, Demarest House, 618 River Road, New Milford, New Jersey 07646 for Extraordinary Unspecifiable Services - Transportation Alternative Program (TAP)

WHEREAS, there exists a need for Grant Consultant for the Borough of River Edge for the Transportation Alternative Program (TAP); and

WHEREAS, the Borough of River Edge previously awarded a contract to Capital Alternatives via resolution #14-190 dated April 21, 2014 in the amount of \$8,000.00; and

WHEREAS, additional funding is required for consulting services; and

WHEREAS, the Mayor and Council have reviewed this matter at a work session on March 2, 2015; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2030-20-1652-172 of the Current Fund not to exceed \$80,000.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Capital Alternatives in the amount not to exceed \$80,000.00; and
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. The contract is awarded without competitive bidding as "Extraordinary Unspecifiable Services" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.

March 2, 2015

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Councilman Mignone read resolution #15-115 into the record.

Motion by Councilman Mignone, seconded by councilwoman Murphy to approve resolution #15-115.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

#15-115 Payment of Bills

WHEREAS, vouchers for the payment of goods and services rendered to the Borough of River Edge have been received; and

WHEREAS, each bill has been checked by the receiving department, approved by the Chief Financial Officer and Borough Clerk and reviewed by the three members of the Finance Committee.

NOW, THEREFORE, BE IT RESOLVED that bills as listed now be confirmed for payment from the appropriate funds as follows:

CURRENT ACCOUNT	\$675,169.25
CAPITAL ACCOUNT	\$ 1,479.50
OPEN SPACE ACCOUNT	\$ 123.50
TRUST OTHER DEVELOPER ACCOUNT	\$ 837.50
TRUST OTHER ACCOUNT	\$ 1,938.55

BE IT FURTHER RESOLVED, that claims read and approved by the Governing Body at a Council meeting will be dated the day after the reading of those claims and will appear on the following bill list at the next public meeting of the Mayor and Council at which times claims would be paid.

March 2, 2015

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Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve resolution #15-116.

Councilman Mignone-feels that the Borough has made tremendous progress over the past few years in how we've been handling our budget. This years budget represents a 2.1 increase over last years but if you take out grants that have off setting revenues, we're under the 2% cap. He continued to say that the levy this year is less than a 1% increase

and if you look at the tax revenue that was actually brought in, we collected more money last year than we need for this year's budget. He feels that they've made tremendous strides in this budget to maintain essential services, invest in the infrastructure when we need to and control long term debt. He stated that we've built up our surplus which shows that our surplus and debt policies are working and the \$28.00 tax increase, although it's not flat, is way below the CPI. He explained that a home assessed at \$750,000 will see a \$54.00 municipal increase. He feels that although they've made great progress, going forward there is still work to do because of the impact of salaries, pensions and health care costs. He commended all the departments for keeping their operating budgets flat for almost ten years and noted that the unions have also cooperated over the past several years. He feels that the challenge is obviously controlling long term debt and maintaining services that people have come to expect. Councilman Mignone feels that the Mayor and Council deserve credit for what they've done and he also thanked the members of the Citizen's Budget Committee. He feels that they're doing a very good job in trying to get to a sustainable long term budget.

Councilman Papaleo commended Councilman Mignone for all of his hard work in scrutinizing the budget and leading the Finance Committee during the budget process. He also thanked Alan Negreann, the department heads as well as the Citizen's Budget Committee members.

Councilman Acquafredda echoed Councilman's Papaleo comments and also commended the Finance Committee as a whole, who have been meeting in the background religiously. Councilman Acquafredda thanked Councilman Mignone for taking a leadership role again this year to basically frame a budget that can be dealt with and easily explained to the public.

Councilwoman Murphy is proud that the budget was done in a bipartisan manner.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

#15-116 Introduce 2015 Budget

BE IT RESOLVED that the Local Municipal Budget of the Borough of River Edge, Bergen County, New Jersey for the fiscal year 2015 be approved by the Mayor and Council of the Borough of River Edge, and the Clerk be and she is hereby instructed to advertise it in THE RIDGEWOOD NEWS on March 20, 2015 and that a final public hearing before passage will be held on April 6, 2015 at 8:00 p.m. in the Council Chambers and that said budget shall authorize total general appropriations of \$15,033,102.92 and the anticipated revenues of \$2,648,379.78 leaving an amount to be raised by taxes for municipal purposes of \$12,384,723.00.

March 2, 2015

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#15-117 Introduce Capital Budget 2015 and Capital Plan for 2015 - 2020

BE IT HEREBY RESOLVED that the Capital Budget for 2015 and the Capital Plan for 2015-2020 are hereby approved; and

BE IT FURTHER RESOLVED that this Capital Budget and Plan be published as part of the Municipal for 2015 in the RIDGEWOOD NEWS on March 20, 2015.

March 2, 2015

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#15-118 Include Item of Revenue in 2015 Budget

WHEREAS, the Borough Council of the Borough of River Edge desires to anticipate as an item of General Revenue in the 2015 budget with prior written consent of the Director of Local Government Services:

Parking Lot Fees.....\$25,000.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge, that the prior written consent of the Director of Local Government Services be requested to include as an item of General Revenue in the 2015 budget under the following caption:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Parking Lot Fees.....\$25,000.00

BE IT FURTHER RESOLVED that two certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

March 2, 2015

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#15-119 Include Item of Revenue in 2015 Budget

WHEREAS, the Borough Council of the Borough of River Edge desires to anticipate as an item of General Revenue in the 2015 budget with prior written consent of the Director of Local Government Services:

County of Bergen Interlocal Snow Removal.....\$9,660.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge, that the prior written consent of the Director of Local Government Services be requested to include as an item of General Revenue in the 2015 budget under the following caption:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

County of Bergen Interlocal Snow Removal.....\$9,660.00

BE IT FURTHER RESOLVED that two certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

March 2, 2015

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#15-120 Include Item of Revenue in 2015 Budget

WHEREAS, the Borough Council of the Borough of River Edge desires to anticipate as an item of General Revenue in the 2015 budget with prior written consent of the Director of Local Government Services:

Police Outside Duty.....\$50,000.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge, that the prior written consent of the Director of Local Government Services be requested to include as an item of General Revenue in the 2015 budget under the following caption:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Police Outside Duty.....\$50,000.00

BE IT FURTHER RESOLVED that two certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

March 2, 2015

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#15-121 Include Item of Revenue in 2015 Budget

WHEREAS, the Borough Council of the Borough of River Edge desires to anticipate as an item of General Revenue in the 2015 budget with prior written consent of the Director of Local Government Services:

Reserve for Sale of Assets.....\$5,000.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge, that the prior written consent of the Director of Local Government Services be requested to include as an item of General Revenue in the 2015 budget under the following caption:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Reserve for Sale of Assets.....\$5,000.00

BE IT FURTHER RESOLVED that two certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

March 2, 2015

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#15-122 Authorize Increase in Deferral of School Taxes

WHEREAS, under the provisions of statute the unpaid portion of the year of levy of school tax may be deferred to the extent of not more than 50% of the levy; and

WHEREAS, the annual increase in deferred school tax results in a corresponding increase in surplus; and

WHEREAS, the Local River Edge School Tax Deferred at 1/1/14 was \$6,921,413.00 and at 12/31/14 was \$7,085,027.00; and

WHEREAS, the River Dell School Tax Deferred at 1/1/14 was \$7,173,851.50 and at 12/31/14 was \$7,451,481.50.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge do hereby confirm their desire to increase the deferral of the Local River Edge and River Dell School taxes.

March 2, 2015

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OPEN HEARING OF THE PUBLIC -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to open hearing of the public.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

CLOSE HEARING OF THE PUBLIC -

There being no comments by the public, motion by Councilwoman Murphy, seconded by Councilman Mignone to close hearing of the public.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

COUNCIL COMMENTS -

Councilman Papaleo-commended Jonathan Cariddi and his family who have had multiple members in the Fire Department and for encouraging the next generation of volunteers. He thanked all of the Fire Department members for the great job that they do.

Councilman Acquafredda-stated that he would like to set up a meeting with the Technology Committee because he spoke with Superintendent Fletcher today with regard to finalizing a simple interlocal agreement with the River Dell School System to record and transmit Mayor and Council meetings.

Councilman Mignone-offered his congratulations to Cub Scout Pack 95, Junior Webelos who participated in the annual Klondike Derby over the weekend who took first place overall and first place in the final event, the sled race. The Senior Webelo team took second place overall. He continued to say that it's quite an achievement to take first and second place because there are 50 - 60 Packs that participate. He extended his thanks and congratulations to Susan Ginch and Joanne Sybel who are the Den Mothers this year and Julie Volmar and Claudia O'Neill who were past Den Mothers who lent their time and efforts to help this group of boys succeed. He also thanked Kevin Kress for doing a fantastic job in preparing the boys in outdoor training and Michael O'Neill who gave the boys pointers between the events. Councilman Mignone feels that this is a great program and asked the Mayor and Council to invite them to a meeting and recognize their achievement with a proclamation.

Motion by Councilman Mignone, seconded by Councilman Papaleo to invite the Cub Scouts and their leaders to a meeting and present them with a proclamation.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busteded, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Councilwoman Busteded-thanked Christopher Caslin and Eileen Boland for taking on the volunteer roles and wished them luck. She also thanked the Cariddi family for their continued dedication to the fire service and congratulated Scout Pack 95 for a job well done this weekend.

Councilman Cappola-also congratulated Jonathan Cariddi, Scout Pack 95 and a special thanks to Councilman Mignone and Alan Negreann for all of their hard work during the budget process. He also feels proud of what the Mayor and Council have accomplished with this year's budget.

Councilwoman Murphy-commended our DPW for continuing to do a great job in clearing the roads during recent storms. Councilwoman Murphy stated that she will give a full report at the next meeting but said that they did meet with Oradell and New Milford about sharing DPW services. They found that we would be dragging our DPW down while the two other towns would be benefitting. They feel that it is not a good idea to move forward because we have a superior DPW crew and would not benefit at all with sharing these services. She hopes that we're not going to get the bad weather that they're predicting because she's not sure if we have enough salt.

Councilman Mignone-stated that we're still having issues getting salt. John Lynch suggested that the Governing Body write a letter to the County about the way they procure the salt bids and requested that the language be made stricter regarding the logistics of getting deliveries when we're supposed to get deliveries. He continued to say that John explained how the County decides to put together the procurement for salt purchases. John notified him today that he placed an order three weeks ago and they haven't delivered it yet. Councilman Mignone stated that it's not a matter of profits, it's a matter of logistics getting it delivered. Councilman Mignone is in favor of writing a letter to the County at least for next year to get these safeguards in place to make sure this doesn't happen again. He feels that we won't have any control if it's a supply issue but if it's a logistic issue with this one company, we should be able to have something in the specifications to protect us.

Councilwoman Murphy-asked that residents who have a fire hydrant in front of their home to please clear it. She explained that a few other towns have actually fined residents that don't clean them.

Councilman Papaleo-stated that he had asked Alan to contact our Code Enforcer to start giving notices and if necessary, a fine because it is in our ordinances that they hydrants should be cleared. He also has reached out to OEM asking that Nixle messages be sent out to residents reminding

them to shovel out the hydrants.

Councilwoman Murphy welcomed Habit Burger and hopes that everyone has had a chance to try their delicious hamburgers. Councilwoman Murphy announced that the Bantry Boys will be performing traditional Irish music on March 8<sup>th</sup> at the Library from 1 to 2 and soda bread will be provided.

Mayor Moscaritolo congratulated Cub Scout Pack 95, as well as the Arrow of Light recipients and Jonathan Cariddi for being part of a multi-generational member of the fire service. The Mayor thanked the DPW for their tremendous efforts during recent winter storms as well as our OEM Coordinator for continuing to send out Nixle messages. He requested that a message be placed on the electronic message board after it snows, reminding residents that sidewalks have to be cleared within 24 hours after the end of the storm. Hopefully that will cut down on summonses or fines that we will have to send out.

ADJOURNMENT - 9:15 P.M.

Motion by Councilman Papaleo, seconded by Councilwoman Murphy to adjourn the meeting at 9:15 p.m.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated: