

M I N U T E S  
Regular Meeting of the Mayor and Council  
Wednesday, September 3, 2014  
8:00 P.M.

CALL THE MEETING TO ORDER -

Mayor Moscaritolo called the meeting to order at 8:13 p.m. in the Court Room of the Public Safety Building.

SILENT PRAYER - FLAG SALUTE

Mayor Moscaritolo called for a moment of silent prayer or reflection and asked Councilman Papaleo to lead the salute to the flag.

Mayor Moscaritolo asked that during the moment of silence everyone remember Ronald Hardiman who passed away on Friday, August 22, 2014. Mr. Hardiman was a member of the town council in River Edge for fifteen years beginning in 1976 and served on the 911 Memorial Committee and Library Board for several years. The Mayor continued to say that during Ron's tenure on the Council, he had a way of bringing people together even though they had opposing views. The Mayor conveyed his thoughts and prayers to Ron's family.

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 Busted, Councilman Mignone, Councilman Acquafredda, Councilman Papaleo, Mayor Moscaritolo and Borough Attorney, Tom Sarlo, Esq. were present.

APPROVAL OF MINUTES -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the minutes of the Mayor and Council work session and regular meeting of August 4, 2014.

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

PROCLAMATIONS & AWARDS -

Mayor Moscaritolo introduced Assemblyman Tim Eustace.

Assemblyman Eustace-stated that Safe Streets to School is a great program and at a time when the State budget is very lean it's nice to be able to bring a grant in the amount of \$150,000 to one of our boroughs. He congratulated the Mayor and Council.

Mayor Moscaritolo-explained that this is a discretionary aid grant and is more difficult to get because they are only given out to approximately six communities statewide. He thanked Assemblyman Eustace for his support in getting this money for Midland Avenue which is a very busy street and is sorely needed.

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Mayor Moscaritolo-read the Proclamation Celebrating Gloria and Irwin Cohen's 60<sup>th</sup> Wedding Anniversary as follows:

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

WHEREAS, Gloria and Irwin "Cubby" Cohen first met at a wedding they both attended in Brooklyn in April 1951 ; and

WHEREAS, in January, 1954, almost three years later, Cubby called Gloria for their first date and on Valentine's Day 1954 they were engaged ; and

WHEREAS, Gloria was 19 and Cubby was 28 when they married on August 22, 1954 and they first settled in Cubby's hometown of Brooklyn for a few years; and

WHEREAS, after their three sons, George, Adam and Doug were born , Gloria and Cubby started their search for a larger home in an area with a good school system and easily accessible to New York City where Cubby's office was located; and

WHEREAS, Gloria and Cubby have resided in the same home at 18 Eastbrook Drive since May, 1965 where they raised their three children who attended our elementary schools and were graduates of River Dell High School ; and

WHEREAS, Gloria and Cubby's sons have all married and given them three wonderful daughters-in law and eight beautiful grandchildren; and

WHEREAS, Gloria is a retired school teacher and Cubby is a CPA with his own practice who also served on the River Dell School Board from the late 1970's until the mid 1990's; and

WHEREAS, Gloria and Cubby have just celebrated their 60<sup>th</sup> Wedding Anniversary on August 22, 2014 and continue to enjoy the theatre, playing bridge and doing the New York Times crossword puzzles.

NOW, THEREFORE, BE IT RESOLVED that I, Sandy Moscaritolo, Mayor of River Edge and on behalf of the Council, am proud to issue this proclamation to Gloria and Irwin "Cubby" Cohen to honor them for such an important milestone in their lives and wish them all the happiness and continued good health.

Sandy Moscaritolo, Mayor

Dated: September 3, 2014

Gloria Cohen-thanked everyone and stated that she and Cubby are very grateful for each other, their family, good friends and neighbors in the community. She continued to say that they've availed themselves to all of the wonderful services that the town provides, particularly the Library, Police and Ambulance, the school system and Cultural Center which she feels so many people take for granted.

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

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

CLOSE MEETING TO THE PUBLIC ON ANY ISSUE ON THE AGENDA -

There being no comments by the public, motion by Councilwoman Murphy, seconded by Councilwoman Busted to close meeting to the public 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 separation of Brendan Kiely, part-time Police Dispatcher, effective July 15, 2014.

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

Motion by Councilman Mignone, seconded by Councilwoman Busted to approve the re-appointment of Mary Donohue, 542 Fifth Avenue, River Edge, to the Historic New Bridge Landing Park Commission for a three-year term which will expire on September 30, 2017.

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 hire of David Recanati, 255 Valley Road, as a part-time Police Dispatcher at a B scale Step I hourly rate of \$15.74, up to 29 hours per week with a six-month probationary period, effective September 4, 2014.

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

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve the hire of John Mauthe, Jr., 294 South Washington Avenue, Apt. 26, Bergenfield, as a part-time Police Dispatcher at a B scale Step I hourly rate of \$15.74, up to 29 hours per week with a six-month probationary period, effective September 4, 2014.

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 resignation of James Lynch, Equipment Operator I in the Department of Public Works, effective September 5, 2014.

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

CORRESPONDENCE -

Letter - Bergen County Executive - 7/31/14  
Re: 2014 Community Development Block  
Grant Funds

Notice - Timothy Corrison, Esq. - 8/11/14  
 Re: Modification to Site Plan Approval  
 For 1025-1077 Main Street  
 Letter - County of Bergen - 8/11/14  
 Re: Comprehensive Farmland Preservation  
 Plan  
 Notice - PSE&G - 8/11/14  
 Re: Continuation of Energy Efficiency  
 Economic Extension Program  
 Letter - United Water - 8/4/14  
 Re: Replacement of Water Meters  
 Notice - Bergen County Tax Board - 8/4/14  
 Re: Apportionment of Levies & Rates  
 Letter - Omland Engineering Associates-8/4/14  
 Re: Notice of NJDEP Application -  
 140 Forest Avenue, Paramus  
 E-Mail - Bergen County Freeholders - 8/21/14  
 Re: Adoption of Ordinance #14-17, First Reading  
 of Ordinances #14-19, #14-20, #14-21, #14-22,  
 #14-23, #14-24  
 E-Mail - Bergen County Freeholders - 8/21/14  
 Re: Corrected Bond Ordinance #14-24  
 Report - B.C. Joint Insurance Fund - 8/21/14  
 Re: Loss Control Report  
 Letter - Maser Consulting - 8/21/14  
 Re: Flood Hazard Area Application -  
 Canaan Korean Church, Bl 1306, L 4.03  
 Notice - County Exec. Kathleen Donovan - 8/22/14  
 Re: Annual Senior Citizen Picnic  
 Letter - Bill Haggis - 8/26/14  
 Re: Thank You - Cathy Solimando  
 Letter - James Lynch - 8/27/14  
 Re: Letter of Resignation  
 Letter - State of NJDEP - 8/27/14  
 Re: Award of CLG Grant to Historic  
 Commission

MONTHLY REPORTS -

Tax Collector - July 2014

ORDINANCES - 1<sup>ST</sup> READING - NONE

ORDINANCE - 2<sup>ND</sup> READING - NONE

RESOLUTIONS - By Consent

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve resolution #14-310 through #14-326 and resolution #14-328 through #14-338, #14-340 and #14-341.

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

#14-310 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 September 15, 2014 meeting and discussion of the hereinafter specified subject matter:

Closed Session  
Docket # \_\_\_\_\_

Item Title or Description

Statutory  
Reference

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.

September 3, 2014

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#14-311 Authorize Mayor to Enter Into Agreement for Animal Control and Services with the County of Bergen

WHEREAS, there exists a need for animal control and services in the Borough of River Edge; and

WHEREAS, three (3) proposals were submitted for these services; and

WHEREAS, the Mayor and Council at their work session meeting of August 4, 2014 have decided to enter into an agreement with the County of Bergen; and

WHEREAS, the Chief Financial Officer has certified that funds are available from the Animal Welfare Account in the amount not to exceed \$1,701.50 from September 1, 2014 to December 31, 2014 and from Account #01-2010-27-3402-100 of the Current Fund in the amount of \$3,099.10, for a total amount not to exceed \$4,800.60.

NOW, THEREFORE, BE IT RESOLVED that the Mayor be authorized to enter into agreement for animal shelter and services with County of Bergen, One Bergen County Plaza, Hackensack, NJ 07601 for the period from September 1, 2014 to December 31, 2014. at a fee of \$4,800.60.

September 3, 2014

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#14-312 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Tenney Avenue

WHEREAS, on or about September 3, 2014, the Borough of River Edge granted permission to Sherry Herity, 171 Tenney Avenue, River Edge, New Jersey, to hold a block party on Tenney Avenue between Bogert Road and Elm Avenue on September 6, 2014 (rain date September 7th) in accordance with Borough Ordinance #1678; and

WHEREAS, Ms. Herity has requested that the possession and consumption of alcoholic beverages be permitted in connection with said block party;

WHEREAS, Borough Code Section 114-15 allows the Governing Body to permit the possession and consumption of alcoholic beverages in or on a public street or sidewalk in connection with an authorized block party.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of River Edge that persons age 21 and over be and hereby are permitted to possess and consume alcoholic beverages at the block party described above, on the date and time specified herein.

September 3, 2014

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#14-313 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Manchester Road

WHEREAS, on or about September 3, 2014, the Borough of River Edge granted permission to Jamie Cerelli, 163 Manchester Road, River Edge, New Jersey, to hold a block party on Manchester Road between Oak Avenue and Elm Avenue on September 20, 2014 in accordance with Borough Ordinance #1678; and

WHEREAS, Ms. Cerelli has requested that the possession and consumption of alcoholic beverages be permitted in connection with said block party;

WHEREAS, Borough Code Section 114-15 allows the Governing Body to permit the possession and consumption of alcoholic beverages in or on a public street or sidewalk in connection with an authorized block party.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of River Edge that persons age 21 and over be and hereby are permitted to possess and consume alcoholic beverages at the block party described above, on the date and time specified herein.

September 3, 2014

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#14-314 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Erskine Avenue

WHEREAS, on or about September 3, 2014, the Borough of River Edge granted permission to JoEllen Schlossberg, 81 Erskine Avenue, River Edge, New Jersey, to hold a block party on Erskine Avenue between Mercer Avenue and Lafayette Avenue on September 6, 2014 (rain date September 7<sup>th</sup>) in accordance with Borough Ordinance #1678; and

WHEREAS, Mrs. Schlossberg has requested that the possession and consumption of alcoholic beverages be permitted in connection with said block party;

WHEREAS, Borough Code Section 114-15 allows the Governing Body to permit the possession and consumption of alcoholic beverages in or on a public street or sidewalk in connection with an authorized block party.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of River Edge that persons age 21 and over be and hereby are permitted to possess and consume alcoholic beverages at the block party described above, on the date and time specified herein.

September 3, 2014

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#14-315 Enter Into Agreement with Robert Costa, Borough Engineer, for Professional Services Related to Accessibility & Curb Cuts Disability Rights of New Jersey

WHEREAS, there exists a need for expert professional engineering services related to Accessibility & Curb Cuts Disability Rights of New Jersey; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1806-100 of the Capital Fund not to exceed \$3,000.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

WHEREAS, Robert Costa has completed and submitted a Business Entity Disclosure Certification which certifies that Robert Costa has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Robert Costa from making any reportable contributions through the term of the contract; and

WHEREAS, the rate of pay shall not exceed \$65.00 per hour as Borough Engineer and per hour rates as follows:

Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00

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 Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$3,000.00; 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 "Professional Service" 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.
4. That a copy of the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

September 3, 2014

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#14-316 Amend Certification of Chief Financial Officer with Regard to the Contract for HVAC Replacement at Borough Hall

WHEREAS, on June 16, 2014 via resolution #14-250, the Borough of River Edge awarded a contract to Falak Construction for the HVAC Replacement at Borough Hall; and

WHEREAS, the amount of the contract was for \$361,200.00; and

WHEREAS, the Chief Financial Officer had certified that funds were available from Account #01-2010-26-3102-174 of the Current Fund in a not to exceed amount of \$11,200.00; and

WHEREAS, an error was made in the certification of funds.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that it does hereby accept the revised certification of funds provided by the Chief Financial Officer which indicates that \$11,200.00 is available from Account #04-2150-1810-200 of the Capital Fund in an amount not to exceed \$11,200.00.

BE IT FURTHER RESOLVED, that the Chief financial Officer and the Borough Clerk are hereby instructed to adjust their records accordingly.

September 3, 2014

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#14-317 Enter Into Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the 2014 Microsurfacing Project - Design & Inspect

WHEREAS, there exists a need for expert professional engineering services related to the 2014 Microsurfacing Project - Design & Inspect; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1806-100 of the Capital Fund not to exceed \$3,500.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

WHEREAS, Robert Costa has completed and submitted a Business Entity Disclosure Certification which certifies that Robert Costa has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Robert Costa from making any reportable contributions through the term of the contract; and

WHEREAS, the rate of pay shall not exceed \$65.00 per hour as Borough Engineer and per hour rates as follows:

Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00

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 Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$3,500.00; 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 "Professional Service" 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.
4. That a copy of the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

September 3, 2014

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#14-318 Resolution to Support Assembly Bill A900 Loosening Restrictions on Stream Cleaning

WHEREAS, sediment, debris, garbage, brush and trees that accumulate in our waterways contributes to serious flooding that causes property damage and threatens personal safety; and

WHEREAS, restrictions on stream cleaning, desilting and desnagging projects by counties or municipalities are currently

onerous and restrictive; and

WHEREAS, Assembly Bill A900 will allow municipalities and counties to properly, quickly and economically clean and desilt streams to help prevent flooding.

NOW, THEREFORE, BE IT RESOLVED that the mayor and Council of the Borough of River Edge hereby support A900 and urge quick action be taken on it to help relieve the flooding issues that occur throughout New Jersey.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Assembly Environment and Solid Waste Committee, Assemblyman Timothy Eustace, Assemblyman Joseph Lagana, Senator Robert Gordon, New Jersey State League of Municipalities and surrounding municipalities.

September 3, 2014

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#14-319 Resolution Authorizing the Borough of River Edge to Execute an Agreement with the County of Bergen to Supersede the Cooperative Agreement Dated July 1, 2000 and Amendments thereto establishing the County Community Development Program

WHEREAS, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended and HOME Investment Partnership Act of 1990, as amended; and Emergency Solutions Grant Act of 2012; and

WHEREAS, it is necessary to supersede an existing interlocal services cooperative agreement for the County and its people to benefit from this program; and

WHEREAS, an agreement has been proposed under which the Borough of River Edge and the County of Bergen in cooperation with other municipalities, will modify an Interlocal Services Program pursuant to N.J.S.A. 40:8A-1 et seq.; and

WHEREAS, it is in the best interest of the Borough of River Edge to enter into such an agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the agreement entitled "Three Year Cooperative Agreement": an Agreement Superseding the Cooperative Agreement dated July 1, 2000 - June 30, 2003, to clarify the planning and implementation procedures, and to enable the Municipality to make a Three Year irrevocable commitment to participate in the Community Development Program, the HOME Investment Partnership Act Program and the Emergency Solutions Grant Program for the Program Years: 2015, 2016, 2017 (July 1, 2015 - June 30, 2018) to be executed by the Mayor and Municipal Clerk in accordance with the provisions of law.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately in accordance with the law.

September 3, 2014

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#14-320 Amend 2014 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services may approve the insertion or increase of any special item of revenue in the budget of any County or Municipality when such an item shall have been made available by law and the amount thereof was not determined at the time of the adoption

of the budget; and

WHEREAS, said Director may also approve the insertion or increase of an item for an equal amount; and

WHEREAS, the Borough has received a donation for the Memorial park Bench Program in the Recreation Department in the amount of \$1,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge that it does hereby request the approval of the Director for the following:

Increase an item of revenue entitled:

3. Miscellaneous Revenue - Section F

Donation Memorial Park Bench Program.....\$1,500.00

BE IT FURTHER RESOLVED that the like sum of \$1,500.00 and the same is hereby appropriated under the caption of:

General Appropriations  
(A) Operations excluded from the "CAPS"  
Public & Private Programs Offset by Revenues

Donation Memorial Park Bench Program.....\$1,500.00

BE IT FURTHER RESOLVED that the Borough forward two (2) copies of this resolution to the Director of Local Government Services.

September 3, 2014

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#14-321 Cancel Unexpended and Dedicated Balances

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Fund Balance and unused debt authorized may be canceled.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge that the following unexpended and dedicated balances of General Capital Appropriation be canceled:

<u>ORDINANCE FUND</u>	<u>UNFUNDED DEFERRED CHARGES</u>	<u>CAPITAL FUND BALANCE</u>	<u>CAPITAL IMPROVEMENT</u>
1768	\$ 267.34		
1780		\$100.00	

September 3, 2014

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#14-322 Resolution Supporting Bergen 350 Committee of the Bergen County Historical Society to Honor New Jersey's Sesquicentennial

WHEREAS, James, Duke of York, brother to King Charles II, did grant the mainland lying west of Long and Manhattan Islands, extending to the Delaware River and Bay, to John Berkeley, Baron of Stratton, and Admiral Sir George Carteret on June 24, 1664, forming the colony named *Nova Caesarea* or New Jersey to honor Carteret's defense of the isle of Jersey in the English Channel on behalf of the Royal family during the English Civil War; and

WHEREAS, Director-General Peter Stuyvesant did surrender the Dutch colony of New Netherlands, including what is now Bergen County, in August 1664 to English forces sent to seize it; and

WHEREAS, New Jersey has since played a pivotal role in American history, progressing in times of war and peace from the most culturally diverse colony to the most densely populated state in three and a half centuries; and

WHEREAS, the Bergen 350 Committee of the Bergen County Historical Society shall honor New Jersey's sesquicentennial with a gala reception and dinner on October 15 at The Venetian in Garfield, featuring the inaugural *Bergen County Legends Awards* to recognize outstanding individuals whose celebrity or achievements make them legendary in our county's history; and

WHEREAS, this gala reception and dinner will benefit the building of a Bergen County hall of History on the Revolutionary War battleground at Historic New Bridge Landing to thereby preserve an important collection of artifacts and documents redolent of our county's proud place in the history of the State of New Jersey and of these United States of America for the benefit of present and future generations.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge hereby designates Wednesday, October 15, 2014, for celebration and commemoration of the 350<sup>th</sup> anniversary of the founding and naming of the State of New Jersey, and that all citizens are urged and invited to join in special remembrance of our American heritage as part of the Bergen 350 festivities.

September 3, 2014

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#14-323 Acknowledge Receipt of Certification of Request for  
Emergency Purchases - Manning Avenue Sewer Break

WHEREAS, the Superintendent of Public Works and Borough Engineer have certified that an emergency condition exists in the Department of Public Works Buildings and Grounds for the emergency sewer repair at 151 Manning Avenue at an estimated cost of \$50,000.00; and

WHEREAS, this condition constitutes an emergency affecting the public health, safety and welfare of the public; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby confirm and acknowledge the receipt of Certification of Request for Emergency Purchases for this emergency.

September 3, 2014

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#14-324 Award Contract for the 2014 Fifth Avenue Road Improvement  
Project, Section 1 to Reggio Construction, Inc., 1575 West Street,  
Fort Lee, New Jersey 07024

WHEREAS, on August 21, 2014 (2) sealed bids were received for the 2014 Fifth Avenue Road Improvement Project, Section 1; and

WHEREAS, the lowest bid was received from Reggio Construction, Inc.; and

WHEREAS, the bid has been reviewed by the Borough Engineer and the Borough Attorney; and

WHEREAS, the Mayor and Council have discussed this matter at a work session on September 3, 2014; and

WHEREAS, the Chief Financial Officer has certified that funds are available from #04-2150-55-1794-200 of the Capital Fund in an amount not to exceed \$155,329.00; and

NOW, THEREFORE, BE IT RESOLVED that the contract is hereby awarded to Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024 in the amount not to exceed \$155,329.00 and the Mayor and Clerk are hereby authorized to sign said contract for the Borough.

September 3, 2014

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#14-325 Authorize Payment to Eugene Nakpil, 1 Cherry Mews, Block 1004, Lot 36 for Temporary Construction Easement for the Howland Avenue & Kinderkamack Road Intersection Improvement Project

WHEREAS, the Borough of River Edge had a sidewalk and intersection improvement project known as the Howland Avenue & Kinderkamack Road Intersection Improvement Project; and

WHEREAS, as part of the project, it was necessary to utilize portions of several property owners land as a temporary construction easement; and

WHEREAS, a section of the property located at 1 Cherry Mews, Block 1004, Lot 36 was included in this project; and

WHEREAS, a temporary construction easement agreement was prepared at the time of the project between Eugene Nakpil and the Borough of River Edge; and

WHEREAS, at the time of the project, Mr. Nakpil was not compensated the \$1,100.00 for his portion of the construction easement as stated in the agreement; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1568-100 of the Capital Fund in the amount not to exceed \$1,100.00.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is hereby authorized to make payment to Eugene Nakpil, 1 Cherry Mews, River Edge, New Jersey in the amount of \$1,100.00.

September 3, 2014

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#14-326 Approval to Add Manning Avenue to the 2014 Storm/Sanitary Sewer Improvement Program

WHEREAS, Capital Ordinance #1802 was adopted by the Governing Body of the Borough of River Edge on March 17, 2014; and

WHEREAS, Section II a. of Ordinance #1802 allows the Mayor and Council by resolution, to amend the list on file with the Borough Clerk as to any street to be improved; and

WHEREAS, the Borough Clerk has received a memorandum from the Borough Administrator requesting that Manning Avenue be included as part of the 2014 Storm/Sanitary Sewer Improvement Program and

therefore, would be allowed to be charged to the #1802 Capital Authorization; and

WHEREAS, the Mayor and Council have considered this matter at their work session of September 3, 2014 and feel that it is in the best interest of the Borough of River Edge to include Manning Avenue as part of the 2014 Storm/Sanitary Sewer Improvement Program.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge does hereby approve the inclusion of Manning Avenue as part of the 2014 Storm/Sanitary Sewer Improvement Program.

September 3, 2014

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Motion by Councilwoman Murphy, seconded by Councilman Papaleo to approve resolution #14-327.

ROLL CALL VOTE: Councilwoman Murphy, Councilwoman Busteed, Councilman Acquafredda and Councilman Papaleo voted yes; Councilman Mignone and Councilman Cappola voted no.

#14-327 Enter Into Agreement with Environmental Resolutions, Inc., 525 Fellowship Road, Suite 300, Mount Laurel, NJ 08054 for Professional Services Related to Updating the Existing Survey for Cherry Blossom Park Project - Phase I Development

WHEREAS, there exists a need for expert professional engineering services related to Updating the Existing Survey for Cherry Blossom Park Project - Phase I Development; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1811-200 of the Capital Fund not to exceed \$1,600.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

WHEREAS, Environmental Resolutions, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Environmental Resolutions, Inc. has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Environmental Resolutions, Inc. from making any reportable contributions through the term of the contract; 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 Environmental Resolutions, Inc., 525 Fellowship Road, Suite 300, Mount Laurel, NJ 08054 in the amount not to exceed \$1,600.00; 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 "Professional Service" 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.
4. That a copy of the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

September 3, 2014

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#14-328 Amend Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the Design/Inspect of Fifth Avenue, Section 1

WHEREAS, there exists a need for expert professional engineering services related to the design as well as the inspection of Fifth Avenue, Section 1; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #13-452 dated December 16, 2013 in the amount of \$10,000.00; amended via resolution #14-152 dated April 7, 2014 in the amount of \$15,000.00 and amended via resolution #14-299 in the amount of \$1,000.00 dated August 4, 2014; and

WHEREAS, additional funding is required for professional services related to the design of Fifth Avenue, Section 1; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1794-100 of the Capital Fund in the amount not to exceed \$7,000.00; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Robert Costa has completed and submitted a Business Entity Disclosure Certification which certifies that Robert Costa has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Robert Costa from making any reportable contributions through the term of the contract; and

WHEREAS, the rate of pay shall not exceed \$65.00 per hour as Borough Engineer and per hour rates as follows:

Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00

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 Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$7,000.00; 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 "Professional Service" 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.

September 3, 2014

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#14-329 Amend Agreement with Robert Costa, Borough Engineer, for Professional Services Related to Howland Avenue Improvements, Phase V, Section 7

WHEREAS, there exists a need for expert professional engineering services related to Howland Avenue Improvements, Phase V, Section 7; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #14-301 dated August 4, 2014 in the amount of \$5,000.00; and

WHEREAS, additional funding is required for professional services related to Howland Avenue Improvements, Phase V, Section 7; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-100 of the Current Fund in the amount not to exceed \$6,500.00; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Robert Costa has completed and submitted a Business Entity Disclosure Certification which certifies that Robert Costa has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Robert Costa from making any reportable contributions through the term of the contract; and

WHEREAS, the rate of pay shall not exceed \$65.00 per hour as Borough Engineer and per hour rates as follows:

Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00

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 Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$6,500.00; 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 "Professional Service" 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.

September 3, 2014

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#14-330 Amend Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the 2014 Road Resurfacing Program

WHEREAS, there exists a need for expert professional engineering services related to the 2014 Road Resurfacing Program; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #14-204 dated May 5, 2014 in the amount of \$5,000.00; and

WHEREAS, additional funding is required for professional services related to the 2014 Road Resurfacing Program; and

WHEREAS, the Chief Financial Officer has certified that funds are

available from Account #04-2150-55-1806-100 of the Capital Fund in the amount not to exceed \$2,000.00; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Robert Costa has completed and submitted a Business Entity Disclosure Certification which certifies that Robert Costa has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Robert Costa from making any reportable contributions through the term of the contract; and

WHEREAS, the rate of pay shall not exceed \$65.00 per hour as Borough Engineer and per hour rates as follows:

Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00

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 Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$2,000.00; 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 "Professional Service" 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.

September 3, 2014

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#14-331 Enter Into Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the Emergency Sewer Repair - 151 Manning Avenue

WHEREAS, there exists a need for expert professional engineering services related to the Emergency Sewer Repair - 151 Manning Avenue; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1806-100 of the Capital Fund not to exceed \$2,500.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

WHEREAS, Robert Costa has completed and submitted a Business Entity Disclosure Certification which certifies that Robert Costa has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Robert Costa from making

any reportable contributions through the term of the contract; and

WHEREAS, the rate of pay shall not exceed \$65.00 per hour as Borough Engineer and per hour rates as follows:

Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00

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 Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$2,500.00; 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 "Professional Service" 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.
4. That a copy of the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

September 3, 2014

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#14-332 Authorize Alan P. Spiniello, Esq. to Enter Into a Stipulation of Settlement with Yolanda Doerr, 484 Fifth Avenue, Block 706, Lot 32

WHEREAS, Alan P. Spiniello, Esq., 45 Essex Street, Hackensack, New Jersey will handle the litigation of Settlement with Yolanda Doerr v. Borough of River Edge, Block 706, Lot 32; and

WHEREAS, Alan Spiniello, Esq. has recommended stipulation in the above stated matters; and

WHEREAS, the Mayor and Council have considered these recommendations at their work session of April 7, 2014.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge hereby authorize Alan Spiniello, Esq. to enter into a Stipulation of Settlement with an assessment reduced from \$373,000 to \$340,000 for the calendar year 2013 which will result in a refund of \$1,033.56.

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 Alan Spiniello, Esq.

September 3, 2014

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#14-333 Authorize Mayor and Clerk to Enter into Agreement for SEC MCDC Initiative Compliance Survey and Continuing Disclosure Agent Services

WHEREAS, the Borough of River Edge adopted resolution #14-304 dated August 4, 2014 to undertake a continuing disclosure review; and

WHEREAS, Phoenix Advisors, LLC, 4 West Park Street, Bordentown, NJ 08505 can provide these services; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1552-028 of the Current Fund in the amount not to exceed \$2,100.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk are hereby authorized to enter into the agreement for SEC MDCDC Initiative Compliance Survey and Continuing Disclosure Agent Services.

September 3, 2014

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14-334 Amend Certification of Chief Financial Officer with Regard to the Contract with Robert Costa for the 2014 Road Resurfacing Program

WHEREAS, on May 5, 2014 via resolution #14-204, the Borough of River Edge awarded a contract to Robert Costa for professional services related to the 2014 Road Resurfacing Program; and

WHEREAS, the amount of the contract was for \$5,000.00; and

WHEREAS, the Chief Financial Officer had certified that funds were available from Account #04-2150-55-1806-500 of the Capital Fund in an amount not to exceed \$5,000.00; and

WHEREAS, an error was made in the certification of funds.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that it does hereby accept the revised certification of funds provided by the Chief Financial Officer which indicates that \$5,000.00 is available from Account #04-2150-55-1806-100 of the Capital Fund.

BE IT FURTHER RESOLVED that the Chief Financial Officer and the Borough Clerk are hereby instructed to adjust their records accordingly.

September 3, 2014

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#14-335 Authorize Tax Collector to Refund a 3<sup>rd</sup> Quarter 2014 Tax Overpayment

WHEREAS, a 3<sup>rd</sup> Quarter 2014 overpayment was received on 147 Manning Avenue from Resource Real Estate LLC, on behalf of Charles & Kathy Privitera; and

WHEREAS, the tax office has received a written request to refund the overpaid amount to Resource Real Estate LLC.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a refund check in the following amount and the Tax Collector to adjust her records accordingly.

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Refund Amount</u>
802/3	Charles & Kathy Privitera 147 Manning Avenue River Edge, NJ 07661	2,436.71

Make check payable to:

Resource Real Estate Services, LLC  
300 Reed Brook Boulevard  
Suite 300  
Bowing Mills, MD 31117  
Attn: Neal Shavitz

September 3, 2014

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#14-336 Authorize Tax Collector to Refund Duplicate 3<sup>rd</sup> Quarter 2014 Tax Payments

WHEREAS, the tax office has received duplicate and/or tax overpayments for the 3<sup>rd</sup> Quarter 2014 taxes on the following property; and

WHEREAS, a written request was received from their mortgage company to refund the overpaid amount directly to the mortgage company.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a refund check in the following amount and the Tax Collector to adjust her records accordingly.

<u>BLOCK LOT</u>	<u>HOMEOWNER/ADDRESS</u>	<u>AMOUNT</u>
117/16	LUCCHESI 224 Wales Avenue River Edge, NJ 07661	2,762.93
	Total:	2,762.93

Make check payable to:

CORE LOGIC TAX SERVICES  
Mail Code: DFW 1-3  
One Corelogic Drive  
Westlake, TX 76262  
Attn: Tax Refunds

September 3, 2014

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#14-337 Authorize Tax Collector to Refund 3<sup>rd</sup> Quarter 2014 Tax Overpayments

WHEREAS, the tax office has received duplicate payments and/or tax overpayments for the 3<sup>rd</sup> Quarter 2014 taxes on the following properties; and

WHEREAS, a written request was received from the homeowner to refund the overpaid amount directly to the homeowner.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a check in the following amount and the Tax Collector to adjust her records accordingly.

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Refund Amount</u>
309/20	Fred & Nancy Lustenberger 730 7 <sup>th</sup> Avenue River Edge, NJ 07661	4,122.36
1209/5	Ira & Annie Wechsler 163 Van Saun Drive River Edge, NJ 07661	3,791.38

September 3, 2014

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#14-338 Authorize Tax Collector to Refund a 3<sup>rd</sup> Quarter 2014 Tax Overpayment

WHEREAS, a 3<sup>rd</sup> Quarter 2014 overpayment was received on 278 Howland Avenue from Dynamic Title Agency of New Jersey, LLC, the closing agent in the sale of the property from Marj Properties LLC to Vivek & Namrata Bhandari; and

WHEREAS, the tax office has received a written request to refund the overpaid amount to Dynamic Title Agency of New Jersey, LLC.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a refund check in the following amount and the Tax Collector to adjust her records accordingly.

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Refund Amount</u>
911/15	MARJ Properties, LLC 278 Howland Avenue River Edge, NJ 07661	34.89

Make check payable to:

Dynamic Title Agency of New Jersey, LLC  
877 Prospect Street  
Glen Rock, NJ 07452

September 3, 2014

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Councilman Mignone read resolution #14-339 into the record.

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve resolution #14-339.

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

#14-339 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	\$1,090,748.48
CAPITAL ACCOUNT	\$173,348.56
RECREATION ACCOUNT	\$ 43,243.53
ANIMAL WELFARE ACCOUNT	\$ 4.80
TRUST OTHER ACCOUNT	\$ 1,647.06
OPEN SPACE ACCOUNT	\$ 12,691.79
TRUST OTHER DEVELOPERS ACCOUNT	\$ 10,725.00

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 time claims would be paid.

September 3, 2014

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#14-340 Refund of Performance Bond for Removal of Shade Trees

WHEREAS, J. Construction submitted a performance bond in the amount of \$1,607.76 on November 5, 2013 for the removal of two trees at a construction site located at 822 Park Avenue, Block 213, Lot 15; and

WHEREAS, the Shade Tree Commission has performed all final inspections; and

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is authorized to make the following refund:

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Amount</u>
213/15	J. Construction P.O. 2161 Cliffside Park, NJ 07010	\$807.76

September 3, 2014

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#14-341 Authorize Mayor and Clerk to Sign Certified Local Government Grant Agreement

WHEREAS, the Borough of River Edge has received a Certified Local Government grant award in the amount of \$19,382.00, to establish a digital collection of historic documents and images.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk are hereby authorized to sign the Certified Local Government Grant Agreement.

September 3, 2014

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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.

Paolo Cilia-685 Fifth Avenue-asked who is responsible for the work that was done today on Continental Avenue.  
Mayor Moscaritolo-stated that the microsurfacing was done today and our Borough Engineer was out there all day.  
Paolo Cilia-asked if anyone had done any planning because there was no notification about paving and there was a lot of traffic.  
Mayor Moscaritolo-stated that whenever we have road resurfacing, we put up signage.  
Paolo Cilia-complained that the only signs that were posted were "no parking" signs. He said that no advisory signage was posted informing motorists that they could not cross Continental Avenue. He feels that there should have been advanced warning to commuters. He also stated that he has reviewed many of the capital purchases over the past few years and 98% have been financed which means the town didn't have the money. He

feels that all of the spending that is happening now is a recipe for disaster because it will have an adverse effect of future budgets. Mayor Moscaritolo-stated that when the Mayor and Council start the budget process, they take everything into consideration before making major decisions. He invited Mr. Cilia to bring this type of information up during the budget process.

Paolo Cilia-doesn't think it's fair that many people who are retired have to move out of town because they can no longer afford the taxes.

Mayor Moscaritolo-stated that he appreciates that Mr. Cilia is a resident, a taxpayer and that he shows up at meetings to voice his opinion. He continued to say that he understands that his expertise is in finance and many of the constructive suggestions that he's made would be welcomed when they start their budget meetings in January. The Mayor stated that right now, they are working within this year's adopted budget and feels that if Mr. Cilia has suggestions to improve or stabilize taxes for 2015, they are open to suggestions.

Paolo Cilia-feels that residents should pay taxes on what they can afford and also feels that some of the assessment information may be incorrect.

Antoinette Kofler-42 Tenney Avenue-stated that she sent a letter to the Mayor and Council last week regarding issues that she's been having with her retaining wall. She further explained that she had to hire a contractor to replace the wall at a cost of \$16,000 because Bob Costa deemed it catastrophic.

Mayor Moscaritolo-asked if this is the property next to Millbrook Association?

Antoinette Kofler-replied yes. She continued to say that when the Millbrook Townhouses were built, the topography was changed making their property much higher than hers which causes drainage problems. She said that there is a tiny retaining wall that's probably been there about 100 years which has several cracks which causes water, soil and berm to run onto her property. She doesn't understand why Millbrook Association got away with not putting a retaining wall around the entire property. She's asking the Mayor and Council for help. She feels that if she had to fix her wall, why didn't they have had to fix theirs as well.

Mayor Moscaritolo-stated that he was under the impression that there were three properties affected and that everyone would share the cost of the new retaining wall.

Antoinette Kofler-stated that the retaining wall that she is speaking of is behind her property. She continued to say that she has a stockade fence and gate that she would like to move back to increase her yard space but she is afraid to do so because of all of the run-off from the Millbrook property. She asked how the Mayor and Council can help her?

Mayor Moscaritolo-stated that he will ask the Borough Engineer to perform an inspection and write a report.

Antoinette Kofler-stated that he's already done many inspections.

Mayor Moscaritolo-stated that he knows for a fact that Mr. Costa had issued summonses that were disposed of in this court room not too long ago. The Mayor continued to say that all of the property owners that were affected were all in agreement with the resolution of the case.

Antoinette Kofler-replied no. She stated that for some reason, the wall behind her property was omitted. Now she is asking what can be done at this point. She invited the Mayor to come and look at the property to see why that wall which was in need of repair, was not addressed.

Mayor Moscaritolo-asked for Mrs. Kofler's contact information so he can follow up with her.

Antoinette Kofler-stated that she was given a time frame to complete her retaining wall and asked why the new Dante's building has taken years to be completed.

Mayor Moscaritolo-stated that they don't understand it either.

Tom Sarlo, Esq.-explained that it is a different situation than Mrs. Kofler, but with the Permit Extension Act in place, he has the ability to stop and start the project as long as there are no health, welfare or safety issues.

Lou Grasso-172 Lozier Terrace-stated that with regard to Mr. Cilia's previous comments, River Edge did a re-evaluation approximately 2 or 3 years ago and if you look at the property tax increases since that time, they've probably been at the extreme low end in comparison to the 10 years prior to the evaluation. He commends the Mayor and Council for that because since the re-evaluation, the tax increases have not been excessive at all. He continued to say that a valuation of a home is based on a State of New Jersey formula and not something that River Edge is taking up themselves.

Neal Carroll-321 Wales Avenue-stated that the Borough has made every

effort to inform the residents through the message board and website when the twice a week garbage pick-up will stop but doesn't understand why there was no communication to the public on street closures because of paving. He said that Paramus sent out a Nixle message but there was no notification from River Edge except small white posted signs. He stated that we should have called the County for portable blinking signs and feels that they need to look into a better way to communicate with the residents and emergency services.

Mayor Moscaritolo-stated that these are both good points and in hindsight and for tomorrow, we can try and get a Nixle, Reverse 911 or message on the board outside which will be an improvement over today.

Councilwoman Murphy-stated that there still hasn't been a decision on who's going to do that and what the chain of command will be in getting the information out.

Mayor Moscaritolo-stated that Police Chief Cariddi is our Communications Officer and he can authorize a Nixle message to be sent out. The Mayor also stated that they did have a meeting on communications but unfortunately this paving project slipped through the cracks.

Police Chief Cariddi-stated that the paving locations were changed right up to the last minute which was beyond the control of the Police Department. He continued to say that at the pre-construction meetings on this project, the contractor did not adequately address when the project would start or take place. The Chief gave the contractor a six week window when the project could have been done with little or no traffic control. The Chief was told by the Borough Engineer that because of certain cooperative elements that went through other towns, unfortunately the timeframe unfolded the way it did. When they have projects that involve major roadways such as Kinderkamack, they have to deal with traffic control on a daily basis and while it may be ideal, it's not always possible to provide up to the minute and accurate traffic detour routes. The Chief continued to say that when these instances occur, motorists have to follow the posted detours to get to where they have to go. He also said that signs were posted and double checked by someone traveling the route and there were access and egress routes provided.

Paolo Cilia-agrees with Mrs. Kofler that contractors should have a time limit when they start a project and suggested that we change our ordinance.

Mayor Moscaritolo-stated that you can't force a developer to build on property that isn't cleared by the Environmental Protection Agency due to remediation, pollution, etc.

Neal Carroll-commented that some of the information on the website needs to be updated and suggested hiring outside help.

#### CLOSE HEARING OF 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 -

Councilwoman Murphy-reminded everyone about the Farmer's Market tomorrow and announced that the Mayor will be cooking with celebrity chef Anton Testino and hoped that they will have a great turnout.

Councilwoman Busted-recognized the owners of River Edge Diner, Steve Siderias and his son George who are celebrating 40 years in business on August 28<sup>th</sup> and asked the Council recognize them at an upcoming meeting. Councilwoman Busted also recognized Joan Sullivan School of Dance which closed after 47 years in business and also asked that she be recognized at a future meeting as well. Councilwoman Busted wished everyone good luck going back to school and thanked the members of the public for their vocal comments on improving communication within the Borough.

Mayor Moscaritolo-announced that next Saturday at New Bridge Landing there will be an event called the "Baron Fest" which is a New Jersey Brewer Beer Festival and they will have live entertainment and food. The proceeds will benefit the Historic New Bridge Landing Commission and go towards the construction of a museum and visitors center. The Mayor also announced that in October, the Historic New Bridge Landing Commission and the Bergen

County Historical Society will hold an event called "Bergen 350" at the Venetian in Garfield. He thinks it would be a great idea if he and members of the Council bought a half or quarter page ad in the advertising journal. He explained that the money will benefit the Borough by bringing in tourists and business opportunities when the New Bridge Landing Commission gets their much needed museum and visitors center. In addition, they will be inaugurating Bergen Legends which consists of ten people who will be listed in the Bergen Hall of Fame. The Mayor named some of the historic figures who will be placed in The Hall of Fame. The Mayor invited everyone to come out for the Farmer's Market tomorrow.

ADJOURNMENT - 9:15 P.M.

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

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

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated: