

M I N U T E S  
Meeting of the Mayor and Council  
Monday, September 16, 2013  
8:00 P.M.

CALL THE MEETING TO ORDER -

Mayor Moscaritolo called the meeting to order at 8:00 p.m. in the Council Chambers of the Borough Hall.

SILENT PRAYER - FLAG SALUTE

Mayor Moscaritolo called for a moment of silent prayer and reflection and asked Councilman Acquafredda 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 Acquafredda, Councilman Cappola, Councilman Mignone, Councilman Bartelloni, Councilman Papaleo and Mayor Moscaritolo were present.

APPROVAL OF MINUTES -

Motion by Councilman Bartelloni, seconded by Councilman Mignone to approve the minutes of the Special Meeting of the Mayor and Council of August 26, 2013.

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

Motion by Councilwoman Murphy, seconded by Councilman Bartelloni to approve the minutes of the Mayor and Council work session and regular meeting of September 3, 2013.

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

PROCLAMATIONS & AWARDS - NONE

APPOINTMENTS & PERSONNEL CHANGES -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the salary increase for Emma Hums, Tax Collection Clerk from a Step I hourly rate of \$18.11 to Step II - \$19.11, effective October 2, 2013.

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

CORRESPONDENCE -

Letter	-	Cablevision - 9/5/13
		Re: Network Updates
Letter	-	Cablevision - 9/5/13
		Re: Programming Change

Notice - River Edge Board of Education - 9/5/13  
 Re: Meeting Notice - 9/11/13  
 Letter - Lerch, Vinci & Higgins, LLP - 9/5/13  
 Re: LOSAP Financial Statements-2012  
 Letter - Lerch, Vinci & Higgins, LLP - 9/5/13  
 Re: 2012 Audit Report  
 Letter - Let It Grow, Inc. - 9/11/13  
 Re: Donation

MONTHLY REPORTS -

Library Board - June 2013  
 Report of Audit - 2012  
 Tax Collector - August 2013

LIAISON REPORTS -

Councilwoman Murphy - Liaison to DPW, Shade Tree Commission, Library, Senior Citizens co-liaison, New Milford/River Edge Shared Services Committee, Oradell/River Edge Shared Services Committee - reported that the Shade Tree Commission received a grant in the amount of \$20,000.00.

Councilman Acquafredda - Liaison to Beautification Committee, Ad Hoc Zoning Subcommittee, River Edge and River Dell Schools- reported that the River Edge Board of Education will be having their meeting next week and also reported that he has asked River Dell Superintendent Patrick Fletcher for an update on the ongoing negotiations with the teachers and administrators. Councilman Acquafredda was not able to attend the Beautification Committee last week.

Councilman Cappola- Liaison to Construction Code Official, Property Maintenance, Senior Citizens co-liaison, Historic Commission - reported that there will be a picnic tomorrow at Van Saun Park for all senior citizens.

Councilman Mignone - Liaison to Police Dept., Environmental Protection Commission, Green Team, Planning Board, New Milford/River Edge Shared Services Committee - reported that the Green Team will be meeting tomorrow and the Planning Board meeting was cancelled this month due to the lack of an agenda.

Councilman Bartelloni - Liaison to Recreation Commission, Traffic & Safety, Special Events Committee, Technology Committee, Oradell Shared Services Committee - reported that the Special Events Committee will be sponsoring River Edge Day on Sunday, October 6<sup>th</sup> from 1:00 to 4:00 p.m. at Memorial Park. Councilman Bartelloni commended Michele Cariddi for all of her hard work in making Borough Hall and the rest of the town look great.

Councilman Papaleo - Liaison to Fire/Fire Prevention, River Edge Alliance Against Alcohol & Drugs - reported that Alan Silverman, Fire Official informed him that there were no other events to add to his quarterly report and also stated that he is on top of all of the inspections for the St. Peter's Carnival. He also reported that the Fire Department will be in attendance on River Edge Day which will allow the public to see the equipment and interact with a fire trailer which will simulate smoke conditions in an enclosed space. He reported that the Fire Department will be holding its annual Old Timer's Night as well as a retirement party for Rich Curran who is a retired firefighter and Police Lieutenant. Councilman Papaleo reported that the River Edge Alliance Against Drugs and Alcohol had a quiet summer but they did offer a yoga class and lunch at the Library. READ is funding programs in both Roosevelt and Cherry Hill schools as well as the Middle School. The Alliance will have a table set up on River Edge Day and the pharmacist from our CVS will also attend to hand out goodie bags and offer consultations regarding drug use. The Alliance is also looking into funding some of the Mayor's Wellness Campaign.

Mayor Moscaritolo - River Edge Volunteer Ambulance Service - reported that the Ambulance Service responded to 398 calls and currently have two members attending EMS classes at the academy. He also reported that they will have Andy the Ambulance at River Edge Day who will be able to interact with the children. The Ambulance Service had a duty crew at the Wine Festival and will also have a crew standing by at the upcoming St. Peter's Carnival. The Mayor stated that the Mayor's Wellness Campaign has taken on a life of its own with the help of many volunteers including Councilwoman Murphy and went on to explain all of the events that they will have. He encouraged everyone to check out the facebook page, River Edge Health and Wellness Campaign, for more information. The Mayor commented how nice the front of Borough Hall looks and thanked Michele Cariddi.

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

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

RESOLUTIONS - By Consent

Motion by Councilman Acquafredda, seconded by Councilwoman Murphy to approve resolution #13-327 through #13-344 and #13-346 through #13-349.

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

#13-327 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 23, 2013 and October 7, 2013 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.

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Councilwoman Murphy-stated that it is her understanding that the Fire Department has trucks in need of repair and asked if we could use the money for that instead of cancelling it.

Alan Negreann-explained that because they are liabilities from several years ago, the money can't be used for new repairs.

#13-328 Authorize Cancellation of Accounts Payable

WHEREAS, there exists various accounts payable on the books of the Current Fund; and

WHEREAS, the various purchase orders and contracts creating these accounts payable have been investigated and it has been determined that these should be cancelled.

NOW, THEREFORE, BE IT RESOLVED that the following accounts payable in the following amounts are hereby cancelled.

<u>P.O. #</u>	<u>Vendor</u>	<u>Amount</u>	<u>Description</u>
15070	Benjamin Malin, Esq.	\$ 260.00	Back-up Public Defender
21195	Northwest Bergen	\$ 460.00	Interlocal Agree/911 Service
22912	Cross Match Tech	\$ 800.00	Repair fingerprint machine
22923	Bernard Malin, Esq.	\$ 77.50	Back-up Public Defender (#10-49)
24094	D & E Uniforms	\$ 32.00	Encumber for F.D. Uniforms
24109	AAA Emergency Supply	\$1,542.30	Fire Department
24111	Ruscon Truck Service	\$2,101.83	Vehicle Repair - F.D.
24112	N.J. Fire Equipment	\$ 206.49	Flo Test Equip.Regulators-F.D. 2010
24720	Gainsborough Co-Op	\$1,120.00	Encumber Garbage Pick-up 2011

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#13-329 Authorize a Plan of Dissolution and a Certificate of Dissolution of the Community Aid of River Edge (C.A.R.E.) Corporation

WHEREAS, a certificate of incorporation of the Community Aid of River Edge was adopted by the Governing Body of the Borough of River Edge on March 29, 1982; and

WHEREAS, the Governing Body of the Borough of River Edge finds that it is necessary to dissolve this corporation; and

WHEREAS, N.J.S.A. 15A:12-2 et seq., provides for the dissolution of a corporation of this nature; and

WHEREAS, this matter has been discussed at the work session of the Mayor and Council on September 3, 2013.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge does elect to dissolve the Community Aid of River Edge (C.A.R.E.) Corporation.

BE IT FURTHER RESOLVED that the below information shall constitute a plan of dissolution as required by N.J.S.A. 15A:12-8 and also provide for the certificate of dissolution as required by N.J.S.A. 15A:12-10.

Plan of Dissolution and Disposition of Assets

1. The C.A.R.E. Corporation has no liabilities and obligations as of this date.
2. The C.A.R.E. Corporation has complied with all conditions of any tax exemptions applicable to the corporation. The remaining balance of \$127.28 will be conveyed subject to the limitations permitting their use for a charitable purpose.

Certificate of Dissolution

- A. The Name of the Corporation: Community Aid of River Edge
- B. The Name of the Registered Agent of the Corporation: Saverio V. Cereste, Esq.
- C. Location of the Registered Office of the Corporation: 705 Kinderkamack Road, River Edge, New Jersey 07661
- D. Name and Address of Each of the Officers and Trustees:  
Sandy Moscaritolo, 377 Kinderkamack Road, River Edge, NJ 07661  
Kathleen Murphy, 741 Williams Avenue, River Edge, NJ 07661  
Vito Acquafredda, 166 Reservoir Avenue, River Edge, NJ 07661  
Anthony Cappola, 718 8<sup>th</sup> Avenue, River Edge, NJ 07661  
Edward Mignone, 244 Concord Drive, River Edge, NJ 07661  
Alphonse Bartelloni, 719 Oak Avenue, River Edge, NJ 07661  
Thomas Papaleo, 125 Manning Avenue, River Edge, NJ 07661
- E. The Plan of Dissolution: (See Above)
- F. That the corporation elects to dissolve: (See Resolution #13-329, dated September 16, 2013).
- G. The manner in which the dissolution was authorized: (See Resolution #13-329, dated September 16, 2013).
- H. The liabilities have been discharged: (See Above Plan of Dissolution and Disposition of Assets)).
- I. Written consent of members - See Vote on Resolution #13-329, dated September 16, 2013.
- J. Names of the incorporators constituting and trustees constituting the first Board: William Doyle, Ronald Hardiman, Theresa Duda, Angela Grillo and Janice Deiss (See Vote on Certificate of Incorporation dated March 29, 1982).
- K., L., M. Not Applicable

BE IT FURTHER RESOLVED that the Borough Clerk, Borough Administrator/CFO and Borough Attorney are hereby instructed and authorized to file any and all documentation required to dissolve the Community Aid of River Edge corporation.

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#13-330 Rescind Resolution #13-263 to Cancel Open Fixed Asset Balances

WHEREAS, resolution #13-263 adopted by the Mayor and Council on July 1, 2013 was with regard to cancelling open fixed asset balances; and

WHEREAS, the Chief Financial Officer has recently discovered that the balances as stated in the resolution did not contain sale of asset figures which should have been reflected in those balances; and

WHEREAS, it is in the best interest of the Borough to correct this resolution.

NOW, THEREFORE, BE IT RESOLVED that resolution #13-263 is hereby rescinded.

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#13-331 Resolution to Cancel Open Fixed Asset Balances

WHEREAS, the State of New Jersey, Division of Local Government Services promulgated Technical Accounting Directive #85-2 on or about October 11, 1985; and

WHEREAS, Technical Accounting Directive #85-2 was with regard to accounting for governmental fixed assets; and

WHEREAS, this accounting directive required that beginning January 1, 1986, all local government units shall be required to have and maintain a fixed asset accounting and reporting system for general fixed assets in accordance with the minimum requirements as promulgated by the Division of Local Government Services; and

WHEREAS, the Chief Financial Officer (Treasurer) promulgated a fixed asset manual on or about November 1, 1985 in order to implement the directive of the State of New Jersey; and

WHEREAS, the Borough of River Edge has on its books and records the following open balances in the account entitled "Investment and General Fixed Assets - Prior to 1986"; and

Machinery & Equipment	\$ 418,175.65
Office Equipment & Fixtures	\$ 158,738.50
Vehicle & Vehicle Equipment	\$ 690,231.84
Miscellaneous	\$1,022,340.45

WHEREAS, the fixed assets creating these balances have been investigated and it has been determined that a portion of these balances should be cancelled.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge, that the following balances be and the same are hereby cancelled.

Machinery & Equipment	\$ 416,175.65
Office Equipment & Fixtures	\$ 158,738.50
Vehicle & Vehicle Equipment	\$ 656,231.84
Miscellaneous	\$1,012,340.45

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby instructed to adjust the records of the Borough accordingly.

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#13-332 Resolution of Certification of the Annual Audit

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2012 has been filed by the Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, R.S. 52-27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6-5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body has reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations", and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the Governing Body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C.5:30-6-5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or members of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of River Edge, hereby states that it has complied with N.J.S.A. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

September 16, 2013

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#13-333 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Wayne Avenue

WHEREAS, on or about September 16, 2013, the Borough of River Edge granted permission to Lisa Gladwell, 41 Wayne Avenue River Edge, New Jersey, to hold a block party on Wayne Avenue between Bogert Road and Kinderkamack Road on October 5, 2013 with a rain date of Sunday, October 6<sup>th</sup> in accordance with Borough Ordinance #1678; and

WHEREAS, Ms. Gladwell 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 16, 2013

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#13-334 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Lexington Drive

WHEREAS, on or about September 16, 2013, the Borough of River Edge granted permission to Bill & Janet Crowley, 256 Lexington Drive, River Edge, New Jersey, to hold a block party on Lexington Drive between Oak Avenue and Warwick Court on Sunday, October 6, 2013 in accordance with Borough Ordinance #1678; and

WHEREAS, Mr. & Mrs. Crowley 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 16, 2013

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#13-335 Approval to Submit a Grant Application and Execute a Grant Agreement With The New Jersey Department of Transportation for the 2014 Municipal Aid Application for Fifth Avenue Road Improvements.

WHEREAS, the Borough of River Edge continues to develop projects that will improve access and maintenance on public roads; and

WHEREAS, the Borough of River Edge's Engineering Department has provided plans specifically designed to address and improve traffic flow/safety issues and maintenance on our roads; and

WHEREAS, the Borough of River Edge has submitted plans to the State of New Jersey, Department of Transportation for Municipal Aid and will continue to do so in the future; and

WHEREAS, the Borough of River Edge has identified portions of Fifth Avenue from Howland Avenue to the Oradell border in desperate need of repair.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of River Edge, in the County of Bergen, State of New Jersey formally approves the grant application for Fifth Avenue.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2014 River Edge Borough - 00369 to the New Jersey Department of Transportation on behalf of the Borough of River Edge.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of River Edge and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

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Mayor

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Clerk

September 16, 2013

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#13-336 Resolution to Approve the Corrective Action Plan for the Fiscal Year 2012 Audit Report for the Borough of River Edge

WHEREAS, the Division of Local Government Services requires the Chief Financial Officer to file a "Corrective Action Plan" outlining the actions to be taken by the Borough of River Edge relative to the findings and recommendations in the annual audit report; and

WHEREAS, the "Corrective Action Plan" shall be prepared by the Chief Financial Officer with assistance from other officials affected by the audit finding and recommendations; and

WHEREAS, the Governing Body is required by resolution, to approve said "Corrective Action Plan"; and

WHEREAS, the "Corrective Action Plan", as prepared by the Chief Financial Officer and approved by the Governing Body, shall be placed on file and made available for public inspection in the office of the Borough Clerk.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge hereby approves the "Corrective Action Plan" for the year 2012 Audit Report submitted by the Chief Financial Officer.

September 16, 2013

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#13-337 Enter into a Grant Agreement with the County of Bergen for the Purpose of Using Community Development Block Grant Funds

BE IT RESOLVED, that the Mayor and Council of the Borough of River Edge wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$1,800.00 in 2013 Community Development Block Grant funds for Senior Citizen Activities in the Borough of River Edge.

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Sandy Moscaritolo, Mayor to be a signatory for the aforesaid grant agreement.

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorized Alan P. Negreann, Borough Administrator/Chief Financial Officer to sign all County vouchers submitted in connection with the aforesaid project.

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the Borough of River Edge is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

September 16, 2013

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#13-338 Enter into a Grant Agreement with the County of Bergen for the Purpose of Using Community Development Block Grant Funds

BE IT RESOLVED, that the Mayor and Council of the Borough of River Edge wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$13,500.00 in 2013 Community Development Block Grant funds for Senior Citizen Bus Driver and Dispatcher Wages in the Borough of River Edge.

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Sandy Moscaritolo, Mayor to be a signatory for the aforesaid grant agreement.

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorized Alan P. Negreann, Borough Administrator/Chief Financial Officer to sign all County vouchers submitted in connection with the aforesaid project.

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the Borough of River Edge is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

September 16, 2013

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#13-339 Grant Raffle License to the Junior Women's Club of River Edge

BE IT RESOLVED that the following license to conduct an On Premise 50/50 Raffle to the Junior Women's Club of River Edge, P.O. Box 235, River Edge, New Jersey, 07661, License #643, I.D. 423-8-24998 to take place at Veteran's Memorial Park, Continental Avenue, River Edge, New Jersey on October 6, 2013 from 1:00 p.m. to 4:00 p.m.

The Clerk reporting all in order.

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control of the State of New Jersey.

September 16, 2013

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#13-340 Approval to Waive a Portion of the Police Outside Duty Rate for Let It Grow, Inc.

WHEREAS, Let It Grow, Inc. hosted a benefit located at Ackerson Street on September 7, 2013; and

WHEREAS, Let It Grow requested two (2) uniformed officers for the duration of the benefit; and

WHEREAS, Let It Grow has made an appeal to the Mayor and Council to waive the administrative fee portion of the \$135.00 per hour rate and be billed for the officer's overtime rate; and

WHEREAS, the Mayor and Council have discussed this matter at their work session of September 16, 2013 and have indicated that the outside duty rate of \$135.00 be waived and that the actual overtime rate of the police officer assigned to that duty be charged.

NOW, THEREFORE, BE IT RESOLVED that the Police Department and the Chief Financial Officer are instructed to adjust their billing accordingly and to notify Let It Grow of the fee to be paid for the services provided.

September 16, 2013

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#13-341 Authorize Refund of 2010 and 2011 Taxes Due to a NJ Tax Court Judgment

WHEREAS, a Tax Court Judgment was entered 7/26/13 and the same was

received on 8/7/13 reducing the Assessed Value on the property owned by Route 4 Main Street, LLC known as Block 1404, Lot 3.01 located at 1025-1077 Main Street for the years 2010 and 2011; and

WHEREAS, the 2010 and 2011 taxes are paid in full.

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

Tax Year	Old Value	New Value	Refund
2010	5,625,000	4,632,000	\$25,470.45
2011	5,625,000	4,632,000	\$26,523.03
TOTAL:			\$51,993.48

Make check payable to:

Route 4-Main Street, LLC  
1025-1077 Main Street  
River Edge, NJ 07661

September 16, 2013

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#13-342 Authorize Tax Collector to Refund A Duplicate 3<sup>rd</sup> Quarter 2013 Tax Payment

WHEREAS, the tax office has received a duplicate tax payment for the 3<sup>rd</sup> Quarter 2013 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.

BLOCK LOT	HOMEOWNER/ADDRESS	AMOUNT
312/16	Walsh, Kenneth & Christina 188 Continental Avenue	\$1,719.70
TOTAL:		\$1,719.70

Make check payable to:

Caliber Home Loans  
c/o Lereta LLC  
1123 S. Park View Drive  
Covina, CA 91724-3748  
Attn: Refunds Department

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#13-343 Authorize Tax Collector to Cancel 2013 Taxes on a Tax Exempt Property

WHEREAS, Mr. Robert Schulze, has qualified for a 100% Disabled Veteran Tax Exemption after providing the necessary documents to prove his status and the Tax Assessor has approved his application as of 4/1/13; and

WHEREAS, the 2<sup>nd</sup>, 3<sup>rd</sup> & 4<sup>th</sup> quarter 2013 taxes are billed and included in the 2013 Extended Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector cancel the 2013 taxes and adjust her records accordingly.

BL/Lot	Name & Address	Qtr.	Cancelled Amount
907/19	Robert Schulze 238 Beech Drive S. River Edge, NJ 07661	2 <sup>nd</sup> 3 <sup>rd</sup> 4 <sup>th</sup>	2,507.50 2,597.99 2,641.73
Total:			\$7,747.22

September 16, 2013

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#13-344 Authorize Tax Collector to Cancel 2013 Taxes on a Tax Exempt Property

WHEREAS, Mr. Robert F. Miller, has qualified for 100% Disabled Veteran Tax Exemption after providing the necessary documents to prove his status and the Tax Assessor has approved his application; and

WHEREAS, the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2013 were billed and included in the 2013 Extended Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector cancel the 2013 taxes and adjust her records accordingly.

<u>BL/Lot</u>	<u>Name &amp; Address</u>	<u>Quarter</u>	<u>Cancelled Amount</u>
902/5	Richard F. Miller	3 <sup>rd</sup>	2,554.64
	255 Manchester Road River Edge, NJ 07661	4 <sup>th</sup>	2,597.11
Total:			\$5,151.75

September 16, 2013

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Motion by Councilman Acquafredda, seconded by Councilwoman Murphy to approve resolution #13-345 as amended.

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

#13-345 Resolution Permitting the Possession and Consumption of Alcoholic Beverages to the River Edge Volunteer Fire Department

WHEREAS, River Edge Volunteer Fire Department Old Timer's Committee has requested that the possession and consumption of alcoholic beverages be permitted in connection with their annual Old Timer's Night on Saturday, October 5, 2013 in the evening for a five (5) hour period, the scheduling of which to be at the discretion of the Fire Department; and

WHEREAS, River Edge Volunteer Fire Department has requested that the possession and consumption of alcoholic beverages also be permitted in connection with the retirement celebration for Police Lieutenant and firefighter Rich Curran on Saturday, September 21, 2013 in the evening for a five (5) hour period, the scheduling of which to be at the discretion of the Fire Department; and

WHEREAS, Borough Code Section 114-15 prohibits the possession and consumption of alcoholic beverages in or on a public street, lane or sidewalk, public parking lot, public or quasi-public place; and

WHEREAS, Borough Code Section 114-18 notwithstanding the provisions of 114-15 of this chapter, the Mayor and Council of the Borough of River Edge may by resolution permit the possession or consumption of alcoholic beverages in a designated park or in or on a public street, lane or sidewalk, public parking lot, public or quasi-public place at a designated time or times in connection with a specific event, series of events or observance which has been authorized by the Governing Body.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body does hereby grant an exception to Borough Code Section 114-15 for the River Edge Volunteer Fire Department for Old Timers Night on Saturday, October 5, 2013 in the evening for a five (5) hour period the scheduling of which to be at the discretion of the Fire Department.

BE IT FURTHER RESOLVED, that the Governing Body does hereby grant an exception to Borough Code Section 114-15 for the River Edge Volunteer Fire Department for retirement celebration for Rich Curran on Saturday, September 21, 2013 in the evening for a five (5) hour period, the scheduling of which to be at the discretion of the Fire Department.

BE IT FURTHER 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 events described above, on the dates and times specified herein.

September 16, 2013

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812	10	PEKERMAN 164 Wayne Avenue	5,260.73
1207	46	TRIVEDI 131 Bogert Road	14.21
Total:			\$22,833.93

Make check payable to:

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

September 16, 2013

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#13-349 Authorize Tax Collector to Refund 2013 Tax Overpayments

WHEREAS, the tax office has received a duplicate tax payments and/or tax overpayments for the 2013 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>Tax Qtr.</u>	<u>Refund Amount</u>
303/4	Barbara J. McCarty 809 Fifth Avenue River Edge, NJ 07661	3 <sup>rd</sup>	2,293.74
601/18	Peter & Patricia Hill 180 Adams Avenue River Edge, NJ 07661	3 <sup>rd</sup>	3,113.46
1002/61	Valeria Jornitski 414 Lee Avenue River Edge, NJ 07661	3 <sup>rd</sup>	2,225.90
1104/26	John Samuel 178 Valley Road River Edge, NJ 07661	3 <sup>rd</sup>	943.71

September 16, 2013

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Councilman Mignone read resolution #13-350 into the record.

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve resolution #13-350.

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

#13-350 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	\$195,162.15
CAPITAL ACCOUNT	\$131,590.35
RECREATION ACCOUNT	\$ 2,095.94

