

M I N U T E S
Meeting of the Mayor and Council
Tuesday, September 4, 2012
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 asked Councilman Bartelloni to lead 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 effecting 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 Cordts, Councilman Cappola, Councilman Bartelloni, Councilman Papaleo and Mayor Moscaritolo were present; Councilman Mignone was absent.

APPROVAL OF MINUTES -

Motion by Councilwoman Murphy, seconded by Councilman Cordts to approve the minutes of the Mayor and Council work session and regular meeting of August 6, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilwoman Murphy, seconded by Councilman Bartelloni to approve the minutes of the Mayor and Council work session and Special Meeting of August 27, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

PROCLAMATIONS & AWARDS - NONE

APPOINTMENTS & PERSONNEL CHANGES -

Motion by Councilwoman Murphy, seconded by Councilman Bartelloni to approve the separation of Michael Dagletz and Avi Mishory from the River Edge Volunteer Fire Department, Company #2, effective June 26, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilwoman Murphy, seconded by Councilman Bartelloni to approve the appointment of Joan Kristan, 655 Fifth Avenue, to Historic Commission, to fill the unexpired term of Yoshikazu Aono as Alternate #1 through December 31, 2015, effective September 5, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman

Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilwoman Murphy, seconded by Councilman Papaleo to approve the appointment of Beatrice Scifo, 225 Dorchester Road, to the Beautification Committee for a three-year term to December 31, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilwoman Murphy, seconded by councilman Papaleo to approve the appointment of Maxine Rumsby, 45 Gates Avenue, to the Special Events Committee for a two-year term through December 31, 2014, effective September 5, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilman Bartelloni, seconded by Councilwoman Murphy to approve the salary change of Colleen McLoughlin, Crossing Guard, to a Step II hourly rate of \$17.95, effective September 4, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilman Cordts, seconded by Councilwoman Murphy to approve the salary change of Suzanne Walker, Police Matron, to a Step II hourly rate of \$17.95, effective September 4, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilwoman Murphy, seconded by Councilman Cordts to approve the salary change of Arthur Montemurro, Crossing Guard, to a Step II hourly rate of \$17.95, effective September 21, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Motion by Councilwoman Murphy, seconded by Councilman Cordts to approve the hire of Lisa Milordo as a Library Page, 9 hours per week at an hourly rate of \$7.25, effective September 5, 2012.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Mayor Moscaritolo administered the Oath of Office to Maxine Rumsby, Trey Plutnicki and Alexandria Plutnicki.

CORRESPONDENCE -

Notice	-	River Edge Board of Education - 8/6/12 Re: Meeting Notice - 8/8/12
Letter	-	New Jersey Senate - 8/4/12 Re: Receipt of Resolution #12-191 - Energy Taxes & Consolidated Tax Relief
Notice	-	PSE&G - 8/5/12 Re: Petition Filed with NJBPU
Notice	-	PSE&G - 8/17/12 Re: Notice of Filing & Public Hearing for Basic Generation Service Charges
Notice	-	PSE&G - 8/20/12 Re: Petition for Approval of Changes in its electric & Gas Societal Benefits Charge Rates
Letter	-	River Edge Fire Company #2 - 8/24/12 Re: Resignation of Two Members
Letter	-	Bergen County Executive - 8/23/12 Re: Approval of CDBG Funds
Notice	-	New Jersey Transit - 8/23/12 Re: Hearing on Senior Citizen & Disabled Resident Transportation Assistance Act - (SCDRTAP)
Notice	-	Borough of Paramus, Planning Board - 8/27/12 Re: La-Z-Boy Furniture Application

Notice - River Edge Board of Education - 8/27/12
Re: Meeting on August 29, 2012

**OPEN PUBLIC HEARING - Local Assessments - Curbs, Sidewalk & Driveway Aprons
for the 2011 Howland Avenue & Kinderkamack Road Intersection Improvement
Project (Traffic Light)**

Motion by Councilman Papaleo, seconded by Councilman Bartelloni to Open
Public Hearing - Local Assessments - Curbs, Sidewalk & Driveway Aprons for the
2011 Howland Avenue & Kinderkamack Road Intersection Improvement Project
(Traffic Light)

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman
Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman
Mignone was absent.

**CLOSE PUBLIC HEARING - Local Assessments - Curbs, Sidewalk & Driveway Aprons
for the 2011 Howland Avenue & Kinderkamack Road Intersection Improvement
Project (Traffic Light)**

There being no comments by the public, motion by Councilwoman Murphy,
seconded by Councilman Cordts to Close Public Hearing - Local Assessments -
Curbs, Sidewalk & Driveway Aprons for the 2011 Howland Avenue & Kinderkamack
Road Intersection Improvement Project (Traffic Light)

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman
Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman
Mignone was absent.

Alan Negreann-asked that the Mayor and Council table resolution #12-300 which
pertains to the local assessments. After reviewing the resolution, he noticed
several errors and would like the opportunity to list that resolution as
corrected for the September 17th meeting.

Mayor Moscaritolo-asked if they do table this resolution, will they need to
have another public hearing?

Alan Negreann-replied no, because notice has been provided to the residents
with the correct information on two occasions sent certified return receipt.

MONTHLY REPORTS -

Zoning Board of Adjustment	-	July 2012
Building Department	-	July 2012
Tax Collector	-	July 2012
Recreation Commission	-	April 2012
Recreation Commission	-	May 2012
Planning Board	-	July 2012
River Edge Volunteer Ambulance	-	July 2012

ORDINANCES - 1ST READING -

Denise Dondiego, Borough Clerk read the title of Ordinance #1770 as
follows:

Ordinance #1770 - AN ORDINANCE AMENDING CHAPTER 382, TOWING AND STORAGE FEES
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVER EDGE

Motion by Councilwoman Murphy, seconded by Councilman Cordts to approve
the first reading of Ordinance #1770 into the record as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1770

AN ORDINANCE AMENDING CHAPTER 382, TOWING AND STORAGE FEES OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF RIVER EDGE

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge,
County of Bergen, State of New Jersey:

Section I

§ 382-3(9) Municipal Vehicles

A. Heavy Trucks weighting an excess of 15,000 lbs. and over shall be towed
and/or stored at 25% of the ordinance rate as set forth in §382-8 provided
further that the vehicle is within a 15 mile radius of the towing and storage
provider.

B. Vehicles under 15,000 lbs. will not pay any towing and/or storage fees provided that the vehicle is within a 15 mile radius of the towing and storage provider.

Section II

§ 382-8 Fees.

The fees permitted by the following fee schedules are promulgated in accordance with N.J.S.A. 40:48-2.49 and N.J.A.C. 11:3-38. The maximum fees permitted by this chapter will be the same as allowed by the statute and regulation, as they may be amended. This chapter will be interpreted to provide for the same maximum fees, as said statute and regulation will permit, without further amendment hereof. The following is the fee schedule for basic automobile towing services pursuant to N.J.S.A. 40:48-2.49:

A.	Towing of vehicles under 6,000 lbs.	\$125.00
	Mileage (out of town or not to yard) within N.J.) per mile rate	\$ 5.00
	Road Service	\$ 60.00
	Storage (per calendar day.)	\$ 40.00
	Winching/Recovery (per hour)	\$150.00
	If vehicle will not roll freely on or off flatbed winch fee	\$ 75.00
	Yard Fee as needed	\$ 65.00
B.	Towing of vehicles 6,001 lbs. to 10,000 lbs. (per hour)	\$175.00
	Road Service Call	\$ 75.00
	Storage (per calendar day.)	\$ 75.00
	Winching/Recovery (per hour, per truck)	\$200.00
	If vehicle will not roll freely on or off flatbed winch fee	\$100.00
	Yard Fee as needed	\$ 85.00
C.	Towing of vehicles over 10,001 lbs. (per hour)	\$325.00
	Road Service	\$100.00
	min.	
	Storage (per calendar day.)	\$100.00
	Winching/Recovery (per hour, per truck)	\$425.00
	Yard Fee for Trucks	\$165.00
D.	Clean-up @ accident scene	\$ 35.00
	Speedi-Dri (per bag)	\$ 15.00
	Administrative Fee	\$ 35.00
	Extra Personnel (per hr. / per person)	\$ 85.00
	(Additional work requiring extra personnel shall be billed at a per hour rate per person)	
	Level 3 supervisor (as needed, per hr.)	\$ 90.00
	Crash Wrap (front, rear)	\$ 40.00
	Crash Wrap (side)	\$ 25.00
	Air line hook/up	\$ 40.00
	Remove drive shaft/axle	\$ 50.00
	Air Brake Release	\$ 50.00
	Waiting time (initial 30 mins. on arrival, no charge; thereafter billed at 30 min. increments at a per hourly rate)	\$100.00

Yard Fee shall not be charged due to location of vehicle where stored. However, yard fees will be charged in those instances where a second tow service for insurance carrier or owner requires assistance of the yard and cannot be accessed.

Hours for releasing of vehicles: Monday ~ Friday 8:00 a.m. to 4:30 p.m.
Saturday 8:00 a.m. to 1:00 p.m.

After hours release fee: \$60.00

Section III

§ 382-9 Inconsistency.

All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section IV

§ 382-10 Effective Date.

This ordinance shall take effect immediately upon final passage and publication as required by law.

Sandy Moscaritolo, Mayor

ATTEST:

Denise A. Dondiego, RMC
Borough Clerk

Dated:

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

ORDINANCE - 2ND READING -

Denise Dondiego, Borough Clerk read the title of Ordinance #1769 as follows:

Ordinance #1769 AN ORDINANCE AMENDING CHAPTER 400, VEHICLES AND TRAFFIC, ARTICLE III TRAFFIC REGULATIONS, 400-21 "TURNS", ARTICLE II PARKING, STANDING AND STOPPING, 400-9 "NO STOPPING OR STANDING", ARTICLE IV "SCHEDULES", OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVER EDGE

Ordinance #1769 was introduced by Councilman Bartelloni, seconded by Councilman Mignone at the August 6, 2012 meeting as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1769

AN ORDINANCE AMENDING CHAPTER 400, VEHICLES AND TRAFFIC, ARTICLE III TRAFFIC REGULATIONS, 400-21 "TURNS", ARTICLE II PARKING, STANDING AND STOPPING, 400-9 "NO STOPPING OR STANDING", ARTICLE IV "SCHEDULES", OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVER EDGE

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey:

Section I: Article III, 400-21 Turns is hereby amended as follows:

B. Left turns: No person shall make a left turn on any of the following streets:
Add:

(17) Northbound out of the easternmost Howland Avenue apartment complex driveway to westbound on Howland Avenue.

C. Turns and right turns. No person shall turn a vehicle or make a right turn when facing a red signal (top) indicating at any of the following location whenever an official sign is present prohibiting such a turn on the red signal.

ADD:

(5) From southbound on Kinderkamack Road to westbound on Howland Avenue

Section II: Add New Item:

E. Left Turn Only

(a) Northbound left lane on Kinderkamack Road at Howland Avenue left turn only.
(b) Eastbound left lane on Howland Avenue at Kinderkamack Road left turn only.

Section III: ARTICLE IV SCHEDULES

400:27 Schedule I: Parking Prohibited at All Times is amended as follows:

REPEAL:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Howland Avenue	North	From Kinderkamack Road to Bogert Rd.

Section IV: ARTICLE II PARKING, STANDING AND STOPPING is amended as follows:

400-30 Schedule IV: No Stopping or Standing

ADD:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Howland Avenue	South	From the westerly curb line of Kinderkamack Road to a point 230' westerly thereof.
Howland Avenue	North	From the westerly curb line of Kinderkamack Road to a point 300' west thereof

Section V: All ordinances inconsistent with the provision of this ordinance are hereby repealed as to such inconsistencies only.

Section VI:

If any provision of this ordinance are found to be invalid, for any reason, by the final judgement of a court of competent jurisdiction, the invalidity of such portions shall not effect the remaining provisions of this ordinance, which shall be severable therefrom.

Section V:

This ordinance shall take effect immediately upon final passage and publication as required by law.

Sandy Moscaritolo, Mayor

ATTEST:

Denise A. Dondiego, RMC
Borough Clerk
Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1769

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

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

CLOSE HEARING OF THE PUBLIC - Ordinance #1769

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

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

ADOPTION - Ordinance #1769

Motion by Councilwoman Murphy, seconded by Councilman Bartelloni to adopt Ordinance #1769.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

RESOLUTIONS - By Consent

Motion by Councilman Bartelloni, seconded by Councilman Cordts to approve resolution #12-293 through #12-299.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

#12-293 Rescind Resolution #12-271 Authorize the Release of a Performance Bond for AJM Contractors, Inc., for the 2011 Howland Avenue & Kinderkamack Road Intersection Improvement Project

WHEREAS, resolution #12-271 Authorize the Release of a Performance bond for AJM Contractors, Inc., for the 2011 Howland Avenue & Kinderkamack Road Intersection Improvement Project was approved on August 6, 2012;

NOW, THEREFORE, BE IT RESOLVED that resolution #12-292, dated August 6, 2012, is hereby rescinded in order to reflect that a retainage in the amount of \$16,722.70 be funded via a voucher.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to change her records accordingly.

September 4, 2012

#12-294 Resolution to Approve the Corrective Action Plan for the Fiscal Year 2011 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 2011 Audit Report submitted by the Chief Financial Officer.

September 4, 2012

#12-295 Authorize Clerk to Go Out for Re-Bid for New Door Hardware and ADA Power Operators at Entrances: River Edge Borough Hall and Public Safety Buildings

WHEREAS, the Borough Clerk was authorized to go about for bid for the New Door Hardware and ADA Power Operators at Entrances: River Edge Borough Hall and Public Safety Buildings via resolution #12-138 dated April 2, 2012; and

WHEREAS, there were no bids received for this project.

WHEREAS, the Borough Clerk was authorized to go out for re-bid for the New Door Hardware and ADA Power Operators at Entrances: River Edge Borough Hall and Public Safety Buildings via resolution #12-221 dated June 18, 2012 and again no bids were received for this project.

NOW, THEREFORE, BE IT RESOLVED that the Clerk is authorized to re-bid for New Door Hardware and ADA Power Operators at Entrances: River Edge Borough Hall and Public Safety Buildings and is also authorized to advertise in THE RECORD for the purpose for providing said service.

September 4, 2012

#12-296 Allocation of Garbage Collection Contract

WHEREAS, the Mayor and Council of the Borough of New Milford advertised for public bids in connection with Complete Solid Waste Collection Service from 1-4 Family Residences on a shared service basis with the Borough of River Edge; and

WHEREAS, the bid specifications provided for three options: Option 1 - a one-year contract with four one-year options for renewal; Option 2 - a three-year contract with two one-year options for renewal; and Option 3 - a five-year contract; and

WHEREAS, bids were received and opened on July 10, 2009 at 10:00 a.m. in the New Milford Borough Hall, with the four lowest bids as follows:

	Option 1 5 Year Total	Option 2 5 Year Total	Option 3 5 Year Total
Waste Management	\$3,187,008.00	\$3,187,008.00	\$3,187,008.00
Future Sanitation	\$3,913,000.00	\$3,541,900.00	\$3,282,500.00
Scuffy Carting	\$3,642,132.00	\$3,562,232.00	\$3,560,454.00
Ferretti Carting	\$3,769,622.00	\$3,759,178.00	\$3,721,214.00

WHEREAS, the foregoing procedures were in compliance with the New Jersey Public bidding law and all other statutes, rules and regulations governing public bidding for solid waste collection services; and

WHEREAS, Waste management, Northeast NJ Division, 77 Brookside Place, Hillsdale, NJ 07642 was determined to be the lowest responsible bidder; and

WHEREAS, the Borough of River Edge, subject to the terms and conditions set forth in the specifications hereby accepts the bid of Waste Management for a five-year contract as outlined in Option 3 of the bid specifications for the period of October 16, 2009 through October 15, 2014; and

WHEREAS, the Borough of River Edge and Borough of New Milford have agreed to share the cost of such service during the fourth year of the contract at the following percentages: River Edge (44.4%), New Milford (55.6%) based upon the 2012 Table of Aggregates; and

WHEREAS, the Borough of New Milford awarded the five-year contract for the Complete Solid Waste Collection Service from 1-4 Family Residences for the Borough of New Milford and the Borough of River Edge to Waste Management, Northeast NJ Division, 77 Brookside Place, Hillsdale, NJ 07642.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge agrees to pay \$289,614.10 for the period of October 16, 2012 - October 15, 2013, representing 44.4% of the total amount of \$652,284.00 for the fourth year of the contract.

BE IT FURTHER RESOLVED, that a copy of this resolution be provided to Waste Management and the Borough of New Milford.

September 4, 2012

#12-297 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on 6th Avenue

WHEREAS, on or about September 4, 2012, the Borough of River Edge granted permission to Doris Chatellier, 770 6th Avenue, River Edge, New Jersey, to hold a block party on 6th Avenue between Webb and Wales Avenue on September 15, 2012 in accordance with Borough Ordinance #1678; and

WHEREAS, Mrs. Chatellier 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 4, 2012

#12-298 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on 7th Avenue

WHEREAS, on or about September 4, 2012, the Borough of River Edge granted permission to Cindy Bequeaith, 745 7th Avenue, River Edge, New Jersey, to hold a block party on 7th Avenue between Webb and Continental Avenue on October 6, 2012 in accordance with Borough Ordinance #1678; and

WHEREAS, Mrs. Bequeaith 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 4, 2012

#12-299 Authorize Partial Refund of Construction Permit for Installation of Water Heater

WHEREAS, Timothy J. Walker Plumbing and Heating, P.O. Box 126, River Edge, New Jersey was issued permit 12-328 in the amount of \$104.00 via check #4722 for the installation of a new water heater; and

WHEREAS, the contractor mistakenly included a chimney liner in the amount of \$52.00 which was never installed and is asking for a refund.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is hereby authorized to issue a check in the amount of \$52.00 to Timothy J. Walker Plumbing and Heating.

September 4, 2012

Motion by Councilman Papaleo, seconded by Councilman Bartelloni to **TABLE** resolution #12-300.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

TABLED

TABLED

TABLED

#12-300 Confirmation of Local Assessments for Curbs, Sidewalk and Driveway Aprons for the 2011 Howland Avenue & Kinderkamack Road Intersection Improvement Project (Traffic Light)

WHEREAS, reconstruction of curb, sidewalk and driveway aprons on Howland Avenue for the Intersection Improvement Project (traffic light) were made in 2011; and

WHEREAS, the construction of new curbs, sidewalk and driveway aprons are local improvements, the value of which is assessable to owners of the adjacent property; and

WHEREAS, Ordinance #1733 authorized the construction of curbs, sidewalk and driveway aprons as a local assessment to adjoining properties and such work has been completed; and

WHEREAS, the Borough of River Edge has received a grant from the Department of Transportation for the construction of the curbs, sidewalk and driveway aprons; and

WHEREAS, the Mayor and Council have indicated at a work session that the residents shall only be assessed for the engineering portion of the cost of the curbs, sidewalk and driveway aprons on Kinderkamack Road and Howland Avenue; and

WHEREAS, James Anzevino, Tax Assessor has been appointed as the Local Board of Assessor on this project and has certified a list of properties to be assessed on Howland Avenue and Kinderkamack Road for the engineering and administrative portion of the cost of curbs, sidewalk and driveway aprons; and

WHEREAS, the Borough Clerk on July 24, 2012 has certified to the Tax Assessor that all of the residents on the list have received notice of a public hearing and report on the Howland Avenue and Kinderkamack Road assessments.

WHEREAS, a hearing on these assessments was held by the Mayor and Council on September 4, 2012.

NOW, THEREFORE, BE IT RESOLVED that the following list of local assessments prepared by James Anzevino, totaling \$1,600.27 is hereby confirmed and approved and shall be forwarded to the Tax Collector for billing and collection in accordance with Ordinance #1733 and the laws of the State of New Jersey.

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Amount</u>
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1004/24	Sergio & Rosa Lopez 333 Kinderkamack Road	\$ 75.69
1004/25	Dennis Natoli 325 Kinderkamack Road	\$120.24
1004/26	Fredric & Francine Nisenholz 311 Kinderkamack Road	\$120.00
1004/27	Hyun Sook Koh 46 Howland Avenue	\$ 82.00
1004/28	Francesco & Louise Bonastia 48 Howland Avenue	\$ 45.00
1005/6.01	Lynne Litterini 316 Kinderkamack Road	\$ 80.00
1005/6.02	George Kuriakose Etal 310 Kinderkamack Road	\$ 75.00
1005/6.03	Joshua Schwartz 408 Buckingham Circle Wyckoff, NJ 07481	\$ 65.00
1005/6.04	Edmundo & Luz Macaraeg 298 Kinderkamack Road	\$ 65.00
1005/6.05	Joseph & Kun Y Yoo Choe 294 Kinderkamack Road	\$ 65.00
1005/7.01	Nuhro Aydin 290 Kinderkamack Road	\$ 65.00
1005/7.02	Rene Grande 286 Kinderkamack Road	\$ 98.78
1007/1	River Edge Associates/Kriegman Smith inc. 101 Eisenhower Parkway Roseland, NJ 07068	\$643.56

September 4, 2012

Motion by Councilman Cordts, seconded by Councilman Bartelloni to approve resolution #12-301 through #12-316.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

#12-301 Grant Nite at the Races License to St. Peter The Apostle Church

BE IT RESOLVED that the following license to conduct an On Premise Arm Chair Race Event "Nite at the Races" to St. Peter the Apostle Church, 445 Fifth Avenue, River Edge, New Jersey, 07661, License #633, I.D. 423-1-27855 to take place at 455 Fifth Avenue, River Edge, New Jersey on October 27, 2012 from 7:00 p.m. to 11:00 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 4, 2012

#12-302 Resolution Authorizing Advanced Travel Expense for the Fire Department

WHEREAS, N.J.S.A. 40A5-16.1 permits the governing body for any local unit to authorize payment in advance toward expenses for authorized official travel; and

WHEREAS, certain officers of the Fire Department have requested an

advance payment of travel expenses for attendance at the New Jersey State Firemen's Convention, Wildwood, New Jersey; and

WHEREAS, Section IV, Subject 9, Leave and Conferences and Conventions of the Borough's Personnel and Policy Procedure Manual, provides a policy for Fire Department members to attend certain conferences and enumerates regulations pertaining to travel expenses; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01/2010/25/2552/041 of the Current Fund in the amount not to exceed \$3,000.00; and

WHEREAS, the Fire Officers of the Borough of River Edge will verify their expenses and any excess cash will be repaid to the Borough of River Edge along with a detailed bill or items of demand, and the certification or affidavits required by N.J.S.A. 40A:5-16 which will be submitted by the officers within 10 days after the completion of the travel for which the advance was made.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor and Chief Financial Officer are hereby instructed to make up a \$3,000.00 check payable to the River Edge Fire Department for life members to go to the New Jersey State Firemen's Convention, September 13, 14 & 15, 2012.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution as well as the policy of the Borough with regard to travel expenses, to each of the Fire Department Officers receiving the advance.

September 4, 2012

#12-303 Amend 2012 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 of appropriation for an equal amount; and

WHEREAS, the Borough has received a grant for a Reserve for Senior Van Driver Grant Unappropriated in the amount of \$2,000.00.

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

Bergen County Community Development Block Grant
Senior Bus Dispatcher.....\$2,000.00

BE IT FURTHER RESOLVED that the like sum of \$2,000.00 and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from the "CAPS"

Public & Private Programs Offset by Revenues

Senior Bus Dispatcher.....\$2,000.00

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

September 4, 2012

#12-304 Amend 2012 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 of appropriation for an equal amount; and

WHEREAS, the Borough has received a grant for a Reserve for Senior Van Driver Grant Unappropriated in the amount of \$2,000.00.

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:

4. Miscellaneous Revenue - Section F

Bergen County Community Development Block Grant
Senior Citizen Activities.....\$2,000.00

BE IT FURTHER RESOLVED that the like sum of \$2,000.00 and the same is hereby appropriated under the caption of:

General Appropriations

(B) Operations excluded from the "CAPS"
Public & Private Programs Offset by Revenues

Senior Citizen Activities.....\$2,000.00

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

September 4, 2012

#12-305 Amend 2012 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 of appropriation for an equal amount; and

WHEREAS, the Borough has received a grant for a Reserve for Senior Van Driver Grant Unappropriated in the amount of \$10,000.00.

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:

5. Miscellaneous Revenue - Section F

Bergen County Community Development Block Grant
Senior Bus Driver.....\$10,000.00

BE IT FURTHER RESOLVED that the like sum of \$10,000.00 and the same is hereby appropriated under the caption of:

General Appropriations

(C) Operations excluded from the "CAPS"
Public & Private Programs Offset by Revenues

Senior Bus Driver.....\$10,000.00

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

September 4, 2012

#12-306 Resolution Opposing PSE&G Rate Increase to Subsidize Solar Programs

WHEREAS, PSE&G has sent notification that it has filed a petition with the Board of Public Utilities (BPU) requesting an increase to the Public Service Electric and Gas RGGI Recovery Charges; and

WHEREAS, the reasons for this increase in part include the Solar Generation Investment Program (Solar 4 All) and Solar Loan II Program; and

WHEREAS, in 2011, without notice or opinion from the residents, solar

panels were installed on main roads and neighborhood streets; and

WHEREAS, in certain areas there are a large number of solar panels in a row that are quite unsightly and cumbersome; and

WHEREAS, these solar panels were installed throughout New Jersey by PSE&G without thought to the aesthetic or quality of life effects on residents; and

WHEREAS, on its website, PSE&G states in its Solar 4 All program description that "Every one of panels placed in service generates value from the sale of its electricity and capacity into the wholesale electric grid, the solar renewable energy certificates (SRECs) that it generates and the federal investment tax credits PSE&G attracts. PSE&G monetizes this value and the dollars are returned to customers by offsetting the overall cost of the program"; and

WHEREAS, the Borough of River Edge finds it disingenuous that now PSE&G will raise the rates of its residents to subsidize the cost of installing those same solar panels that are supposed to, by their own admission, bring monetized value to their customers; and

WHEREAS, the Solar Loan program brochure states that "PSE&G will provide approximately \$247 million to finance the installation of solar power systems" for commercial, industrial, not-for-profit and governmental customers as well as residential customers; and

WHEREAS, the Borough of River Edge finds it abhorrent that PSE&G is expecting its residential customers to finance a loan program for its business customers.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of River Edge appeal to the Board of Public Utilities to not grant an increase to PSE&G that will be borne on the backs of our taxpayers who are already overburdened trying to meet.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to distribute copies of this resolution to the Board of Public Utilities, Senator Gordon, Assemblyman Eustace, Assemblywoman Wagner, Governor Christie, the New Jersey League of Municipalities and surrounding municipalities in Bergen County.

September 4, 2012

#12-307 Resolution to Support New York General Assembly Bill S5126 to Create a Bi-State Commission Between New Jersey and New York to Coordinate Management and Flood Prevention

WHEREAS, the New Jersey State Legislature and Governor Christie signed into law on January 17, 2012, Senate Bill 59, creating a bi-state commission to coordinate management and flood prevention of waterways flowing between Bergen County, New Jersey and Rockland County, New York; and

WHEREAS, in New York, the General Assembly passed A2206 on May 21, 2012 and S5126 was reported to the New York State Senate, Finance Committee on June 5, 2012 for consideration; and

WHEREAS, creating this bi-state commission, New Jersey and New York will work together and create long term savings, protecting the citizens of our two states, along with achieving greater success and better outcomes during future weather events; and

WHEREAS, recent storms were devastating events for both New Jersey and New York with catastrophic effects on municipal government's budgets and resident's pocketbooks.

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of River Edge, on behalf of their residents, urge you to pass this bill in the Fall upon your return to Albany so that we can find common solutions and save millions of dollars in the process.

BE IT FURTHER RESOLVED, that the Borough Clerk forward a copy of this resolution to New York State Senator John A. DeFrancisco, New Jersey Senator Robert Gordon, Assemblyman Timothy Eustace, Assemblywoman Connie Wagner and surrounding municipalities for distribution to their Governing Bodies.

September 4, 2012

#12-308 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Tenney Avenue

WHEREAS, on or about September 4, 2012, 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 15, 2012 in accordance with Borough Ordinance #1678; and

WHEREAS, Mrs. 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 4, 2012

#12-309 Resolution to Refund Planning Board Escrow Money to Yeshiva of North Jersey, 666 Kinderkamack Road, River Edge, NJ, Block 616, Lot 9

WHEREAS, the following application has been made to the Planning Board for Site Plan approvals and has since received such approval; and

WHEREAS, all professionals have been paid.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized to refund the following to:

<u>Block/Lot</u>	<u>Name/Address</u>	<u>Amount</u>
616/9	Yeshiva of North Jersey 666 Kinderkamack Road River Edge, NJ 07661	\$14,032.25

September 4, 2012

#12-310 Resolution to Refund Planning Board Escrow Money to Big Sky Associates, LLC for the Property Located at 727 Williams Avenue, River Edge, NJ, Block 411, Lot 5

WHEREAS, the following application has been made to the Planning Board for Soil Movement approvals has since received such approval; and

WHEREAS, all professionals have been paid.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized to refund the following to:

<u>Block/Lot</u>	<u>Name/Address</u>	<u>Amount</u>
411/5	Big Sky Associates, LLC 216 Dayton Street Ridgewood, NJ 07450	\$310.00

Property Address: 727 William Avenue, River Edge, NJ

September 4, 2012

#12-311 Resolution to Refund Planning Board Escrow Money to Maria Brockmeier,

854 Bogert Road, River Edge, NJ, Block 204, Lot 19

WHEREAS, the following application has been made to the Planning Board for Soil Movement approvals has since received such approval; and

WHEREAS, all professionals have been paid.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized to refund the following to:

<u>Block/Lot</u>	<u>Name/Address</u>	<u>Amount</u>
204/19	Maria Brockmeier 854 Bogert Road River Edge, NJ 07661	\$1,485.00

September 4, 2012

#12-312 Resolution to Refund Planning Board Escrow Money to Terri & Bill O'Shea, 563 Monroe Court, River Edge, NJ, Block 701, Lot 4

WHEREAS, the following application has been made to the Planning Board for Soil Movement approvals has since received such approval; and

WHEREAS, all professionals have been paid.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized to refund the following to:

<u>Block/Lot</u>	<u>Name/Address</u>	<u>Amount</u>
701/4	Terri & Bill O'Shea 563 Monroe Court River Edge, NJ 07661	\$1,557.50

September 4, 2012

#12-313 Enter Into Agreement with Saverio V. Cereste, Esq., 1624 Center Avenue, Fort Lee, New Jersey 07024 For Professional Services as Borough Attorney

WHEREAS, there exists a need for a Borough Attorney for legal services such as attendance at meetings, tax appeals, legal opinions, review of resolutions, ordinances, contracts, lease agreements and bid specifications; 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 anticipated term of this contract is one year; and

WHEREAS, Saverio V. Cereste, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit Saverio V. Cereste, Esq. from making any reportable contributions through the term of the contract.

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01/2010/20/1552/171 of the Current Fund not to exceed \$20,000.00.

WHEREAS, the rate of pay shall not exceed \$100.00 per hour as Borough Attorney; 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;

BE IT RESOLVED that this contract is effective as of January 1, 2012.

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

1. The Council President and Borough Clerk are hereby authorized and directed to execute the attached agreement with Saverio V. Cereste, Esq., 1624 Center Avenue, Fort Lee, New Jersey 07024.
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law to Saverio V. Cereste, Esq., 1624 Center Avenue, Fort Lee, New Jersey 07024.
4. A notice of this action shall be printed once in THE RIDGEWOOD NEWS.

BE IT FURTHER RESOLVED that resolution #12-06 is hereby rescinded.
September 4, 2012

#12-314 Waive Construction Fee for the Installation of Emergency Services Memorial for Footing and Re-bar

WHEREAS, the River Edge PBA/SOA had provided the Mayor and Council with a conceptual plan and design for an Emergency Services Memorial to be constructed in front of the Borough Hall; and

WHEREAS, Let it Grow is donating their services for the construction of the memorial; and

WHEREAS, the River Edge PBA/SOA has requested that the construction permit fee for installation of the Emergency Services Memorial for footing and re-bar be waived.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge does hereby waive the construction permit fee for footing and re-bar for the Emergency Services Memorial.

September 4, 2012

#12-315 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Oak Avenue

WHEREAS, on or about September 4, 2012, the Borough of River Edge granted permission to Roger Danzo, 173 Oak Avenue, River Edge, New Jersey, to hold a block party on Oak Avenue between Valley Road and Princeton Drive on September 29, 2012 (rain date October 6th) in accordance with Borough Ordinance #1678; and

WHEREAS, Mr. Danzo 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 4, 2012

#12-316 Enter Into Agreement with Groundwater & Environmental Services, Inc., 1340 Campus Parkway, Suite B4, Neptune, New Jersey 07553 for Soil Testing Across from 584 Kinderkamack Road

WHEREAS, the Department of Environmental Protection is requiring soil testing across the street from the old Shell Station located at 584 Kinderkamack Road; and

WHEREAS, Groundwater & Environmental Services, Inc., has requested a right-of-way to allow them to take soil samples on Borough property across from 584 Kinderkamack Road between the curb and sidewalk; and

WHEREAS, the Governing Body of the Borough of River Edge had previously given Groundwater & Environmental Services, Inc., permission to place monitoring wells on Borough property between Monroe Avenue and Manning Avenue on Kinderkamack Road west via resolution #11-258 dated July 5, 2011; and

WHEREAS, the Borough Attorney has drawn up a License Agreement for the purpose of soil testing across from the old Shell Gas Station as required by the NJDEP; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk are authorized to execute the License Agreement with Groundwater & Environmental Services, Inc., 1340 Campus Parkway, Suite B4, Neptune, New Jersey, 07553.

September 4, 2012

Councilman Papaleo read resolution #12-317 into the record.

Motion by Councilman Papaleo, seconded by Councilman Bartelloni to approve resolution #12-317.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

#12-317 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	\$597,747.15
CAPITAL ACCOUNT	\$ 350.00
RECREATION ACCOUNT	\$ 4,626.30
TRUST OTHER ACCOUNT	\$ 4,550.00
TRUST OTHER DEVELOPERS ACCOUNT	\$ 1,353.00

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 4, 2012

Motion by Councilman Bartelloni, seconded by Councilman Papaleo to approve resolution #12-318 and #12-319.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

#12-318 Authorize Tax Collector to Transfer 2nd Quarter 2012 Tax Overpayments to the 3rd Quarter 2012

WHEREAS, the 2nd quarter 2012 taxes were overpaid due to a duplicate payment or homestead rebate credits on the following properties; and

WHEREAS, homeowners have requested in writing that their credits be applied to their 3rd quarter 2012 taxes.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector adjusts her records by transferring the 2nd quarter tax overpayments to the 3rd quarter 2012 taxes as follows:

Block/Lot	Owner/Property	from 2 nd Qtr. 12	to 3 rd Qtr. 12
508/18	Jeffrey, Todd 224 Madison Avenue	12.68	12.68
813/20	Sussman, Elliott & Judi Ann 446 Oak Avenue	6.00	6.00
1202/1	Lee, Jamie & Yeoung 139 Valley Road	28.85	28.85

September 4, 2012

#12-319 Authorize Tax Collector to Refund 2012 Tax Overpayments

WHEREAS, the tax office has received duplicate tax payments and tax overpayments due to homestead rebate credits for 2012 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 checks in the following amounts and the Tax Collector to adjust her records accordingly.

Block/Lot	Name & Address	Tax Qtr. 2012	Refund Amount
303/3	Thomas & Susan Whittaker 297 Wales Avenue River Edge, NJ 07661	3 rd	3,891.50
808/19	Jian Zhang 1805 Treetop Drive Unit 11A Erie, PA 16509-7017	2 nd	823.42

September 4, 2012

OPEN HEARING OF THE PUBLIC -

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

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Peggy White 741 Center Avenue-asked that they not let anyone tear the American Legion building down until they determine where the corner stone is located because it contains important information.

Mrs. Claffey-445 Kinderkamack Road-asked a few questions regarding the store that burned down in the 400 block of Kinderkamack Road. She asked if it was true that you're allowed three years to finish a construction project after obtaining a permit? She also noticed that heavy machinery came in and placed large air conditioning units on the roof. Mrs. Claffey questioned the fact that the existing nail salon and beauty parlor have moved to another vacant location in the building and asked if that was allowed. She also has concerns about an odor that seems to be coming from the salon. She said that she had called the Building Department about her concerns but never heard back.

Mayor Moscaritolo-stated that they will look into it.

Mrs. Claffey-asked if she will be notified?

Mayor Moscaritolo-replied, yes.

CLOSE HEARING OF THE PUBLIC -

Motion by Councilwoman Murphy, seconded by Councilman Cordts to close hearing of the public.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman

Mignone was absent.

COUNCIL COMMENTS -

Councilwoman Murphy-stated that she looks forward to school starting tomorrow and reminded everyone to use extra caution on the roads. She thanked the DPW and Michele Cariddi for the fantastic bush trimming job that they've done at Borough Hall and looks forward to the second phase.

Councilman Cordts-welcomed everyone back after the summer and looks forward to getting back to work.

Councilman Cappola-also thanked Michele Cariddi for the excellent job that she did outside Borough Hall.

Councilman Bartelloni-also agreed that it looks great and was amazed that by just removing the one tree in the middle how much it opened up the entire plaza.

Councilman Papaleo-also thanked Michele for doing a great job and stated that residents have commented on how nice the Library and other Borough buildings look.

Mayor Moscaritolo-thanked everyone to attending the meeting this evening and feels that it's always beneficial to have members of the public in attendance because it's much more informative when the Mayor and Council receive feedback from the residents. The Mayor thanked Trey, Alexandria and Maxine for volunteering for the Special Events Committee and also thanked Eamon for attending the meetings and keeping the public aware of what's going on in town. Mayor Moscaritolo extended his appreciation to the DPW, Officer Wilhelm, Let It Grow, Liz Stewart and Michele Cariddi for organizing and coordinating the 911 Memorial. The Mayor stated that if the front of the Borough Hall can look as nice as the Library it will be very impressive and is happy that all of the work will be done by volunteers and not taxpayer money. The Mayor stated that unfortunately by removing the bushes in front of Borough Hall, it has exposed the peeling paint and minor brick work that is needed and would like the matter to be listed on a future agenda and come up with a game plan. The Mayor hoped that everyone had a great summer and again thanked everyone for coming out this evening.

ADJOURNMENT - 8:35 P.M.

Motion by councilwoman Murphy, seconded by Councilman Cordts to adjourn the meeting at 8:35 p.m.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Cordts, Councilman Cappola, Councilman Bartelloni and Councilman Papaleo voted yes; Councilman Mignone was absent.

Mayor Sandy Moscaritolo

Attest:

Denise A. Dondiego, Borough Clerk

Dated: