

M I N U T E S
Sine Die Meeting of the Mayor and Council
Friday, January 1, 2016
10:30 A.M.

CALL THE MEETING TO ORDER -

Councilman Mignone called the meeting to order in the Council chambers of the Borough Hall at 10:35 a.m.

SILENT PRAYER - FLAG SALUTE

SUNSHINE STATEMENT -

Mayor Mignone read the statement under the Sunshine Law and asked the Clerk to put it into the minutes. "Adequate Notice of this meeting has been made by sending notice on December 18, 2015 to THE RECORD and THE RIDGEWOOD NEWS, by positioning on the bulletin board in the lobby of the Borough Hall, and filing a Notice of the same with the Municipal Clerk."

ROLL CALL - Councilman Haggis, Councilwoman Busteed, Councilman Papaleo were present; Councilwoman Murphy, Councilman Acquafredda and Mayor Moscaritolo were absent.

APPROVAL OF MINUTES -

Motion by Councilwoman Busteed, seconded by Councilman Haggis to approve the minutes of the Mayor and Council Regular Meeting of December 21, 2015.

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busteed, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

PROCLAMATIONS & AWARDS - NONE

OPEN PUBLIC COMMENTS ON ANY ISSUE ON THE AGENDA -

Motion by Councilman Busteed, seconded by Councilman Haggis to open public comments on any issue on the agenda.

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busteed, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

CLOSE PUBLIC COMMENTS ON ANY ISSUE ON THE AGENDA -

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

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busteed, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

APPOINTMENTS & PERSONNEL CHANGES - NONE

CORRESPONDENCE -

- Notice - River Edge Board of Ed - 12/23/15
Re: Meeting 1/6/16
- Notice - SUEZ - 12/30/15
Re: Hearing for Increase in Rates

MONTHLY REPORTS -

- Shade Tree Commission - November 2015
- Traffic & Safety Committee - November 2015

ORDINANCES - 1ST READING - NONE

ORDINANCE - 2ND READING - NONE

RESOLUTIONS - By Consent

Motion by Councilman Haggis, seconded by Councilwoman Busted to approve resolution #15-450 thorough #15-460.

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busted, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

#15-450 Report Investments Pursuant to the Cash Management Plan

BE IT RESOLVED that the following investments and deposits made pursuant to the Cash management Plan of the Borough of River Edge are hereby confirmed and accepted by the Governing Body.

Months of November and December, 2015.

<u>Name of Institution</u>	<u>Amount</u>	<u>Type</u>	<u>Book Value</u>	<u>Earned Income</u>	<u>Market Value</u>	<u>Int. Rate</u>
N.J. Cash Management Fund	\$500,000.00	CMF	\$500,000.00	\$415.27	\$500,415.27	.15

January 1, 2016 - Sine Die

#15-451 Appropriating Debt Service Requirements

WHEREAS, N.J.S. 40A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming year providing that such resolution is not made earlier than December 20th of the year preceding the beginning of the fiscal year; and

WHEREAS, the date of this resolution is subsequent to December

20, 2015; and

WHEREAS, principal and interest will be due on various dates from January 1, 2016 to December 31, 2016 inclusive of sundry bonds issued and outstanding.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made to cover the period from January 1, 2016 to December 31, 2016.

DEBT SERVICE BOROUGH OF RIVER EDGE

Interest on Bonds	45-9302	\$204,000.00
Interest on Loan	45-9452	\$ 5,000.00

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#15-452 Lapsed Unexpended Appropriation to Snow Reserve

WHEREAS, the Borough of River Edge has on its books and records prior year unexpended snow removal appropriations; and

WHEREAS, the Public Laws of 2001, Chapter 138 permits local units to establish snow removal reserves; and

WHEREAS, a Dedication by Rider via resolution #03-115 dated March 17, 2003 was approved by the State of New Jersey, Division of Local Government Services on March 28, 2003; and

WHEREAS, it is anticipated that the following unexpended balances of the Current Fund of the 2014 Appropriation Reserve Budget will not be required.

8. General Appropriations
(A) Operations - Within "CAPS"

Streets and Roads	
Public Works Repair & Maintenance	
Other Expenses 01-2030-26-2902-178	\$35,000.00

NOW, THEREFORE, BE IT RESOLVED that the aforementioned unexpended balances be and are hereby ordered lapsed to the Trust Other, Snow Reserve Account.

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

January 1, 2016 - Sine Die

#15-453 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</u>	<u>UNFUNDED DEFERRED CHARGES</u>	<u>CAPITAL FUND BALANCE</u>	<u>CAPITAL IMPROVEMENT FUND</u>
1693		\$31,005.11	

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#15-454 Cancel Unexpended Appropriations

WHEREAS, the Borough of River Edge has on its books and records unexpended appropriations; and

WHEREAS, it is anticipated that the following unexpended balances of the Current Fund of the 2015 Budget will not be required.

D) Municipal Debt Service		
Interest on Notes	(45-9352)	\$ 447.23
Interest on Bonds	(45-9302)	\$ 918.50
Principal on Loan	(45-9442)	\$5,384.41
Interest on Loan	(45-9452)	\$2,244.65

NOW, THEREFORE, BE IT RESOLVED that the aforementioned unexpended balances be and are hereby ordered cancelled.

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

January 1, 2016 - Sine Die

#15-455 Establish Accounts Payable

WHEREAS, there exists various encumbrances on the books of the Current Fund for the year 2015; and

WHEREAS, these outstanding orders will lapse from the appropriation reserves unless established by the Governing Body of the Borough of River Edge as an accounts payable; and

WHEREAS, the various purchase orders and contracts creating these accounts payable have been investigated by the Chief Financial Officer and it has been determined that these should be established.

NOW, THEREFORE, BE IT RESOLVED that the following accounts payable in the below listed amounts be and are hereby established on the balance sheet of the Borough of River Edge Current Fund.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to adjust his records accordingly.

<u>P.O. #</u>	<u>Vendor</u>	<u>Amount</u>	<u>Description</u>
28636	Robert Costa	\$ 675.00	Emerg. Infrastructure (2014)
28642	Appraisal Systems, Inc.	\$ 2,000.00	Tax Appeal (2014)
28872	Capital Alternatives	\$ 1,000.00	Consulting Services
28890	Lincoln National Insurance	\$18,360.00	LOSAP for Ambulance
28891	Lincoln National Insurance	\$ 8,160.00	LOSAP for Fire Department
28898	Mid Bergen Regional Health	\$ 800.00	Work
28930	Robert Costa	\$ 2,500.00	Tap Grant
29038	ACS Firehouse Software	\$ 1,799.00	Purchase/Maintain
29072	Valley Health Medical	\$ 872.00	Drug Test
29276	Robert Costa	\$ 1,500.00	Curb Cuts Design Disab. Rights
29356	Phoenix Advisors, LLC	\$ 1,000.00	Disclosure
29535	Robert Costa	\$ 150.00	Howland Phase 7
29538	Phoenix Advisors, LLC	\$ 2,100.00	Disclosure
29619	Premier Product Development	\$ 37.50	KBG Lighting
29688	Borough of Paramus	\$ 9,594.60	90 Units
29729	McNerney & Associates	\$ 2,500.00	Appraisal Litterini v R.E.
29788	Matthew Giacobbe Esq.	\$ 510.48	Labor
30096	BB Planning & Design LLC	\$ 562.50	Non-Conforming Uses
30107	Francis Campbell, Esq.	\$ 349.50	River Dell Litigation
30221	Capital Alternatives	\$ 6,000.00	TAP Program

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#15-456 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>
24977, 26949 & 28101	Borough of Paramus	\$23,905.40	Sewer - 90 Units
19480	Inst. Forensic Psychology	\$ 4,425.00	Assessment for Hiring in Police Dept.
27075	Occupational Medical Assoc.	\$ 800.00	Examination - Police
27057	Symantec Store	\$ 1,239.47	Computer Upgrade

January 1, 2016 - Sine Die

#15-457 Authorize Tax Collector to Transfer a 4th Quarter 2015 Duplicate Tax Payment to the 1st Quarter 2016 Taxes

WHEREAS, the tax office has received a 4th quarter 2015 duplicate tax payment on the following property; and

WHEREAS, a written request was received from the homewoner, who made the duplicate payment, to transfer the overpayment to the next quarter due.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector adjust her records by transferring the 4th quarter 2015 tax overpayment to the 1st quarter 2016 taxes as follows:

<u>Block/Lot</u>	<u>Owner/Property</u>	<u>from 4th Qtr. 15</u>	<u>to 1st Qtr.16</u>
312/7	Mary Rita Gannon 733 Oak Avenue	\$2,399.25	\$2,399.25

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#15-458 Transfer of Funds

WHEREAS, N.J.S.A. 49:4-59 permits the transfer of appropriations during the last two months of the fiscal year from accounts showing unexpended balances to accounts in which commitments may exceed the original budgeted appropriations.

NOW, THEREFORE, BE IT RESOLVED that the following transfers be authorized:

FROM: Tax Assessment O/E	20-1502-170	\$ 1,500.00
FROM: Revenue Admin. O/E	20-1452-023	\$ 1,500.00
FROM: Financial Admin S/W	20-1301-011	\$ 1,000.00
FROM: Public Information O/E	20-1012-126	\$ 1,000.00
TO: Police Department O/E	25-2402-077	\$ 5,000.00
FROM: Recycling S/W	26-3051-014	\$ 6,000.00
TO: Maintenance of Parks S/W	28-3751-011	\$ 2,000.00
TO: Maintenance of Parks S/W	28-3751-014	\$ 4,000.00
FROM: Mayor and Council O/E	20-1102-041	\$ 1,000.00
FROM: General Administration O/E	20-1002-182	\$ 1,000.00
FROM: Emergency Management O/E	25-2522-023	\$ 1,000.00
TO: Water O/E	31-4462-166	\$ 3,000.00
FROM: Sanitation Landfill O/E	32-4652-124	\$25,000.00

TO: Legal Services, O/E	20-1552-172	\$25,000.00
FROM: Liability Insurance O/E	23-2102-171	\$ 5,000.00
TO: Fire O/E	25-2552-184	\$ 5,000.00
FROM: Sanitation Landfill O/E	32-4652-124	\$25,000.00
TO: Police S/W	25-2401-014	\$25,000.00

January 1, 2016 - Sine Die

#15-459 Amend Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the Specifications for the Replacement of the Emergency Generator at Fire Company #2

WHEREAS, there exists a need for expert professional engineering services for specifications for the Replacement of the Emergency Generator at Fire Company #2; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #12-437 dated December 17, 2012 in the amount of \$5,000.00; amended via resolution #13-124 dated March 4, 2013 in the amount of \$1,225.00 and amended via resolution #14-308 dated August 4, 2014 in the amount of \$8,000.00; and

WHEREAS, additional funding is required for professional services for the Replacement of the Emergency Generator at Fire Company #2; and

WHEREAS, there is a need to complete the design, assist with the FEMA grant application, bid, bid award and inspect; 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 \$3,000.00; 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 \$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.

January 1, 2016 - Sine Die

#15-460 Amend Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the Design and Inspection of the Catch Basin at 284 Kensington Road, Wayne Avenue, the Intersection of Elm Avenue and Concord Drive and Greenway Terrace

WHEREAS, there exists a need for expert professional engineering services related to the Design and Inspection of the Catch Basin at 284 Kensington Road, Wayne Avenue, the Intersection of Elm Avenue and Concord Drive and Greenway Terrace; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #15-230 dated June 15, 2015 in the amount of \$8,600.00; and

WHEREAS, additional funding is required for professional services for the Design and Inspection of the Catch Basin at 284 Kensington Road, Wayne Avenue, the Intersection of Elm Avenue and Concord Drive and Greenway Terrace; 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 \$4,000.00; 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 Mayor and Council have examined resumes, biographies, work experience; and

WHEREAS, the Mayor and Council have reviewed price and other factors when considering supporting reasons for awarding this 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 \$4,000.00; 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.

January 1, 2016 - Sine Die

Councilman Mignone read resolution #15-461 into the record.

Motion by Councilman Mignone, seconded by Councilman Papaleo to approve resolution #15-461.

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busteed, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

15-461 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	\$387,636.54
CAPITAL ACCOUNT	\$ 31,149.40
RECREATION ACCOUNT	\$ 103.95
ANIMAL WELFARE ACCOUNT	\$ 4.80
TRUST ASSESSMENT ACCOUNT	\$ 4,535.86
TRUST OTHER ACCOUNT	\$ 42,500.24
OPEN SPACE ACCOUNT	\$ 1,265.81
TRUST OTHER DEVELOPERS ACCOUNT	\$ 2,421.25

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

January 1, 2016 - Sine Die

OPEN HEARING OF THE PUBLIC -

Motion by Councilwoman Busted, seconded by Councilman Papaleo to open hearing of the public.

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busted, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

CLOSE HEARING OF THE PUBLIC -

Motion by Councilman Haggis, seconded by Councilwoman Busted to close hearing of the public.

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busted, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

COUNCIL COMMENTS -

Councilman Haggis-said that it was a pleasure to serve on the Council even though it was for a short time and thanked everyone for their support. Councilwoman Busted-thanked Councilman Haggis for filling in and also thanked Mayor Moscaritolo for his leadership during the past four years. Councilwoman Busted looks forward to 2016 and working with the new Mayor and Council. Councilman Papaleo-also thanked Councilman Haggis for his service as well as Mayor Moscaritolo for a job well done as Mayor.

Councilman Mignone-also thanked Councilman Haggis for his service and looks forward to working with everyone in 2016.

ADJOURNMENT - 10:45 A.M.

Motion by Councilman Haggis, seconded by councilwoman Busteed to adjourn the meeting at 10:45 a.m.

ROLL CALL VOTE: Councilman Haggis, Councilwoman Busteed, Councilman Mignone and Councilman Papaleo voted yes; Councilwoman Murphy and Councilman Acquafredda were absent.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk
Dated: