

M I N U T E S  
Meeting of the Mayor and Council  
Monday, November 1, 2010  
7:00 P.M.

CALL THE MEETING TO ORDER -

Mayor Watkins called the meeting to order 7:00 p.m. in the Council Chambers of the Borough Hall.

SILENT PRAYER - FLAG SALUTE

Mayor Watkins called for a moment of silent prayer and asked Councilwoman Rush to lead the salute to the flag.

STATEMENT -

Mayor Watkins 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, 2009 to THE RECORD and THE RIDGEWOOD NEWSPAPER, 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 - Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon, Councilman Cordts and Mayor Watkins were present.

APPROVAL OF MINUTES - By Consent

Motion by Councilman Smith, seconded by Councilman Cannon to approve the minutes of the Mayor and Council work session and regular meeting of October 18, 2010.

ROLL CALL VOTE: Councilwoman Walker, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes, Councilwoman Rush and Councilman Porco abstained.

Motion by Councilman Porco, seconded by Councilman Smith to approve the minutes of the Mayor and Council work session meeting of October 25, 2010.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

PROCLAMATION & AWARDS -

Mayor Watkins read the award that the Borough received from AAA of North Jersey for Outstanding Achievement in the Community Traffic Safety Program for 2010

APPOINTMENTS & PERSONNEL CHANGES - NONE

CORRESPONDENCE -

Letter	-	Board of Chosen Freeholders - 10/18/10 Re: Adopted Resolutions
Letter	-	BCUA - 10/25/10 Re: Response Document-Solid Waste Mgt. Plan
Letter	-	Cablevision - 10/25/10 Re: Launch New Channel
Letter	-	PSE&G - 10/25/10 Re: Update on Important Issues
Notice	-	BCUA - 10/19/10 Re: Public Hearing on Proposed Amendments
Letter	-	N.J. Transit - 10/19/10 Re: Commuter Parking
Notice	-	River Edge Board of Education - 10/22/10 Re: Meeting - October 26 <sup>th</sup>
Notice	-	River Edge Board of Education - 10/22/10 Re: Meeting - October 27 <sup>th</sup>
Letter	-	Municipal Excess Liability -JIF - 10/25/10 Re: 2011 MEL Public Officials & Employment Practices Liability
Letter	-	U.S. Dept. of Commerce, Census Bureau-10/27/10 Re: Thank you
Memo	-	Bergen County Municipal JIF - 10/27/10 Re: Public Hearing-2011 Proposed Budgets

MONTHLY REPORTS -

Historic Commission - September 22, 2010  
Police Department - September 2010  
Library - September 2010  
Historic Commission - October 2010

ORDINANCES - 1<sup>st</sup> Reading

Denise Dondiego, Borough Clerk read the title of Ordinance #1717 as follows:

Ordinance #1717 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF RIVER EDGE (1998) CHAPTER 300 ENTITLED "PROPERTY MAINTENANCE"

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the first reading of Ordinance #1717 as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1717

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF RIVER EDGE (1998) CHAPTER 300 ENTITLED "PROPERTY MAINTENANCE"

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey that chapter 330 of the Code of the Borough of River Edge entitled "Property Maintenance" is hereby amended as follows:

Section I: Article III, Section 330-29 Enforcement is deleted in its entirety and replaced with the following:

Section 330-29 Enforcement

The Property Maintenance/Code Enforcement Officer is hereby designated as the officer in charge of the enforcement of this Code, or in his absence the Code Inspector.

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

Section II:

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 IV:

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

Margaret Falahee Watkins, Mayor

ATTEST:

Denise A. Dondiego, Borough Clerk

Dated:

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

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ORDINANCES - 2<sup>nd</sup> Reading

Denise Dondiego, Borough Clerk read the title of Ordinance #1715 as follows:

Ordinance #1715 - AN ORDINANCE AMENDING CHAPTER 416 "ZONING" ARTICLE VII, ACCESSORY USES SECTION 416-29 "FENCES" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Ordinance #1715 was introduced by Councilman Cannon, seconded by Councilman Porco at the October 4, 2010 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1715

AN ORDINANCE AMENDING CHAPTER 416 "ZONING" ARTICLE VII, ACCESSORY USES SECTION 416-29 "FENCES" OF THE CODE OF THE BOROUGH OF RIVER EDGE

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge that Chapter 416 "Zoning" Section 416-29 be and hereby is amended as follows:

Section I: Section 416-29(3) hereby amended to read as follows:

"Fences between the front building line and the rear line of the building shall not exceed six feet in height above ground level"

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

Section III: If any provision of this ordinance is found to be invalid, for any reason, by the final judgment of a Court of competent jurisdiction, the invalidity of such portion shall not affect the remaining provisions of this ordinance, which shall be severable therefrom.

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

Margaret Falahee Watkins, Mayor

Attest:

Denise Dondiego, Borough Clerk

OPEN HEARING OF THE PUBLIC -Ordinance #1715

Motion by Councilwoman Walker, seconded by Councilman Smith to open hearing of the public.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

CLOSE HEARING OF THE PUBLIC - Ordinance #1715

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

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

ADOPTION - Ordinance #1715

Motion by Councilman Porco, seconded by Councilman Cannon to adopt Ordinance #1715.

ROLL CALL VOTE: Councilwoman Rush, Councilman Porco, Councilman Cannon and Councilman Cordts voted yes, Councilwoman Walker and Councilman Smith voted no.

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Denise Dondiego, Borough Clerk read the title of Ordinance #1716 as follow:

Ordinance #1716 - AN ORDINANCE APPROPRIATING \$20,000.00 FROM THE GENERAL CAPITAL FUND BALANCE FOR THE CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS OF THE SANITARY SEWER SYSTEM

Ordinance #1716 was introduced by Councilman Smith, seconded by Councilwoman Walker at the October 18, 2010 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1716

AN ORDINANCE APPROPRIATING \$20,000.00 FROM THE GENERAL CAPITAL FUND BALANCE

FOR THE CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS OF THE SANITARY SEWER SYSTEM

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

SECTION I. The improvements desired in Section 2 of this ordinance are hereby authorized as improvements to be made by the Borough of River Edge, New Jersey for the purpose of the making of said improvements, there are hereby appropriated the sum of \$20,000.00 of which \$20,000.00 is from the General Capital Fund Balance.

SECTION II. The improvements are authorized as follows:

- a. The making of improvements to Borough grounds, for: Construction, reconstruction and improvements of the sanitary sewer system improvements at various locations within the Borough including but not limited to Valley Road. The list of streets including but not limited to Valley Road shall be placed on file in the office of the Borough Clerk and made available for public inspection during normal business hours. It is hereby determined and stated that the Borough Council may, by resolution, amend such list from time to time within the appropriation made hereby.
- b. Other Expenses, including but not limited to architect's fees, accounting, engineering and inspection costs, legal expense and other expenses to the extent permitted by Section 20 of the Local Bond Law.

SECTION III: The appropriation shall be made from the General Capital Fund and no debt is authorized.

SECTION IV: This ordinance shall take effect immediately after the first publication after final passage as provided by law.

Mayor Margaret Falahee Watkins

ATTEST:

Denise A. Dondiego, Borough Clerk

Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1716

Motion by Councilwoman Walker, seconded by Councilman Smith to open hearing of the public.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

CLOSE HEARING OF THE PUBLIC - Ordinance #1716

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

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

ADOPTION - Ordinance #1716

Motion by Councilman Smith, seconded by Councilman Cannon to adopt Ordinance #1716.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

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RESOLUTIONS - By Consent

Motion by Councilman Porco, seconded by Councilman Cannon to approve resolution #10-389 through #10-396 and #10-398 and #10-399.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman

Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

#10-389 Resolution Granting Exception to Noise Ordinance to Reggio Construction for the 2010 Howland Avenue Improvement Project, Phase 2

WHEREAS, Section 296 of the Borough Code prohibits loud, disturbing and unnecessary noise including the carrying on of excavation, demolition, construction, repair or alteration work other than between the hours of 8:00 a.m. and 8:00 p.m.; and

WHEREAS, Reggio Construction has requested an exemption from the Borough's noise ordinance, Section 296 of the Borough Code; and

WHEREAS, the Mayor and Council at a work session on October 25, 2010 found that it's in the best interest of the Borough to grant the exception.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge has hereby granted Reggio Construction an exception to the noise ordinance, Section 296, and be permitted to commence work at 7:00 a.m. on weekdays for the project commencing October 21, 2010 for the duration of the project which is approximately 6 months.

BE IT FURTHER RESOLVED that the exception is being granted based on information provided to the Mayor and Council by the Borough Engineer and Reggio Construction and their exception may be rescinded by the Mayor and Council at any time.

November 1, 2010

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#10-390 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: Zoning Board O/E	21-1852-169	\$1,400.00
TO: Emergency Mgmt. Services O/E	25-2522-036	\$1,400.00
FROM: Sanitation Landfill O/E	32-4652-124	\$5,000.00
TO: Animal Welfare O/E	27-3402-100	\$5,000.00
FROM: Planning Board O/E	21-1802-028	\$1,640.00
TO: Building & Grounds O/E	26-3102-189	\$1,640.00
FROM: Bus S/W	27-3311-011	\$ 500.00
TO: Finance O/E	20-1302-036	\$ 500.00
FROM: Bus O/E	27-3311-011	\$1,500.00
TO: Fire Hydrant Service	31-4452-100	\$1,500.00

November 1, 2010

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#10-391 Resolution to Go Into Closed Session and Exclude Public on November 22, 2010 at 7:00 P.M.

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 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 November 22, 2010 meeting at 7:00 p.m. and discussion of the hereinafter specified subject matter:

Closed Session Docket #	Item Title or Description	Statutory Reference
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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.

November 1, 2010

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#10-392 Amend 2010 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services approved 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 Local Match ROID Grant in the amount of \$1,000.00; and

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

Increase an item of revenue entitled:

3. Miscellaneous Revenue - Section F

Donation Local Match ROID Grant.....\$1,000.00

BE IT FURTHER RESOLVED that the like sum of \$1,000.00 and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from the "CAPS"

Public & Private Programs Offset by Revenues

Donation Local Match ROID Grant.....\$1,000.00

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

November 1, 2010

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#10-393 Change in Personnel Policy & Procedure Manual - Section III, Subject 4, Benefits-Medical Insurance Plan

WHEREAS, the Borough of River Edge adopted a Personnel Policy & Procedure manual on March 7, 1983 via resolution #83-58; and

WHEREAS, the Mayor and Council of the Borough of River Edge desire to change Section III, Subject 4 with regards to Benefits-Medical Insurance Plan; and

WHEREAS, the Mayor and Council considered at their work session of September 20, 2010 making those changes to the Personnel Policy & Procedure Manual.

NOW, THEREFORE, BE IT RESOLVED that the Personnel Policy and Procedure Manual of the Borough of River Edge shall be changed in the following manner:

1. Delete the following paragraph to Section III, Benefits, Subject 4 Medical Insurance Plan:

WAIVER

Policy - Employees eligible for the Medical Insurance Plan Benefit may waive it upon meeting the requirements of N.J.S.A. 40A:10-16 et. seq. and the filing of the Borough of River Edge Waiver Reinstatement form on file with the Borough Clerk.

In consideration of the waiver, the Borough will pay the employee according to a schedule on file with the Borough Clerk not to exceed the smaller of 25% of the cost of coverage or \$5,000.00 as a cash bonus through payroll with all appropriate deductions taken at the last pay of the year. The consideration will be prorated based on the effective date of the waiver and the number of months in effect for the borough's fiscal year.

The effective date of the waiver shall be the first of the month upon filing and acceptance of the waiver reinstatement form by the Governing Body.

2. Add the following paragraph to Section III, Benefits, Subject 4 Medical Insurance Plan:

WAIVER

Policy - Employees eligible for the Medical Insurance Plan Benefit may waive it upon meeting the requirements of N.J.S.A. 40A:10-16 et. seq. and the filing of the Borough of River Edge Waiver Reinstatement form on file with the Borough Clerk.

In consideration of the waiver, the Borough will pay the employee according to a schedule on file with the Borough Clerk not to exceed the smaller of 25% of the cost of coverage or \$5,000.00 as a cash bonus paid through regular semi-monthly payroll with all appropriate deductions taken. The consideration will be prorated based on the effective date of the waiver and the number of months in effect for the borough's fiscal year. This policy takes effect January 1, 2011.

The effective date of the waiver shall be the first of the month upon filing and acceptance of the waiver reinstatement form by the Governing Body.

November 1, 2010

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#10-394 Resolution to Authorize Tax Collector to Adjust 2010 Final Tax Bills Due to County Board Judgments

WHEREAS, the Tax Office has received County Board Judgments for the year 2010 on the following properties reducing the assessment values as follows; and

WHEREAS, the 4<sup>th</sup> quarter 2010 taxes are open on all the properties.

NOW, THEREFORE BE IT RESOLVED that the Tax Collector post the pro-rated judgment amounts as a credit to the 4<sup>th</sup> quarter 2010 taxes and adjust her records accordingly.

<u>B/L</u>	<u>Property owner</u>	<u>Old Value</u>	<u>New Value</u>	<u>Credit Amount</u>
204/13	Zuvich, Regina 845 Summit Ave.	640,400	575,000	\$ 1,677.51
206/17	Costa, R&V 840 Summit Ave.	750,000	700,000	\$ 1,282.50
207/22	Palmer Brothers 940 Kinderkamack	1,243,600	1,040,000	\$ 5,222.34
404/10 C0005	Costa, R&V 44E River Edge Rd	600,000	525,000	\$ 1,923.75
405/9	Lindsley, W&I 736 Bogert Rd.	350,300	315,000	\$ 905.45
804/8.04	Alexandris, A&S 523-516 Kinderkamack	2,099,300	1,850,000	\$ 6,394.55
809/19	Delgado, Carol 36 Wayne Ave.	370,000	350,000	\$ 513.00
809/20	Connors, W&B 40 Wayne Ave.	360,000	340,000	\$ 513.00
809/21	Lackey Jr. R. 44 Wayne Ave.	370,000	350,000	\$ 513.00
814/21	Meehan, W&L 68 Wayne Ave.	370,000	345,000	\$ 641.25

1001/2	Kennedy, K 415 Lee Ave.	504,800	350,000	\$ 3,970.62
1002/13	McCabe 87 Erskine Ave.	820,700	795,000	\$ 659.21
1002/32	Napoleon, J 425 Bogert Rd	519,800	415,000	\$ 2,688.12
1002/57.02	Zampino, C&M 400 Lee Ave.	338,800	275,000	\$ 1,636.47
1004/2	Jordan, M&A 45 Wayne Ave.	360,000	340,000	\$ 513.00
1004/3	Gorey, Lisa 41 Wayne Ave.	350,000	330,000	\$ 513.00
1004/4	Rahman, T&Z 37 Wayne Ave	385,000	345,000	\$ 1,026.00
1004/5	Evancho, J&L 33 Wayne Ave.	360,000	340,000	\$ 513.00
1106/27	O'Connell, G&J 328 Lexington Dr	427,700	370,000	\$ 1,480.01
1209/26	Shah, V&L 294 Cleveland PL	397,100	320,000	\$ 1,977.62
1402/5.02	Alhassan, A 106 Davis Dr.	480,000	445,000	\$ 897.75
Total Transfers				\$35,461.15

November 1, 2010

#10-395 Authorize Tax Collector to Refund Duplicate 3<sup>rd</sup> Quarter 2010 Tax Payment

WHEREAS, the tax office has received a duplicate tax payment for the 3<sup>rd</sup> Quarter 2010 taxes on the following properties; 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 Accounts Supervisor is hereby authorized to issue refund check in the following amount and the Tax Collector to adjust her records accordingly.

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Refund Amount</u>
310/7	LACEY, BRAD & CONSUELO 735 Fifth Avenue River Edge, NJ 07661	\$96.93
TOTAL:		\$96.93

Make check payable to:

LPS, LSI DIVISION  
700 Cherrington Parkway  
Corapolois, PA 15108  
Attn: Tina Cararie

November 1, 2010

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#10-396 Authorize Tax Collector to Refund Duplicate 3<sup>rd</sup> Quarter 2010 Tax Payment

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

Quarter 2010 taxes on the following property; and

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

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is hereby authorized to issue refund checks in the following amounts and the Tax Collector to adjust her records accordingly.

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Refund Amount</u>
501/2	CHABZA, FRANK & GENEVIEVE 1 Kimberly Way River Edge, NJ 07661	\$162.06

November 1, 2010

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Councilwoman Rush read resolution #10-397 into the record.

Motion by Councilwoman Rush, seconded by Councilman Smith to approve resolution #10-397.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

#10-397 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 TOTAL	\$7,214,557.56
RECREATION ACCOUNT	\$ 1,454.28
TRUST OTHER ACCOUNT	\$ 3,993.75
OPEN SPACE ACCOUNT	\$ 2,450.55

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

November 1, 2010

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#10-398 Amend 2010 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services approved 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 deposit in its Unappropriated Reserve for Nursing Services for Nonpublic Schools Grant in the amount of \$13,178.00; and

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

Unappropriated Reserve for Nursing Services  
Public & Private Programs Offset by  
Revenues.....\$13,178.00

BE IT FURTHER RESOLVED that the like sum of \$13,178.00 and the same is hereby appropriated under the caption of:

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

Nursing Services for Nonpublic Schools.....\$13,178.00

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

November 1, 2010

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#10-399 Amend Resolution #10-317 Award Bid for the 2010 Howland Avenue Road Improvement Project, Phase 2 to Reggio Construction, 1575 West Street, Fort Lee, New Jersey 07024

WHEREAS, on August 4, 2010 three (3) sealed bids were received for the 2010 Howland Avenue Road Improvement Project, Phase 2; and

WHEREAS, the lowest base bid was received from Reggio Construction, 1575 West Street, Fort Lee, New Jersey, 07024 in the amount of \$192,558.33; and

WHEREAS, Reggio Construction was awarded the bid in the amount of \$192,558.33 via resolution #10-317 dated September 7, 2010; and

WHEREAS, the base bid amount did not include a \$200.00 fuel price adjustment; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1687-200 of the Capital Fund in an amount not to exceed \$192,758.33; and

NOW, THEREFORE, BE IT RESOLVED that the bid that was awarded to Reggio Construction, 1575 West Street, Fort Lee, New Jersey 07024 in the amount not to exceed \$192,558.33 be amended to add a fuel price adjustment of \$200.00 for a total amount not to exceed amount of \$192,758.33 and the Mayor and Clerk are hereby authorized to sign said contract for the Borough.

November 1, 2010

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OPEN HEARING OF THE PUBLIC -

Motion by Councilman Smith, seconded by Councilman Cannon to open hearing of the public.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

Peggy White-741 Center Avenue-informed the Mayor and Council that Laura Martin passed away. She stated that Laura was always very proud to participate in the Torch Run and applauded our Police Department for presenting the family with several items including a tee shirt that she had signed for one of the officers.

John Oh - 308 Howland Avenue-complained that he has been having a problem with his neighbor and the retaining wall between their properties. He stated that his attorney had sent a letter.

Bill Lindsley-stated that he met with Joe Clementi and Mr. Oh's attorney and looked at the retaining wall. Mr. Lindsley stated that he will reach out to Bob Costa because Joe Clementi is longer employed by the Borough. He stated that the wall seems to be leaning but doesn't seem to be in danger of falling. He asked Mr. Oh-if he has a copy of the survey.

John Oh-replied that he only has his neighbors survey.

Bill Lindsley-asked him to give the survey to his attorney and he will contact him. He stated that once they determine who's wall it is, they'll figure out what has to be done to correct it.

Councilman Smith-stated that he did go to the Building Department after he received Mr. Oh's e-mail regarding the wall. He then contacted Rob Costa who

said he would contact Joe Clementi. Councilman Smith didn't hear back from either one and apologized to Mr. Oh for not following up.

CLOSE HEARING OF THE PUBLIC -

Motion by Councilman Porco, seconded by Councilwoman Rush to close hearing of the public.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

COUNCIL COMMENTS -

Councilwoman Walker-had no comment.

Councilwoman Rush-reminded everyone that tomorrow is Election Day and every single vote counts. She encouraged everyone to get out and vote.

Councilman Porco-informed everyone that with regards to the website, we've taken ownership of the domain but it may take a few weeks to get the new site up and running and asked everyone to be patient.

Councilman Smith-had no comment.

Councilman Cannon-wished all the candidates good luck and hopes that there is an enthusiastic turn out.

Councilman Cordts-also wished the candidates good luck tomorrow.

Mayor Watkins-thanked everyone for coming this evening. The Mayor also wished the candidates the best and hopes that a lot of people will get out and vote. The Mayor congratulated the Police Department for receiving the AAA Award.

ADJOURNMENT - 7:15 P.M.

Motion by Councilman Cannon, seconded by Councilwoman Rush to adjourn the meeting at 7:15 p.m.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman Rush, Councilman Porco, Councilman Smith, Councilman Cannon and Councilman Cordts voted yes.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated: