

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

CALL THE MEETING TO ORDER -

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

SILENT PRAYER - FLAG SALUTE

Mayor called for a moment of silent prayer and asked Councilman Smith 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 Rush, seconded by Councilwoman Walker to approve the minutes of the Mayor and Council work session meeting of May 17, 2010.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the minutes of the Mayor and Council regular meeting of May 17, 2010.

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

Motion by Councilman Smith, seconded by Councilman Cordts to approve the minutes of the Mayor and Council work session of May 24, 2010.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the minutes of the Mayor and Council special meeting of May 24, 2010.

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

PROCLAMATION & AWARDS - NONE

APPOINTMENTS & PERSONNEL CHANGES

Motion by Councilwoman Walker, seconded by Councilman Cannon to approve the resignation of William Dolan, Crossing Guard, effective May 14, 2010.

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

Motion by Councilman Cannon, seconded by Councilman Porco to approve the hire of John Mauthe, 770 Oak Avenue as a Crossing Guard, at the rate of \$16.67/hour, effective starting date contingent upon training and medical examination.

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

Motion by Councilman Cannon, seconded by Councilwoman Walker to approve the hire of William Sanders, 100 Reservoir Avenue, as a Crossing Guard, at the rate of \$16.67/hour, effective starting date contingent upon training and medical examination.

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

Motion by Councilman Porco, seconded by Councilwoman Walker to approve the hire of Camp Staff and Night Recreation Staff from June 28, 2010 through July 30, 2010 as per list on file in the Borough Clerk's office.

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

Motion by Councilman Cannon, seconded by Councilman Smith to approve the salary increase for Bobbi Conway, Recreation Director from an annual salary of \$48,222.00 to \$48,702.00 due to a longevity increase from \$960.00 to \$1,440.00, effective June 2, 2010.

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

Motion by Councilman Porco, seconded by Councilman Smith to approve the resignation of James Serednicki from the Planning Board effective immediately.

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

Motion by Councilman Cordts, seconded by Councilman Smith to approve the appointment of Alphonse Bartelloni as Alternate #2 to the Planning Board to finish the unexpired term of James Serednicki to 12/31/10.

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

Mayor Watkins administered the Oath of Office to Alphonse Bartelloni.

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the unpaid leave of absence for Jennifer Kelemen, River Edge Public Library from July 5, 2010 to September 9, 2010.

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

CORRESPONDENCE -

Notice	-	River Edge Board of Education - 5/18/10 Re: Meeting 5/19/10
Letter	-	State of New Jersey - 5/18/10 Re: United Water Proposed Rate Increase
Letter	-	Board of Chosen Freeholders - 5/25/10 Re: Ordinance passed
Letter	-	Deborah Alexander - 5/25/10 Re: Thank you to Bob Costa, Kinderkamack Road Project
Letter	-	Cablevision - 5/27/10 Re: Launch of New Stations
Letter	-	State of New Jersey - DEP - 5/27/10 Re: Suspected Hazardous Substance Discharge Notification
Letter	-	State of New Jersey - 6/1/10 Re: Suspected Hazardous Substance Discharge Notification
Letter	-	BCUA - 5/28/10 Hearing for Bergen County Solid Waste Plan
Notice	-	River Edge Board of Education - 6/1/10 Re: Meeting June 2, 2010
Letter	-	Cablevision - 6/1/10 Re: Tariffs
Letter	-	Alan B. Zublatt - 6/1/10 Re: Termination of Lease Agreement with Sprint Spectrum
Letter	-	James Serednicki - 6/2/10 Re: Resignation from Planning Board

MONTHLY REPORTS -

Police Department	-	April 2010
Library Board	-	May 2010
Tax Collector	-	April 2010

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

Denise Dondiego, Borough Clerk read the title of Ordinance #1709 as follows:

Ordinance #1709 - AN ORDINANCE AMENDING CHAPTER 206 "FEES" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Motion by Councilwoman Rush, seconded by Councilwoman Walker to approve the first reading of Ordinance #1709 as follows:

BOROUGH OF RIVER EDGE  
Ordinance #1709

AN ORDINANCE AMENDING CHAPTER 206 "FEES" OF THE CODE 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, that Chapter 206 "Fees" of the Code of the Borough of River Edge be and hereby is amended as follows:

Section I \$206-2EE (Miscellaneous Fees) amended as follows:

Garage sale, each - \$10.00

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

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

Section IV This ordinance shall take effect immediately upon passage and publication according to law.

Mayor Margaret Falahee Watkins

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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Denise Dondiego, Borough Clerk read the title of Ordinance #1710 as follows:

Ordinance #1710 - AN ORDINANCE AMENDING CHAPTER 314 "PEDDLING AND SOLICITING" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Motion Councilman Cordts, seconded by Councilwoman Walker to approve the first reading of Ordinance #1710 as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1710

AN ORDINANCE AMENDING CHAPTER 314 "Peddling and Soliciting" 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 314 "Peddling and Soliciting" be and hereby is amended as follows:

Section I: Section 314-4 "Exemptions" add the following:

"Individuals representing such organizations may solicit between the hours of 9:00 a.m. 9:00 p.m. Solicitors are encouraged to wear reflective clothing and/or carry flashlights if soliciting after dark."

**Section II:** Section 314-8 "Time limits on solicitation" Paragraph (B) amended to change "9:00p.m." to "6:00 p.m."

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

**Section IV:** 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 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.

Mayor Margaret Falahee Watkins

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 #1705 as follows:

Ordinance #1705 - AN ORDINANCE AMENDING CHAPTER 354 "SOIL REMOVAL" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Ordinance #1705 was introduced by Councilwoman Rush, seconded by Councilman Smith at the May 17, 2010 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1705

AN ORDINANCE AMENDING CHAPTER 354 "SOIL REMOVAL" 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 354 "SOIL REMOVAL" of the Code of the Borough of River Edge is hereby amended as follows:

**Section I:** Section 354-2 "permit required" add:  
"D. This Chapter shall be enforced by the Borough Engineer"

**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 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.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk  
Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1705

Motion by Councilman Cannon, seconded by Councilwoman Walker 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 #1705

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 #1705

Motion by Councilwoman Walker, seconded by Councilman Smith to adopt Ordinance #1705.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1706 as follows:

Ordinance #1706 - BOND ORDINANCE TO AMEND SECTIONS 4 AND 10 OF THE BOND ORDINANCE (ORD. NO. 1693) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$510,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED APRIL 5, 2010.

Ordinance #1706 was introduced by Councilman Porco, seconded by Councilman Smith at the May 17, 2010 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1706

BOND ORDINANCE TO AMEND SECTIONS 4 AND 10 OF THE BOND ORDINANCE (ORD. NO. 1693) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$510,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED APRIL 5, 2010.

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

Section 1. Section 4 of Ordinance No. 1693 entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$510,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO

FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS"

adopted by the Borough Council of the Borough of River Edge, in the County of Bergen, New Jersey (the "Borough") on April 5, 2010 (the "Prior Ordinance") is hereby amended to (A) (i) increase the appropriation and estimated cost in Section 4.C. from \$229,000 to \$237,000 (an increase of \$8,000); (ii) increase the down payment appropriated in Section 4.C. from \$11,450 to \$11,850 (an increase of \$400); and (iii) increase the bonds and notes authorized in Section 4.C. from \$217,550 to \$225,150 (an increase of \$7,600); and (B) (i) decrease the appropriation and estimated cost in Section 4.D. from \$50,000 to \$42,000 (a decrease of \$8,000); (ii) decrease the down payment appropriated in Section 4.D. from \$2,500 to \$2,100 (a decrease of \$400); and (iii) decrease the bonds and notes authorized in Section 4.D. from \$47,500 to \$39,900 (a decrease of \$7,600); and shall hereafter read as follows:

"Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new additional or replacement equipment and machinery consisting of a copier for the use of the Office of the Borough Clerk.

Appropriation and Estimated Cost	\$ 12,000
Down Payment Appropriated	\$ 600
Bonds and Notes Authorized	\$ 11,400
Period of Usefulness	5 years

B. Installation of smoke detector upgrades at various public buildings.

Appropriation and Estimated Cost	\$ 14,000
Down Payment Appropriated	\$ 700
Bonds and Notes Authorized	\$ 13,300
Period of Usefulness	5 years

C. Acquisition of a new automotive vehicle, including original apparatus and equipment, and new additional or replacement equipment and machinery for the use of the Department of Public Works ("DPW") consisting of (i) a dump truck and (ii) a small utility vehicle.

Appropriation and Estimated Cost	\$237,000
Down Payment Appropriated	\$ 11,850
Bonds and Notes Authorized	\$225,150
Period of Usefulness	5 years

D. Acquisition of new additional or replacement equipment and machinery consisting of a chipper for the use of the DPW.

Appropriation and Estimated Cost	\$ 42,000
Down Payment Appropriated	\$ 2,100
Bonds and Notes Authorized	\$ 39,900
Period of Usefulness	15 years

E. Acquisition of new additional or replacement equipment and machinery for the use of the Fire Department consisting of (i) turnout gear, (ii) gas meters and (iii) air packs. Depending upon contract prices and other exigent circumstances, and upon approval of the Borough Council, there may be additions to or deletions from the preceding list.

Appropriation and Estimated Cost	\$ 38,000
Down Payment Appropriated	\$ 1,900
Bonds and Notes Authorized	\$ 36,100
Period of Usefulness	5 years

F. Undertaking the 2010 Road Resurfacing and Improvement Program (including curbing and sidewalk improvements, where necessary) in, by and for the Borough, as set forth on a list prepared by the Borough Engineer and approved by the Borough Council and directed to 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 (i) the Borough Council may, by resolution, amend such list from time to time within the appropriation made hereby and (ii) such roads being improved are of "Class B" or equivalent

construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$159,800
Down Payment Appropriated	\$ 8,490
Bonds and Notes Authorized	\$151,310
Period of Usefulness	10 years

G. Acquisition of new information technology equipment consisting of a patrol car mobile computer for the use of the Police Department.

Appropriation and Estimated Cost	\$ 7,200
Down Payment Appropriated	\$ 360
Bonds and Notes Authorized	\$ 6,840
Period of Usefulness	7 years

Aggregate Appropriation and Estimated Cost	\$510,000
Aggregate Down Payment Appropriated	\$ 26,000
Aggregate Amount of Bonds and Notes Authorized	\$484,000."

Section 2. Section 10 of the Prior Ordinance is hereby amended to decrease the average period of usefulness of the purposes authorized from 7.57 years to 7.41 years (a decrease of 0.16 years), and shall hereafter read as follows:

"Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 7.41 years computed from the date of said bonds."

Section 3. The capital budget is hereby amended to conform with the provisions of this amendatory bond ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 4. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk  
Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1706

Motion by Councilman Smith, seconded by Councilwoman Walker 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 #1706

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 #1706

Motion by Councilwoman Rush, seconded by Councilman Cannon to adopt Ordinance #1706.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1707 as follows:

Ordinance #1707 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCE OF THE BOROUGH OF RIVER EDGE CHAPTER 400 "VEHICLES & TRAFFIC", ARTICLE IV, SECTION 27, "SCHEDULE I: PARKING PROHIBITED AT ALL TIMES AND CHAPTER 400 "VEHICLES & TRAFFIC" ARTICLE IV, SECTION 28, "SCHEDULE II: PARKING PROHIBITED DURING CERTAIN HOURS"

Ordinance #1707 was introduced by Councilman Smith, seconded by Councilwoman Walker at the May 17, 2010 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1707

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCE OF THE BOROUGH OF RIVER EDGE CHAPTER 400 "VEHICLES & TRAFFIC", ARTICLE IV, SECTION 27, "SCHEDULE I: PARKING PROHIBITED AT ALL TIMES AND CHAPTER 400 "VEHICLES & TRAFFIC" ARTICLE IV, SECTION 28, "SCHEDULE II: PARKING PROHIBITED DURING CERTAIN HOURS"

BE IT ORDAINED by the Mayor and Council of the borough of River Edge, County of Bergen, State of New Jersey, that Chapter 400 "Vehicles & Traffic" of the Revised General Ordinances of the Borough of River Edge is hereby amended and supplemented as follows:

Section I. Chapter 400, Article IV, Section 27, Schedule I: Parking Prohibited at All Times, shall be supplemented to reflect the following change:

A. Delete in its entirety:

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
Kinderkamack Road	East	From Tenney Avenue to a point 200 feet north of Continental Avenue.

B. Replace with the following:

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
Kinderkamack Road	East	From Tenney Avenue north to the beginning of of River Edge Road.

Section II. Chapter 400, Article IV, Section 28, Schedule II: Parking Prohibited During Certain Hours, shall be supplemented to reflect the following change:

A. Delete in its entirety:

<u>Name of Street</u>	<u>Sides</u>	<u>Days/Hours</u>	<u>Location</u>
Kinderkamack Road	East	Monday thru Friday 7:00 a.m. To 6:00 p.m.	From 200 feet north of the Curbline of Continental Ave. To the north side of Kinderkamack Road/Webb Avenue Intersection

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 III:

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

Mayor Margaret Falahee Watkins

ATTEST:

Denise A. Dondiego, Borough Clerk  
Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1707

Motion by Councilman Cordts, seconded by Councilman Porco 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 #1707

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 #1707

Motion by Councilman Cannon, seconded by Councilman Porco to adopt Ordinance #1707.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1708 as follows:

Ordinance #1708 - AN ORDINANCE AMENDING CHAPTER 416 "ZONING" ARTICLE VII "ACCESSORY USES" THE CODE OF THE BOROUGH OF RIVER EDGE, ENTITLED TO IMPLEMENT N.J.S.A. 40:48-2.60 et seq. REGARDING THE REGULATION OF DONATION CLOTHING BINS

Ordinance #1708 was introduced by Councilman Smith, seconded by Councilwoman Walker at the May 17, 2010 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1708

AN ORDINANCE AMENDING CHAPTER 416 "ZONING" ARTICLE VII "ACCESSORY USES" OF THE CODE OF THE BOROUGH OF RIVER EDGE, ENTITLED TO IMPLEMENT N.J.S.A. 40:48-2.60 et seq. REGARDING THE REGULATION OF DONATION CLOTHING BINS

WHEREAS, the Mayor and Council believe that donation clothing bins should be subject to regulation in accordance with N.J.S.A. 40:48-2.60 et seq.

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

**SECTION 1:** Chapter 416 Article VII of the Code of the Borough of River Edge is hereby amended as follows:

1. Add: Section 416-35 entitled "Donation Clothing Bins" as follows:

Definition.

- A. "Solicitation" or "Solicit" means the request, directly or indirectly, for money, credit property financial assistance, or other thing of any kind or value. Solicitation shall include, but not be limited to, the use or employment of canisters, cards, receptacles or similar devices for the collection of money or other thing of value. A solicitation shall take place whether or not the person making the solicitation received any contribution.

Requirements for placement, use of clothing bin for solicitation purposes.

- B. Notwithstanding any other provision of law to the contrary, no person shall place, use, or empty a donation clothing bin, for solicitation purposes, unless all of the following requirements are met:

- (1) The person has obtained a permit, valid for a twelve (12) month period of time, from the Borough's Zoning Officer, in accordance with the following:
  - (a) the location where the bin would be situated, as precisely as possible;
  - (b) the manner in which the person anticipates any clothing or other donations collected via the bin would be used, sold, or dispersed and the method by which the proceeds of collected donations would be allocated or spent;
  - (c) the name and telephone number of the bona fide office required pursuant to subsection 7 of this section, of any entity which may share or profit from any clothing or other donations collected via the bin; and
  - (d) written consent from the property owner to place the bin on his property.
- (2) The Zoning Office shall not grant an application for a permit to place, use, or employ a donation clothing bin if it determines that the placement of the bin could constitute a safety hazard. Such hazards shall include, but not be limited to, the placement of a donation clothing bin within 100 yards of any place which stores large amounts of, or sell, fuel or other flammable liquids or gases;
- (3) The Zoning Officer shall impose a fee for such application, not to exceed \$25.00 to offset the costs involved in enforcing this Ordinance;
- (4) An expiring permit for a donation clothing bin may be renewed upon application for renewal and payment of any fee imposed by the Zoning Officer for such renewal, not to exceed \$25.00 annually, to offset the costs involved in enforcing this Ordinance. Such application for renewal shall include all the information required by this Section for an initial application;
- (5) The permit number and its date of expiration shall be clearly and conspicuously displayed on the exterior of the donation clothing bin, in addition to the information required pursuant to subsection 7 of this section;
- (6) The person, and any other entity which may share of profit from any clothing or other donations collected via the bin, maintains a bona fide office whether a representative of the person or other entity, respectively, can be reached at a telephone information line during normal business hours for the purpose of offering information concerning the person or other entity. For the purposes of this subsection, an answering machine or service unrelated to the person does not constitute a bona fide; and
- (7) The following information is clearly and conspicuously displayed on the exterior of the donation clothing bin:
  - (a) The name and address of the registered person that owns the bin, and of any other entity which may share or profit from any clothing or other donations collected via the bin;
  - (b) The telephone number of the person's bona fide office and if applicable, the telephone number of the bona fide office of any other entity which may share or profit from any clothing or other donations collected via the bin;
  - (c) In cases when the entity other than the person who owns the bin may share or profit from any clothing or other donations collected via the bin, a notice, written in a clear and easily understandable manner, indicating that clothing or other donations collected via the bin, their proceeds, or both, may be shared or given entirely to an entity other than the person who owns the bin, and identifying all such entities which may share or profit from such donations; and
  - (d) A statement, consistent with the information provided to the appropriate municipal agency in the most recent permit or renewal application, indicating the manner in which the person anticipates any clothing or any donations collected via the bin would be used, sold, or dispersed and the method by which the proceeds of collected donations would be allocated or spent.

C. Receipt, investigation of complaints relative to donation clothing bin

The Zoning Officer shall receive and investigate, within 30 days any complaints from the public regarding a bin. Whenever it appears to the Zoning Office that a person has engaged in or is engaging in any act or practice in violation of Section B hereof, the person who placed the bin

shall be issued a warning, stating that if the violation is not rectified or a hearing with the Zoning Officer is not requested within 45 days, the bin will be seized or removed at the expense of the person who placed the bin, and any clothing or other donations collected via the bin will be sold at public auction or otherwise disposed of. In addition to any other means used to notify the person who placed the bin, such warning shall be affixed to the exterior of the bin itself.

In the event that the person who placed the bin does not rectify the violation or request, a hearing within 45 days of the posting of the warning, the Zoning Officer may seize the bin, remove it, or have it removed at the expense of the person who placed the bin, and sell at public auction or otherwise dispose of any clothing or other donations collected via the bin. Any proceeds from the sale of the donations collected via the bin shall be paid to the Chief Financial Officer of the municipality.

D. Additional Penalties, Remedies

In addition to any other penalties or remedies authorized by the laws of this State, any person who violates any provision of this Ordinance which results in seizure of the donation clothing bin shall be:

- (a) Subject to a penalty of up to \$20,000.00 for each violation. The Zoning Officer may bring this action in the municipal court of Superior Court as a summary proceeding under the "Penalty Enforcement Law of 1999", P.L. 1999, c.274 (C2A:58-10 et seq.), and any penalty monies collected shall be paid to the Chief Financial Officer of the municipality; and
- (b) Deemed ineligible to place, use or employ a donation clothing bin for solicitation purposed pursuant to Section B hereof. A person disqualified from placing, using, or employing a donation clothing bin by violating the provisions of this Ordinance may apply to the Zoning Office to have that person's eligibility restored. The Zoning Office may restore the eligibility of a person who:
  - (1) Acts within the public interest; and
  - (2) Demonstrates that he or she made a good faith effort to comply with the provisions of this Ordinance and all other applicable laws and regulations, or had no fraudulent intentions.

**SECTION 2:** Each section of this Ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections and the holding of any section or part thereto to be unconstitutional, void, or ineffective or any cause shall not be deemed to affect the validity or constitutionality of any section or part hereof.

**SECTION 3:** All ordinances, codes or parts thereof that are inconsistent with this Ordinance are repealed or otherwise modified.

**SECTION 4:** This Ordinance shall take effect upon passage and publication as required by law.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk  
Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1708

Motion by Councilman Cannon, 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 #1708

There being no comments by the public, motion by Councilman Smith, seconded

by Councilman Cannon 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 #1708

Motion by Councilman Smith, seconded by Councilman Cannon to adopt Ordinance #1708.

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 Cannon, seconded by Councilman Smith to approve resolution #10-222 through #10-243 and #10-245.

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

#10-222 Rescind Resolution #10-209

WHEREAS, resolution #10-209, a resolution to Authorize the Billing of 2006 Taxes Due to a County Board Judgment for Norma Gottlieb, 150 Valley Road, River Edge, Block 1203, Lot 18 in the amount of \$6.09.

NOW, THEREFORE, BE IT RESOLVED that resolution #10-209 dated May 17, 2010 is hereby rescinded.

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

June 7, 2010

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#10-223 Authorize Accounts Supervisor to Issue Refund Check - Street Opening for 238 Van Saun Drive

WHEREAS, the Borough of River Edge received a street opening permit from the following who surrendered \$320.00 for a bond; and

WHEREAS, John Lynch, Superintendent of Public Works has inspected the street where the opening was made, 238 Van Saun Drive, and has declared it satisfactory; and

WHEREAS, the Chief Financial Officer has certified that funds are available from the Trust Other Account in the amount not to exceed \$320.00.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is authorized to issue a check in the amount of \$320.00 to the following:

Nagy Garas  
52 Algonquin Trail  
Oakland, NJ 07436

June 7, 2010

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#10-224 Authorize Accounts Supervisor to Issue Refund Check - Street Opening for 954 Kinderkamack Road, Tri-Valley Landscaping, Inc.

WHEREAS, the Borough of River Edge received a street opening permit from the following who surrendered \$320.00 for a bond; and

WHEREAS, John Lynch, Superintendent of Public Works has inspected the street where the opening was made, 954 Kinderkamack Road, and has declared it satisfactory; and

WHEREAS, the Chief Financial Officer has certified that funds are available from the Trust Other Account in the amount not to exceed \$320.00.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is authorized to issue a check in the amount of \$320.00 to the following:

application for such a grant, and recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement, and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of River Edge and the new Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

Margaret Falahee Watkins, Mayor

Alan P. Negreann,  
Administrator/CFO

June 7, 2010

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#10-228 Approve Renewal of Liquor Licenses

WHEREAS, application for renewal of liquor licenses have been filed with the Clerk of the Borough of River Edge by the following licenses; and

WHEREAS, reports have been received from the Police Department, Fire Prevention Official and the Department of Health that the following premises holding liquor licenses in the Borough have been found in order in accordance with the rules and regulations of this Borough and the required fees have been received.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Borough of River Edge that the following licenses be issued for the premises described for a period of one (1) year commencing July 1, 2010; and

BE IT FURTHER RESOLVED that Denise A. Dondiego, Borough Clerk, be directed to sign and deliver said licenses on behalf of the Borough of River Edge.

PLENARY CONSUMPTION LICENSES

0252-33-006-008	River Edge, Inc. 516 Kinderkamack Road River Edge, New Jersey 07661	\$2,500.00
0252-33-004-001	Sayat Nova Restaurant, Inc. T/A Feathers, 77 Kinderkamack Road. River Edge, New Jersey 07661	\$2,500.00
0252-33-001-005	259 Johnson Ave. Inc., T/A Dinallo's, 259 Johnson Avenue. River Edge, New Jersey 07661	\$2,500.00

PLENARY RETAIL DISTRIBUTION LICENSES

0252-44-005-003	E.G. Holding Corporation, T/A Total Wine & More, 135 Kinderkamack Road River Edge, New Jersey 07661	\$2,138.00
0252-44-003-003	River Edge Liquor and Convenience Store, Inc., T/A River Edge Wine and Liquors, 504 Kinderkamack Road River Edge, New Jersey 07661	\$2,138.00
0252-44-002-011	Shah and Sheth Liquors Inc., T/A Classic Wine & Spirits, 842 Kinderkamack Road River Edge, New Jersey 07661	\$2,138.00

CLUB LICENSES

0252-31-008-001	Kights of Columbus The Columbian Club, T/A River Edge Columbian Club, 770 Kinderkamack Road River Edge, New Jersey 07661	\$ 50.00
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Tri-Valley Landscaping, Inc.  
P.O. Box 71  
Haworth, NJ 07641

June 7, 2010

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#10-225 Resolution Establishing Petty Cash Fund for Emergency Management

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county or municipality by application and resolution; and

WHEREAS, it is the desire of the Borough of River Edge, County of Bergen, to establish such a fund for the Emergency Management Department in the amount of \$1,000.00; and

WHEREAS, the custodian for this fund is Richard Berry, who is bonded for the amount of \$1,000,000.00, such custodian shall maintain records for this fund in a manner conducive to proper accounting and auditing procedures.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

June 7, 2010

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#10-226 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 State and Local Housing Grant in the amount of \$90.00.

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

State/Local Cooperative Housing Grant.....\$90.00

BE IT FURTHER RESOLVED that the like sum of \$90.00 and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from the "CAPS"

Public & Private Programs Offset by Revenues

State/Local Cooperative Housing Grant.....\$90.00

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

June 7, 2010

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#10-227 Resolution for ROID Grant to Provide Opportunities for Active Participation by Children with Special Needs

WHEREAS, the Borough of River Edge desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$5,000.00 to carry out a project to Provide Opportunities for Active Participation by Children with Special Needs; and

BE IT RESOLVED that the Borough of River Edge does hereby authorize the

from the employees salary on a pre-tax basis; and

WHEREAS, a plan has been placed on file with the Borough Clerk of the Borough of River Edge and this matter has been reviewed by the Mayor and Council at a work session on June 7, 2010.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge does hereby approve the plan on file with the Borough Clerk of the Borough of River Edge.

BE IT FURTHER RESOLVED, that the Governing Body of the Borough of River Edge authorizes the proper municipal officials to:

1. Take all steps necessary to implement the plan and set up adequate accounting and administrative procedures to provide for the plan.
2. Notify all employees of adoption of the plan.

June 7, 2010

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#10-235 Authorize the Petty Cash Reimbursement for the Recreation Camp Program

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of Petty Cash Fund for the Office of the Chief Financial Officer of the Borough of River Edge; and

WHEREAS, said the petty cash fund was established by resolution dated January 3, 1983 by the Mayor and Council of the Borough of River Edge as amended by Resolution #90-149 dated August 6, 1990; and

WHEREAS, Resolution #87-169, dated August 3, 1987, established that the maximum amount of a single draw down on the Petty Cash Fund shall not exceed \$35.00; and

WHEREAS, Resolution #99-188, dated June 7, 1999 increased the maximum amount of a single draw limit to \$50.00; and

WHEREAS, the purpose of having a Petty Cash Fund is to eliminate staff time and paper work for small purchases which could be handled more cost effectively through a Petty Cash Fund; and

WHEREAS, the Recreation Commission of the Borough of River Edge operates a camp for its residents and has a unique need to purchase supplies for programs, activities and projects for the children of the camp on a daily basis; and

WHEREAS, the Mayor and Council recognize that the unique nature of a camp operation does not always lend itself to advance planning and there is an immediate need to purchase items such as first aid supplies, food and drink, and arts and crafts materials and the Governing Body considered this at their work session of June 7, 2010.

NOW, THEREFORE, BE IT RESOLVED that Adriana Silla, Custodian of the Petty Cash Fund, is hereby authorized to reimburse the Recreation Director up to a single draw down limit of \$50.00 per slip and said authorization to initiate the day the Borough of River Edge camp opens and expire on the last day of camp operation, and as long as the Recreation Director complies with all other policies and procedures in effect for the Borough of River Edge with regard to the maintenance of its Petty Cash Funds.

June 7, 2010

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#10-226 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 State and Local Housing Grant in the amount of \$90.00.

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

State/Local Cooperative Housing Grant.....\$90.00

BE IT FURTHER RESOLVED that the like sum of \$90.00 and the same is hereby appropriated under the caption of:

General Appropriations

(B) Operations excluded from the "CAPS"

Public & Private Programs Offset by Revenues

State/Local Cooperative Housing Grant.....\$90.00

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

June 7, 2010

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#10-237 Authorize Alan P. Spiniello, Esq. to Enter Into a Stipulation of Settlement

WHEREAS, Alan P. Spiniello, Esq., 45 Essex Street, Hackensack, New Jersey will handle the litigation of Tower Management Service v. Borough of River Edge, Block 616, Lot 20, 680 Kinderkamack Road, River Edge; and

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

WHEREAS, the Mayor and Council have considered these recommendations at their work session of June 7, 2010.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge hereby authorize Alan Spiniello, Esq. to enter into a Stipulation of Settlement for a reduction in the assessment from \$1,099,200.00 to \$1,049,200.00 for the year 2011 for Block 616, Lot 20.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to forward a copy of this resolution to James Anzevino, the Borough's Tax Assessor and Alan Spiniello, Esq.

June 7, 2010

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#10-238 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 2010 Budget will not be required.

8. General Appropriations

(A) Operations - Excluded from "CAPS"

County of Bergen

Snow Removal

Salaries & Wages (11-1011-100)

\$150.00

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.

June 7, 2010

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#10-239 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, revenues are on hand in the Grant Fund; and

State and Federal Grant Funds - Unappropriated

Drunk Driving Enforcement Fund.....\$2,243.43

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:

Drunk Driving Enforcement Fund.....\$2,243.43

BE IT FURTHER RESOLVED that the like sum of \$2,243.43 and the same is hereby appropriated under the caption of:

General Appropriations  
(C) Operations excluded from the "CAPS"

Drunk Driving Enforcement Fund.....\$2,243.43

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

June 7, 2010

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#10-240 Authorize the Sale of Surplus Borough Property No Longer Needed for Public Use on an Online Auction Website

WHEREAS, the Borough of River Edge is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough of River Edge is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW THEREFORE, be it RESOLVED by the Mayor and Council in the Borough of River Edge, County of Bergen as follows:

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at [govdeals.com](http://govdeals.com) and also available from the Borough Clerk of the Borough of River Edge.

(2) The sale will be conducted online and the address of the auction site is [govdeals.com](http://govdeals.com).

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is as follows:  
one (1) 1998 GMC Dump Truck Vin #1GDJK34F8WF020139 and the odometer reading is 48,882; one (1) 2001 Dodge Dump Truck Vin #3B6MF36531M544502 and the odometer reading is 39,449; and one (1) 1994 Dodge Wagon Vin #2B4JB35Y5RK174699 and the odometer reading is 55,073.

(5) The surplus property as identified shall be sold in an "as-is" Condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Borough of River Edge reserves the right to accept or reject any bid submitted.

June 7, 2010

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#10-241 Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey Grant Funded by Wal-Mart

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social

objectives are balanced and mutually supportive; and

WHEREAS, the Borough of River Edge strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Borough of River Edge is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants funded by Wal-mart.

THEREFORE, the Governing Body of the Borough of River Edge has determined that River Edge should apply for the aforementioned Grant.

THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant funded by Wal-Mart.

June 7, 2010

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#10-242 Resolution Authorizing the Municipal Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with P.L. 1994, c.72

WHEREAS, the Borough of River Edge has adopted its budget on May 17, 2010 and the County Board of Taxation is unable to certify the tax rate at this time and the Tax Collector will be unable to mail the tax bills on a timely basis; and

WHEREAS, the Tax Collector in consultation with the Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54-4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies; and

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Governing Body requests the Director of the Division of Local Government Services to approve the estimated tax levy exceeding 105% listed below. Approval will enable the municipality to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest expenses on borrowing.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge, County of Bergen, State of New Jersey on this 7th day of June, 2010, as follows:

1. The Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2010 taxes. The Tax Collector shall proceed upon approval from the director and take such actions as permitted and required by P.L. 1994, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2010 is hereby set at \$42,145,666.85.
3. In accordance with law the third installment of 2010 taxes shall not be subject to interest until the later of; the end of the grace period, or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

June 7, 2010

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#10-243 Cancel Outstanding Checks

WHEREAS, the Borough of River Edge has had on its records outstanding check(s) for a lengthy period of time; and

WHEREAS, the bank upon which these check(s) are drawn considers the check(s) stale-dated after six months; and

WHEREAS, it is in the best interest of the Borough to keep its records current.

NOW, THEREFORE, BE IT RESOLVED that the following outstanding check(s) be cancelled and that the Chief Financial Officer shall adjust his records accordingly.

<u>Fund</u>	<u>Check #</u>	<u>Date</u>	<u>Amount</u>
Current	30540	2/2/09	\$ 8.50
	31637	7/6/09	\$165.00
	32445	11/16/09	\$ 60.80
	32577	12/21/09	\$650.00
	32628	12/21/09	\$ 63.00
	32661	12/22/09	\$ 16.85
	32689	12/28/09	\$585.00
Payroll	86124	7/15/09	\$108.40

June 7, 2010

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Councilwoman Rush read resolution #10-244 into the record.

Motion by Councilwoman Rush, seconded by Councilman Smith to approve resolution #10-244.

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

#10-244 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	\$362,954.56
CAPITAL ACCOUNT	\$ 41,769.52
RECREATION ACCOUNT	\$ 3,872.81
SELF INSURANCE ACCOUNT	\$ 1,529.20
TRUST OTHER - DEVELOPERS ACCOUNT	\$ 2,722.50
ANIMAL WELFARE ACCOUNT	\$ 22.80
TRUST OTHER ACCOUNT	\$ 1,111.53
OPEN SPACE ACCOUNT	\$ 17,983.84

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.

June 7, 2010

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#10-245 Resolution Constituting An Agreement with State Contract Vendor for an On-Line Auction Website to Dispose of Surplus Borough Property

WHEREAS, the Borough of River Edge desires to sell surplus Borough property which is no longer needed for public use; and

WHEREAS, resolution #10-240 is listed on the agenda of June 7, 2010 for approval authorizing the sale of surplus borough property no longer needed for public use on an online auction website; and

WHEREAS, GovDeals is an online government surplus auction site which the Borough will use to sell this surplus; and

WHEREAS, N.J.A.C. 5:34-1.2 requires that any local contracting unit purchasing pursuant to N.J.S.A. 40A:11-12, must award a contract by resolution of the Governing Body; and

WHEREAS, GovDeals is an approved State Contract participant bearing the State Contract #70967; and

WHEREAS, GovDeals charges a fee of 7 ½% of the winning bid, but not less than \$5.00.

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk is authorized to use the GovDeal On-Line Auction Website to sell Surplus Borough Property.

June 7, 2010

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Mayor Watkins-stated that several residents from Center Avenue had come to see her on Saturday with concerns regarding parking on both sides of the street which made it very difficult for the DPW trucks to get through during the winter storms. The Mayor asked Councilman Cannon if he would speak with the Police Chief and see if they can change the current regulation to alternate side of the street parking. The residents also complained that teachers from Yeshiva who should be parking in the Yeshiva parking lot are parking on Center Avenue.

OPEN HEARING OF THE PUBLIC -

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.

Peggy White-741 Center-asked that the parking regulations stay the same on Center Avenue where she lives because she is very happy with it. Mrs. White also complained that there are several cars from the Yeshiva parked on Center Avenue.

Terry Brielmeier-749 Center Avenue-complained that motorists from out of town are parking on Center Avenue making it difficult to get through.  
Cynthia Bequeath-745 Seventh Avenue-handed out pictures of her property that she recently purchased showing a Borough tree which is infringing on her driveway. She complained that this is a dangerous situation because the tree is leaning and blocks her view when she backs out of her driveway. She's also concerned that because it is leaning, it will fall on her or her neighbors property. She stated that the Shade Tree Commission has already told her that the tree will not be taken down and she advised the Mayor and Council that she is holding them responsible if something happens in the future. She asked that the Mayor and Council to consider having the tree taken down.

CLOSE HEARING OF 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.

COUNCIL COMMENTS -

Councilwoman Walker-announced that Green Day will be this Saturday at the Middle School from 10 to 3 and encouraged everyone to attend this annual awareness day.  
Councilwoman Rush-announced that Tuesday is the annual Amir Halabi Memorial Softball Game at Roosevelt School at 3:30 p.m. where the teachers from Roosevelt and Cherry Hill play against each other. Councilwoman Rush stated that for those who don't know, Amir was a student who passed away a few years ago and they hold an annual softball game in his memory. She continued by saying that Amir's family owns the Blimpie Restaurant on Kinderkamack Road and his sister is a teacher at Cherry Hill school and they are a much loved family and he was a much loved little boy. She invited everyone to attend a very worthwhile fun filled event.

Councilman Porco-informed everyone that the purchase order for the website has been sent out and he looks forward to getting that going.

Councilman Smith-had no comment.

Councilman Cannon - reminded everyone of the July 4<sup>th</sup> events that will be taking place this year, the concert in the park on the 3<sup>rd</sup>, the parade at noon followed by the fair in the park. He hopes that the weather will hold and that they have a great turn-out.

Councilman Cordts - had no comment.

Mayor Watkins-informed everyone that she performed two weddings this past Saturday and announced that this Friday night, the Girl Scouts will have a ceremony at the Middle School that she will attend. The Mayor thanked everyone for coming this evening.

ADJOURNMENT - 8:20 P.M.

Motion by Councilman Cannon, seconded by Councilwoman Walker to adjourn the meeting at 8:20 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: