

M I N U T E S
Meeting of the Mayor and Council
Monday, June 20, 2011
8:00 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 Watkins called for a moment of silent prayer and asked Councilman Bartelloni 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 24, 2010 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 - Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon, Councilman Cordts and Mayor Watkins were present, Councilman Porco and Councilman Mignone were absent.

APPROVAL OF MINUTES - By Consent

Motion by Councilman Cordts, seconded by Councilman Moscaritolo to approve the minutes of the Mayor and Council work session and regular meeting of June 6, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

PROCLAMATION & AWARDS - NONE

APPOINTMENTS & PERSONNEL CHANGES

Motion by Councilman Cordts, seconded by Councilman Moscaritolo to approve the hire of Camp Staff and Night Recreation Staff from June 28, 2011 through July 29, 2011 as per the list on file in the Borough Clerk's office.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the resignation of Patricia Gioe, 248 Beech Street, Washington Township, New Jersey as Registrar of Vital Statistics, effective June 7, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the resignation of Trudy San Jose as Registrar of Vital Statistics, effective June 10, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the appointment of Adrienne Capasso as Registrar of Vital Statistics, contingent upon receiving the state certification within six months.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the resignation of Carole Nyman from the Library Board of Trustees, effective June 21, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and

Councilman Mignone were absent.

Motion by Councilman Cordts, seconded by Councilman Moscaritolo to approve the appointment of Thomas Karyshyn, 6 Irene Court to the Volunteer Fire Department Junior and Fire Auxiliary Squad, effective immediately.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Mayor Watkins administered the Oath of Office to Thomas Karyshyn.

CORRESPONDENCE -

Letter - State of New Jersey - 6/6/11
Re: Howland Avenue Traffic Light -
Authorization to Discharge Stormwater

Letter - Trudy San Jose - 6/8/11
Re: Resigning as Registrar of Vital
Statistics

Letter - Board of Chosen Freeholders - 6/10/11
Re: Formation of Flood Advisory Council

Notice - River Edge Board of Education - 6/14/11
Re: Meeting on June 15, 2011

Letter - State of N.J. DEP - 6/13/11
Re: Hazardous Substance Discharge
Notification

Notice - River Edge Board of Education - 6/14/11
Re: Revised Meeting Notice

Letter - Carole Nyman - 6/14/11
Re: Resignation from Library Board

Letter - Bergen County Utilities Authority - 6/15/11
Re: 2011 Environmental Awareness
Challenge Grant

Letter - State of New Jersey DEP - 6/15/11
Re: Air Sampling Analysis, 52 Ackerson Street
& 55 Kinderkamack Road

MONTHLY REPORTS -

Tax Collector - April 2011
Historic Commission - May 2011
Police Department - May 2011

ORDINANCES - 1st Reading

Denise Dondiego, Borough Clerk read the title of Ordinance #1734 as follows:

Ordinance #1734 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF RIVER EDGE (1998) CHAPTER 206 - "FEES"

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the first reading of Ordinance #1734 as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1734

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF RIVER EDGE (1998) CHAPTER 206 - "FEES"

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

SECTION I:

Chapter 206 of the Code of the Borough of River Edge is hereby amended and supplemented by the addition and changes thereto of the following which shall be added or changed to the list of fees and charges on file with the Borough Clerk.

Section 206-2 - Schedule of Fees

Sub-section M. Amend as follows:

Police Officer Application Fee - \$135.00

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 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 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:

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

ORDINANCES - 2nd Reading

Denise Dondiego, Borough Clerk read the title of Ordinance #1732 as follows:

Ordinance #1732 - BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF HOWLAND AVENUE FROM APPROXIMATELY 225 FEET WEST OF FIFTH AVENUE TO THE PARAMUS BORDER, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF SUCH SECTION OF HOWLAND AVENUE AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS AND DRIVEWAY APRONS ALONG AND IN FRONT OF HOWLAND AVENUE FROM BOGERT ROAD APPROXIMATELY 450 FEET WEST, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$173,000 TO PAY THE COST THEREOF, 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.

Ordinance #1732 was introduced by Councilman Cannon, seconded by Councilman Cordts as the June 6, 2011 meeting as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1732

BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF HOWLAND AVENUE FROM APPROXIMATELY 225 FEET WEST OF FIFTH AVENUE TO THE PARAMUS BORDER, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF SUCH SECTION OF HOWLAND AVENUE AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS AND DRIVEWAY APRONS ALONG AND IN FRONT OF HOWLAND AVENUE FROM BOGERT ROAD APPROXIMATELY 450 FEET WEST, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$173,000 TO PAY THE COST THEREOF, 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.

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. The Borough of River Edge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake (a) the resurfacing of Howland Avenue from approximately 225 feet west of Fifth Avenue to the Paramus border, (b) the construction and reconstruction of sidewalks, including, where necessary, curb and driveway apron construction and

reconstruction, along and in front of the properties set forth below on such section of Howland Avenue as shown on the Tax Assessment Map of the Borough and (c) the construction and reconstruction of sidewalks, including, where necessary, driveway apron construction and reconstruction, along and in front of the properties set forth below on Howland Avenue from Bogert Road approximately 450 feet west as shown on the Tax Assessment Map of the Borough:

<u>Block</u>	<u>Lots</u>
905	17, 18
1002	43, 44, 45, 46, 47
1103	11, 12
1108	3, 4

Said improvements shall include all work, materials and appurtenances necessary and suitable therefor. Said improvements shall be undertaken in accordance with plans and specifications prepared or to be prepared by the Borough Engineer, which plans and specifications are hereby approved and directed to be placed on file in the office of the Borough Clerk and made available for public inspection during regular business hours. It is hereby determined and stated that said road being resurfaced is 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").

Section 2. The sum of \$173,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a grant in the amount of \$150,000 from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of the road improvements described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 12 hereof. Said road resurfacing shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Said sidewalk construction and reconstruction, including, where necessary, curb and driveway apron construction and reconstruction, shall be made as a sidewalk improvement as hereinafter set forth.

Section 3. The sidewalk construction and reconstruction, including, where necessary, curb and driveway apron construction and reconstruction, shall be undertaken as a sidewalk improvement and the cost thereof not borne by the Borough shall be assessed in the following manner: an accurate account of the cost of the improvement shall be kept by an officer of the Borough and such cost shall be assessed upon the several properties fronting on the improvement in proportion to their respective frontage thereon pursuant to and in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation.

Section 4. Before making said sidewalk improvement or awarding any contract for such sidewalk improvement, the Borough Clerk shall cause notice of the proposed sidewalk improvement to be given to the owner or owners of all real estate affected thereby. Such notice shall be served in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey, in particular Section 40:65-2 to Section 40:65-6, and the proof of service shall be filed with the officer of the Borough in charge of the records of tax liens of the Borough within 10 days after service thereof.

Section 5. It is hereby determined and stated that (1) the Borough will contribute \$64,500 to the cost of said sidewalk improvement, and (2) the estimated maximum amount of the special assessments for said sidewalk improvement is \$1,334, and (3) no sidewalk assessments for such improvement have been levied or confirmed, and (4) such sidewalk assessments may be paid in five (5) annual installments.

Section 6. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$173,000, and (4) the

estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$173,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$23,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 7. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$173,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$173,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$173,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this 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 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse

itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. 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 #1732

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

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Mary Carter - 357 Howland Avenue-asked when the work will begin, how long it will take to complete and will the work continue around the corner or stop at Howland Avenue.

Alan Negreann-explained that this provides funding for the homes that are listed in this ordinance. He continued by saying that this project is a continuation of the work that was previously done on Howland Avenue from Bogert to Fifth.

Mary Carter-asked when they will be starting.

Alan Negreann-stated that they've had a pre-construction meeting with the contractor and work will commence sometime during the summer. He stated that signs will be posted by the contractor to give residents advanced notice.

CLOSE HEARING OF THE PUBLIC -Ordinance #1732

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

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

ADOPTION -Ordinance #1732

Motion by Councilman Cordts, seconded by Councilman Bartelloni to adopt Ordinance #1732.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Denise Dondiego, Borough Clerk read the title of Ordinance #1733 as follows:

Ordinance #1733 - BOND ORDINANCE TO AUTHORIZE THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS IN CONNECTION WITH THE INTERSECTION IMPROVEMENTS AND INSTALLATION OF A TRAFFIC LIGHT AT KINDERKAMACK ROAD AND HOWLAND AVENUE IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, A SIDEWALK IMPROVEMENT, TO APPROPRIATE THE SUM OF \$43,980 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.

Ordinance #1733 was introduced by Councilman Porco, seconded by Councilman Cordts at the June 6, 2011 meeting as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1733

BOND ORDINANCE TO AUTHORIZE THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS IN CONNECTION WITH THE INTERSECTION IMPROVEMENTS AND INSTALLATION OF A TRAFFIC LIGHT AT KINDERKAMACK ROAD AND HOWLAND AVENUE IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, A SIDEWALK IMPROVEMENT, TO APPROPRIATE THE SUM OF \$43,980 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.

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. The Borough of River Edge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to construct and reconstruct sidewalks in connection with the intersection improvements and installation of a traffic light at Kinderkamack Road and Howland Avenue, including all work, materials and appurtenances necessary and suitable therefor. The improvement shall be undertaken along and in front of the following properties as shown on the Tax Assessment Map of the Borough:

Block	Lots
1004	24, 25, 26, 27, 28
1005	6.01, 6.02, 6.03, 6.04, 6.05, 7.01, 7.02
1007	1

Said improvement shall be undertaken in accordance with plans and specifications prepared or to be prepared by the Borough Engineer, which plans and specifications are hereby approved and directed to be placed on file in the office of the Borough Clerk and made available for public inspection during regular business hours.

Section 2. The sum of \$43,980 is hereby appropriated to the payment of the cost of the improvement described in Section 1 of this ordinance. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the down payment made by this ordinance.

Section 3. The improvement shall be undertaken as a sidewalk improvement and the cost thereof not borne by the Borough shall be assessed in the following manner: an accurate account of the cost of the improvement shall be kept by an officer of the Borough and such cost shall be assessed upon the several properties fronting on the improvement in proportion to their respective frontage thereon pursuant to and in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation.

Section 4. Before making said sidewalk improvement or awarding any contract for such sidewalk improvement, the Borough Clerk shall cause notice of the proposed sidewalk improvement to be given to the owner or owners of all real estate affected thereby. Such notice shall be served in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey, in particular Section 40:65-2 to Section 40:65-6, and the proof of service shall be filed with the officer of the Borough in charge of the records of tax liens of the Borough within 10 days after service thereof.

Section 5. It is hereby determined and stated that (1) the Borough will contribute \$39,582 to the cost of the improvement, and (2) the estimated maximum amount of the sidewalk assessments is \$4,398, and (3) no sidewalk assessments for such improvement have been levied or confirmed, and (4) such sidewalk assessments may be paid in five (5) annual installments.

Section 6. It is hereby determined and stated that (1) the making of such improvement (hereinafter referred to as "purpose") is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$43,980, and (4) \$2,100 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$41,880, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$4,398, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses permitted by Section 20 of the Local Bond Law.

Section 7. It is hereby determined and stated that moneys exceeding \$2,100, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$2,100 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 8. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$41,880 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 9. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$41,880 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 10. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 11. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$41,880 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 13. Any funds received from the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 14. The capital budget is hereby amended to conform with the provisions of this 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 15. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds and notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 16. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 17. 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 #1733

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

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Jim Litterini - 316 Kinderkamack Road-stated that he's not familiar with Chapter 60, Title 40 and asked if it typically includes assessing the homeowner for a portion of a project of this nature.

Alan Negreann-explained that since the 1970's, the Borough has made it a practice to assess homeowners for their share of the construction of curbs, sidewalks and driveway aprons. Typically what is assessed is the construction, engineering and a small administrative fee. He further explained that because the County is performing the majority of the construction work, the homeowners will be assessed for the engineering portion of the project and a small administrative fee.

Jim Litterini-asked if the homeowners had been billed on the previous project.

Alan Negreann-replied yes, this has been done consistently since the 1970's to the best of his knowledge.

Gerard Clark-280 Kinderkamack Road-asked how far up Howland Avenue they are going because he didn't receive a letter and there are marks outside his home.

Mayor Watkins-explained that because he is one house away, the markings are probably there to mark the gas lines.

Resident-286 Kinderkamack Road-stated that he did receive a letter and asked what he'll have to pay for.

Mayor Watkins-stated that because he will have his sidewalks, curbs and driveway apron replaced, he will have to pay the engineering fee but not the cost of construction.

CLOSE HEARING OF THE PUBLIC - Ordinance #1733

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

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

ADOPTION - Ordinance #1733

Motion by Councilman Cordts, seconded by Councilman Cannon to adopt Ordinance #1733.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

RESOLUTIONS - By Consent

Motion by Councilman Cordts, seconded by Councilman Bartelloni to approve resolution #11-219 and #11-220, #11-222 through #11-236 and #11-238.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

#11-219 Amend 2011 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 Alcohol Education and Rehabilitation Fund in the amount of \$647.22; 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
Alcohol Education & Rehabilitation.....\$647.22

BE IT FURTHER RESOLVED that the like sum of \$647.22 and the same is hereby appropriated under the caption of:

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

Unappropriated Reserve for
Alcohol Education & Rehabilitation.....\$647.22

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

June 20, 2011

#11-220 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 20, 2011.

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 20, 2011

Councilman Cannon asked that James Arakelian be invited to come before the Council to address some of the concerns that the Council may have. Councilman Moscaritolo-stated that he is voting no because when Mr. Arakelian appeared before the Governing Body in the past, he didn't get the impression that he will do his best to get money for the town and felt that all he did was justify why they should send money back.

Motion by Councilman Bartelloni, seconded by Councilman Cordts to approve resolution #11-221.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Cannon and Councilman

Cordts voted yes, Councilman Moscaritolo voted no, Councilman Porco and Councilman Mignone were absent.

#11-221 Appointment of Representatives to the Community Development Regional Committee

WHEREAS, the Borough of River Edge has entered into a three year cooperative agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40a:8A-1 et seq. and Title I of the Housing and Community Development Act of 1994; and

WHEREAS, said Agreement requires that one municipal representative and alternate be appointed by the Governing Body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1st through June 30th.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body hereby appoints James Arakelian as the representative to participate on the Community Development Regional Committee and Delia Carroll as the Alternate.

June 20, 2011

#11-222 Resolution to Go Into Closed Session and Exclude Public

WHEREAS, the Open Public Meetings Act, N.J.S.A.10:4-12, permits the exclusion of the public from a meeting in certain enumerated circumstances; and

WHEREAS, this public body is of the opinion that such circumstances 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 June 20, 2011 meeting and discussion of the hereinafter specified subject matter:

<u>Closed Session Docket #</u>	<u>Item Title or Description</u>	<u>Statutory Reference</u>
11-6/20-1	Personnel - Hiring of Architect to Provide Services on the Following Projects: Review of DPW roof specifications, Re-bid, Recommendation to revise & re-bid Library roof replacement Borough Hall HVAC improvement American Legion	N.J.S.A. 10:4-12(8)
11-6/20-2	Personnel - Non Contractual Salaries & Wages	N.J.S.A. 10:4-12(8)
11-6/20-3	Personnel - Furlough, Health Dept. Secretary	N.J.S.A. 10:4-12(8)

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.

June 20, 2011

#11-223 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, 2011; 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

0252-33-004-001	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	\$2,500.00
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	\$2,500.00
0252-44-002-011	Shah and Sheth Liquors Inc., T/A Classic Wine & Spirits, 842 Kinderkamack Road River Edge, New Jersey 07661	\$2,500.00

PLENARY RETAIL CONSUMPTION LICENSE W/BROAD PACKAGE PRIVILEGE

0252-32-006-008	River Edge Inc, T/A River Diner & Restaurant 516 Kinderkamack Road	\$2,500.00
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CLUB LICENSES

0252-31-008-001	Knights 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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June 20, 2011

#11-224 Authorize Refund of 2010 Taxes Due to N.J. Tax Court Judgment

WHEREAS, a Tax Court Judgment was entered on April 29, 2011 and the same was received by the tax office reducing the assessed value on Block 701.01, Lot 19.15, 501 Manning Court, River Edge, NJ, Owner, Nicholas and Joyce Ignazzi; and

WHEREAS, the 2010 taxes are paid in full.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor to refund the property owner \$2,208.47 and the Tax Collector to adjust her records accordingly.

<u>Tax Year</u>	<u>Old Value</u>	<u>New Value</u>	<u>Refund</u>
2010	860,700	774,600	\$2,208.47

Make check payable to: Nicholas & Joyce Ignazzi
501 Manning Court
River Edge, NJ 07661

June 20, 2011

#11-225 Resolution to Bill \$250.00 for Senior Citizen Deduction Disallowed for 2010

WHEREAS, the following homeowners were disallowed the \$250.00 senior deduction because they exceeded the \$10,000.00 income limit for that year.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to disallow the 2010 senior deductions and bill homeowners for the \$250.00 amounts.

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Adjusted Amount</u>
401/4	Fagan 801 Bogert Road	\$250.00
1002/51	Lacorazzo 180 Howland Ave	\$250.00
1101/1	Malley 43 Coles Court	\$250.00

June 20, 2011

#11-226 Resolution to Allow \$250.00 Senior Citizen Deduction and to Adjust the 4th Quarter 2011 for Same Amount

WHEREAS, the following homeowners have filed applications for a senior citizen deductions and were approved by the Assessor for the year 2011; and

WHEREAS, the deductions were not listed in the 2011 tax duplicate.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to adjust the 4th quarter final bills for the \$250.00 tax deduction.

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Credit Amount</u>
207/7	James Doris 24 Richard Ct. River Edge, NJ	\$250.00
306/15	Magne & Ingeborg Johnsen 184 Webb Ave. River Edge, NJ	\$250.00
1104/28	Helen & Marion Gabrysiak 186 Valley Rd. River Edge, NJ	\$250.00

June 20, 2011

#11-227 Resolution to Adjust the 4th Quarter Tax Bill 2011 for Senior Citizen Deductions Disallowed

WHEREAS, the following homeowners were disallowed the \$250.00 senior deduction because they exceeded the \$10,000.00 income limit for that year and/or their property was sold.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to disallow the 2011 senior deductions and adjust the 4th quarter taxes for the pro-rated amounts.

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Adjusted Amount</u>
308/13	Meyers 346 Continental Ave.	\$250.00
809/17	Leiman 28 Wayne Ave.	\$250.00
1002/51	Lacorazzo 180 Howland Ave.	\$250.00

OPEN HEARING OF THE PUBLIC -

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

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Peggy White-741 Center Avenue-asked what the referendum question is and is it going on the November ballot.

Mayor Watkins-explained that the referendum question pertains to Open Space.

Peggy White-stated that she feels it is going to be very difficult to get people to say yes to a referendum question and feels that they should be very careful about how it's worded.

Mayor Watkins-stated that the referendum question will ask the residents to put in \$.01 per \$100.00 toward Open Space.

Peggy White -feels it's important that the people know exactly what they are voting for and what the money will be going towards.

Mayor Watkins-explained that the question will be publicized.

Neal Carroll-321 Wales Avenue-asked where we stand with the preliminary work that's already been done for the emergency generator for the Police Department.

Alan Negreann-explained that Bob Costa and Councilman Mignone had a meeting and the recommendation was to obtain a professional to re-design and possible change the requirements of the bid to hopefully keep the cost down.

Neal Carroll-stated that one of the vital things that was added to the generator after they came up with the original plan to the Police Department was to add the vital services to the Borough Hall in case there are areas in town that have power outages over a period of time.

CLOSE HEARING OF THE PUBLIC -

Councilman Cordts, seconded by Councilman Cannon to close hearing of the public.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

COUNCIL COMMENTS -

Councilman Bartelloni-stated that the Police Department and the Ambulance Service responded to an emergency call for his father-in-law and thanked them for their proficiency and professionalism.

Councilman Moscaritolo-stated that he's looking forward to the July 4th festivities and the upcoming car show and wished everyone a safe and enjoyable summer. He agreed with Peggy White that it's going to be difficult to get people to vote yes on the referendum. He also feels that the residents need to know that if they vote yes, the money will be kept aside in a trust fund for the sole purpose of sprucing up the town and keeping it beautiful.

Councilman Cannon-informed everyone of the upcoming events that will going on for the July 4th celebration and encourages everyone to get out and enjoy this wonderful tradition. He thanked the Recreation Commission and Bobbi Conway for their hard work in continuing to make this a great event. Councilman Cannon hopes that the Committees and Commissions that are involved with the Open Space referendum will get the word out and emphasize the value that these funds have given our town over the last 10 years.

Councilman Cordts-informed everyone that the paving on Elm Avenue will start on July 5th. He also reported that the Asset Management Committee met on June 13 and discussed the Bogert Road Pocket Park, American Legion and Grove Street. The Asset Management Committee was set up in January to look at town owned properties and determine how they can be made useful to everyone in town. He stated that he would like to speak with Sam in the near future about some of the properties and certain restrictions that they may have and invited Sam and Mayor Watkins to their next meeting. Some suggestions that the committee came up with was to get another assessment on the Grove Street property, possibly redevelop the entire property by the American Legion and use it as a community center which would combine the Legion building, library and cultural center. He realizes that there needs to be more investigation on these properties and it will likely take several years before anything gets started. He stated that the Huffman Koos property continues to be at a stand still until the remediation is complete and hopes that it won't be too much longer.

Mayor Watkins-thanked everyone for coming to the meeting. The Mayor thanked those who keep our town looking great considering the constraints that everyone has been under financially. Mayor Watkins invited everyone to come out and enjoy the July 4th festivities. The Mayor offered her condolences to Councilman Bartelloni and his family on the passing of his father-in-law.

ADJOURNMENT - 9:00 P.M.

Motion by Councilman Cordts, seconded by Councilman Cannon to adjourn the

meeting at 9:00 p.m.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Cannon and Councilman Cordts voted yes, Councilman Porco and Councilman Mignone were absent.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated: