

M I N U T E S  
Meeting of the Mayor and Council  
Monday, March 18, 2013  
8:00 P.M.

CALL THE MEETING TO ORDER -

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

SILENT PRAYER - FLAG SALUTE

Mayor Moscaritolo called for a moment of silent prayer and reflection and asked Councilman Acquafredda to lead the salute to the flag.

MISSION STATEMENT & OPEN PUBLIC MEETINGS -

Mayor Moscaritolo read the Mission Statement into the record as follows:

The New Jersey Open Public Meetings Law was enacted to ensure the right of the public to have advance notice of and attend any meetings of public bodies at which any business affecting their interest is discussed or acted upon.

In accordance with this act the Mayor and Council of the Borough of River Edge have caused notice of this meeting to be published by having the date, time and place thereof posted in the Borough Hall and notices have been sent to the Record and the Ridgewood News.

The mission of this governing body is to provide essential services through the establishment and implementation of public policy that will safeguard our infrastructure provide honest, courteous and professional services; and establish a sense of trust and accomplishment with our residents. Through research and prudent planning we seek to minimize risks while improving our services. We are sensitive to the needs of our taxpayers while realizing that this governing body cannot be all things to all people within the revenue constraints imposed by state mandates, economic conditions and prevailing attitudes about taxation.

ROLL CALL - Councilwoman Murphy, Councilman Acquafredda, Councilman Cappola, Councilman Mignone, Councilman Bartelloni and Mayor Moscaritolo were present; Councilman Papaleo was absent.

APPROVAL OF MINUTES -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the minutes of the Mayor and Council work session and regular meeting of March 4, 2013.

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

PROCLAMATIONS & AWARDS -

Mayor Moscaritolo read the Proclamation Declaring March 2013 as Women's History Month as follows:

*P R O C L A M A T I O N*

*Whereas, American women of every race, class, and ethnic background have made historic contributions to the growth and strength of our Nation in countless recorded and unrecorded ways; and*

*Whereas, American women have played and continue to play a critical economic, cultural, and social role in every sphere of the life of the Nation by constituting a significant portion of the labor force working inside and outside of the home; and*

*Whereas, American women have played a unique role throughout the history of the Nation by providing the majority of the volunteer labor force of the Nation; and*

*Whereas, American women were particularly important in the establishment of early charitable, philanthropic, and cultural institutions in our Nation; and*

*Whereas, American women of every race, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement; and*

*Whereas, American women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and*

*Whereas, despite these contributions, the role of American women in history has been consistently overlooked and undervalued, in the literature, teaching and study of American history.*

*Now, Therefore, Be It Resolved that I, Sandy Moscaritolo, Mayor of the Borough of River Edge, in recognition thereof, do hereby proclaim the month of March 2013 as:*

*"Women's History Month"*

*In Witness Thereof, I have hereunto set my hand and caused the Seal of the Borough of River Edge to be affixed this March 18, 2013.*

*Mayor Sandy Moscaritolo*

*Dated: March 18, 2013*

Mayor Moscaritolo presented the proclamation recognizing Women's History Month to Ellen Busteed.

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APPOINTMENTS & PERSONNEL CHANGES -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the appointment of Jonathan Cariddi, 193 Wayne Avenue to the Junior Fire Auxiliary Squad, effective March 19, 2013.

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

Mayor Moscaritolo administered the Oath of Office to Jonathan Cariddi.

Motion by Councilwoman Murphy, seconded by Councilman Acquafredda to **TABLE** the hire of the part-time Accounts Receivable Clerk, 20 hours per week, \$15.74 per hour with a six-month probationary period, effective March 19, 2013.

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

Motion by Councilwoman Murphy, seconded by Councilman Acquafredda to **TABLE** the hire of the part-time Accounts Payable Clerk, 25 hours per week, \$15.74 per hour with a six-month probationary period, effective March 19, 2013.

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

CORRESPONDENCE -

Letter - Cablevision - 3/4/13  
Re: Tariffs  
Letter - County of Bergen - 3/11/13  
Re: Municipal Improvements on County Roads  
E-mail - Sustainable Jersey - 3/11/13  
Re: Congratulations on Recertification  
Letter - State of NJ, DEP - 3/11/13  
RE: Suspected Hazardous Substance Notification - 172  
Kinderkamack  
Report - River Edge Swim Club - 3/12/13  
Re: Annual Financial Statement-10/31/12  
Certificate - Bergen Municipal Joint Insurance Fund-3/12/13  
Re: Silver Award - 2012 Safety Incentive Program  
Letter - NJSEM - 3/12/13  
Re: Member's Electricity Savings-2012  
Letter - BCUA - 3/14/13  
Re: Hearing for Service Fee  
Letter - N.J. General Assembly - 3/14/13  
Re: Thank You for Membership in Mayor's  
Against Illegal Guns

MONTHLY REPORTS -

Zoning Board of Adjustment - January 2013  
Library Board - February 2013  
Police Department - January 2013  
Tax Collector - February 2013  
Recreation Commission - 2012 Annual Report

ORDINANCES - 1<sup>ST</sup> READING - NONE

ORDINANCE - 2<sup>ND</sup> READING -

Denise Dondiego, Borough Clerk read the title of Ordinance #1782 as follows:

Ordinance #1782 -AN ORDINANCE APPROPRIATING \$10,000 FROM THE GENERAL CAPITAL FUND - CAPITAL IMPROVEMENT FUND FOR THE IMPROVEMENT OF BOROUGH GROUNDS

Ordinance #1782 was introduced by Councilman Papaleo, seconded by Councilwoman Murphy at the March 4, 2013 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1782

AN ORDINANCE APPROPRIATING \$10,000 FROM THE GENERAL CAPITAL FUND - CAPITAL IMPROVEMENT FUND FOR THE IMPROVEMENT OF BOROUGH GROUNDS

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

SECTION 1. Improvements desired in Section 2 of this ordinance are hereby authorized as improvements by the Borough of River Edge, New Jersey for the purpose of the purchase of the making of said improvements, there are hereby appropriated the sum of \$10,000 of which \$10,000 is from the Capital Improvement Fund.

SECTION 2. The improvement is authorized as follows:

- a. Repairs and improvement to public sidewalks, curbs and grounds.
- b. Other Expenses, including but not limited to architect's fees, accounting, engineering and inspection cost, legal expense and other expenses to the extent permitted by Section 20 of the Local Bond Law.

SECTION 3. The appropriation shall be made from Capital Improvement Fund of the General Capital fund and no debt is authorized.

SECTION 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

ATTEST:

Denise Dondiego, Borough Clerk  
Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1782

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

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

CLOSE HEARING OF THE PUBLIC -

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

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

ADOPTION - Ordinance #1782

Motion by Councilman Bartelloni, seconded by Councilwoman Murphy to adopt Ordinance #1782.

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

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DID NOT PASS

DID NOT PASS

DID NOT PASS

Denise Dondiego, Borough Clerk read the title of Ordinance #1783 as follows:

Ordinance #1783 - ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR THE CALENDAR YEAR 2013

Ordinance #1783 was introduced by Councilman Papaleo, seconded by Councilwoman Murphy at the March 4, 2013 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1783

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR THE CALENDAR YEAR 2013

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the Borough of River Edge in the County of Bergen finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Governing Body hereby determines that a 3.5% increase in the budget for said year, amounting to \$352,526.65 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law,

is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by Governing Body of the Borough of River Edge, in the County of Bergen, a majority of the full authorized membership of this Governing Body affirmatively concurring that, in the CY 2013 budget year, the final appropriations of the Borough of River Edge shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$352,526.65, and that the CY 2013 municipal budget for the Borough of River Edge be approved and adopted in accordance with this ordinance.

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced by filed with the Director of the division of Local Government Services within 5 days of introduction.

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mayor Sandy Moscaritolo

Attest:

Denise A. Dondiego, Borough Clerk  
Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1783

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

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

CLOSE HEARING OF THE PUBLIC - Ordinance #1783

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

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

ADOPTION - Ordinance #1783

Motion by Councilwoman Murphy, seconded by Councilman Acquafredda to adopt Ordinance #1783.

ROLL CALL VOTE: Councilwoman Murphy voted yes; Councilman Acquafredda, Councilman Cappola, Councilman Mignone and Councilman Bartelloni voted no; Councilman Papaleo was absent.

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Denise Dondiego, Borough Clerk read the title of Ordinance #1784 as follows:

Ordinance #1784 - AN ORDINANCE APPROPRIATING \$45,300.00 FROM THE GENERAL CAPITAL FUND - CAPITAL IMPROVEMENT FUND FOR PURCHASE OF EQUIPMENT, IMPROVEMENT OF BOROUGH BUILDING AND GROUNDS

Ordinance #1784 was introduced by Councilman Papaleo, seconded by Councilwoman at the March 4, 2013 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1784

AN ORDINANCE APPROPRIATING \$45,300.00 FROM THE GENERAL CAPITAL FUND - CAPITAL IMPROVEMENT FUND FOR PURCHASE OF EQUIPMENT, IMPROVEMENT OF BOROUGH BUILDING AND GROUNDS

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

SECTION 1. The purchase of equipment for improvements desired in Section 2 of this ordinance are hereby authorized as improvements and purchases to be made by the Borough of River Edge, New Jersey for the purpose of the purchase of said equipment and the making of said improvements, there are hereby appropriated the sum of \$45,300.00 of which \$45,300.00 is from the Capital Improvement Fund.

SECTION 2. The improvement and purchases are authorized as follows:

- a. Repairs and improvement to public buildings and grounds.
- b. Purchase of equipment for the Departments of: Fire, Fire Prevention, Police, DPW and Emergency Management.
- c. Purchase of a metal detector for the Court and chairs for the Finance and Tax Collection Departments.
- d. Other Expenses, including but not limited to architect's fees, accounting, engineering and inspection costs, legal expense and other expenses to the extent permitted by Section 20 of the Local Bond Law.

SECTION 3. The appropriation shall be made from Capital Improvement Fund of the General Capital Fund and no debt is authorized.

SECTION 4. This ordinance shall take effect immediately after the first publication after final passage as provided by law.

Mayor Sandy Moscaritolo

Attest:

Denise A. Dondiego, Borough Clerk

Dated:

OPEN HEARING OF THE PUBLIC - Ordinance #1784

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

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

CLOSE HEARING OF THE PUBLIC - Ordinance #1784

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

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

ADOPTION - Ordinance #1784

Motion by Councilwoman Murphy, seconded by Councilman Bartelloni to adopt Ordinance #1784.

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

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RESOLUTIONS - By Consent

Motion by Councilwoman Murphy, seconded by Councilman Bartelloni to approve resolution #13-140 through #13-153.

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

#13-140 Resolution Approving the Bergen County Mutual Aid Plan & Rapid Deployment Force Agreement

WHEREAS, the police departments in Bergen County have a day to day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order; and

WHEREAS, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, riots, terrorist incidents and bombings, state and national emergencies; and

WHEREAS, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies; and

WHEREAS, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App. A:9-40.6; and

WHEREAS, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and noncontiguous, in the event of an emergency, riot or disorder, in order to protect life and property; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of River Edge to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the Police Department of the Borough of River Edge, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force.

BE IT FURTHER RESOLVED that a copy of the Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, and all municipalities in the County of Bergen.

March 4, 2013

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#13-141 Transfer of Funds in the Budget Appropriation Reserve

WHEREAS, various 2012 bills have been presented for payment this year, which bills were not covered by a purchase order number and/or recorded at the time of transfer between the 2012 Budget Appropriation Reserve in the last two months of 2012; and

WHEREAS, N.J.S. 40A4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months on the succeeding year.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that the transfer in the amount of \$26,500.00 be made between the

2012 Budget Appropriation Reserves as follows:

FROM: Municipal Clerk S/W	20-1201-011	\$ 500.00
TO: Main. Public Lib/Water O/E	31-4453-177	\$ 500.00
FROM: Recycling S/W	26-3051-011	\$ 6,000.00
TO: Fire O/E	25-2552-133	\$ 6,000.00
FROM: Sanitation Landfill O/E	32-4652-124	\$10,000.00
TO: Emergency O/E	46-8703-100	\$10,000.00
FROM: Maintenance of Parks S/W	28-3751-011	\$ 5,000.00
TO: Emergency O/E	46-8703-100	\$ 5,000.00
FROM: Social Security	36-4722-100	\$ 5,000.00
TO: Emergency O/E	46-8703-100	\$ 5,000.00

March 18, 2013

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#13-142 Correction of Temporary Budget

WHEREAS, the Governing Body of the Borough of River Edge passed resolution #13-27 on January 1, 2013 to constitute the Temporary Budget of the Borough of River Edge; and

WHEREAS, a correction needs to be made for the line item Administration of Social Services 27-3451 where Salaries & Wages were listed as \$1,000.00; and

WHEREAS, the correct listing should have been Administration of Social Services 27-3451, Salaries & Wages - \$654.00.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge does hereby correct the Temporary Budget of the Borough of River Edge by confirming that the listing of Administration of Social Services 27-3451 is 654.00 dollars.

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

March 18, 2013

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#13-143 Resolution Authorizing the Borough of River Edge to Establish a Commodity Resale System and to Enter into Commodity Resale Agreements with Other Contracting Units

WHEREAS, N.J.A.C. 5:34-7.15 authorized contracting units to establish a Commodity Resale System; and

WHEREAS, the Borough of River Edge, County of Bergen, State of New Jersey is desirous of establishing a Commodity resale System for the resale of gasoline; and

WHEREAS, the Borough of River Edge has agreed to serve as the Lead Agency for a Commodity Resale System with the River Edge Local Board of Education.

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:

The Mayor and Council hereby authorizes the renewal of a Commodity Resale System to be known as the River Edge Commodity Resale System with the Borough of River Edge serving as the Lead Agency.

The Mayor is hereby authorized to enter into a contract with the River Edge Local Board of Education for the sale of gasoline.

A single certified copy of this Resolution along with (1) a copy of the Purchase Agreement and (2) a copy of the Request for Registration or Modification of a Commodity resale system Form (Cooperative Purchasing Form CP-2060) shall be forwarded to the director of the Division of Local Government Services within the State Department of Community Affairs.

This resolution shall take effect immediately upon passage.

March 18, 2013

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#13-144 Resolution Authorizing the Borough of River Edge to Establish a Commodity Resale System and to Enter into Commodity Resale Agreements with Other Contracting Units

WHEREAS, N.J.A.C. 5:34-7.15 authorized contracting units to establish a Commodity Resale System; and

WHEREAS, the Borough of River Edge, County of Bergen, State of New Jersey is desirous of establishing a Commodity resale System for the resale of gasoline; and

WHEREAS, the Borough of River Edge has agreed to serve as the Lead Agency for a Commodity Resale System with the River Dell Board of Education.

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:

The Mayor and Council hereby authorizes the renewal of a Commodity Resale System to be known as the River Edge Commodity Resale System with the Borough of River Edge serving as the Lead Agency.

The Mayor is hereby authorized to enter into a contract with the River Dell Board of Education for the sale of gasoline.

A single certified copy of this Resolution along with (1) a copy of the Purchase Agreement and (2) a copy of the Request for Registration or Modification of a Commodity resale system Form (Cooperative Purchasing Form CP-2060) shall be forwarded to the director of the Division of Local Government Services within the State Department of Community Affairs.

This resolution shall take effect immediately upon passage.

March 18, 2013

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#13-145 Authorize Tax Collector to Refund 1<sup>st</sup> Quarter 2013 Tax Overpayments

WHEREAS, the tax office has received duplicate tax payments for the 1<sup>st</sup> Quarter 2013 taxes on the following properties; and

WHEREAS, a written request was received from their mortgage company to refund the overpaid amount directly to the mortgage company.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a refund check in the following amount and the Tax Collector to adjust her records accordingly.

BLOCK	LOT	HOMEOWNER/ADDRESS	AMOUNT
611	12	LUKICH 136 Manning Avenue	\$ 2,517.14
815	13	HSU 442 Windsor Road	\$ 2,694.14
910	21	YENIKOMSHUYAN 185 Beech Drive South	\$ 2,429.78
1002	65	SCHMIDT 430 The Fenway	\$ 2,381.51
1004	16	CONTRERAS 8 June Court	\$ 3,697.93
1103	34	KRINSHPUN 203 Valley Road	\$ 4,622.79
1107	27	TU 290 Van Saun Drive	\$ 2,484.95
1209	43	PIRONE	\$ 2,425.95

Total: \$23,254.19

Make check payable to:

CORE LOGIC TAX SERVICES  
Mail Code: DFW 1-3  
One Corelogic Drive  
Westlake, TX 76262

Attn: Tax Refunds

March 18, 2013

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#13-146 Authorize Tax Collector to Refund Duplicate 1<sup>st</sup> Quarter 2013 Tax Payments

WHEREAS, the tax office has received a duplicate tax payment for the 1<sup>st</sup> Quarter 2013 taxes on the following properties; and

WHEREAS, a written request was received from their mortgage company to refund the overpaid amount directly to the mortgage company.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a refund check in the following amount and the Tax Collector to adjust her records accordingly.

BLOCK	LOT	HOMEOWNER/ADDRESS	AMOUNT
305	10	CETTA 213 Wales Avenue	\$2,458.90
809	19	PARK 36 Wayne Avenue	\$2,373.08
TOTAL:			\$4,831.98

Make check payable to:  
Wells Fargo Home Mortgage  
MAC X2302-04D  
1 Home Campus  
Des Moines, IA 50328

March 18, 2013

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#13-147 Authorize Tax Collector to Refund a 1<sup>st</sup> Quarter 2013 Tax Overpayment

WHEREAS, the Tax Office has received a tax overpayment for the 1<sup>st</sup> Quarter 2013 taxes on the following property;

WHEREAS, a written request was received from their mortgage company to refund the overpaid amount directly to the mortgage company;

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a refund check in the following amount and the Tax Collector to adjust her records accordingly.

Block/Lot	Name & Address	Refund Amount
1207/48	CHANG 123 Bogert Road	\$ 8.00
Total:		\$ 8.00

Make check payable to: Hudson City Savings Bank  
West 80 Century Road  
Paramus, NJ 07652-1478  
Attn: Refunds Department

March 18, 2013

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#13-148 Authorize Refund of 2011 Taxes Due to a NJ Tax Court Judgment

WHEREAS, a Tax Court Judgment was entered 1/25/13 and the same was received on 1/30/13 reducing the Assessed Value on the property owned by Kim, Han Joo & Myunk Sook known as Block: 207 Lot: 12.01, 52 Gates Avenue, River Edge; and

WHEREAS, the 2011 taxes are paid in full.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor issue a check in the following amount and Tax Collector to adjust her records accordingly.

Tax Year	Old Value	New Value	Refund
2011	451,300	415,000	\$969.57

Make check payable to:

Kim, Han Joo & Myunk Sook/Michael A. Vespasiano  
331 Main Street  
Chatham, NJ 07928

March 18, 2013

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#13-149 Authorize Refund of Parking Permit

WHEREAS, a yearly parking permit for the River Edge Road Train Lot was issued and then returned to the Borough of River Edge.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is hereby authorized to issue a pro-rated refund in the amount of \$150.00 for the yearly permit to:

Name/Address	Permit #	Amount
Josephine Tchou 434 Mercer Avenue River Edge, NJ 07661	#039	\$150.00

March 18, 2013

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13-150 Approval of Local Budget Review 2013 Budget

WHEREAS, N.J.S.A. 40A:78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the borough of River Edge has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2013 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification, the Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to the law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on the Property Tax Levy, Chapter 62, Public Laws of 2007 and to a limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and the appropriations for exceptions to limits on appropriations found at 40A:4-453 et seq. are fully met (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated,

- b. Items of appropriation are properly set forth,
- c. In itemization, form, arrangement and content the budget will permit the exercise of the comptroller function within the municipality.
- 5. The budget and associated amendments have been introduced, publicly advertised and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
- 6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

March 18, 2013

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#13-151 Acknowledge Receipt of Certification of Request for Emergency Purchases - Sewer Jet Truck

WHEREAS, the Superintendent of Public Works has certified that an emergency condition exists in the Department of Public Works to repair a damaged water pump for the sewer jet truck; and

WHEREAS, the condition constitutes an emergency affecting the health, safety and welfare of the public.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby confirm and acknowledge the receipt of the Certification of Request for Emergency Purchases for this emergency.

March 18, 2013

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13-152 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 March 18, 2013 meeting and discussion of the hereinafter specified subject matter:

<u>Closed Session Docket #</u>	<u>Item Title or Description</u>	<u>Statutory Reference</u>
13-3/18-1	Personnel - Hiring Accounts Receivable Clerk	N.J.S.A. 10:4-12(8)
13-3/18-2	Personnel - Hiring Accounts Payable Clerk	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.

March 18, 2013

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#13-153 Authorize Tax Collector to Refund 2013 Duplicate Tax Payments

WHEREAS, the tax office has received duplicate tax payments and/or tax overpayments for the 2013 taxes on the following properties; and

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

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

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Tax Qtr.</u>	<u>Refund Amount</u>
112/8	Daniel & Vanessa Abbadessa 91 Surrey Lane River Edge, NJ 07661	1 <sup>st</sup>	\$2,500.28
1107/32	Marina S. Barg 318 Van Saun Court River Edge, NJ 07661	1 <sup>st</sup>	\$1,297.27

March 18, 2013

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Councilman Mignone read resolution into the record.

Motion by Councilman Mignone, seconded by Councilman Bartelloni to approve resolution #13-154.

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

#13-154 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	\$1,453,141.33
CAPITAL ACCOUNT	\$ 14,549.01
RECREATION ACCOUNT	\$ 4,785.00
ANIMAL WELFARE ACCOUNT	\$ 211.20
SELF INSURANCE ACCOUNT	\$ 3,003.45
TRUST OTHER ACCOUNT	\$ 260.00
OPEN SPACE ACCOUNT	\$ 81.18
TRUST OTHER DEVELOPERS ACCOUNT	\$ 260.00

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

March 18, 2013

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OPEN HEARING OF THE PUBLIC -

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

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

Assemblyman Timothy Eustace-spoke on behalf Assembly Bill 1196 which is proposed legislation that he is co-sponsoring. He stated that he understands the concerns of the League of Municipalities as well as the small towns whose main focus is the cost of insuring first responders in the case of a dyer emergency or natural disaster. He explained that the genesis of this bill is originally from the way that first responders were treated after 9/11. This bill will make sure that those who respond to these disasters in our Borough will be covered by Workmen's Comp after the event and will extend the period of time for a Workmen's Comp investigation. Assemblyman Eustace offered to speak with the sponsor of this bill if the Governing Body has suggested amendments that they would like to see incorporated. Councilwoman Murphy-asked if he's received any comments that this bill is too broad?

Assemblyman Eustace-replied that the only comments they've received in that respect were from the League of Municipalities. He continued to say that they don't foresee the type of disaster that they're trying to cover but they are trying to make sure that our first responders are covered.

Councilman Cappola-stated that he read the bill and feels that it is very general and asked for clarification.

Assemblyman Eustace-explained that a claim would have to relate to a certain type of disaster.

Councilman Mignone-also feels that the language is very vague and that it almost looks as though it would be an impossible task for the town to refute the claims. Another issue he has is that there is no statute of limitations for claims and asked if this could be limited to terrorist attacks or other kinds of disasters. He asked who will be writing the implementing regulations, the Department of Labor or Department of Health?

Assemblyman Eustace- stated that the Council has brought up valid points and suggested that they give him their suggested ideas and amendments that he can take back to the sponsor. He explained that there are always fiscal notes as the bill moves along and he will make sure they get them as soon as possible. Gregg Cariddi-193 Wayne Avenue-gave an example of someone who passed away as a result of being involved in the 9/11 clean-up and explained the countless hours that the family spent getting documentation to make sure there was coverage. He feels that this is an important issue because many cancers don't show up until 10 or 15 years down the road.

Assemblyman Eustace-stated that the intent was never to saddle the municipalities but rather to make sure that the events that have occurred in the past don't happen again. He explained that there are many loose ends that need to be addressed to make sure that it isn't something that anybody can go to and cash in. He continued to say that the idea is to make sure we're responsible so that our self insurance funds aren't deep water pools that people can play in. Assemblyman Eustace told the Mayor and Council that if they or any of our residents need assistance to feel free to call them at any time.

#### CLOSE HEARING OF THE PUBLIC -

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

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

#### COUNCIL COMMENTS -

Councilman Bartelloni- had no comments.

Councilman Mignone-congratulated Jonathan Cariddi on his appointment and thanked him for volunteering.

Councilman Cappola-also congratulated Jonathan Cariddi. With regard to the assembly bill that was discussed this evening, Councilman Cappola feels that there needs to be a few amendments before they can support it. Councilman Cappola does agree that it is important to take care of those who are taking care of us.

Councilman Acquafredda-informed the Mayor and Council that this week and next week the public budget presentations for both River Dell and River Edge school systems will take place. Councilman Acquafredda was not able to attend the Beautification Committee last week but reported that they are still fine tuning the plan for Cherry Blossom Park. He reported that the Technology Committee has a meeting scheduled for April 4<sup>th</sup> at River Dell to familiarize themselves with the systems that have been implemented at the schools. He continued to say that they will begin conversations with the River Dell administration to see how we can benefit from the different systems at the high school and middle school.

Councilwoman Murphy-announced that SCORE will be having their Senior Prom at the River Dell High School Cafeteria this Wednesday and the River Dell Drama Club will be performing the show "Once Upon a Mattress" from Thursday through Saturday. She hopes that the odor in the Borough has been resolved.

Mayor Moscaritolo-attended a meeting with Cherry Hill Students to discuss the honorary signage for Joe Maugeri and was pleased that the Council is moving forward and supporting this request. The Mayor had the opportunity to read "The

Lorax" by Dr. Seuss to second grade students at Roosevelt School and explained to them the project that is being proposed to plant saplings at Cherry Blossom Park. The Mayor explained that although this project is on a very tight schedule he is confident that they will get it done. Mayor Moscaritolo thanked everyone for coming out this evening especially in such bad weather.

ADJOURNMENT - 8:50 P.M.

Motion by Councilwoman Murphy, seconded by Councilman Cappola to adjourn the meeting at 8:50 p.m.

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

REOPEN - 8:50 P.M.

Motion by Councilwoman Murphy, seconded by Councilman Cappola to reopen the meeting at 8:50 p.m.

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

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve the hire of Tybe Manzelli, 789 Sixth Avenue, River Edge, as part-time Accounts Receivable Clerk, 20 hours per week, \$15.74 per hour with a six-month probationary period, effective March 19, 2013.

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

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve the hire of Christine Baker, 29 Wilda Lane, Waldwick, NJ, as part-time Accounts Payable Clerk, 25 hours per week, \$15.74 per hour with a six-month probationary period, effective March 19, 2013.

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

ADJOURNMENT - 9:00 P.M.

Motion by Councilwoman Murphy, seconded by Councilman Cappola to adjourn the meeting at 9:00 p.m.

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

Mayor Sandy Moscaritolo

Attest:

Denise A. Dondiego, Borough Clerk

Dated: