

M I N U T E S  
Meeting of the Mayor and Council  
Tuesday, February 16, 2010  
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 Smith to lead the salute to the flag.

STATEMENT -

Mayor Watkins read the statement under the Sunshine Law and asked the Clerk to put it into the minutes. "Adequate Notice of this meeting has been made by sending notice on December 18, 2009 to THE RECORD and THE RIDGEWOOD NEWSPAPER, by positioning on the bulletin board in the lobby of the Borough Hall, and filing a Notice of the same with the Municipal Clerk".

ROLL CALL - Councilwoman Walker, Councilman Porco, Councilman Smith, Councilman Cannon, Councilman Cordts and Mayor Watkins were present, Councilwoman Rush was absent.

APPROVAL OF MINUTES - By Consent

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the minutes of the Mayor and Council work session meeting of February 1, 2010.

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

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the minutes of the Mayor and Council regular meeting of February 1, 2010.

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

PROCLAMATION & AWARDS -

Mayor Watkins read the Proclamation Honoring the Boy Scouts of America for 100 Years of Service into the record as follows:

***PROCLAMATION***

*WHEREAS, the Boy Scouts of America was established February 8, 1910 and for one hundred years has created a strong foundation of leadership, service and community for millions of American youth; and*

*WHEREAS, the Boy Scouts of America provides a program that builds character, trains Scouts in the responsibilities of participating citizenship and develops person fitness; and*

*WHEREAS, with every rank advancement comes new challenges, new adventures and new friends for Scouts and those Scouters who accompany them along the way; and*

*WHEREAS, the Boy Scouts of America has nurtured and honored over two million Eagle Scouts; and*

*WHEREAS, the Boy Scouts of America alumni share memories that last a lifetime; and*

*WHEREAS, Scouting celebrates its legacy and reaffirms its commitment to inspire and prepare future generations.*

***NOW, THEREFORE, BE IT RESOLVED, that I, Margaret Falahee Watkins, Mayor of the Borough of River Edge and on behalf of the Council do proclaim that the Boy Scouts of America and its River Edge Tiger Cubs, Cub Scouts, Boy Scouts and***

Venture Crews, their leaders and sponsoring organization are hereby honored for making a difference in River Edge by their dedication of Scouting's core values, leadership, character, community service, achievement and stewardship of the environment.

Mayor Margaret Falahee Watkins

Dated: February 16, 2010

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APPOINTMENTS & PERSONNEL CHANGES -

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the salary increase of Jairo Duarte, Laborer I, Department of Public Works from an annual salary of \$49,571.00 to \$50,051.00 due to a \$480.00 longevity increase, effective February 27, 2010.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the hire of Anthe Siafflas, 418 Mercer Avenue, as a Senior Bus Dispatcher, not to exceed five hours per week at an hourly salary of \$12.55 with a six month probationary period, effective February 17, 2010.

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

CORRESPONDENCE -

Letter	-	County of Bergen - 2/1/10
Letter	-	Re: Public Hearing Notice - Open Space
Letter	-	Susan Scavone, Millennium Strategies - 2/1/10
Notice	-	Re: January 2010 Report
Letter	-	River Edge Board of Education - 2/2/10
Letter	-	Re: Meeting - February 3, 2010
Letter	-	Pat & Matt Byrne - 2/3/10
Notice	-	Re: Thank You to DPW
Letter	-	River Edge Board of Education - 2/8/10
Letter	-	Re: Meeting 2/10/10
Letter	-	New Jersey General Assembly - 2/8/10
Letter	-	Re: Funds to Support Out-of-State Students
Letter	-	Michael Mikolajczyk - 2/8/10
Letter	-	Re: Concern for Proposed Library Funding
Letter	-	Borough of Oradell - 2/9/10
Notice	-	Re: Historical Preservation Element Plan
Notice	-	River Edge Board of Education - 2/10/10
	-	Re: Meeting Notice - 2/10/10

MONTHLY REPORTS -

Shade Tree Commission	-	December 2009
Library Board of Trustees	-	December 2009
Building Department	-	January 2010
Code Enforcement	-	January 2010
Annual Financial Statement	-	2009

ORDINANCES - 1<sup>st</sup> Reading - NONE

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

Denise Dondiego, Borough Clerk read the title of Ordinance #1683 as follows:

Ordinance #1683 - AN ORDINANCE AMENDING CHAPTER 384 "TREES" ARTICLE I SECTION 384 "POWERS OF THE COMMISSION" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Ordinance #1683 was introduced by Councilman Cannon, seconded by Councilman Smith at the January 19, 2010 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1683

AN ORDINANCE AMENDING CHAPTER 384 "TREES" ARTICLE I SECTION 384 "POWERS OF THE COMMISSION" OF THE CODE OF THE BOROUGH OF RIVER EDGE

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge that

Chapter 384 Section 384-6(a) is hereby amended as follows:

Section I: add at end of Section 384-6(A) the following:

"except that no tree or shrubbery shall be planted in or removed from any Borough park, playground, recreational area, or other area under the jurisdiction of the River Edge Recreation Commission pursuant to Code Section 79-4, without the consent of the River Edge Recreation Commission and the River Edge Shade Tree Commission. Should the Commissions not be able to agree on a planting or removal, the final determination shall be made by the Mayor and Council."

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

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

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

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated:

OPEN HEARING OF PUBLIC - Ordinance #1683

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

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

Margo Pohl-715 Elm Avenue-requested that if the Recreation Commission feels the need to remove healthy trees from the parks that the Shade Tree Commission be in on the plans from the beginning.  
Bill Lindsley-stated that both Commissions cannot remove trees without the others consent and if there is a difference of opinion, both Commissions would have to come before the Mayor and Council for a final decision.

CLOSE HEARING OF PUBLIC - Ordinance #1683

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

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

ADOPTION - Ordinance #1683

Motion by Councilman Porco, seconded by Councilman Cannon to adopt Ordinance #1683.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1684 as follows:

Ordinance #1684 - AN ORDINANCE AMENDING CHAPTER 79 "BOARD OF RECREATION COMMISSIONERS" SECTION 79-4 "POWERS OF COMMISSIONERS" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Ordinance #1684 was introduced by Councilman Cannon, seconded by Councilman Smith at the January 19, 2010 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1684

AN ORDINANCE AMENDING CHAPTER 79 " BOARD OF RECREATION COMMISSIONERS"  
SECTION 79-4 "POWERS OF COMMISSIONERS " OF THE CODE OF THE BOROUGH OF RIVER  
EDGE

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge that Chapter 79 Section 79-4 is hereby amended as follows:

Section I: add at the end of Section 79-4(A) the following:

"except that no tree or shrubbery may be planted in or removed from any Borough park, playground or recreational area without the consent of both the River Edge Recreation Commission and the River Edge Shade Tree Commission. Should the two Commissions be unable to agree on a planting or removal, then the final decision shall be made by the Mayor and Council."

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

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

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

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated:

OPEN HEARING OF PUBLIC - Ordinance #1684

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

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

CLOSE HEARING OF PUBLIC - Ordinance #1684

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

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

ADOPTION - Ordinance #1684

Motion by Councilman Cannon, seconded by Councilman Smith to adopt Ordinance #1684.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1688 as follows:

Ordinance #1688 - AN ORDINANCE APPROPRIATING \$46,000.00 FROM THE GENERAL CAPITAL FUND BALANCE FOR PURCHASE OF EQUIPMENT, IMPROVEMENT OF BOROUGH GROUNDS

Ordinance #1688 was introduced by Councilman Smith, seconded by Councilwoman Rush at the February 1, 2010 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1688

AN ORDINANCE APPROPRIATING \$46,000.00 FROM THE GENERAL CAPITAL FUND BALANCE FOR PURCHASE OF EQUIPMENT, 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 I. The purchase of equipment for and 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 \$46,000.00 of which \$46,000.00 is from the General Capital Fund Balance.

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

- a. Repairs and improvements to Borough grounds, including but not limited to the reconstruction of the tennis courts in Veteran's Memorial Park and other appurtenances.
- b. Purchase of equipment for the Department(s) of: Police including but not limited to cell tower communication equipment.
- c. Other Expenses, including but not limited to architect's fees, accounting, engineering and inspection costs, legal expense and other expenses to the extent permitted by Section 20 of the Local Bond Law.

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

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

Mayor Margaret Falahee Watkins

ATTEST:

Denise A. Dondiego, Borough Clerk

Dated:

OPEN HEARING OF PUBLIC - Ordinance #1688

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

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

CLOSE HEARING OF PUBLIC - Ordinance #1688

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

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

ADOPTION - Ordinance #1688

Motion by Councilman Smith, seconded by Councilwoman Walker to adopt Ordinance #1688.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1689 as follows:

Ordinance #1689 - AN ORDINANCE TO AMEND SECTION 2 OF ORDINANCE #1567 ENTITLED "AN ORDINANCE APPROPRIATING \$68,000 FROM THE GENERAL CAPITAL FUND - CAPITAL IMPROVEMENT FUND FOR PURCHASE OF EQUIPMENT, IMPROVEMENT OF BOROUGH BUILDING AND GROUNDS".

Ordinance #1689 was introduced by Councilman Smith, seconded by Councilwoman Rush at the February 1, 2010 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1689

AN ORDINANCE TO AMEND SECTION 2 OF ORDINANCE #1567 ENTITLED "AN ORDINANCE APPROPRIATING \$68,000 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. Section 2 of Ordinance #1567 is hereby amended to increase the scope of the ordinance as authorized below:

Add:

- f. Purchase of a shed and appurtenances for the shed for use by the Beautification Committee.

SECTION 2. This ordinance shall take effect immediately after the first publication after final passage as provided by law.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego  
Borough Clerk

Dated:

OPEN HEARING OF PUBLIC - Ordinance #1689

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

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

Alphonse Bartelloni-268 Webb Avenue-stated that he feels \$68,000.00 is a large amount of money to be spending on a shed and asked how big the shed is going to be.

Alan Negreann-explained that we are amending the scope of the ordinance to include this project in an old ordinance for \$68,000.00. He further explained that the cost of the shed itself is approximately \$4,400.00.

CLOSE HEARING OF PUBLIC - Ordinance #1689

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

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

ADOPTION - Ordinance #1689

Motion by Councilman Smith, seconded by Councilwoman Walker to adopt Ordinance #1689.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1690 as follows:

Ordinance #1690 - AN ORDINANCE AMENDING CHAPTER 246 "HUNTING AND FIREARMS" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Ordinance #1690 was introduced by Councilwoman Rush, seconded by Councilman Smith at the February 1, 2010 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1690

AN ORDINANCE AMENDING CHAPTER 246 "HUNTING AND FIREARMS" OF THE CODE OF THE

BOROUGH OF RIVER EDGE

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge that Chapter 246 of the Code of the Borough of River Edge Area, Bulk and Yard be and hereby is amended as follows:

Section I: Section 246-1 is hereby deleted in its entirety and replaced with the following:

"Section 246-1 Hunting Prohibited"

No person, with the exception of Borough police, their designees or other law enforcement officers in the discharge of their lawful duties, shall hunt, trap, shoot, snare or in any fashion attempt to kill or capture any bird or wildlife in the borough.

Section II: Section 246-2 is hereby deleted in its entirety.

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

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

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

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated:

OPEN HEARING OF PUBLIC - Ordinance #1690

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

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

CLOSE HEARING OF PUBLIC - Ordinance #1690

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

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

ADOPTION - Ordinance #1690

Motion by Councilwoman Walker, seconded by Councilman Smith to adopt Ordinance #1690.

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1691 as follows:

Ordinance #1691 - AN ORDINANCE AMENDING CHAPTER 358 "SOLID WASTE" ARTICLE II "RECYCLING" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Ordinance #1691 was introduced by Councilman Smith, seconded by Councilwoman Walker at the February 1, 2010 meeting as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1691

AN ORDINANCE AMENDING CHAPTER 358 "SOLID WASTE" ARTICLE II "RECYCLING OF THE  
CODE OF THE BOROUGH OF RIVER EDGE

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF RIVER EDGE that Chapter 358 "Solid Waste" Article II "Recycling" of the Code of the Borough of River Edge be amended as follows:

Section I: Add Section 358-11(E) as follows:

Residential and Commercial Generated Construction and Demolition Debris. On or after the effective date of this subsection, all persons who are homeowners, lessees or occupants to separate household-generated construction and demolition debris, as defined in Section 358-9, from all other solid waste produced, and to recycle same, where practical. A proposed plan for recycling shall be submitted to the Borough Building Department as part of an application for any building or demolition permit, as the case may be. The Borough Building Department shall immediately provide a copy of the plan to the Borough Recycling Coordinator.

The building permit holder shall provide the Building Department an invoice from the container company evidencing recycling tonnage, when available.

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

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

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

Mayor Margaret Fallahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated:

OPEN HEARING OF PUBLIC - Ordinance #1691

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

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

CLOSE HEARING OF PUBLIC - Ordinance #1691

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

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

ADOPTION - Ordinance #1691

Motion by Councilwoman Walker, seconded by Councilman Porco to adopt Ordinance #1691.

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

was absent.

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RESOLUTIONS - By Consent

Motion by Councilman Cannon, seconded by Councilwoman Walker to approve resolution #10-94 through #10-96 and resolution #10-98 through #10-101.

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

#10-94 2009 Business Stimulus Fund Grant (BSF) - PF10-099

WHEREAS, the Governing Body of the Borough of River Edge desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$7,000.00 to fund the following project: 2009 Business Stimulus Fund Grant (BSF).

WHEREAS, no match or in-kind service is required for this grant.

NOW, THEREFORE, BE IT RESOLVED that Mayor Margaret Falahee Watkins or the successor to the office of Mayor is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in any amount not less than \$7,000.00 and not more than \$7,000.00, and (c) to execute any amendments thereto which do not increase the Grantee's obligations.

BE IT FURTHER RESOLVED, that the Grantee agrees to comply with all applicable federal, state and municipal laws, rules and regulations in its performance pursuant to the agreement.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Joseph C. Bennett, Assistant Regional Forester/Grants Administrator, New Jersey Forest Service, 501 East State Street, P.O. Box 404, Trenton, New Jersey, 08625-0404.

February 16, 2010

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#10-95 Enter Into Agreement with Greenland Landscape Company, 396 Forest Avenue, Paramus, New Jersey 07652 for Leaf, Grass and Yard Waste Recycling

WHEREAS, the Borough of River Edge has included the collection of leaf, grass and yard waste as part of its recycling program in an effort to reduce solid waste; and

WHEREAS, Greenland Landscape Company, 396 Forest Avenue, Paramus, New Jersey, 07652 has agreed to enter into a contract with the Borough of River Edge for the disposal of compost; and

WHEREAS, N.J.S.A. Section 40A:11-5(1)(s) and N.J.S.A. 40A:11-36 permits the awarding of a contract without competitive bidding for the marketing of recyclables; and

WHEREAS, the Borough Attorney and Superintendent of Public Works have prepared a contract containing the approved terms and conditions of the sale; and

WHEREAS, the Mayor and Council have reviewed this matter at a work session on February 16, 2010.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk be authorized to enter into an agreement with Greenland Landscaping Company, 396 Forest Avenue, Paramus, New Jersey, 07652.

February 16, 2010

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#10-96 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 February 16, 2010

meeting and discussion of the hereinafter specified subject matter:

<u>Closed Session Docket #</u>	<u>Item Title or Description</u>	<u>Statutory Reference</u>
10-2/16-1	Personnel - Mike Marion, General Foreman Position - DPW	N.J.S.A. 10:4-12(8)
10-2/16-2	Personnel - Hire Senior Bus Dispatcher	N.J.S.A. 10:4-12(8)
10-2/16-3	Personnel - Salaries & Wages	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.

February 16, 2010

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Motion by Councilwoman Walker, seconded by Councilman Cannon to approve resolution #10-97.

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

#10-97 Resolution to Eliminate the Position of General Foreman in the Department of Public Works

WHEREAS, the Governing Body of the Borough of River Edge created the position of General Foreman circa 1986; and

WHEREAS, the Borough of River Edge finds itself in an unprecedented hardship with regard to its budget and financial position; and

WHEREAS, in accordance with the Borough of River Edge Personnel Policy & Procedure Handbook, Section 2 Employment, Subject 15 Separation, the Governing Body has received a recommendation from the Superintendent of Public Works and the Borough Administrator; and

WHEREAS, in order to achieve a permanent economic savings for the Borough it is recommended that the position of General Foreman in the Department of Public Works be permanently abolished; and

WHEREAS, the Mayor and Council have discussed this at a work session on February 16, 2010, and have found that it is in the best long term budgetary and financial interest of the Borough to abolish the position of General Foreman in the Department of Public Works.

NOW, THEREFORE, BE IT RESOLVED that the position of General Foreman be permanently abolished, effective April 1, 2010 in order to achieve economic savings for the Borough.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Superintendent of Public Works, the Borough Administrator and any employee affected by this resolution.

February 16, 2010

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#10-98 Resolution Approving the Certification List of Volunteer Members of the River Edge Volunteer Ambulance Service, Inc. Qualifying for Credit Under the Length of Service Awards Program (LOSAP) for 2009

WHEREAS, the Borough of River Edge adopted Ordinance #1289 on May 7, 2000 which created the Length of Service Awards Program (LOSAP); and

WHEREAS, N.J.S.A. 40A:14-191 requires that the River Edge Ambulance Service, Inc. furnish the Mayor and Council with an annual certification list of all members who have qualified for credit under the award program for the previous year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the Mayor and Council hereby approves the list of the members of the River Edge Ambulance Service, Inc. certified by the Captain for the year 2009, a copy of which list is attached here as Exhibit A; and

BE IT FURTHER RESOLVED that a copy of this resolution be posted by the Captain of the Ambulance Service.

February 16, 2010

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#10-99 Grant Raffle License to Temple Avodat Shalom

BE IT RESOLVED that the following license to conduct an On Premise Prize Raffle for Tuition to be issued to the Temple Avodat Shalom, 385 Howland Avenue, River Edge, New Jersey, 07661, License #620, I.D. 423-2-24023 to take place at 385 Howland Avenue, River Edge, New Jersey On May 23, 2010 from 9:00 a.m. to 1:00 p.m..

The Clerk reporting all in order.

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control of the State of New Jersey.

February 16, 2010

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#10-100 Grant Raffle License to Temple Avodat Shalom

BE IT RESOLVED that the following license to conduct an On Premise Prize Raffle for a Parking Spot to be issued to the Temple Avodat Shalom, 385 Howland Avenue, River Edge, New Jersey, 07661, License #621, I.D. 423-2-24023 to take place at 385 Howland Avenue, River Edge, New Jersey On May 23, 2010 from 9:00 a.m. to 1:00 p.m..

The Clerk reporting all in order.

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control of the State of New Jersey.

February 16, 2010

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#10-101 Tax Reimbursement Certification

WHEREAS, the Recycling Enhancement Act., P.L. 2007, Chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that River Edge hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, Chapter 311, in 2009 in the amount of \$14,647.86. Documentation supporting this submission is available at 705 Kinderkamack Road, River Edge, New Jersey and shall be maintained for no less than five years from this date.

\_\_\_\_\_  
Tax Reimbursement Certified by:

\_\_\_\_\_  
Name of Official:

\_\_\_\_\_  
Title of Official:

\_\_\_\_\_  
Date:

February 16, 2010

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Councilman Smith read resolution #10-102 into the record.

Motion by Councilman Smith, seconded by Councilwoman Walker to approve resolution #10-102.

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

#10-102 Payment of Bills

WHEREAS, vouchers for the payment of goods and services rendered to the Borough of River Edge have been received; and

WHEREAS, each bill has been checked by the receiving department, approved by the Chief Financial Officer and Borough Clerk and reviewed by the three members of the Finance Committee.

NOW, THEREFORE, BE IT RESOLVED that bills as listed now be confirmed for payment from the appropriate funds as follows:

CURRENT ACCOUNT TOTAL	\$ 78,211.69
RECREATION ACCOUNT	\$ 890.00
SELF INSURANCE ACCOUNT	\$ 1,000.00
OPEN SPACE ACCOUNT	\$ 950.00

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.

February 16, 2010

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OPEN HEARING OF THE PUBLIC -

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

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

CLOSE HEARING OF THE PUBLIC -

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

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

Alphonse Bartelloni-268 Webb Avenue-made reference to Governor Christie's speech regarding funding cuts to New Jersey Transit and asked if anyone has looked into how this will affect the south end of town and the redevelopment.

Mayor Watkins-stated that New Jersey Transit did say that it may take a little longer than the original timeline that they had presented and she will follow-up with them to find out what their reaction is.

Councilman Smith-stated that he spoke to our Redevelopment Attorney, Colin Quinn and he was told that there have been no changes made. He further stated that they have looked at the proposed legislation and the possibility of getting less funding but they're hoping because there is federal money involved, the project can continue.

Alphonse Bartelloni-expressed his concerns regarding the proposed budget cuts for River Dell High School where they are proposing to cut 6.3 teaching positions which would require students to have study halls instead of classes. The students would be able to take on-line classes during study hall but would have to pay \$400.00 per class.

COUNCIL COMMENTS -

Councilwoman Walker -had no comment.

Councilman Porco - had no comment.

Councilman Smith - had no comment.

Councilman Cannon-congratulated the Boy Scouts for the well deserved recognition. He also thinks it's a good idea to involve the Shade Tree Commission in projects

that the Recreation Commission has going on because it will help foster a good working relationship between the two Commissions.

Councilman Cordts- had no comment.

Mayor Watkins- thanked everyone for coming to the meeting this evening and also congratulated the Boy Scouts for their many years of service. The Mayor informed everyone that the Boy Scouts will be participating in the St. Patrick's Parade this year and will be marching behind the Grant Marshall.

ADJOURNMENT - 8:25 P.M.

Motion by Councilwoman Walker, seconded by Councilman Smith adjourn the meeting at 8:25 p.m.

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

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated: