

M I N U T E S

Reorganization Meeting of the Mayor and Council  
January 4, 2010  
5:00 P.M.

CALL THE MEETING TO ORDER -

Mayor Watkins called the meeting to order at 5:00 p.m. in the Council Chambers of the Borough Hall.

SILENT PRAYER - FLAG SALUTE -

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

STATEMENT -

Mayor Watkins read the statement under the Sunshine Law and asked the Clerk to put it into the minutes. "Adequate Notice of this meeting has been made by sending notice on December 17, 2009 to THE RECORD and THE RIDGEWOOD NEWSPAPER, by positioning on the bulletin board in the lobby of the Borough Hall, and filing a Notice of the same with the Municipal Clerk".

ROLL CALL: Councilwoman Walker, Councilwoman Rush, Councilman Smith, Councilman Cannon and Mayor Watkins were present.

APPROVAL OF MINUTES - by Consent

Motion by Councilwoman Walker, seconded by Councilwoman Rush to approve the minutes of the Sine Die meeting of the Mayor and Council of December 31, 2009.

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

BOROUGH CLERK ANNOUNCES THE 2009 ELECTION RESULTS:

Denise Dondiego, Borough Clerk announced the election results as follows:

- ❖ Paul Cordts elected for three years as Councilman  
2010 - 2012
- ❖ Johnny Porco elected for three years as Councilman  
2010 - 2012

OATH OF OFFICE - Mayor Watkins administered the Oath of Office to Councilman Cordts and Councilman Porco.

ROLL CALL OF NEW COUNCIL -

ROLL CALL: Councilwoman Walker, Councilwoman O'Connell Rush, Councilman Porco, Councilman Smith, Councilman Cannon, Councilman Cordts and Mayor Watkins were present.

INVOCATION - Pastor Steven Cordts

PROCLAMATIONS & AWARDS -

Mayor Watkins presented a plaque to the outgoing Fire Chief, Chris Weismann which read as follows:

Presented to Christopher Weismann, Fire Chief  
January 1, 2008 to December 31, 2009

Given in Grateful Recognition for Your Dedication  
To the Safety of Borough Residents and Your  
Leadership, Inspiration and Courageous Service  
To the River Edge Fire Department

Mayor Margaret Falahee Watkins & Council  
2009

ELECTION OF COUNCIL PRESIDENT FOR 2010 -

Motion by Councilwoman Rush, seconded by Councilwoman Walker to appoint Councilman Tom Smith as Council President for the year 2010.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman O'Connell Rush,

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

**MAYOR & COUNCIL APPOINTMENTS -**

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the re-appointment of Bruce L. Safro, Esq., as Borough Judge for three years.

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

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the re-appointment of William Lindsley, Esq., as Borough Attorney.

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

Motion by Councilman Smith, seconded by Councilwoman Rush to approve the re-appointment of Prosecuting Attorney, Thomas Wall, Esq.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the re-appointment of Andrew Rossmer, Esq., as Attorney for the Indigent.

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

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the re-appointment of Robert Levine, 228 Zabriskie Place, River Edge, as Representative to the National Organization on Disability.

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

Motion by Councilman Smith, seconded by Councilwoman Rush to approve the re-appointment of Matthew Giacobbe, Esq., Scarinci Hollenbeck, LLC, as Labor Attorney.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the re-appointment of Colin Quinn, Esq. as Redevelopment Attorney.

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

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the re-appointment of Ferraioli, Wielkotz, Cerullo & Cuva P.A. as Auditors.

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

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the re-appointment of Rogut McCarthy LLC as Bond Counsel.

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

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the re-appointment of Burton Kanwisher Agency, Inc., as Risk Manager.

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

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the re-appointment of Alan P. Spiniello, Esq., as Tax Appeal Attorney.

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

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the re-appointment of Bernard Malin, Esq., as Alternate Attorney for the Indigent.

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

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the re-appointment of Catherine M. Elston, Esq., as Alternate Municipal Prosecutor.

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

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the re-appointment of Gina A. Calogero, Esq. as Alternate Municipal Prosecutor.

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

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the re-appointment of Patrick M. Nerney, Esq., as Alternate Municipal Prosecutor.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the re-appointment of John P. Lynch, as Superintendent of Public Works for a three-year term, effective January 1, 2010.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the Finance Committee as follows:

1. Councilwoman O'Connell Rush, Chairperson
  2. Councilman Cordts
  3. Councilman Smith
- Alternate #1 Councilman Porco  
Alternate #2 Councilman Cannon

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

Motion by Councilwoman Rush, seconded by Councilwoman Rush to approve the appointments to the Insurance Committee as follows:

Councilwoman O'Connell Rush, Commissioner  
Councilman Porco  
Councilwoman Walker  
Alternate #1-Councilman Cordts

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

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the following appointments as liaisons to the various departments:

Police Department	- Councilman Cannon
Fire Department/Fire Prevention	- Councilwoman Rush
Department of Public Works	- Councilman Smith
Recreation Department	- Councilman Cannon
Construction Code	- Councilman Porco
Property Maintenance	- Councilman Cordts

Library	-	Councilman Cordts
Seniors	-	Councilman Smith
Co-Liaison	-	Councilman Cordts
Historic Preservation Commission	-	Councilman Cordts
Shade Tree Commission	-	Councilman Porco
Environmental Protection Commission	-	Councilman Cordts
Beautification Committee	-	Councilman Smith
Traffic & Safety Committee	-	Councilman Cannon
Ad Hoc/Zoning Sub-Committee	-	Councilwoman Walker
River Edge Schools	-	Councilwoman Walker
Grant Writers	-	Councilwoman Walker

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

Motion by Councilwoman Walker, seconded by Councilwoman Rush to approve the following appointments to:

Personnel Sub-Committee	-	Mayor Watkins
	-	Councilman Smith
	-	Councilman Cannon
Contracts Sub-Committee	-	Mayor Watkins
	-	Councilman Porco
	-	Councilwoman Walker
	-	Councilwoman O'Connell Rush
	-	Williams Lindsley, Esq.
Sewer Sub-Committee	-	Councilman Smith
	-	Alan P. Negreann
	-	Robert Costa
	-	John Lynch
	-	John Pampaloni, Jr.
	-	Mayor Watkins
River Edge Alliance Against Alcohol and Drug Abuse	-	Mayor Watkins
	-	Councilman Smith
	-	Councilwoman Rush
	-	Stephanie Hartman
Web-Site Committee	-	Councilman Smith
	-	Councilwoman Walker
	-	Councilman Porco
July 4 <sup>th</sup> Committee	-	Councilman Cannon, Chair
	-	Councilman Porco, Co-Chair
	-	Bobbi Conway
	-	Various Citizens
New Milford/River Edge Joint Projects Committee	-	Councilman Cordts
	-	Councilwoman Walker
	-	Councilman Cannon
2010 Census	-	Councilman Smith
	-	Councilman Cordts
Oradell/River Edge Joint Projects Committee	-	Mayor Watkins
	-	Councilwoman Rush
	-	Councilman Smith
Computer/Internet/Phone	-	Councilman Smith
	-	Councilman Porco

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

APPOINTMENTS & PERSONNEL CHANGES -

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the re-appointment of Fire Prevention Bureau for a one-year term effective January

1, 2010 as follows: Alan Silverman, Clay Marcoux, Craig Maiocchi, William Drew, Kenneth Pfannen and Kevin Joyce, effective January 1, 2010.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the re-appointment of Mary Sheehy to December 31, 2012; Bob Levine to December 31, 2011, and Catherine O'Donnell to December 31, 2011 to the **Traffic & Safety Committee**, effective January 1, 2010.

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

Motion by Councilman Cordts, seconded by Councilman Porco to approve the re-appointments of Robert Costa, Class II for a one-year term, Councilman Tom Smith, Class III for a one-year term, James Arakelian, Class IV-1 for a four year term, Christopher Caruso, Class IV-2 for a four year term and Peter Theisz, Alternate #1 for a two year term to the **Planning Board** effective January 1, 2010.

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

Motion by Councilwoman Walker, seconded by Councilwoman Rush to approve the appointments of the following officers for the River Edge **Fire Department** for 2010: Chief of Department, William Sanders, Asst. Chief John Mauthe, Deputy Chief Gregory Cariddi; Captain Eric Schultz, Co. #1; 1<sup>st</sup> Lt. Jim Rush, Co. #1; 2<sup>nd</sup> Lt. Keith Mahoney, Co. #1; Captain Leonard Coyman, Co. #2; 1<sup>st</sup> Lt. William MacRae, Co. #2; and the appointment of 2<sup>nd</sup> Lt. Alex Breuss, Co. #2, effective January 1, 2010.

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

Motion by Councilman Cordts, seconded by Councilwoman Rush to approve the re-appointment of William Lins to December 31, 2014; re-appointment of Carol Nyman as the Mayor's Representative to 12/31/10; and re-appointment of Stephanie Hartman as the Superintendent of Schools Representative to 12/31/10 to the **Library Board of Trustees**, effective January 1, 2010.

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

Motion by Councilman Smith, seconded by Councilman Cannon to approve the re-appointments to the River Edge **Beautification Committee** of Renee Bruen, Ann Cannon and Ellen Gorla for a two year term; Rosemarie Chatterton, Christine Alexiou, Karen Sabatello and Pam Benegal for a one year term; appointment of Mary Lou Hroncic, 99 Lakeview Street for a two year term; and Olga Barnes, 745 Center Avenue for a one year term effective January 1, 2010.

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

Motion by Councilman Smith, seconded by Councilman Cannon to approve the re-appointment of John Lynch as **Safety Delegate** and Sam Yanovich as Alternate, effective January 1, 2010.

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

Motion by Councilman Cannon, seconded by Councilman Smith to approve the re-appointment of Cynthia Sherlock and Val Duran for a five year term to the **Recreation Commission**, effective January 1, 2010.

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

Motion by Councilman Smith, seconded by Councilwoman Walker to approve the re-appointment of Marvin Becker, Mary Gannon and Doris Chatellier for a three year term to the **Board of Health**, effective January 1, 2010.

ROLL CALL VOTE: Councilwoman Walker, Councilwoman O'Connell Rush,

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

Motion by Councilman Porco, seconded by Councilman Smith to approve the re-appointment of Margo Pohl for a three year term, Charles Amorese and Jim Bieber for a five year term as to the **Shade Tree Commission** effective January 1, 2010.

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

Motion by Councilman Cannon, seconded by Councilwoman Walker to approve the re-appointments of Mary Moran, Luisa Carrier, Patricia Edwards and Dennis Fiedler, to the **Social Services Committee**, effective January 1, 2010.

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

Motion by Councilwoman Walker, seconded by Councilman Smith to approve the appointment of Peter Ng for a four year term, and Albert Ruhlmann, 285 Concord Drive, as Alternate #1 for a two year term to the **Zoning Board of Adjustment** effective January 1, 2010.

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

Motion by Councilman Cordts, seconded by Councilman Smith to approve the re-appointment of Judi Sussman and Mary Donohue for four-year terms to the **Historic Preservation Commission**, effective January 1, 2010.

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

Motion by Councilman Cordts, seconded to Councilwoman Rush to approve the re-appointments of Kathy Bounds, Noreen Scala, Eleanor Walker and Jeff Smith for two year terms; Michael O'Dea and William Edwards for one year term to the **Rent Leveling Board** effective January 1, 2010.

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

Motion by Councilman Cordts, seconded by Councilman Smith to approve the re-appointment of Gennaro Rotello for a three-year term to the **Environmental Protection Commission**, effective January 1, 2010.

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

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the appointment of Councilwoman Wendy Walker as Chairperson for the **Green Team** to finish the unexpired term of Esther Fletcher through 12/31/10.

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

Mayor Watkins administered the Oath of Office to all appointees that were in attendance.

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**ORDINANCES - 1st Reading-**

Denise Dondiego, Borough Clerk read the title of Ordinance #1681 as follows:

Ordinance #1681 - AN ORDINANCE TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, AND STATE OF NEW JERSEY FOR THE YEAR 2010

Motion by Councilwoman Rush, seconded by Councilman Smith to approve the first reading of Ordinance #1681 as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1681

AN ORDINANCE TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF RIVER EDGE; IN THE COUNTY OF BERGEN, AND STATE OF NEW JERSEY FOR THE YEAR 2010

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

Section 1: The compensation for the full-time employees of the Department of Public Works shall be:

<u>Department of Public Works</u>	<u>2010</u>	
	<u>Hourly</u>	<u>Annually</u>
Mechanic I		\$70,287 - \$73,252
General Repairer		\$68,110 - \$70,974
Equipment Operator I		\$63,772 - \$66,450
Tree Trimmer I		\$63,156 - \$65,810
Mechanic II		\$59,259 - \$61,494
General Repairer II		\$57,270 - \$59,618
Equipment Operator II		\$55,946 - \$59,829
Tree Trimmer II		\$51,424 - \$53,768
Laborer I		\$47,624 - \$51,126
Laborer II		\$40,283 - \$44,462

In addition to the salaries set forth above, all full time employees holding these positions listed herein shall have added to base pay the following percentage computed on the basis of the prevailing salary:

	<u>Date of Employment</u> <u>Pre 7/1/93</u>	<u>Date of Employment</u> <u>Post 7/1/93</u>
During:		
5 - 8 years of service -	2%	\$ 480.00
9 -12 years of service -	4%	\$ 960.00
13-16 years of service -	6%	\$ 1,440.00
17-20 years of service -	8%	\$ 1,920.00
21 Plus years of service-	10%	\$ 2,400.00

Section 2. In addition to the salaries set forth herein, Department of Public Works employees of the Borough of River Edge covered under the Collective Bargaining Agreement with Local 108, RWDSU, AFL-CIO Blue Color Unit for the years January 1, 2007 through December 31, 2011 shall be entitled to those benefits as specified in the Collective Bargaining Agreement with Local 108, RWDSU, AFL-CIO Blue Color Unit for the years January 1, 2007 through December 31, 2011.

Any difference in terms between the above Agreement and Ordinance, the Agreement will be deemed dispositive.

The employee compensation disclosure form shall be made part of any formal action taken by the local unit, but shall not be considered part of any contract or agreement.

Section 3. Compensation for the following part-time positions and officers of the Borough of River Edge for the year 2010 is hereby supplemented and amended as follows:

<u>Annually</u>	<u>Hourly</u>
Bus/Van Driver	\$7.00 - \$16.35
Recycling Caretaker/Litter Enf.	\$7.00 - \$17.98

Section 4: The salaries, wages or compensation of all officers and employees shall be paid in twenty-four (24) installments, or upon presentation of duly executed vouchers as required by law.

Section 5: This ordinance shall take effect as of January 1, 2010 when passed and published as required by law.

\_\_\_\_\_  
Margaret F. Watkins, Mayor

ATTEST:

Denise A. Dondiego, Borough Clerk

Dated:

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

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Denise Dondiego, Borough Clerk read the title of Ordinance #1682 as follows:

Ordinance #1682 - AN ORDINANCE AMENDING CHAPTER 65 "OFFICERS AND EMPLOYEES" OF THE CODE OF THE BOROUGH OF RIVER EDGE

Motion by councilwoman Rush, seconded by Councilman Cannon to approve the first reading of Ordinance #1682 as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1682

AN ORDINANCE AMENDING CHAPTER 65 "OFFICERS AND EMPLOYEES" 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 65 OF THE Borough Code is hereby amended as follows:

**Section I:** Add the following:

"ARTICLE III" MUNICIPAL ATTORNEY

Section 65-10. Office created

In accordance with N.J.S.A. 40A:9-139 there is hereby created and established the position of Municipal Attorney.

Section 65-11. Compensation.

Compensation shall be in an annual salary and at an hourly rate based on actual time and expenses as agreed on prior to the rendering of services.

Section 65-12. Term.

The term of the Municipal Attorney shall be for one (1) year.

"ARTICLE IV" MUNICIPAL ENGINEER

Section 65-13 Office Created

In accordance with the terms of N.J.S.A. 40A:9-140 there is hereby created and established the position of Municipal Engineer.

Section 65-14 Compensation

Compensation shall be in an annual retainer and an hourly rate based upon actual time and expenses agreed on prior to the rendering of the services.

Section 65-15 Term.

The term of the Municipal Engineer shall be for one (1) year.

**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 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 Dondiego, Borough Clerk

Dated:

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

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ORDINANCES - 2<sup>nd</sup> Reading - NONE

RESOLUTIONS - Approved by Consent

Motion by Councilwoman Walker, seconded by Councilman Smith to approve resolution #10-01 through #10-53.

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

#10-01 Designate Official Depositories

BE IT RESOLVED that the following banks are designated as the official depositories of the Borough of River Edge, effective January 1, 2010:

PNC Bank of New Jersey, 915 Kinderkamack Road  
River Edge, N.J. 07661

Hudson City Savings Bank, 249 Kinderkamack Road  
Oradell, N.J. 07649

TD Bank, 876 Kinderkamack Road  
River Edge, N.J. 07661

Bank of America, 54 E. Ridgewood Avenue  
Ridgewood, N.J. 07450

JP Morgan Chase Bank, 686 Kinderkamack Road  
River Edge, N.J. 07661

Bank of America, Summit Avenue & Essex St.  
Hackensack, N.J. 07601

Citigroup Global Transaction Services  
N.J. Cash Management Fund  
Two Portland Square  
Portland, ME 04101

Valley National Bank, 243 Main Street  
New Milford, N.J. 07646

TD Bank, 1100 Lake Street  
Ramsey, N.J. 07446

Lakeland Bank  
417 Cedar Lane  
Teaneck, New Jersey 07666

TD Bank  
101 Washington Street  
Hoboken, New Jersey 07030

January 4, 2010 - Reorganization

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#10-02 Authorize Renewal of Agreement for Animal Control and Services

WHEREAS, an agreement for the provision of animal shelter and animal control officer services has been offered by the County of Bergen; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01//2010/27/3402/100 of the Current Fund in an amount not to exceed \$100.00 and from the Animal Welfare Account in the amount not to exceed \$17,075.76; and

WHEREAS, the Borough of River Edge has participated in a similar agreement in the past; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor be authorized to enter into agreement for animal shelter and services with Bergen County for the year 2010 at an annual fee of \$17,075.76.

January 4, 2010 - Reorganization

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#10-03 Fire Assistance Agreement with Hackensack

BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that an agreement be entered into with the City of Hackensack, Bergen County, New Jersey for the purpose of establishing a Twin-Borough coverage of fire assistance between the municipalities; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and they are authorized to execute on behalf of the Borough of River Edge a Twin-Borough Fire Assistance Agreement between the City of Hackensack and the Borough of River Edge effective January 1, 2010.

January 4, 2010 - Reorganization

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#10-04 Inter-Borough Fire Assistance Agreement

WHEREAS, the Fire Departments of the Boroughs of New Milford, Oradell Dumont, Haworth and River Edge, in the County of Bergen, State of New Jersey, have heretofore mutually agreed to establish an Inter-Borough Cover-Up and Assistance Program of fire protection in these four towns effective from January 1, 2010.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the Agreement of the Inter-Borough Fire Assistance Agreement be approved for the year 2010, the details of which are in possession of the respective fire chiefs of the Fire Departments of New Milford, Oradell, Dumont, Haworth and River Edge; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Mayors and Councils of the Boroughs of New Milford, Oradell, Dumont, Haworth.

January 4, 2010-Reorganization

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#10-05 Fire Assistance Agreement With Paramus

BE IT RESOLVED the Mayor and Council of the Borough of River Edge that an agreement be entered into with the Borough of Paramus, Bergen County for the purpose of establishing a Twin-Borough coverage for fire assistance between the municipalities; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and they are authorized to execute on behalf of the Borough of River Edge a Twin-borough Fire Assistance Agreement between the Borough of Paramus and the Borough of River Edge, effective January 1, 2010.

January 4, 2010 - Reorganization

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#10-06 Hazardous Material Incident Assistance Agreement with Paramus

BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that an agreement be entered into with the Borough of Paramus, Bergen County, New Jersey for the purpose of establishing a Hazardous Material Incident Assistance Agreement with these two municipalities.

BE IT FURTHER RESOLVED that the Borough of Paramus would be reimbursed for materials used in the event of a hazardous material incident.

January 4, 2010- Reorganization

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#10-07 Authorize Chief Financial Officer and Accounts Supervisor to Invest Surplus Funds

BE IT RESOLVED that the Chief Financial Officer and Accounts Supervisor be authorized and directed to invest surplus funds of the Borough of River Edge, Bergen County, New Jersey in short-term notes, in United States Treasury Bills, and other instruments as approved by the State of New Jersey and subject to the Cash Management Plan of the Borough of River Edge adopted by the Mayor and Council of the Borough of River Edge, Bergen County, New Jersey effective January 1, 2010.

BE IT FURTHER RESOLVED that the Cash Management Plan adopted by the Governing Body #10-29 on January 1, 2010 is hereby the Cash Management Plan for the Borough of River Edge for the year 2009 and the Borough shall deposit and manage its funds pursuant to the plan.

January 4, 2010 - Reorganization

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#10-08 Set Time and Place for Mayor and Council Meeting

BE IT RESOLVED that the time and place of meetings of the Mayor and Council will be as follows: First and Third Mondays of the month for regular meetings, except in July and August, when meetings will be held only on the first Mondays, except when the regular meeting date falls on a holiday, then the day following shall be designated. The place is the Municipal Building, or any other place designated by the Mayor and the hour is 8:00 P.M., except for November 1, 2010 the hour is 7:00 P.M., and the work session meetings on the First, Third and Fourth Mondays of the month at 7:00 P.M. The meetings will be guided by Robert's Rules of Order; and

BE IT FURTHER RESOLVED that the Borough Administrator/Chief Financial Officer, is to make arrangements with school authorities to use River Dell Junior High School Auditorium on a standing emergency basis whenever the audience in the Council Chamber exceeds the number limited by law, and/or in the judgement of the Mayor and Council, it is desirable to move the place of the meeting, effective January 1, 2010.

January 4, 2010- Reorganization

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#10-09 Designate Official Newspapers

BE IT RESOLVED that the following newspapers are designated as the official news media for the Borough of River Edge, effective January 1, 2010:

THE RECORD, 150 River Street  
Hackensack, New Jersey  
THE RIDGEWOOD NEWS, 1 Garret Mountain Plaza  
West Paterson, New Jersey 07424

January 4, 2010 - Reorganization

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#10-10 Enter Into Agreement with Colin Quinn, Esq., 745 Kinderkamack Road, River Edge, New Jersey 07661 for Legal Services as Redevelopment Attorney

WHEREAS, there exists a need to retain legal services for the purpose

of redevelopment of the Southern End of River Edge; and

WHEREAS, Colin Quinn, Esq. meets the criteria for a professional service contract under N.J.S.A. 40A:11-1; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, Colin Quinn, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Colin Quinn, Esq. has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Colin Quinn, Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1552-180 of the Current Fund in the amount not to exceed \$4,500.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

WHEREAS, the rate of pay shall not exceed \$85.00 per hour.

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Colin Quinn, Esq., 745 Kinderkamack Road, River Edge, New Jersey, 07661.
2. The business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. The contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.
4. That a copy of this resolution be forwarded to the RIDGEWOOD NEWSPAPER for publication.

January 4, 2010 - Reorganization

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10-11 Annual Approval of Petty Cash Fund for the Financial Administration Department

WHEREAS, N.J.S.A. 40A:5-21 authorized the establishment of a *Petty Cash Fund* for the Financial Administration Department of the Borough of River Edge; and

WHEREAS, said *Petty Cash Fund* was established by resolution #90-149 dated August 6, 1990 by the Council of the Borough of River Edge; and

WHEREAS, this resolution sets forth the authority and procedure for the Financial Administration Department *Petty Cash Fund*; and

WHEREAS, the Governing Body must approve annually this petty cash fund; and

WHEREAS, it is the desire of the Governing Body of the Borough of River Edge that this fund be expended at the direction of the Chief Financial Officer and be operational for the calendar year 2010.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that:

The Financial Administration Department shall maintain a *Petty Cash Fund* in the amount of \$500.00 and should be operated in accordance with resolution #90-149 for the calendar year ending December 31, 2010.

January 4, 2010 - Reorganization

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#10-12 Annual Approval of Petty Cash Fund for the Police Department

WHEREAS, N.J.S.A. 40A:5-21 authorized the establishment of a Petty Cash Fund for the Police Department of the Borough of River Edge; and

WHEREAS, said Petty Cash fund was established by Resolution #88-276 dated 12/19/88 by the Council of the Borough of River Edge; and

WHEREAS, this resolution sets forth the authority and procedure for the Police Department Petty Cash Fund; and

WHEREAS, said Petty Cash Fund received approval from the Director of Local Government Services on December 29, 1988; and

WHEREAS, the Governing Body must approve annually this petty cash fund; and

WHEREAS, it is the desire of the Governing body of the Borough of River Edge that this fund be expended at the 2010.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that:

The Police Department Petty Cash fund shall be maintained in an amount of \$300.00 and should be operated in accordance with resolution #88-276 for the calendar year ending December 31, 2010.

January 4, 2010 - Reorganization

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#10-13 Designate Due Dates for Taxes and Interest Rate for Delinquent Taxes

WHEREAS, N.J.S.A. 54:4-67 has been amended to add a definition of what constitutes a delinquency: "Delinquency means the sum of all taxes and municipal charges due on a given parcel of property covering any number of quarters or years. The Governing Body may also fix a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay the delinquency prior to the end of the calendar year. The penalty so fixed shall not exceed 6% of the amount of the delinquency; and

WHEREAS, N.J.S.A. 54:4-67 has been amended to allow that the delinquency be calculated on the sum of all taxes from year-to-year and not be calculated on an individual year basis; and

WHEREAS, the Governing Body that desires to employ the end of year penalty for those accounts whose tax arrears, interest and municipal charges exceed \$10,000.00 in any fiscal year must do so by the adoption of an appropriate resolution.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge authorizes the Borough Tax Collector to implement the end of year penalty for those accounts which exceed \$10,000.00 in any fiscal year as well as any other statutory requirements contained in N.J.S.A. 54:4-67 as amended, effective January 1, 2010.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey, that taxes due the Borough of River Edge shall be payable on February 1st, May 1st, August 1st, and November 1st of every year, with a ten (10) day grace period, after which dates, if unpaid, they shall become delinquent; and

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey, that in accordance with Attorney General's Opinion M80-4517-Grace Periods for Tax Payments falling on a non-working day, dated November 24, 1980, that when the 10th day of the grace period falls on a non working day of the Borough of River Edge, then the grace period shall be extended until the end of the next day which is neither a Saturday, Sunday nor a legal holiday.

BE IT FURTHER RESOLVED, that from and after the respective dates herein before provided for taxes to become delinquent, the taxpayer on property assessed shall be subject to interest of eight per centum(8%) on the first \$1,500.00 of delinquent tax payments, and eighteen per centum (18%) on amounts over \$1,500.00. These rates will be applicable from quarterly due date-to-date payment is received and as the law provides.

January 4, 2010 - Reorganization

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#10-14 Authorize Chief Financial Officer or Accounts Supervisor to Transfer and Pay Funds

WHEREAS, instances occur whereby the Chief Financial Officer or Accounts Supervisor must make a payment prior to the Governing Body approval, i.e., semi-monthly social security payments, redemption of tax sale certificates, etc; and

WHEREAS, the Mayor and Council authorize salary and wages to be paid to Borough employees and annually pass a salary ordinance; and

WHEREAS, the administration of the payroll requires a transfer of funds from the Current Account to the Payroll Account, and the Agency Account.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer or Accounts Supervisor are hereby authorized to make such transfer of funds as required to meet payrolls within the confines of the Salary Ordinance, Borough Policy, Contractual Agreements, or State and Federal Law, and may make other payments subject to the ratification of the Governing body by placing the voucher or ratifying resolution on the next succeeding meeting, effective January 1, 2010.

January 4, 2010 - Reorganization

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#10-15 Resolution Constituting An Agreement With Certain State Contract Vendors

WHEREAS, the Borough of River Edge, as a contracting unit, may without advertising for bids, purchase any materials, supplies or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury pursuant to the provisions of N.J.S.A. 40A:11-21; and

WHEREAS, the Governing Body of the Borough of River Edge intends to evidence an agreement with the attached referenced State contract vendors through this resolution and a properly executed purchase order, which agreement shall be subject to all the conditions applicable to the current State Contract; and

WHEREAS, the Governing Body of the Borough of River Edge authorize the Borough's Departments to purchase those certain items from an approved New Jersey State Contract Vendor within the thresholds hereinafter stated;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that it hereby authorizes the Borough's Departments to purchase the following items from an approved New Jersey State Contract Vendor within the thresholds specifically stated as contained in Exhibit A annexed hereto and made a part hereof; and

BE IT FURTHER RESOLVED by the Governing Body of the Borough of River Edge that pursuant to the rules of the Local Finance Board of the State of New Jersey no amount of this contract shall be chargeable or certified until such time as goods are ordered or otherwise called for prior to placing the order and a certification of availability of funds is made by the Chief Financial Officer upon receipt of a properly executed purchase order. The individual issuing the purchase order shall have the obligation of securing the necessary certification as to the availability of funds from the Chief Financial Officer; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2010 or upon the expiration of the vendor's State Contract, whichever event occurs first.

January 4, 2010 - Reorganization

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#10-16 Designate Work Hours and Holidays for 2010 for Borough Employees

BE IT HEREBY RESOLVED that the following work hours be designated for the year 2010, effective January 1, 2010:

Police Department	- 40 hours a week as per contract
Dept. of Public Works	- 40 hours a week from 7:30 am to 4 pm Monday through Friday
Administrative Dept.	- 35 hours a week from 8:00 am to 4:00 pm Monday through Friday

BE IT FURTHER RESOLVED that the following holidays will be observed with pay for the year 2010 for all Departments except as noted:

New Year's Day	- December 31
Lincoln's Birthday	- February 12
President's Day	- February 15
Good Friday	- April 2
Easter Sunday	- April 4 (P.B.A.)
Memorial Day	- May 31
Independence Day	- July 5
Labor Day	- September 6
Columbus Day	- October 11
General Election Day	- November 2 (Police & DPW) - November 26 (Administrative Departments)
Veterans Day	- November 11
Thanksgiving Day	- November 25
Christmas Day	- December 24
Floating Holiday	- Police Department (1) Administration & DPW (2)

January 4, 2010 Reorganization

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#10-17 Designating Public Agency Compliance Officer

BE IT RESOLVED that Alan P. Negreann, Borough Administrator/CFO, is hereby designated as the Public Agency Compliance Officer (P.A.C.O.) as per the affirmative action requirements for public agencies who award contracts pursuant to the public laws of 1975 C.127, (N.J.A.C.17:27); and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send the appropriate information and form along with a certified resolution from this appointment to the Department of Treasury, Affirmative Action Office, CN 209, Trenton, New Jersey 08625-0209.

January 4, 2010 - Reorganization

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#10-18 Enter Into Agreement with Burton/Kanwisher Agency, Inc., 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675 For Professional Services as Risk Manager for the Borough of River Edge

WHEREAS, there exists a need for a Risk Manager for the Borough of River Edge to provide services such as the review of certificates of insurance, to represent the interests of the Borough before the Joint Insurance Pool, to advise on coverage and limit requirements for contracts, policy and bid documents; and

WHEREAS, the maximum amount of the contract is 6% of the Municipality's annual assessment as promulgated by the Funds; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Burton/Kanwisher Agency, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit Burton/Kanwisher from making any reportable contributions through the term of the contract.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Burton/Kanwisher Agency, Inc.
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law to Burton/Kanwisher Agency, Inc., 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675.
4. A notice of this action shall be printed once in The RIDGEWOOD NEWS.

January 4, 2010- Reorganization

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#10-19 Enter Into Agreement with Ferraioli, Wielkocz, Cerullo and Cuva P.A.  
401 Wanague Avenue, Pompton Lakes, N.J. 07442 For Professional Services for  
Finance, Accounting and Auditing Services

WHEREAS, there exists a need for financial, accounting and auditing services, such as, rendering an opinion on the financial position of the Borough and to provide comments and recommendations on how to improve the financial system as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual value of the service may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Ferraioli, Wielkocz, Cerullo & Cuva has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit Ferraioli, Wielkocz, Cerullo and Cuva P.A. from making any reportable contributions through the term of the contract.

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01/2010/20/1352/166 of the Current Fund not to exceed \$23,350.00.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Ferraioli, Wielkocz, Cerullo and Cuva P.A.
2. The business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law Ferraioli, Wielkocz, Cerullo and Cuva P.A. 16 Pompton Avenue, Pompton Lakes, New Jersey.
4. A notice of this action shall be printed once in The RIDGEWOOD NEWS.

January 4, 2010 - Reorganization

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#10-20 Resolution Authorizing Purchases from Cooperative Pricing and Purchasing Systems

WHEREAS, the Borough of River Edge has entered into an agreement with the Bergen County Cooperative Pricing System with membership effective until January 1, 2012; and

WHEREAS, the Borough of River Edge is a member of the Riverside Cooperative Pricing System (35-RC) with membership effective until April 15, 2010; and

WHEREAS, the Borough of River Edge is a member of the Central Bergen Cooperative Pricing System (93-CBCPS) with membership effective until January 12, 2012; and

WHEREAS, the Borough of River Edge, as a contracting unit may without advertising for bids, purchase materials, services, supplies, services or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the lead agency in each cooperative system; and

WHEREAS, the Cooperative Pricing systems enhance competition and are a benefit to the Borough of River Edge in getting the best possible price that the market has to offer.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that it hereby authorizes the Borough's Departments to purchase materials, services, supplies or equipment under contracts awarded by the lead agency in each system when it is in the best interest of the Borough to participate in the Cooperative Contract.

BE IT FURTHER RESOLVED that the Department shall execute an appropriate purchase order or confirm the award of the contract with a resolution of the Governing Body.

January 4, 2010 - Reorganization

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#10-20 Resolution Authorizing Purchases from Cooperative Pricing and Purchasing Systems

WHEREAS, the Borough of River Edge has entered into an agreement with the Bergen County Cooperative Pricing System with membership effective until January 1, 2012; and

WHEREAS, the Borough of River Edge is a member of the Riverside Cooperative Pricing System (35-RC) with membership effective until April 15, 2010; and

WHEREAS, the Borough of River Edge is a member of the Central Bergen Cooperative Pricing System (93-CBCPS) with membership effective until January 12, 2012; and

WHEREAS, the Borough of River Edge, as a contracting unit may without advertising for bids, purchase materials, services, supplies, services or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the lead agency in each cooperative system; and

WHEREAS, the Cooperative Pricing systems enhance competition and are a benefit to the Borough of River Edge in getting the best possible price that the market has to offer.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that it hereby authorizes the Borough's Departments to purchase materials, services, supplies or equipment under contracts awarded by the lead agency in each system when it is in the best interest of the Borough to participate in the Cooperative Contract.

BE IT FURTHER RESOLVED that the Department shall execute an appropriate

purchase order or confirm the award of the contract with a resolution of the Governing Body.

January 4, 2010 - Reorganization

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#10-21 Authorizing the Appointment of Adriana Silla as a Certifying Officer

BE IT RESOLVED that Adriana Silla, Accounts Supervisor, is hereby appointed as the Certifying Officer for the Borough of River Edge effective January 1, 2010.

January 4, 2010 - Reorganization

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#10-22 Authorize Facsimile Signatures to PNC Bank New Jersey

BE IT RESOLVED that PNC Bank New Jersey, as a designated depository of the Borough of River Edge, be and is hereby requested, authorized and directed to honor all checks, drafts, or other orders for the payment of money drawn in the Borough's name on the Municipal Court, *Bail Account #8100245378 Municipal Court Account #8100245474* and all other accounts (including those drawn to the individual order of any person or persons whose name appear thereon as signer or signers thereof only if the original signatures of the signer is other than the payee) when bearing or purporting to bear the facsimile signature of any one person of the following:

NOREEN P. PATORAY  
CAROL BYRNE  
BRUCE L. SAFRO, ESQ.

PNC Bank New Jersey shall be entitled to honor and to charge the Borough of River Edge for all such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual purporting facsimile specimens from time-to-time filed with PNC Bank New Jersey by the Borough Clerk or other officer of the Borough, effective January 1, 2010.

BE IT FURTHER RESOLVED that all authorization of the signing and honoring of checks, drafts or other orders for the payment of money drawn on the said PNC Bank New Jersey of this Borough are hereby continued in full force and effect as amplified hereby.

January 4, 2010 - Reorganization

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#10-23 Authorize Clerk to Waive Re-bid Fees for Specifications

BE IT RESOLVED that the fees charged for specifications for a re-bid from the Borough of River Edge will be waived if the project/purchase where the error was made by the Municipality.

BE IT FURTHER RESOLVED that this waiver will only apply to those contractors who had returned the bid packet on the date advertised for receipt of bids.

January 4, 2010 - Reorganization

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#10-24 Resolution to Authorize the Filing of the 2009 NJDEP Recycling Grant

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source

Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize and commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge hereby endorses the submission of the Recycling Tonnage Grant application to the New Jersey Department of Environmental Protection and designates John Lynch to ensure that the application is properly filled

BE IT FURTHER RESOLVED that the monies received from the Recycling Tonnage Grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

January 4, 2010 - Reorganization

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#10-25 Enter Into Agreement with Matthew Giacobbe, Esq., Scarinci Hollenbeck, LLC, 1100 Valley Brook Avenue, P.O. Box 790, Lyndhurst, N.J. for Professional Services as Labor Attorney for the Borough

WHEREAS, there exists a need for special legal counsel for labor matters concerning employees, to provide legal services such as opinions and guidance on labor contracts and laws, assistance with negotiations and arbitration and to represent the interests of the Borough before PERC; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Matthew Giacobbe, Esq., Scarinci Hollenbeck, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit Matthew Giacobbe, Esq., Scarinci Hollenbeck, LLC from making any reportable contributions through the term of the contract.

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. requires that the resolution authorizing the award of contacts for Professional Services without competitive bids must be publicly advertise.

WHEREAS, the Chief Financial Officer has certified that fund are available from account #01/2010/20/1552/168 of the Current Fund in the amount not to exceed \$3,000.00; and

WHEREAS, the rate of pay shall not exceed \$150.00 per hour;

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

1. The Borough is hereby authorized to retain Matthew Giacobbe, Esq., Scarinci Hollenbeck, LLC, 1100 Valley Brook Avenue, P.O. Box 790, Lyndhurst, N.J as Labor Relations Counsel to supervise and coordinate the management labor relations of the Borough as requested including, but not limited to, participation in collective bargaining negotiations, grievances and administrative proceedings, arbitration and litigation.
2. The business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. This contract is made without competitive bidding as "Professional Service" under the provisions of the Local Public Contracts Law because of he qualitative nature of legal counsel.
4. A copy of this resolution shall be published in the RIDGEWOOD NEWS as required by law.

January 4, 2010 - Reorganization

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#10-26 Authorize the Borough Clerk to List Proclamations

BE IT RESOLVED that the Borough Clerk is hereby authorized to place the following listed Proclamations on the agenda during the year 2010:

Emergency Medical Services Week  
Annual Poppy Sales  
National Volunteer Week in River Edge  
Boy Scout Week  
Catholic Schools Week  
Fire Prevention Week  
Arbor Day  
Municipal Clerks Week  
New Jersey One Call Awareness Week  
National Bible Week  
National Community Development Week  
New Jersey State Federation of Woman's Clubs  
Prayer Week  
National Breast Cancer Awareness Month  
Blood Donor Month  
National Public Works Week  
Myasthenia Gravis Awareness Month

January 4, 2010 - Reorganization

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#10-27 Emergency Temporary Budget

WHEREAS, N.J.S. 40A:4-19 provides that (where any contract, commitments or payments are to be made prior to the final adoption of the 2010 budget) temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2010; and

WHEREAS, the total appropriations in the 2009 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements fund, and public assistance in said budget is the sum of \$12,843,663.39.

WHEREAS, twenty six point twenty five percent of the total appropriations in the 2009 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund, and public assistance in said budget is the sum of \$3,371,461.64.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

TEMPORARY APPROPRIATION - 2010

<u>General Appropriation</u>	<u>Operations Within CAPS</u>	<u>Operations Excluded CAPS</u>
General Administration		
Salaries & Wages 20-1001	\$ 5,000.00	
Other Expenses 20-1002	\$ 1,000.00	
Mayor & Council		
Salaries & Wages 20-1101	\$ 5,000.00	
Other Expenses 20-1102	\$ 1,000.00	
Municipal Clerk		
Salaries & Wages 20-1201	\$ 10,000.00	
Other Expenses 20-1202	\$ 2,000.00	
Insurance		
Liability 23-2103	\$ 100,000.00	
Workers Comp 23-2152	\$ 100,000.00	
Group Insurance 23-2202	\$ 130,000.00	
Zoning Board of Adjustment		
Other Expenses 21-1852	\$ 400.00	
Tax Assessment Administration		
Salaries & Wages 20-1501	\$ 6,000.00	

Other Expenses 20-1502	\$	400.00	
Revenue Administration			
Salaries & Wages 20-1451	\$	8,000.00	
Other Expenses 20-1452	\$	1,000.00	
Financial Administration			
Salaries & Wages 20-1301	\$	20,000.00	
Other Expenses 20-1302	\$	2,000.00	
Planning Board			
Salaries & Wages 21-1801	\$	3,000.00	
Other Expenses 21-1802	\$	400.00	
Engineering Services			
Other Expenses 20-1652	\$	2,500.00	
Legal Services			
Salaries & Wages 20-1551	\$	5,000.00	
Other Expenses 20-1552	\$	17,900.00	
Municipal Prosecutors Office			
Salaries & Wages 25-2751	\$	2,000.00	
Other Expenses 25-2752	\$	10.00	
Public Buildings & Grounds			
Salaries & Wages 26-3101	\$	5,000.00	
Other Expenses 26-3102	\$	12,000.00	
Vehicle Maintenance			
Salaries & Wages 26-3151	\$	20,000.00	
Other Expenses 26-3152	\$	6,000.00	
Construction Official			
Salaries & Wages 22-1951	\$	27,000.00	
Other Expenses 22-1952	\$	500.00	
Other Code Enforcement			
Salaries & Wages 22-2001	\$	3,000.00	
Other Expenses 22-2002	\$	50.00	
Uniform Fire Safety			
Salaries & Wages 25-2651	\$	3,000.00	
Other Expenses 25-2652	\$	1,000.00	
Fire			
Salaries & Wages 25-2551	\$	2,000.00	
Other Expenses 25-2552	\$	11,000.00	
Office of Emergency Management			
Salaries & Wages 25-2521	\$	2,000.00	
Other Expenses 25-2522	\$	500.00	
Police			
Salaries & Wages 25-2401	\$	1,609,111.64	
Other Expenses 25-2402	\$	42,000.00	
Public Works			
Repair & Maintenance			
Salaries & Wages 26-2901	\$	358,200.00	
Other Expenses 26-2902	\$	15,000.00	
Garbage & Trash Removal			
Other Expenses 26-3050	\$	163,000.00	
Sanitation Landfill			
Other Expenses 32-4652	\$	182,000.00	
Sewer System			
Salaries & Wages 31-4551	\$	1,000.00	
Other Expenses 31-4554	\$	3,740.00	
Bergen County Utilities Authority			
Other Expenses 31-4552			\$185,000.00
Public Health Services			
Salaries & Wages 27-3301	\$	12,000.00	
Other Expenses 27-3302	\$	1,000.00	

Miscellaneous 27-3303	\$	4,000.00	
Administration of Social Services			
Salaries & Wages 27-3451	\$	1,000.00	
Other Expense 27-3452	\$	50.00	
Animal Welfare			
Other Expenses 27-3402	\$	100.00	
Recycling			
Salaries & Wages 26-3051	\$	25,000.00	
Other Expenses 26-3502	\$	1,000.00	
Recreation Commission			
Salaries & Wages 28-3701	\$	9,000.00	
Other Expenses 28-3702	\$	1,000.00	
Maintenance of Parks			
Salaries & Wages 28-3751-011	\$	100.00	
Aid to Senior Citizen Program			
Other Expenses 27-3602	\$	7,000.00	
Maintenance of Free Public Library			
Salaries & Wages 29-3901			\$ 80,000.00
Other Expenses 29-3902			\$ 30,000.00
Utilities			
Petroleum 31-4472	\$	4,000.00	
Electricity 31-4482	\$	12,000.00	
Telephone & Telegraph 31-4402	\$	18,000.00	
Fire Hydrant 31-4452	\$	23,000.00	
Water 31-4462	\$	2,000.00	
Municipal Court			
Salaries & Wages 43-4901	\$	10,000.00	
Other Expenses 43-4902	\$	1,000.00	
Hackensack/Paramus Sewer			
Other Expenses 31-4553			\$ 4,500.00
Social Security System			
Other Expenses 36-4722	\$	42,000.00	
Police Communications			
Other Expenses 25-2502			\$ 9,000.00
Total Operations Including Contingent Within "CAPS"		\$3,062,961.64	
Total Other Operations Excluded from "CAPS"			\$308,500.00
Total Temporary General Appropriations		\$3,371,461.64	

January 4, 2010 - Reorganization

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#10-28 Authorize Facsimile Signature to JP Morgan Chase Bank

BE IT RESOLVED that JP Morgan Chase Bank, as a designated depository of the Borough of River Edge, be and is hereby requested, authorized and directed to honor all checks, drafts or other orders for the payment of money drawn in the Borough's name on the Investment Account #6057013115 (including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof only if the original signature of the signer is other than the payee) when bearing or purporting to bear the facsimile signatures one(1) of any two(2) of the following:

ALAN P. NEGREANN  
ADRIANA SILLA

JP Morgan Chase Bank shall be entitled to honor and charge the Borough of River Edge for such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual or purporting

facsimile specimens from time-to-time filed with JP Morgan Chase Bank by the Borough Clerk or other officer of the Borough effective January 1, 2010.

BE IT FURTHER RESOLVED that all authorizations for the signing and honoring of checks, drafts or other orders for payment of money drawn on the said JP Morgan Chase Bank of this Borough are hereby continued in full force and effective as amplified hereby.

January 4, 2010 - Reorganization

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#10-29 Resolution Adopting Cash Management Plan

WHEREAS it is in the best interest of the Borough of River Edge to earn additional revenue through the investment and prudent management of its cash receipts and cash on hand; and

WHEREAS, P.L.1997, Chapter 148, approved June 30, 1997 is an act concerning the Local Fiscal Affairs Law, and amends N.J.S.A.40A:5-2 and N.J.S.A.40A:5-14; and

WHEREAS, this law requires that each local unit shall adopt a Cash Management Plan; and

NOW, THEREFORE, BE IT RESOLVED that the following shall constitute the Cash Management Plan for the Borough of River Edge, and that the Borough of River Edge shall deposit its funds pursuant to this plan:

CASH MANAGEMENT PLAN OF THE BOROUGH OF RIVER EDGE  
IN THE COUNTY OF BERGEN, NEW JERSEY

I. Statement of Purpose

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds for the Borough of River Edge, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. Identification of Funds and Accounts to be Covered by the Plan

A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Borough of River Edge:  
Current Fund, Capital Fund, Trust Other Fund, Trust Fund, Animal Control Fund, Recreation Commission Fund.

B. It is understood that this Plan is not intended to cover certain funds and accounts of the Borough of River Edge, specifically:

Unemployment Fund, Self-Insurance Fund, Bond and Coupon Account, Payroll Account, Agency Account.

III. Designation of Officials of the Borough of River Edge Authorized To Make Deposits and Investments Under the Plan

The Chief Financial Officer of the Borough of River Edge and Accounts Supervisor is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Borough of River Edge are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgement kept on file with such officials.

IV. Designation of Depositories

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any Certificates of Deposit which are not otherwise invested in Permitted investments as provided in this Plan:

PNC Bank New Jersey 915 Kinderkamack Road, River Edge, N.J.  
Hudson City Savings Bank, 249 Kinderkamack Road, Oradell, N.J. 07649  
Bank of America, 54 E Ridgewood Ave., Ridgewood, N.J.  
JP Morgan Chase Bank, 686 Kinderkamack Road, River Edge, N.J. 07661  
Bank of America, Summit Ave. & Essex Street, Hackensack, N.J. 07601  
N.J. Cash Management Fund, Citibank Fund Services, LLC, Citibank, N.A., New York, N.Y.  
Valley National Bank, 243 Main Street, New Milford, N.J. 07646  
TD Banknorth, 876 Kinderkamack Rd., River Edge, N.J. 07661  
TD Banknorth, 245 E. Main St., Ramsey, N.J. 07446  
Commerce Bank, 1100 Lake St., Ramsey, N.J. 07446  
TD Banknorth, 101 Washington St., Hoboken, N.J. 07030

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

V. Designation of Brokerage Firms and Dealers with Whom the Designated Officials May Deal

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official(s) of the Borough of River Edge referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

PNC Capital Markets, Inc.

VI. Authorized Investments

A. Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Government money market mutual funds;
- (3) Any obligations that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part of within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investments by Local Units;
- (6) Local government pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c. 281 (C.52:18A-90.4);  
or
- (8) Agreements for the repurchase of fully collateralized securities if:
  - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
  - (b) the custody of collateral is transferred to a third party;
  - (c) the maturity of the agreement is not more than 30 days;
  - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41); and
  - (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.
- (b) the portfolio of which is limited to U.S. Government Securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and the repurchase of agreements that are collateralized by such U.S. Government securities; and
- (c) which has:
  - (i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
  - (ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec. 80b-1 et seq., with experience investing in U.S. Government securities for the least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool  
An investment pool:

- (a) which is managed in accordance with 17 C.F.R. sec. 2701a-7;
- (b) which is rated in the highest category by a nationally recognized statistical rating organization.
- (c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities.
- (d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;
- (e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
- (f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank for New York its position in and borrowing on such U.S. Government securities.

B. Notwithstanding the above authorization, the monies on hand in the following funds and accounts shall be further limited as to maturities, specific investments or otherwise as follows:

Payroll and Agency Account - Non-Interest Bearing Compensatory Accounts.

VII. Safekeeping Custody Payment and Acknowledgement of Receipt of Plan.

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Borough of River Edge then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of Borough of River Edge to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the Borough of River Edge or by a third party custodian prior to or upon the release of the Borough's funds.

To assure that all parties with whom the Borough of River Edge deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

#### VIII. Reporting Requirements

At a public meeting month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall apply to the government by of the Borough of River Edge a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at minimum, the following information:

- A. The name of any institution holding funds of the Borough of River Edge as a Deposit or a Permitted investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the Governing Body of the Borough of River Edge.

#### IX. Disclosure

Any Governing Body member or official involved in the designation of depositories or in the authorization of investments permitted by Section III and IV, or in the selection of an entity seeking to sell securities to the local unit, who has a material business or personal relationship with the organization, shall disclose that relationship to the Governing Body, the public and the Local Finance board. The Governing Body member or official shall submit a letter to the Borough Clerk who shall list this as correspondence received at the next public meeting and shall forward a copy to the Local Finance Board.

#### X. Term of Plan

This Plan shall be in effect from January 1, 2010 to December 31, 2010. Attached to this Plan is a resolution of the governing body of the Borough of River Edge approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Governing Body, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

January 4, 2010 - Reorganization

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#### #10-30 Enter Into Agreement with Andrew Rossmer, Esq. as Attorney for the Indigent

WHEREAS, there exists a need for a Attorney for Indigent for the Borough of River Edge Municipal Court; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01/2010/43/4952/100 of the Current Fund not to exceed \$1,500.00.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Andrew Rossmer, Esq., 680 Kinderkamack Road, River Edge.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law to Andrew Rossmer, Esq. for Professional Services.
3. A notice of this action shall be printed once in THE RIDGEWOOD NEWS.

January 4, 2010 - Reorganization

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#10-31 Approve Administrator's Report Dated January 1, 2009

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge accept the report as rendered by Alan P. Negreann dated January 1, 2010 concerning accrued unused vacation leave.

January 4, 2010 - Reorganization

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#10-32 Resolution to Authorize The Borough Clerk to Advertise for Bids as Required by N.J.S.A. 40A:11-4

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-4 requires that the Borough of River Edge publicly advertise for bids on various materials, supplies, services, work and other purchases only after a public advertising and public award of a sealed bid; and

WHEREAS, the Borough of River Edge does publicly bid for materials, services, supplies or work on a recurring basis each and every year; and

WHEREAS, the Borough Administrator and Borough Clerk can identify those items which are likely to be required to be bid upon during the course of the Borough's fiscal year; and

WHEREAS, the Borough of River Edge desires to authorize the Borough Clerk at its Reorganization Meeting to have the authority to receive bids on these standard items because it will expedite the process and make it more efficient.

NOW, THEREFORE, BE IT RESOLVED that where specifications have been drafted by the appropriate professionals and/or staff members of the Borough of River Edge and a service, material, supply or work has been identified by the Borough and funds are available that the Borough Clerk be authorized to advertise in the RIDGEWOOD NEWS for bids to be received by the Borough Administrator for the following items:

- Authorize Clerk to Advertise for Bids for Trimming, Planting and Removal of Shade Trees
- Authorize Clerk to Advertise for the Purchase of Shade Trees
- Authorize Clerk to Advertise for Bids for Lease/Purchase Police Cars
- Authorize Clerk to Advertise for Bids for Stump Grinding/Removal
- Authorize Clerk to Advertise for Bids for Public Works Trucks
- Authorize Clerk to Advertise for Bids for Various Resurfacing of Streets
- Authorize Clerk to Advertise for Garbage Removal

BE IT FURTHER RESOLVED that the Borough Administrator and Borough Clerk are authorized to receive bids.

January 4, 2010 - Reorganization

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#10-33 Authorize Appeal to Bergen County Board of Taxation and/or Tax Court

WHEREAS, it is the wish to the Borough of River Edge to conform with Chapter 119, Law of 1983, N.J.S.A. 54:3-14, governing Reg. 18:12A-.6, which deals with petitions of appeal; and

WHEREAS, the Bergen County Board of Taxation shall not accept for filing any petition of appeal by a taxing district unless the petition is accompanied by a certified copy of a resolution of the Governing Body authorizing the appeal; and

WHEREAS, upon continuing review of the tax list, it may become apparent that inequities may exist or errors may have been made, which will require

correction by appeal to the Bergen County Board of Taxation; and

WHEREAS, in addition to the above reasons there may be County and State Tax Court appeals which require the Borough Attorney to negotiate the stipulations and/or settlements on behalf of the Borough in order to avoid additional legal fees or assessment levels that may not be advantageous to the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the Borough Attorney and the Borough's Tax Assessor are authorized to enter into negotiations on any County and/or State Tax Court appeals that in their professional opinion will be more advantageous to the Borough to settle rather than have it adjudicated.

BE IT FURTHER RESOLVED that in those cases where a negotiated settlement or stipulation is reached by the Borough Attorney and/or Borough's Tax Assessor, they are instructed to bring this draft of a settlement to the Mayor and Council for final approval.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of River Edge that they hereby authorize the Tax Assessor and/or the Borough Attorney to execute a petition of appeal by the Borough of River Edge to the Bergen County Board of Taxation in and any all cases where inequities or errors may exist for the tax year of 2009, and further authorize the Borough Attorney or Tax Assessor to take any and all actions that may be required to prosecute same to final determination.

January 4, 2010 - Reorganization

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#10-34 Central Bergen Mutual Fire Aid Association Agreement With Paramus, Rochelle Park, Saddle Brook, Elmwood Park, Fair Lawn, Glen Rock and Maywood

BE IT RESOLVED the Mayor and Council of the Borough of River Edge that an agreement be entered into with the Boroughs of Paramus, Rochelle Park, Saddle Brook, Elmwood Park, Fair Lawn, Glen Rock and Maywood for the purpose of establishing a Mutual Aid Agreement to supply equipment and manpower to each other in case of any fire where outside assistance is needed; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and they are authorized to execute on behalf of the Borough of River Edge a Central Bergen Mutual Fire Aid Agreement between the Boroughs of Paramus, Rochelle Park, Saddle Brook, Elmwood Park, Fair Lawn, Glen Rock and Maywood and the Borough of River Edge, effective January 1, 2010.

January 4, 2010 - Reorganization

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#10-35 Enter Into Agreement with William R. Lindsley, Esq., 117 Hudson St., Hackensack, NJ 07601 for Professional Services as Borough Attorney for the Borough of River Edge

WHEREAS, there exists a need for a Borough Attorney for legal services such as attendance at meetings, tax appeals, legal opinions, review of resolutions, ordinances, contracts, lease agreements and bid specifications; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, William Lindsley, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit William Lindsley, Esq. from making any reportable contributions through the term of the contract.

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01/2010/20/1551/011 of the Current Fund not to exceed \$20,000.00.

WHEREAS, the rate of pay shall not exceed \$100.00 per hour as Borough Attorney; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with William R. Lindsley, Esq., 117 Hudson Street, Hackensack, NJ, 07601.
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law to William R. Lindsley, Esq., 117 Hudson Street, Hackensack, NJ 07601.
4. A notice of this action shall be printed once in THE RIDGEWOOD NEWS.

January 4, 2010 - Reorganization

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#10-36 Enter Into Agreement with Thomas Wall, Esq., 115 River Road, Suite 300, Edgewater, New Jersey 07020 For Professional Services as Prosecutor for the Borough

WHEREAS, there exists a need for a Prosecutor for the Borough of River Edge Municipal Court; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01/2010/25/2751/011 of the Current Fund not to exceed \$5,500.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Thomas Wall, Esq.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law to Thomas Wall, Esq., 115 River Road, Suite 300, Edgewater, N.J. 07020.
3. A notice of this action shall be printed once in THE RIDGEWOOD NEWS.

January 4, 2010 - Reorganization

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#10-37 Enter Into Agreement with Rogut McCarthy LLC, 37 Alden St., Cranford, New Jersey 07016-2167 For Professional Services to Serve the Borough of River Edge as Bond Counsel

WHEREAS, there exists a need for a Bond Counsel for the Borough of River Edge to provide services such as preparation of bond resolutions and bond ordinances and closing documents as well as assistance with the official statement and the sale of short and long term debt; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Rogut McCarthy LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit Rogut McCarthy LLC from making any reportable contributions through the term of the contract.

WHEREAS, the Chief Financial Officer has certified that funds are

available from Account #04/2150/55/1591/100 of the Capital Fund not to exceed \$3,000; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, John MacLeod, Esq. will act as lead counsel to the Borough of River Edge.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Rogut McCarthy LLC, 37 Alden St., Cranford, New Jersey 07016-2167.
2. The business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law to Rogut McCarthy LLC.
4. A notice of this action shall be printed once in the RIDGEWOOD NEWS.

January 4, 2010 - Reorganization

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#10-38 Resolution to Annually Affirm the Borough of River Edge's Civil Rights Policy with Respect to All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors and Members of the Public that Come into Contact with Municipal Employees, Officials and Volunteers

WHEREAS, it is the policy of the Borough of River Edge to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act; and

WHEREAS, the Governing Body of the Borough of River Edge has determined that certain procedures need to be established to accomplish this policy.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that it affirms for the calendar year 2010 the Borough's Civil Rights Policy as adopted by resolution #09-470 dated December 21, 2009 and made a part of its Personnel Policy and Procedure Manual via resolution #09-476 dated December 21, 2009:

Section 1: No official, employee, appointee or volunteer of the Borough of River Edge by whatever title known, or any entity that is in any way a part of the Borough of River Edge shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough of River Edge's business or using the facilities or property of the Borough of River Edge.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of River Edge to provide services that otherwise could be performed by the Borough of River Edge.

Section 3. Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4. The Borough of River Edge has established written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5. No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: This resolution shall take effect immediately.

Section 7: A copy of this resolution shall be published in the official newspaper of the Borough of River Edge and on its web-site in order for the public to be made aware of this policy and the Borough of River Edge's commitment to the implementation and enforcement of this policy.

January 4, 2010 - Reorganization

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#10-39 Designate Authorized Officials to Sign Checks, Bonds and Legal Papers

BE IT RESOLVED by the Mayor and Council of the Borough of River Edge in the County of Bergen, State of New Jersey, that the following individuals be authorized to sign checks, bonds and other legal papers requiring three (3) signatures, effective January 1, 2010 for all accounts and legal documents in JP Morgan Chase Manhattan Bank and PNC Bank as follows:

Margaret Falahee Watkins, Mayor and if not, Thomas Smith, Council President, Alan P. Negreann, Borough Administrator/Chief Financial Officer, and if not Adriana Silla, Accounts Supervisor; Zenab Bachok, Tax Collector and if not, Denise A. Dondiego, Borough Clerk.

January 4, 2010 - Reorganization

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#10-40 Authorize Facsimile Signature to JP Morgan Chase Bank

BE IT RESOLVED that JP Morgan Chase Bank, as a designated depository of the Borough of River Edge, be and is hereby requested, authorized and directed to honor all checks, drafts or other orders for the payment of money drawn in this Borough's name on the *Open Space Account, Account #530 989239; Self Insurance Account #494 249 188 9; Trust Other Account #494 219 209 9; Trust Other Developers Account #494 219 208 1; Community Development Block Grant Account #491 080 417 0; Accumulated Absences Trust #530 989 212* and all other accounts (including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof only if the original signature of the signer is other than the payee) when bearing or purporting to bear the facsimile signatures (3) of any six of the following:

MARGARET F. WATKINS  
ALAN P. NEGREANN  
ADRIANA SILLA  
DENISE A. DONDIEGO  
ZENAB BACHOK  
THOMAS SMITH

JP Morgan Chase Bank shall be entitled to honor and charge the Borough of River Edge for such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual or purporting facsimile specimens from time-to-time filed with JP Morgan Chase Bank by the Borough Clerk or other officer of the Borough, effective January 1, 2010; and

BE IT FURTHER RESOLVED that all authorizations for the signing and honoring of checks, drafts or other orders for payment of money drawn on the said JP Morgan Chase Bank of this Borough are hereby continued in full force and effective as amplified hereby.

January 4, 2010 - Reorganization

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#10-41 Approve Quasi Municipal Organization Coverage by JIF

WHEREAS, the Borough of River Edge is a participating member of the Bergen County Municipal Joint insurance Fund relative to General Liability and other coverage; and

WHEREAS, the "FUND" has adopted certain criteria to distinguish between bona fide municipal activities and other quasi-public entities not sponsored by the municipality and therefore, not subject to coverage by the "FUND"; and

WHEREAS, it has been determined that in order to be covered by the "FUND" an organization or activity meet the test that its function is of the type that historically municipalities have undertaken themselves or have provided with insurance coverage and/or is one which advances a bona fide local public purpose of a non-profit basis typically met by local government, the benefits of which are available to the municipality in general; and

WHEREAS, the Borough of River Edge has asked the "FUND" to-extend General Liability and Non-Owned Automobile Liability Coverage to the following entities:

- I Public Safety Association and Auxiliaries:  
River Edge Police Reserves
  
- II. Volunteer Ambulance Service and Fire Districts:  
River Edge Volunteer Ambulance Service  
River Edge Fire Department Ladies Auxiliary
  
- II All Other Non- Athletic Organizations  
River Edge Alliance Against Alcohol & Drug Abuse Friends of the Library  
Senior Citizens of River Edge
  
- III Athletic Organizations  
River Edge Central Athletic Council

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

It is hereby certified that the above listed organizations exist within the Borough of River Edge as the bona fide charitable organizations that support and/or provide services to the municipality in general and as such are sponsored or subsidized directly by the municipality.

January 4, 2010- Reorganization

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#10-42 Authorize Facsimile Signature to PNC Bank New Jersey

BE IT RESOLVED that PNC Bank New Jersey, as a designated depository of the Borough of River Edge, be and is hereby requested, authorized and directed to honor all checks, drafts or other orders for the Payroll Account #8100 246469; Payroll Agency Account #8100246223 and other accounts (including those drawn to the individual order of any person or persons whose name appears thereon only if the original signature of the signer is other than the payee) when bearing or purporting to bear the facsimile signature of any one(1) of the following:

ALAN P. NEGREANN  
ADRIANA SILLA  
ZENAB BACHOK

PNC Bank New Jersey shall be entitled to honor and charge the Borough of River Edge for such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual or purporting facsimile specimens from time-to-time filed with PNC Bank New Jersey by the Borough Clerk or other officer of the Borough, effective January 1, 2010; and

BE IT FURTHER RESOLVED that all authorizations for the signing and honoring of checks, drafts or other orders for payment of money drawn on the said PCN Bank New Jersey of this Borough are hereby continued in full force and effective as amplified hereby.

January 4, 2010 - Reorganization

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#10-43 Authorize Facsimile Signature to PNC Bank New Jersey

BE IT RESOLVED that PNC Bank New Jersey, as a designated depository of the Borough of River Edge, be and is hereby requested, authorized and directed to honor all checks, drafts or other orders for the Current Account #8100245394; Capital Account #8100245458; Dog Account #8100245423; Unemployment Trust Account #8100246282; Recreation Account #8100245861; Trust Account #8100245431; Community Development Block Grant #8032758007; and all

other accounts (including those drawn to the individual order of any person or persons whose name appears thereon only if the original signature of the signer is other than the payee) when bearing or purporting to bear the facsimile signatures (3) of any six of the following:

MARGARET F. WATKINS  
ALAN P. NEGREANN  
ADRIANA SILLA  
ZENAB BACHOK  
DENISE DONDIEGO  
THOMAS SMITH

PNC Bank New Jersey shall be entitled to honor and charge the Borough of River Edge for such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual or purporting facsimile specimens from time-to-time filed with PNC Bank New Jersey by the Borough Clerk or other officer of the Borough, effective January 1, 2010; and

BE IT FURTHER RESOLVED that all authorizations for the signing and honoring of checks, drafts or other orders for payment of money drawn on the said PCN Bank New Jersey of this Borough are hereby continued in full force and effective as amplified hereby.

January 4, 2010 - Reorganization

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#10-44 Enter Into Agreement with Robert Costa as Consulting Borough Engineer

WHEREAS, there exists a need for a Consulting Borough Engineer for the Borough of River Edge from January 1, 2010 to January 31, 2010; and

WHEREAS, the amendments to the contract are not expected to exceed \$17,500.00 in the aggregate and therefore, pay to play practices of the law do not apply; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-166 of the Current Fund not to exceed \$5,000.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

WHEREAS, the rate of pay shall not exceed \$65.00 per hour as Consulting Borough Engineer and per hour rates as follows:

Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Robert Costa, Costa Engineering Corp., 327 South River Street, Suite 302, Hackensack, New Jersey 07601; and
2. The contract is awarded without competitive bidding as "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.
3. That a copy of the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

January 4, 2010 - Reorganization

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#10-45 Naming Tax Search and Assessment Search Officers

WHEREAS, every municipality must designate an official to respond to requests for tax searches and assessment searches; and

WHEREAS, these functions have been assigned to the Tax Collector and Borough Clerk respectively.

NOW, THEREFORE, BE IT RESOLVED that the Tax Search Officer's responsibilities are included in the duties of the Tax Collector, Zenab

Bachok and the backup responsibility to the Deputy Tax Collector, Adriana Silla; and that the responsibilities of the Assessment Search Officer are assumed as part of the duties of the Borough Clerk, Denise A. Dondiego and the backup responsibility to the Deputy Borough Clerk, Judy O'Connell.

BE IT FURTHER RESOLVED that these appointments be recorded in the files of the Borough Clerk and held for future reference.

January 4, 2010 - Reorganization

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#10-46 Authorize the Mayor to Sign an Agreement with United Water New Jersey, Inc., 200 Old Hook Road, Harrington Park, New Jersey

WHEREAS, the River Edge Volunteer Fire Department has requested from United Water to use their premises specifically known as the Haworth Water Treatment Plant to train in confined space rescue; and

WHEREAS, the Borough Attorney has reviewed this agreement.

NOW, THEREFORE, BE IT RESOLVED that the Mayor is authorized to sign an Agreement of Indemnity with United Water to use their property for this training.

January 4, 2010 - Reorganization

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#10-47 Enter Into A Shared Services Mutual Aid Agreement for the Critical Incident Task Force

WHEREAS, a Critical Incident Command and Communications Task Force has been formed to provide the skills and equipment necessary to better manage a disaster or major emergency; and

WHEREAS, this task force will be comprised of five municipalities, The Borough of Paramus, the Borough of Fair Lawn, the Village of Ridgewood, the City of Garfield and the Borough of River Edge; and

WHEREAS, the goals of the task force include: two share command and communications vehicles, equipment, and manpower from each agency to form an integrated mobile operations center possessing the technology and trained personnel to manage a critical incident, to standardize equipment and purchase cooperatively; and

WHEREAS, this plan will provide a uniform procedure for the seamless transition of mutual aid between participating municipalities in the event of an emergency; and

WHEREAS, the Mayor and Council of the Borough of River Edge hereby endorses the policies set forth by the Task Force and is in favor of the Borough participation in a Mutual Aid Plan and Shared Services Agreement.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of River Edge that it endorses the concept of a Share Services Mutual Aid Agreement with the Borough of Paramus, the Borough of Fair Lawn, the Village of Ridgewood and the City of Garfield for the purposes proposed by the Critical Incident Command and Communications Task force and urges the early completion of a draft mutual aid agreement for final consideration and approval; and

BE IT FURTHER THEREFORE RESOLVED that a Certified copy of this approved resolution be forwarded by the Borough Clerk to the Bergen County Division of Emergency Management, the Borough of Paramus, the Borough of Fair Lawn, the Village of Ridgewood and the City of Garfield.

January 4, 2010 - Reorganization

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#10-48 Enter Into Agreement with Alan P. Spiniello, Esq., 45 Essex Street, Hackensack, New Jersey for Professional Services for Expert Legal Services

WHEREAS, there exists a need for Expert Legal Services for tax appeal representation; and

WHEREAS, Alan P. Spiniello, Esq. meets the criteria for a professional service contract under N.J.S.A. 40A:11-1; and

WHEREAS, the Chief Financial Officer has determined and certified in

writing that the annual aggregate value of the service may exceed \$17,500; and

WHEREAS, Alan P. Spiniello, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Alan P. Spiniello, Esq. has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Alan P. Spiniello from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1552-174 of the Current Fund an amount not to exceed \$10,000.00.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

WHEREAS, the rate of pay shall not exceed \$85.00 per hour:

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Alan P. Spiniello, Esq., 45 Essex Street, Hackensack, New Jersey, 07601.
2. The business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. The contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.
4. That a copy of this resolution be forwarded to the RIDGEWOOD NEWS for publication.

January 4, 2010 - Reorganization

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#10-49 Enter Into Agreement with Bernard Malin, Esq., 117 Hudson Street, Hackensack, New Jersey 07601 as an Attorney for the Indigent

WHEREAS, there exists a need for a second Attorney for the Indigent for a certain matter in the Borough of River Edge, Municipal Court; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-43-4901-011 of the Current Fund not to exceed \$340.00 or four hours; and

WHEREAS, the rate of pay shall not exceed \$85.00 per hour; and

WHEREAS, the Local Public Contracts Law (N.J.S.A 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Bernard Malin, Esq., 117 Hudson Street, Hackensack, New Jersey 07601.
2. This contract is awarded without competitive bidding as a "Professional Services" in accordance with 40A:11(1)(a) of the Local Public Contracts Law to Bernard Malin, Esq. for Professional Services.
3. A notice of this action shall be printed once in THE RIDGEWOOD NEWS.

January 4, 2010 - Reorganization

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#10-50 Resolution to Go Into Closed Session and Exclude Public on January 19, 2010 and January 25, 2010 at 7:00 P.M.

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

WHEREAS, this public body is of the opinion that such circumstances presently exist.

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

1. That the public shall be excluded from the January 19, 2010 and January 25, 2010 meeting at 7:00 p.m. and discussion of the hereinafter specified subject matter:

<u>Closed Session Docket #</u>	<u>Item Title or Description</u>	<u>Statutory Reference</u>
10-1/19-1	Personnel-Non Contractual Salaries & Wages	N.J.S.A. 10:4-12(8)
10-1/19-2	Personnel - DPW Salaries & Wages	N.J.S.A. 10:4-12(8)
10-1/19-3	Personnel - PBA/SOA 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.

January 4, 2010-Reorganization

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#10-51 Resolution Authorizing the Mayor and Clerk to Sign a Drainage Easement Agreement

WHEREAS, the Borough of River Edge has a need to maintain a drainage pipe on the property owned by Sylvia Labib, 418 Oak Avenue, Block 813, Lot 14; and

WHEREAS, Mrs. Sylvia Labib has agreed to grant an easement on said property for this purpose; and

WHEREAS, the Borough Attorney has drafted an drainage easement agreement which has been reviewed by the Mayor and Council at their work session of December 21, 2009; and

WHEREAS, the Borough of River Edge will enter into a Drainage Easement Agreement with Mrs. Sylvia Labib 418 Oak Avenue.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign said agreement.

January 4, 2010 - Reorganization

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#10-52 Authorize Tax Collector to Refund Duplicate 4th Quarter 2009 Tax Payments

WHEREAS, the tax office has received duplicate tax payments for the 4th Quarter 2009 taxes on the following properties; and

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

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

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Refund Amount</u>
1004/23.01	CUBERO, ANGELA 335 Kinderkamack Road	\$2,937.73
1208/5	WEISFELD, MICHAEL & MARCELLE 186 Zabriskie Place	\$1,203.91
TOTAL:		\$4,141.64

Make check payable to:

BAC TAX SERVICES CORPORATION  
CA6-913-LB-01  
PO BOX 10211  
VAN NUYS, CA 91499-6089  
Attn: Tax Refund Department

January 4, 2010 - Reorganization

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#10-53 Authorize Tax Collector to Refund Duplicate 4th Quarter 2009 Tax Payments

WHEREAS, the tax office has received duplicate tax payment for the 4th Quarter 2009 taxes on the following property; and

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

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

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Refund Amount</u>
607/10	MACK, GLENN J. 162 Jefferson Avenue	\$250.00
	TOTAL:	\$250.00

Make check payable to:

WELLS FARGO HOME MORTGAGE  
1 Home Campus  
MAC X2302-04D  
Des Moines, IA 50328  
Attn: Tax Refund Department

January 4, 2010 - Reorganization

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Councilwoman Rush read resolution #10-54 into the record.

Motion by Councilwoman Rush, seconded by Councilman Smith to approve resolution #10-54.

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

#10-54 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 \$1,432,267.31

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.

January 4, 2010 - Reorganization

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OPEN HEARING OF THE PUBLIC -

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

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

CLOSE HEARING OF THE PUBLIC -

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

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

COUNCIL COMMENTS -

Councilwoman Walker-welcomed Johnny and Paul to the Council and stated that even though it's going to be a difficult budget season, she looks forward to working with them and having new ideas brought to the table. Councilwoman Walker thanked Chris Weismann for his dedication over the past two years as Chief of the Fire Department and welcomed Bill Sanders as the incoming Chief. She thanked everyone who was appointed today for giving their time to volunteer for the town. She wished everyone a Happy New Year.

Councilwoman Rush-also congratulated and welcomed Johnny and Paul and looks forward to working together. She also thanked Chris Weismann for his hard work and looks forward to working with Bill Sanders. Councilwoman Rush also thanked everyone who was appointed today and was reminded of a quote by Harry Emerson Fosdick that just seemed to fit which says "Democracy is the conviction that there are extraordinary possibilities in ordinary people" and feels that there isn't a place that its more true than in River Edge.

Councilman Smith-welcomed everyone who came out this evening and congratulated and welcomed Paul and Johnny to the Council. He hopes that they will enjoy serving on the Council as much as he has and knows that they will feel good when things get accomplished. Councilman Smith is always amazed at the number of volunteers that are involved in the towns 43 organizations and commended them for always pulling together in good situations as well as bad situations. He commended Chris Weismann for the many years that he's put in to get to the position of Chief in the Fire Department and thanked him for serving the town well.

Councilman Cannon-also congratulated Paul and Johnny and looks forward to working with them both. Councilman Cannon stated that serving on the Council is a constant learning process and he looks forward to getting some new perspectives on many the issues that are ahead. He looks forward to the entire Council working together for the betterment of the town.

Councilman Porco-thanked everyone for their support and is very excited to get started and is looking forward to working with the Mayor and Council.

Councilman Cordts-thanked the residents for their support in helping him get elected and also looks forward to working with the Mayor and Council.

Mayor Watkins-thanked everyone for coming out this evening and invited everyone to come next door for refreshments. The Mayor also thanked the volunteers and their families who give of their time for our community. The Mayor wished everyone a blessed New Year and looks forward to Mayor and Council working together.

ADJOURNMENT - 5:35 P.M.

Motion by Councilwoman Walker, seconded by Councilman Smith to adjourn the meeting at 5:35 p.m.

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

Attest:

Denise A. Dondiego, Borough Clerk

Dated: