

MINUTES

Regular Meeting of the Mayor and Council
Monday, December 5, 2016
8:00 P.M.

CALL THE MEETING TO ORDER -

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

SILENT PRAYER - FLAG SALUTE

Mayor Mignone called for a moment of silent prayer and asked Councilman Papaleo to lead the salute to the flag.

SUNSHINE STATEMENT -

Mayor Mignone read the statement under the Sunshine Law as follows:
"Adequate Notice of this meeting has been made by sending notice on December 18, 2015 to THE RECORD NEWSPAPER, by positioning on the bulletin board in the lobby of the Borough Hall and filing a Notice of the same with the Municipal Clerk".

ROLL CALL - Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted, Councilman Papaleo and Mayor Mignone were present; Councilwoman Davis and Councilwoman Murphy were absent.

APPROVAL OF MINUTES -

Motion by Councilman Papaleo, seconded by Councilman Bartelloni to approve the minutes of the Mayor and Council regular meeting of November 7, 2016.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

PROCLAMATIONS & AWARDS -

Fire Department Chief Eric Schultz presented trophies for 2nd Place - Best Antique and Best Overall that they won in a recent competition at the Wallington Holiday Parade on November 25th. The Chief stated that there were over 250 participants in the parade and explained the criteria as to how they're judged.

Mayor Mignone asked if they have photos posted on a Facebook page where the public can view them?

Chief Schultz said that there is a YouTube video showing the parade.

Mayor Mignone congratulated the Chief and his department for this great honor.

Councilman Papaleo stated that the antique truck is the one that brought Santa to the tree lighting ceremony this past weekend and he also commented that they keep this vehicle in pristine condition. He stated that in addition to all the training and calls that they go on, the members do maintenance on all of their apparatus on a weekly basis. Councilman Papaleo wants the public to realize how hard our volunteers work and how proud we are of them.

Mayor Mignone read the Proclamation Declaring December 7, 2016 as National Pearl Harbor Remembrance Day - the 75th Anniversary of the Attack on Pearl Harbor into the record as follows:

PROCLAMATION

WHEREAS, December 7, 2016 marks the 75th Anniversary of the surprise attack on Pearl Harbor launched by Imperial Japan in an attempt to break the American will and destroy our Pacific Fleet. The attack left over 3,500 Americans killed or wounded and was the beginning of what we now call World War II, a conflict ultimately involving more than fifty nations and more than 100 million soldiers deployed; and

WHEREAS, on the fateful Sunday morning in 1941 our service members valiantly answered the call by defending their positions, fighting back against our attackers, and caring for our wounded; and over the course of the war, more than 320,000 Americans sacrificed their lives to preserve the sacred freedoms of the United States and to cease forever the spread of Nazism through Europe and imperialism by Japan; and

WHEREAS, President Franklin D. Roosevelt declared December 7, 1941, a "date which will live in infamy". In his official speech on December 8, 1941 he included, "No matter how long it may take us to overcome this premeditated invasion, the American people in their righteous might will win through to absolute victory" and "With confidence in our armed forces, with the unbounding determination of our people, we will gain the inevitable triumph -- so help us God"; and;

WHEREAS, On August 23, 1994, Congress, by Public Law 103-308, designated December 7 of each year as "National Pearl Harbor Remembrance Day" authorizing and requesting the President to issue annually a proclamation calling on the people of the United States to observe the day with appropriate ceremonies and activities and to urge all Federal agencies, and interested organizations, groups, and individuals to fly the flag at half-staff each December 7 in honor of the individuals who died as a result of their service at Pearl Harbor; and

WHEREAS, on this 75th Anniversary of the attack on Pearl Harbor the Department of Veterans Affairs estimates that just 4% of the 16 Million Americans who served in World War II are still alive to bear witness to that the uncertain, trying and pivotal time in history; and,

WHEREAS, annual commemoration of the attack on Pearl Harbor reflects the rightful honor and solemnity that should be forever be associated with a date and watershed event in the nation's and in the world's history and the opportunity for the nation to show its collective appreciation of the selfless sacrifice of the individuals who served in the armed forces of the United States during World War II;

NOW, THEREFORE, I, Edward J. Mignone, Mayor of the Borough of River Edge do hereby proclaim December 7, 2016, as:

"NATIONAL PEARL HARBOR REMEMBRANCE DAY"

in the Borough of River Edge and encourage all residents to pause and remember those who were injured or killed on December 7, 1941 at Pearl Harbor and afterward to whom we all owe our eternal respect and gratitude.

Edward J. Mignone, Mayor

December 5, 2016

Joe Maugeri and Jim O'Donnell were in attendance to accept this proclamation.

Joe Maugeri-remembers that he and his older brothers enlisted right after the attack on Pearl Harbor. He said that his one brother was a tank commander and was killed and Joe followed his older brother all over Europe. Joe's older brother passed away a few years ago at the age of 95. Joe told everyone that he will be 94 this month and thanked the Mayor and Council for this proclamation. He will bring the proclamation to Cherry Hill School tomorrow so everyone can see it. Peggy White-wished Joe a Happy Birthday as he will be turning 94 this month.

Mayor Mignone-thanked Joe and Jim for coming to accept this proclamation and also thanked them for their service to our country. The Mayor feels that it's crucial to remember the important dates in our history especially since there are only 4% of people who served in World War II

that are still alive to tell their personal stories. He wants to make sure that those stories continue in the future so we don't forget.

APPOINTMENTS & PERSONNEL CHANGES -

Motion by Councilman Papaleo, seconded by Councilman Bartelloni to approve the separation of Grace Ruiz, Clerical Assistant in the Public Library, effective November 1, 2016.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

Motion by Councilwoman Busted, seconded by Councilman Bartelloni to approve the salary increase of Matthew Mulick, Patrol Officer from an annual probationary salary of \$37,889.00 to Patrol Officer 18th Grade - \$46,008.00, effective December 8, 2016.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

Motion by Councilman Papaleo, seconded by Councilman Acquafredda to approve the appointment of Tyler Neerhout to the River Edge Volunteer Fire Department, effective December 5, 2016.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

Mayor Mignone administered the Oath of Office to Tyler Neerhout.

Chief Schultz presented Tyler with his helmet and welcomed him aboard.

CORRESPONDENCE -

Letter	-	Board of Chosen Freeholders - 11/10/16 Re: Introduction of Ordinance #16-28
Letter	-	First Environment, Inc. - 11/10/16 Re: 2016 EJIF Audit
Letter	-	Partner Engineering & Science, Inc. - 11/10/16 Re: Groundwater Concentrations at 130 Kinderkamack Exceeding Quality Standards
Notice	-	River Edge Board of Ed - 11/14/16 Re: Meeting Notice - November 16, 2016
Certificate	-	Alan P. Negreann - 11/21/16 Re: Determination & Award Certificate

DETERMINATION AND AWARD CERTIFICATE

(\$2,500,000 Bond Anticipation Note)

BOROUGH OF RIVER EDGE, COUNTY OF BERGEN, NEW JERSEY

I, ALAN P. NEGREANN, Chief Financial Officer of the Borough of River Edge, in the County of Bergen, New Jersey (herein called "Issuer"), HEREBY CERTIFY as follows:

1. By virtue of the authority conferred upon me by five bond ordinances adopted by the Borough Council of the Issuer on April 21, 2014 (Ord. No. 1806, as amended by Ord. No. 1825 adopted on March 16, 2015, and as further amended by Ord. No. 1859 adopted on April 18, 2016), April 21, 2014 (Ord. No. 1807), May 4, 2015 (two ordinances: Ord. Nos. 1829 and 1830) and April 18, 2016 (Ord. No. 1859), I have determined to issue a Bond Anticipation Note (herein called the "Note") of the Issuer in accordance with the following description:

TOTAL PRINCIPAL AMOUNT: \$2,500,000

DATED: November 10, 2016

MATURITY: November 10, 2017 (non-callable)

NUMBER 16-1R
DENOMINATION \$2,500,000

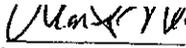
INTEREST RATE PER ANNUM (payable at maturity): 1.07%

PLACE OF PAYMENT: TD Bank, N.A.
6000 Atrium Way
Mount Laurel, New Jersey

2. Pursuant to said authority, I have awarded and will sell the Note to TD Bank, N.A., at the price of \$2,500,000 plus an amount equal to the interest on the Note accrued to the date of payment of the purchase price thereof.

3. No obligations of the Issuer other than the Note have been issued pursuant to the ordinances referenced above and are now outstanding.

IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of November, 2016.


ALAN P. NEGREANN
Chief Financial officer
Borough of River Edge
County of Bergen
New Jersey

Letter - State of N.J.-Community Affairs-11/21/16
Re: FEMA Grant Award of \$18,410.00
Report - Alan P. Negreann - 11/23/16
Re: Revenue Report
Report - Alan P. Negreann - 11/23/16
Re: Farmer's Market Report - October 2016
Letter - Bergen County Utilities Authority - 11/28/16
Re: 2017 Proposed Rates
Letter - Board of Chosen Freeholders - 12/2/16
Re: Introduction of Ordinance #16-29 & #16-30

MONTHLY REPORTS -

Beautification Committee - November 2016 - No Quorum
Recreation Commission - October 2016
Historic Commission - October 2016
Tax Collector - October 2016

ORDINANCES - 1ST READING -

Stephanie Evans, Borough Clerk read the title of Ordinance #1875 as follows:

Ordinance #1875 - AN ORDINANCE TO AMEND ORDINANCE #1848 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 2016

Description: Amend 2016 salary ordinance to reflect the increase in salary for the full-time Police Dispatcher position.

Motion by Councilwoman Busteded, seconded by Councilman Papaleo to approve the first reading of Ordinance #1875 as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1875

AN ORDINANCE TO AMEND ORDINANCE #1848 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 2016

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

Section 1: The compensation for the full-time positions and officers of the Borough of River Edge for the year 2016 shall be as follows:

	<u>Hourly</u>	<u>2016</u>	<u>Annually</u>
<u>POLICE</u>			
Police Dispatcher			\$ 22,300 - \$ 56,000

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

Attest:

Edward J. Mignone, Mayor

Stephanie Evans, Borough Clerk

Dated:

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

ORDINANCE - 2ND READING -

Stephanie Evans, Borough Clerk read the title of Ordinance #1873 as follows:

Ordinance #1873 - A CAPITAL ORDINANCE OF THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, AUTHORIZING THE CONSTRUCTION OF STREET, CURB AND SIDEWALK IMPROVEMENTS PHASE II IN SAID BOROUGH, AND APPROPRIATING THE SUM OF \$68,493.00 FROM BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT PROGRAM FUNDS TO PAY THE COST THEREOF

Description: Use \$68,493.00 from 2016 Community Development Block Grant Fund for Oxford Terrace Phase II curb/sidewalk improvements.

Ordinance #1873 was introduced by Councilwoman Murphy, seconded by Councilman Bartelloni at the November 7, 2016 meeting as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1873

A CAPITAL ORDINANCE OF THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, AUTHORIZING THE CONSTRUCTION OF STREET, CURB AND SIDEWALK IMPROVEMENTS PHASE II IN SAID BOROUGH, AND APPROPRIATING THE SUM OF \$68,493.00 FROM BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT PROGRAM FUNDS TO PAY THE COST THEREOF

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

SECTION 1. The Borough of River Edge shall construct street, curb and sidewalk improvements on Oxford Terrace and Rutgers Place. Such improvements shall include all work and appurtenances necessary and suitable for the use and purpose thereof. Such improvements shall be made in accordance with plans to be prepared thereof by the Borough and herein authorized to be made.

SECTION 2. The Borough shall expend \$68,493.00 for the improvement authorized in Section 1. hereof. Said sum of \$68,493.00 is a grant from the 2016 Community Development Block Grant Funds, County of Bergen and is appropriated by the Borough by special rider in budgets hereinbefore authorized.

SECTION 3. Such improvement is hereby determined and declared to be a capital improvement which the Borough may lawfully make pursuant to law.

SECTION 4. This ordinance shall take effect at the time and in the manner provided by law.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk

Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE - Ordinance #1873

Motion by Councilwoman Busted, seconded by Councilman Bartelloni to open public hearing on Ordinance #1873.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

CLOSE PUBLIC HEARING ON THE ORDINANCE - Ordinance #1873

There being no comments by the public, motion by Councilwoman Busted, seconded by Councilman Bartelloni to close public hearing on Ordinance #1873.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

ADOPTION - Ordinance #1873

Motion by Councilman Bartelloni, seconded by Councilwoman Busted to adopt Ordinance #1873

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

Stephanie Evans, Borough Clerk read the title of Ordinance #1874 as follows:

Ordinance #1874 - BOND ORDINANCE TO AUTHORIZE THE ENGINEERING DESIGN PHASE OF THE CONSTRUCTION AND RECONSTRUCTION OF CURBS ON EXISTING SIDEWALKS AT PORTIONS OF RUTGERS PLACE AND OXFORD TERRACE IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, A SIDEWALK IMPROVEMENT, TO APPROPRIATE THE SUM OF \$3,720 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Description: \$3,720 represents Design Fee for Oxford Terrace Phase II sidewalk/curb improvement project.

Ordinance #1874 was introduced by Councilwoman Murphy, seconded by Councilman Bartelloni at the November 7, 2016 meeting as follows:

BOROUGH OF RIVER EDGE
ORDINANCE 1874

BOND ORDINANCE TO AUTHORIZE THE ENGINEERING DESIGN PHASE OF THE CONSTRUCTION AND RECONSTRUCTION OF CURBS ON EXISTING SIDEWALKS AT PORTIONS OF RUTGERS PLACE AND OXFORD TERRACE IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, A SIDEWALK IMPROVEMENT, TO APPROPRIATE THE SUM OF \$3,720 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of River Edge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake the engineering design phase (hereinafter referred to as the "purpose" or the "improvement") of the construction and reconstruction of curbs on existing sidewalks beginning at the intersection of Rutgers Place and Bogert Road

and proceeding (A) on the northern side of Rutgers Place approximately 740 linear feet to the division line of Lot 1 and Lot 2 in Block 1401, as shown on the Tax Assessment Map of the Borough (the "Tax Map"), and (B) continuing on the southern side of Oxford Terrace approximately 500 linear feet along Lot 2 and Lot 1 in Block 1401 on the Tax Map. The improvement shall be undertaken along and in front of the following described property locations as shown on the Tax Map: Block 1401, Lots 1 and 2. It is hereby determined and stated that the Borough intends to adopt an ordinance to authorize the construction phase of the project.

Section 2. The sum of \$3,720 is hereby appropriated to the payment of the cost of the improvement described in Section 1 of this ordinance. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the down payment made by this ordinance.

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

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

Section 5. It is hereby determined and stated that (1) one hundred percent (100%) of the cost of the improvement shall be assessed against the owners of the properties fronting on the improvement and (2) the Borough will not contribute any money to the cost of said improvement and (3) no sidewalk assessments for such improvement have been levied or confirmed and (4) such sidewalk assessments may be paid in five annual installments.

Section 6. It is hereby determined and stated that (1) the making of such improvement is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$3,720, and (4) \$200 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$3,520, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$3,720, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 7. It is hereby determined and stated that moneys exceeding \$200, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$200 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 8. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$3,520 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 9. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$3,520 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are

issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

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

Section 11. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of 10 years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$3,520 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

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

Section 14. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

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

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

Section 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Attest:

Edward J. Mignone, Mayor

Stephanie Evans, Borough Clerk

OPEN PUBLIC HEARING ON THE ORDINANCE - Ordinance #1874

Motion by Councilman Bartelloni, seconded by Councilman Papaleo to open public hearing on Ordinance #1874.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

CLOSE PUBLIC HEARING ON THE ORDINANCE - Ordinance #1874

There being no comments by the public, motion by Councilwoman Busted, seconded by Councilman Bartelloni to close public hearing on Ordinance #1874.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

ADOPTION - Ordinance #1874

Motion by Councilwoman Busted, Councilman Bartelloni to adopt Ordinance #1874.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

RESOLUTIONS - By Consent

Motion by Councilman Acquafredda, seconded by Councilman Bartelloni to approve resolution #17-407 through #17-430.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

#16-407 Resolution to Go Into Closed Session and Exclude Public

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

WHEREAS, this public body is of the opinion that such circumstances will or 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 December 19, 2016 Special Meeting and discussion of the hereinafter specified subject matter:

<u>Closed Session</u>	<u>Item Title or Description</u>	<u>Statutory Reference</u>
<u>Docket #</u>		

To be determined by reference to the Borough Clerk's Agenda for the above meeting.

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.

December 5, 2016

#16-408 Amend Agreement with Pulice/Williams Architects, 344 Broad Avenue, Leonia, New Jersey 07605 for the Library Roof Replacement

Project

WHEREAS, there exists a need to retain Professional Services for the Library Roof Replacement Project; and

WHEREAS, Borough of River Edge has previously awarded a contract to Pulice Williams Architects via resolution #11-434 dated December 19, 2011 in the amount of \$22,500.00; and

WHEREAS, additional funding is required for the construction phase of this project; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1804-200 of the Capital Fund in the amount not to exceed \$4,200.00; 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 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 bidding, must be publicly advertised; and

WHEREAS, Pulice/Williams Architects has completed and submitted a Business Entity Disclosure Certification which certifies that Pulice/Williams Architects 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 Pulice/Williams Architects from making any reportable contributions through the term of the contract; and

WHEREAS, the Mayor and Council have examined resumes, biographies, work experience; and

WHEREAS, the Mayor and Council have reviewed price and other factors when considering supporting reasons for awarding this contract; and

WHEREAS, the per hour rates are as follows:

Partner	\$225.00/hour
Manager	\$175.00/hour
Senior	\$150.00/hour
Staff	\$100.00/hour
Administrative	\$ 75.00/hour
Consulting Engineer	Cost + 10%

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 Pulice/Williams Architects, 344 Broad Avenue, Leonia, New Jersey 07605 in an amount not to exceed \$4,200.00.
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.

December 5, 2016

#16-409 Acknowledge Receipt of Certification of Request for
Emergency Purchases - Replacement of Server in Finance Department

WHEREAS, the Accounts Supervisor has certified that an emergency condition exists in the Finance Department for the emergency repair to replace the computer server in the Finance Department in the amount of \$2,900.00; and

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

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

December 5, 2016

#16-410 Authorize Refund of Solicitors Permit

WHEREAS, two (2) applications for a solicitors license were received on September 15, 2016; and

WHEREAS, a \$20.00 fee for each application was collected at that time; and

WHEREAS, the two (2) applications were re-submitted on October 19, 2016 as the original applications were deemed incomplete by the Police Department; and

WHEREAS, the Police Department has denied these applications.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue refunds to the following:

<u>Name/Address</u>	<u>Amount</u>
Wilfrid Hilaire, Jr. 1368 Clinton Avenue Irvington, NJ 07111	\$20.00
Reginald Dumornay 50 Girard Avenue E. Orange, NJ 07017	\$20.00

December 5, 2016

#16-411 Amend Agreement with Robert Costa, Borough Engineer for Professional Services Related to Community Development Block Grant Street/Curb/Sidewalk Improvements, Phase II- Design and Inspect

WHEREAS, there exists a need for expert professional engineering services related to Community Development Block Grant Street/Curb/Sidewalk Improvements, Phase II - Design and Inspect; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #15-287 dated August 3, 2015 in the amount of \$2,000.00 and

WHEREAS, additional funding is required for professional services related to Community Development Block Grant Street/Curb/Sidewalk Improvements, Phase II - Design and Inspect; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-166 of the Current Fund in the amount of \$1,980.00 and Account #04-2150-55-1874-100 of the Capital Fund in the amount of \$3,720.00 for a total amount not to exceed \$5,700.00; 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 rate of pay shall not exceed \$65.00 per hour; and

WHEREAS, Robert Costa has completed and submitted a Business Entity Disclosure Certification which certifies that Robert Costa 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 Robert Costa from making any reportable contributions through the term of the contract; and

WHEREAS, the Mayor and Council have reviewed this matter at a work session on December 5, 2016; and

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 amended agreement with Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$5,700.00; and
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 "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.

December 5, 2016

#16-412 Resolution Supporting S-2663 and A-4234

WHEREAS, almost all local units of government and Boards of Education in New Jersey including the River Edge Local Board of Education secure insurance through governmental entities known as joint insurance funds (hereinafter JIFs); and

WHEREAS, existing law limits JIFs to investments otherwise authorized for local governmental entities and Boards of Educations; and

WHEREAS, insurance mechanisms such as JIFs have different cash flow needs than local investments of approximately \$1 billion; and

WHEREAS, S-2663 and A-4234 would permit JIFs to invest in debt obligations of any governmental entity established under the laws of the State of New Jersey and federal agencies or governmental corporations; and

WHEREAS, while the range of investments permitted by S-2663 and A-4234 is still very conservative, it would save the taxpayers at least \$10 million per year; and

WHEREAS, S-2663 and A-4234 would also reduce interest expense for local units of government and Boards of Education by creating an additional purchaser of their bonds; and

WHEREAS, S-2663 and A-4234 would also permit JIFs to join together and create a joint investment and cash management program further increasing investment income.

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

1. Legislature is urged to adopt S-2663 and A-4234; and
2. A copy of this resolution shall be sent to all area legislators as well as the Governor, Commissioner of the Department of Banking and Insurance and the Commissioner of the Department of Community Affairs and Department of Education as appropriate.

December 5, 2016

#16-413 Cancel Unexpended and Dedicated Balances

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Fund Balance and unused deb authorized may be cancelled.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the following unexpended and dedicated

balances of General Capital Appropriation be cancelled:

<u>UNFUNDED</u> <u>DEFERRED CHARGES</u>	<u>CAPITAL FUND</u> <u>BALANCE</u>
1380	\$15,600.00

December 5, 2016

#16-414 Authorize Borough Administrator and Superintendent of Public Works to Sign a Supplementary Agreement with RWDSU, Local 108 Public Employee Division AFL-CIO Blue Collar Unit (DPW)

WHEREAS, the Borough of River Edge has entered into an agreement with the RWDSU, Local 108, Public Employee Division, Blue Collar Unit (DPW) for the years 2015 - 2018, via resolution #15-175 dated April 20, 2015; and

WHEREAS, the Borough of River Edge and RWDSU, Local 108, Public Employee Division, Blue Collar Unit (DPW) have reached an agreement on a personnel matter; and

WHEREAS, the Personnel Sub-committee recommends the execution of this agreement; and

WHEREAS, the agreement is on file with the Borough Clerk.

NOW, THEREFORE, BE IT RESOLVED that the Borough Administrator and Superintendent of Public Works are hereby authorized to sign said agreement.

December 5, 2016

#16-415 Change Order Approval and Amendatory Contract for the 2016 Riverside Cooperative Road Improvement Program to Schifano Construction Corp., 1 Smalley Avenue, Middlesex, New Jersey 08846

WHEREAS, N.J.A.C. 5:34-4.2 lists the requirements for all Change Orders; and

WHEREAS, the Borough of River Edge awarded a contract to Schifano Construction Corp., on May 16, 2016 via resolution #16-208; and

WHEREAS Change Order #1 reflects an increase in quantities for a total amount not to exceed \$898.77; and

WHEREAS, the Borough Engineer has recommended the above change; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1829-350 of the Capital Fund in the amount not to exceed \$898.77.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge shall enter into a written amendatory contract with Schifano Construction Corp., 1 Smalley Avenue, Middlesex, New Jersey 08846 for Change Order #1 in the amount not to exceed \$898.77.

BE IT FURTHER RESOLVED that the exact form of this amendatory contract shall be at the discretion of the Borough Attorney, and the Mayor and the Borough Clerk is hereby authorized to execute said contract; and Change Order #1.

December 5, 2016

#16-416 Transfer of Funds

WHEREAS, N.J.S.A. 49:4-59 permits the transfer of appropriations during the last two months of the fiscal year from accounts showing unexpended balances to accounts in which commitments may exceed the original budgeted appropriations.

NOW, THEREFORE, BE IT RESOLVED that the following transfers be

authorized:

FROM: General Administration O/E	20-1002-028	\$ 1,023.37
TO: Public Employee Retirement System O/E	36-4712-100	\$ 1,023.37
FROM: Electric & Natural Gas O/E	31-4482-120	\$ 7,500.00
TO: Vehicle Maintenance O/E	26-3152-173	\$ 7,500.00
FROM: General Administration O/E	20-1002-028	\$ 500.00
TO: Recreation Commission O/E	28-3702-171	\$ 500.00
FROM: Petroleum Products O/E	31-4472-166	\$10,000.00
TO: Vehicle Maintenance O/E	26-3152-173	\$10,000.00
FROM: Revenue Admin. O/E	20-1452-023	\$ 1,000.00
TO: Emergency Management Services S/W	25-2521-011	\$ 1,000.00
FROM: Tax Assessment S/W	20-1501-011	\$ 3,000.00
TO: Planning Board S/W	21-1801-011	\$ 3,000.00
FROM: Bus S/W	27-3311-011	\$ 2,000.00
TO: Emergency Management Services S/W	25-2521-011	\$ 2,000.00
FROM: Bus S/W	27-3311-011	\$ 500.00
TO: Municipal Prosecutor S/W	25-2751-011	\$ 500.00
FROM: Recycling S/W	26-3051-014	\$10,000.00
TO: Maintenance of Parks S/W	28-3751-014	\$10,000.00

December 5, 2016

#16-417 Resolution to Refund Planning Board Escrow Money to Grill House, LLC, for the Property Located at 570 Kinderkamack Road, River Edge, New Jersey, Block 804, Lots 1 & 2

WHEREAS, the following application has been made to the Planning Board for Site Plan approvals and has since received such approval; and

WHEREAS, all professional have been paid.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized to refund the following to:

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Amount</u>
804/1 & 2	Grill House, LLC 570 Kinderkamack Road River Edge, NJ 07661	\$1,062.50

December 5, 2016

#17-418 Authorize Mayor Mignone to Sign Subrecipient Agreement, Certification Regarding Lobbying, Certification Regarding Debarment and Suspension, Certification of Grant Eligibility and Resolution for the State of New Jersey, Department of Community Affairs Non-Federal Cost Share Program

WHEREAS, the State of New Jersey, Department of Community Affairs Non-Federal Cost Share Program has indicated that the Borough will receive a grant award in the amount of \$18,410.00 to reimburse the Borough of River Edge for the 10% cost share of the eligible FEMA assistance for Hurricane Sandy; and

WHEREAS, Resolution #16-353 dated September 19, 2016 was adopted by the Governing Body to authorize the Mayor and Administrator to make application.

BE IT FURTHER RESOLVED, that the Mayor Mignone is authorized to sign the Subrecipient Agreement, Certification Regarding Lobbying, Certification Regarding Debarment and Suspension, Certification of Grant Eligibility and Resolution for the State of New Jersey, Department of Community Affairs Non-Federal Cost Share Program.

December 5, 2016

#16-419 Resolution to Refund Planning Board Escrow Money to Peja Corp.,
for the Property Located at 259 Johnson Avenue, River Edge, New Jersey,
Block 1417, Lot 3

WHEREAS, the following application has been made to the Planning Board for Site Plan approvals and has since received such approval; and

WHEREAS, all professional have been paid.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized to refund the following to:

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Amount</u>
1417/3	Peja Corp. 259 Johnson Avenue River Edge, NJ 07661	\$1,800.00

December 5, 2016

#16-420 Authorize Tax Collector to Refund a 4th Quarter 2016 Tax
Overpayment

WHEREAS, the tax office has received a duplicate payment and/or tax overpayment for the 4th Quarter 2016 taxes on the following properties; and

WHEREAS, a written request was received from the homeowner and/or their Mortgage Company/Title Company to refund the overpaid amount directly to the homeowner.

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

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Refund Amount</u>
109/2	WILLIAM DOYLE 929 Bogert Road River Edge, NJ 07661	1,127.10
213/6	F & A PARK ASSOCIATES, LLC P.O. Box 100 Hackensack, NJ 07602	1,702.15
813/12	MARYANNA E. BOVE 473 The Fenway River Edge, NJ 07661	2,754.86

December 5, 2016

#16-421 Authorize Tax Collector to Refund a 4th Quarter 2016 Tax
Overpayment

WHEREAS, a 4th Quarter 2016 overpayment was received on a property known as Block 305, Lot 6 located at 801 Third Avenue from Safeland Title Agency, the closing agent of the property owned by Woods, Justin (Etals); and

WHEREAS, the tax office has received a written request to refund the overpaid amount to Safeland Title Agency.

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

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Refund Amount</u>
305/6	Woods, (Etals) Justin 801 Third Avenue River Edge, NJ 07661	3,215.40

Make check payable to: Safeland Title Agency
550 Kinderkamack Road, Suite 100
Oradell, NJ 07649

December 5, 2016

#16-422 Authorize Tax Collector to Refund a 4th Quarter 2016 Duplicate Tax Payment

WHEREAS, a 4th Quarter 2016 duplicate payment was received on a property known as Block 306, Lot 22 located at 800 Elm from McDonnell & Whitaker, LLC, representing the buyer, Armatas; and

WHEREAS, the tax office has received a written request to refund the overpaid amount to McDonnell & Whitaker, LLC.

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

Block/Lot	Name & Address	Refund Amount
306/22	ALFIS, MICHAEL & TINA 800 Elm Avenue River Edge, NJ 07661	4,446.91

Make check payable to:

McDonnell & Whitaker, LLC
245 East Main Street
PO Box 379
Ramsey, NJ 07446-0379

December 5, 2016

#16-423 Authorize Tax Collector to Refund 2016 4th Quarter Tax Overpayments

WHEREAS, the tax office has received duplicate and/or tax overpayments for the 4th Quarter 2016 taxes on the following properties; and

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

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

BLOCK LOT	HOMEOWNER/ADDRESS	TYPE	AMOUNT
115/3	CAVANAUGH 311 Woodland Avenue	Duplicate	2,553.31
206/17	COSTA 840 Summit Avenue	Judgment	1,643.00
206/23	YOHANNES 876 Summit Avenue	Duplicate	3,774.64
306/11	THADANI 775 Oak Avenue	Judgment	2,201.62
404/10/C0004	LAMURAGLIA 44D River Edge Road	Duplicate	3,865.17
404/10/C0005	COSTA 44E River Edge Road	Judgment	1,215.82
409/28	MURRAY 24 Tenney Avenue	Overpayment	.10
502/12	KIM 678 Fifth Avenue	Judgment	2,257.48
609/10	FLETCHER 152 Monroe Avenue	Judgment	2,195.05
615/25	SWEENEY 573 Clarendon Court	Judgment	1,130.38
803/7	JIAN 117 Manning Avenue	Judgment	1,580.57
905/16	PARK 325 Fifth Avenue	Judgment	1,251.97
911/14	DELOROSA 272 Howland Avenue	Judgment	5,474.48
1103/14	CRESPO	Judgment	1,971.60

1103/63	287 Valley Road IBRAHIM	Judgment	4,068.07
1107/17	85 Eastbrook Drive RYVKIN	Judgment	2,687.95
1207/31	265 Taft Road LEE	Judgment	1,784.30
	195 Bogert Road		
		Total:	39,655.51

Make check payable to:

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

December 5, 2016

#16-424 Escheat of Premium on a Tax Sale Certificate

WHEREAS, the Borough of River Edge issued a Certificate of Sale for an unpaid municipal lien, #2013-5, on Block 905, Lot 27 located at 364 Valley Road at the Tax Sale on December 4, 2013; and

WHEREAS, a premium of \$38,200.00 was paid, a condition of the sale at which time the Certificate of Sale, #2013-5 was issued; and

WHEREAS, N.J.S.A. 54:5-33 states that any premium payment shall be held by the Tax Collector and returned to the purchaser of the fee, if and when the redemption is made, if redemption is not made within five (5) years from the date of sale, the premium payment shall be turned over to the Treasurer of the municipality and become part of the fund of the municipality; and

WHEREAS, the Tax Collector, Maureen Murphy, has reported to Alan Negreann, Borough Administrator, that the lienholder which holds the certificate #2013-5 has foreclosed on the above mentioned property; and

WHEREAS, the Final Judgment was received and recorded on 11/02/16 by the Bergen County Clerk in which the lienholder, Matthew Freeman, is vested with an absolute and indefeasible estate of inheritance in fee simple to the premises.

NOW, THEREFORE, BE IT RESOLVED that in accordance with N.J.S.A. 54:5-33 the Account Supervisor is authorized to make payment from the Trust Other Fund for the tax sale premium of \$38,200.00 to the Current Fund (MRNA).

BE IT FURTHER RESOLVED that the Chief Financial Officer shall adjust his records accordingly.

December 5, 2016

#16-425 Change Order #1 Approval and Amendatory Contract to P. Cipollini, Inc., for the Roof Replacement Clerestory Rehab Ductwork Modification Project at the River Edge Public Library

WHEREAS, N.J.A.C. 5:34-4.2 lists the requirements for all Change Orders; and

WHEREAS, the Borough of River Edge awarded a contract to P. Cipollini, Inc. on November 17, 2014 via resolution #14-414; and

WHEREAS, Change Order #1 in the amount of \$2,600.00 was approved to reconcile the contract based on additions and deductions of alternates; and

WHEREAS, the Borough Engineer has recommended the above change.

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1731-200 in the amount not to exceed \$2,600.00.

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., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$50,000.00; and
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 "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 the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

December 5, 2016

#16-428 Authorize Release of a Performance Bond for the Estate of E. Tamburelli-Trust B and Route 4 Main Street, LLC, 574 Grand Avenue, Englewood, New Jersey 07631 for the Project Known as New Bridge Landing at River Edge, Block 1404, Lots 1.04, 3.01 & 5

WHEREAS, in accordance with a Developer's Agreement with the Borough the Developer was required to provide a Performance Bond in the amount of \$2,229,600.00 to secure performance of all conditions of the Planning Board's Site Plan Approval; and

WHEREAS, the Borough has on hand as a Performance Guarantee, a cash Performance Bond of \$229,600.00; and

WHEREAS, the Developer has requested that \$229,600.00 cash Performance Bond on hand with the Borough of River Edge be transferred on the records as a Maintenance Guarantee; and

WHEREAS, the Borough Engineer has certified that the Developer has fully performed the project in accordance with the Planning Board and has recommended the release of the Performance Bond and cash deposit; and

WHEREAS, at a work session of the Mayor and Council on December 5, 2016 the recommendation of the Borough Engineer was considered and reviewed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the above referenced Performance Bond be hereby released and the Accounts Supervisor is hereby authorized to release the cash portion of the Performance Bond in the amount of \$229,600.00 on the condition that the Developer first provide a Maintenance Bond, acceptable to the Borough Attorney, in the amount of \$300,996.00 with an additional sum of \$30,996.00 in the form of cash deposit or certified check to run for a period of two (2) years, from December 1, 2016 through December 1, 2018, for all public improvements and facilities which are part of the project.

BE IT FURTHER RESOLVED that the cash Performance Bond of \$229,600.00 shall be recast as a portion of the Maintenance Guarantee required by the Borough of River Edge.

December 5, 2016

#16-429 Authorize Alan P. Spiniello, Esq. to Enter Into a Stipulation of Settlement with Grand Four Associates, 70 Grand Avenue, Block 1410, Lot 1

WHEREAS, Alan P. Spiniello, Esq., 45 Essex Street, Hackensack, New Jersey will handle the litigation of Grand Four Associates for the premises located at 70 Grand Avenue, Block 1410, Lot 1; and

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

WHEREAS, the Mayor and Council have considered these recommendations at their work session of December 5, 2016; and

WHEREAS, the Borough of River Edge hereby authorizes Alan

Spiniello, Esq. to enter into a Stipulation of Settlement reducing the assessed value from \$8,649,300 to \$7,755,900 for the calendar years 2009, 2010 and 2011; and

WHEREAS, the Plaintiff accepted the assessed value of \$7,755,900 for the years 2012, 2013 and 2014 and withdrew and dismissed its Complaints; and

WHEREAS, the potential refund for this proposed settlement is \$21,816.83 for 2009, \$22,915.71 for the year 2010 and \$23,862.71 for 2011.

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

December 5, 2016

#16-430 Grant Raffle License to Book and Needle Club of Oradell

BE IT RESOLVED that the following license to conduct an On Premise Merchandise Raffle to the Book and Needle Club of Oradell, P.O. Box 102, Oradell, NJ 07649 License #681, I.D. #367-8-33067 to take place at River Dell Middle School, 230 Woodland Avenue, River Edge, New Jersey on February 11, 2017 from 9:30 a.m. to 11:30 a.m.

The Clerk reporting all in order.

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

December 5, 2016

Councilwoman Busted read resolution #16-431 into the record.

Motion by Councilwoman Busted, seconded by Councilman Bartelloni to approve resolution #16-431.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

#16-431 Payment of Bills

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

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

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

CURRENT ACCOUNT	\$1,653,866.26
CAPITAL ACCOUNT	\$2,193,325.98
RECREATION ACCOUNT	\$ 9,332.27
TRUST OTHER ACCOUNT	\$ 35,655.28
OPEN SPACE ACCOUNT	\$ 571.15
TRUST OTHER DEVELOPERS ACCOUNT	\$ 3,807.50

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.

December 5, 2016

OPEN HEARING OF THE PUBLIC -

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

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

CLOSE HEARING OF THE PUBLIC -

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

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busted and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.

COUNCIL COMMENTS -

Councilwoman Busted-thanked Michele Cariddi for the outstanding holiday decorations and the new snowflakes along Kinderkamack Road. She is sure that they will be enjoyed by residents and non-resident alike. She also thanked the Beautification Committee and DPW for their assistance in making sure they were installed. Councilwoman Busted thanked the voters of River Edge for their confidence in her and re-electing her to serve on the Council. She congratulated Councilwoman Davis on her re-election and looks forward to working together in the future.

Councilman Bartelloni-echoed the same sentiments and feels that the holiday decorations look great. He congratulated Councilwoman Busted and Councilwoman Davis on their re-elections and thanked everyone involved in putting the holiday tree lighting ceremony together this weekend, especially Bobbi and Michele.

Councilman Papaleo-again congratulated the Fire Department on winning 2nd place for their antique engine and overall at the Wallington Holiday Parade where there were over 250 participants. He commended them for working hard and feels that they deserve this recognition. He also thanked the Fire Department for hosting the Holiday Tree Lighting at Company #1 and for making sure Santa came in style. He reported that the Fire Department members have put in many hours to educate students in fire safety at all of the public and private schools and he appreciates this additional service that they provide. Councilman Papaleo also thanked Michele Cariddi, her husband Gregg and her committee for not only the holiday lights but also for the holiday decorations. He commended her for her work on the beautiful wooden soldiers that she painted herself. He thanked Bobbi Conway for putting together the tree lighting ceremony and also thanked DPW for putting up the snowflakes. Councilman Papaleo mentioned that some of the snowflake lights are not working and the DPW is working on getting them up and in working order. He explained that it's not just a matter of changing a lightbulb, there's more involved. He has received so many compliments from residents who are thrilled with the new lights. Councilman Papaleo had went the League of Municipalities Conference where he attended a class given by our Borough Attorney, Tom Sarlo with regard to newly elected and re-elected public officials. He also attended a grant workshop and learned that many of Alan's concerns about the burdensome regulations surrounding federal grants is true because administering them can demand more hours than we're getting in funding. He thanked the town for affording him the opportunity to attend the conference and felt that it was a great experience with a lot of great classes and events.

Councilman Acquafredda-stated that yes, the League conferences offers many interesting classes, but it's also a great opportunity to get to know your fellow council members. Although he didn't attend a large number of classes, he did walk the floor visiting vendors and collecting brochures. It was nice to see the comradery moved to a more relaxing atmosphere like the League. Councilman Acquafredda congratulated Ellen and Mary on their re-elections and looks forward to working together in the future. He announced that River Dell High School won the State Sectional Championship by defeating Northern Valley Old Tappan 26-20. This was the fourth year in a row that they made it to the finals although they lost the previous 3. He reflected on the warehouse fire in California that has killed 33 people and stated that as someone who has been sworn in to uphold the health, safety and welfare of the public, we have to make sure that things like this don't

happen again in the United States. He is surprised that something like this happened in California because they are very diligent with inspections and doesn't understand how they let a warehouse become an artist's hostel where the staircase was made out of stacked wood pallets. He said that as we approach the holiday season he hopes that as they move forward, they remain positive.

Mayor Mignone-also congratulated Ellen and Mary on their re-elections and feels that stability is a good thing going forward. He thought they had a very positive year and looks forward to getting more things accomplished in 2017. The Mayor thanked Tyler Neerhout for volunteering and is pleased to see young people continuing to join the Fire Department. He congratulated the River Dell Football team on their championship win. The Mayor agreed with Councilman Acquafredda's comments that although the League conference provides classes and information, it's nice to speak informally with people from your own town as well as other towns. The Mayor said that you learn a lot from walking the floor and speaking with vendors and he always comes back with good ideas on how to improve things here in River Edge. The Mayor also felt that the tree lighting ceremony went extremely well and was pleased that so many people came out. The Mayor has heard from many new families who have moved into town and are glad to be a part of the community. He thanked Michele for the beautiful decorations especially the soldiers in front of Borough Hall. The Mayor has heard from many people who are happy to see the new decorations and truth be told, for many years the budget was very tight and these types of expenses couldn't be justified. He is very pleased with all of the decorations because it gives everyone a good feeling about the town. The Mayor thanked Bobbi Conway, Michele Cariddi, the DPW, Fire Department for their participation in the tree lighting ceremony and also the Girl Scouts for always organizing the parade.

ADJOURNMENT - 8:35 P.M.

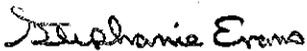
Motion by Councilman Bartelloni, seconded by Councilman Acquafredda to adjourn the meeting at 8:35 p.m.

ROLL CALL VOTE: Councilman Acquafredda, Councilman Bartelloni, Councilwoman Busteed and Councilman Papaleo voted yes; Councilwoman Davis and Councilwoman Murphy were absent.



Mayor Edward J. Mignone

Attest:



Stephanie Evans, Borough Clerk

Dated: