



Borough of River Edge

Mayor and Council
Agenda December 9, 2019

Regular Meeting

Borough Hall
705 Kinderkamack Road

Immediately Following
Work Session Meeting

-
1. Call to Order –
 2. Silent Prayer – Flag Salute
 3. Statement of Compliance with Open Public Meeting Act: This meeting complies with the Open Public Meeting Act by notification on December 21st of this location, date and time to the Ridgewood News and the Record and by posting of same on the municipal bulletin board and Borough Web Site and filing a notice of the same with the Municipal Clerk.
 4. Roll Call –
 5. Minutes
 - a. Approval of the minutes of the Mayor and Council Regular Session meeting of November 25, 2019
 6. Proclamations & Awards –
 - a.
 7. Public Comments on any item on this agenda –
 8. Appointments & Personnel Changes –
 - a.
 9. Correspondence –
 - a.
 10. Monthly Reports –
 - a. Tax Collector – Report of Receipts and Disbursements 2019
 11. First Reading & Public Hearing Ordinances –
 - a. Ordinance #19-21 An Ordinance to Repeal Chapter 33 of the Code of the Borough of River Edge “Fire Department” and Replace it in its Entirety with Chapter 33, “Fire Department”
 12. RESOLUTIONS - By Consent
 - a. **#19-378** Authorize Mayor to Sign Lease with Temple Avodat Shalom for Rental of Premises Located at 385 Howland Avenue, River Edge, New Jersey for the Recreational Needs of the Senior Citizens of River Edge
 - b. **#19-379** Authorize Tax Collector to Refund a 2019 Tax Overpayment due to the 2016 Homestead Rebate Credit Issued to a Tax Exempt Property
 - c. **#19-380** Authorize Tax Collector to Refund 4th Quarter 2019 Tax Overpayment

d. **#19-381** Authorize Tax Collector to Refund 2019 4th Quarter Tax Overpayment(s)

13. **#19-382** Payment of Bills

14. Public Comments

15. Council Comments

16. Adjournment

COLLECTOR'S REPORT OF RECEIPTS AND DISBURSEMENTS 2019

TO THE MAYOR AND COUNCIL OF THE BOROUGH OF RIVER EDGE N.J.

LADIES AND GENTLEMEN:

I HEREWITH SUBMIT TO YOU MY REPORT OF RECEIPTS AND DISBURSEMENTS FOR YEAR-MONTH ENDING

October 31, 2019

DATED: October 31, 2019

Maureen Murphy Tax Collector

COLLECTIONS	MTD TOTAL	YTD TOTAL
TAX YEAR 2020	17,273.25	26,923.24
TAX YEAR 2019	4,279,540.15	41,592,199.38
TAX YEAR 2018	71,839.94	295,714.30
Y.E.P.	3,700.76	9,781.55
INTEREST AND COSTS	27,329.31	72,168.49
FEES FOR SEARCH/REDEMPTION CALC.	20.00	170.00
<u>NET RECEIPTS</u>	4,399,703.41	41,996,956.96
PAID TO TREASURER, DEPOSITED AT P.N.C. BANK CURRENT ACCOUNT	4,399,703.41	41,996,956.96

REMARKS

2018 COLLECTED 0.65%
 2019 COLLECTED 82.00%

COLLECTOR'S REPORT OF RECEIPTS AND DISBURSEMENTS 2019

TO THE MAYOR AND COUNCIL OF THE BOROUGH OF RIVER EDGE N.J.

LADIES AND GENTLEMEN:

I HEREWITH SUBMIT TO YOU MY REPORT OF RECEIPTS AND DISBURSEMENTS FOR YEAR-MONTH ENDING

November 30, 2019

DATED: November 30, 2019

Maureen Murphy Tax Collector

COLLECTIONS	MTD TOTAL	YTD TOTAL
TAX YEAR 2020	40,255.54	67,178.78
TAX YEAR 2019	8,371,217.34	49,963,416.72
TAX YEAR 2018	22,143.93	317,858.23
Y.E.P.	877.55	10,659.10
INTEREST AND COSTS	10,876.58	83,045.07
FEES FOR SEARCH/REDEMPTION CALC.	10.00	180.00
<u>NET RECEIPTS</u>	8,445,380.94	50,442,337.90
PAID TO TREASURER, DEPOSITED AT P.N.C. BANK CURRENT ACCOUNT	8,445,380.94	50,442,337.90

REMARKS

2018 COLLECTED	0.70%
2019 COLLECTED	98.40%

BOROUGH OF RIVER EDGE
RESOLUTION #19-378

Authorize Mayor to Sign Lease with Temple Avodat Shalom for Rental of Premises Located at 385 Howland Avenue, River Edge, New Jersey for the Recreational Needs of the Senior Citizens of River Edge

WHEREAS, the Borough of River Edge is aware of, and recognizes that there is a need for greater concern for the good and welfare of senior citizens of River Edge; and

WHEREAS, there is a need in River Edge for adequate facilities to conduct a meaningful and ongoing program as it relates to the recreational needs of the senior citizens of River Edge; and

WHEREAS, Temple Avodat Shalom, 385 Howland Avenue, River Edge, New Jersey has agreed to make available to the senior citizens of River Edge such facilities that are deemed necessary to carry out a senior citizens recreational program; and

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-15(i), as well as N.J.S.A. 40A:48-9.4, permit the leasing and funding of facilities for this purpose; and

WHEREAS, the Chief Financial Officer certifies that funds are available from Account #9-01-27-360-020 of the Current Fund for 2020 in the amount of \$19,000.00 subject to the Governing Body making sufficient funds available in the year 2020 budget; and

WHEREAS, the Mayor and Council have reviewed a lease agreement prepared by the Borough Attorney and reviewed by the Contracts Committee and have accepted the form of that agreement.

NOW, THEREFORE, BE IT RESOLVED that the Mayor is hereby authorized to sign said lease agreement on file with the Borough Clerk and the Borough Clerk is authorized to attest said signature for a lease period commencing January 1, 2020 and ending December 31, 2020.

December 9, 2019

	Motion	Second	Yes	No	Abstain	Absent
Busteed						
Chinigo						
Davis						
Gautier						
Kaufman						
Papaleo						

I hereby certify that this resolution, consisting of 1 page(s), was adopted at a meeting of the Borough Council of the Borough of River Edge, held on this 9th day of December, 2019.

Stephanie Evans, Borough Clerk

AGREEMENT

This Agreement is made the 9 day of Decemer, 2019 by and between the Borough of River Edge, a Municipal Corporation of the State of New Jersey, located at 705 Kinderkamack Road, River Edge, New Jersey 07661 (hereinafter known as the "Borough") and **Temple Avodat Shalom, 385 Howland Avenue, River Edge, New Jersey 07661** (hereinafter known as the "Temple Avodat Shalom").

WHEREAS, since on or about August 9, 1972, the parties entered into an Agreement wherein Temple Avodat Shalom agreed to rent a portion of its premises at 385 Howland Avenue, River Edge, New Jersey to the Borough to be used by the Senior Citizens of River Edge (SCORE) for programs and activities conducted by SCORE for its members; and

WHEREAS, the current Lease Agreement is scheduled to expire on December 31, 2019; and

WHEREAS, the parties are desirous of entering into an Agreement extending the Lease Agreement January 1, 2020 through December 31, 2020 with the Borough for the 2nd year on the terms and conditions contained herein.

NOW THEREFORE in mutual consideration of the promises and covenants contained herein the parties agree as follows:

1. **PREMISES:** The Borough agrees to rent from Temple Avodat Shalom and Temple Avodat Shalom agrees to rent to the Borough the rooms and facilities located at 385 Howland Avenue, River Edge, New Jersey 07661.
2. **USE:** The facilities will be used by SCORE for the programs and activities of SCORE for the benefit of its members. SCORE will use the facilities on Mondays and Tuesdays of each week from 10:00 a.m. to 3:00 p.m. with the exception of those weeks when the use may conflict with Holy Days as determined by the Jewish calendar. SCORE may stay later in lieu of Holy Days.

On Mondays, SCORE will be entitled to use the Social Hall, Wendy Waltzer Lounge, two (2) classrooms and the kitchen. On Tuesdays, SCORE will be entitled to use Wendy Waltzer Lounge, two (2) classrooms and kitchen. It is agreed that any use of the kitchen facilities will be for the preparation of Kosher friendly meals.

3. **TERM:** The Agreement shall be for a term of one (1) years commencing January 1, 2020 and ending December 31, 2020.
4. **PAYMENT:** In consideration of the use of the facilities as aforesaid, the Borough agrees to pay to Temple Avodat Shalom an annual rent as:

2020

\$19,000.00

5. **INSURANCE:** The Borough shall provide Temple Avodat Shalom with a Certificate of Liability Insurance indicating that the Borough has full liability insurance with limits of no less than \$200,000.00 and excess liability coverage of not less than \$800,000.00 and shall name Temple Avodat as an additional insured.
6. **INDEMNIFICATION:** The Borough agrees to indemnify and hold harmless Temple Avodat Shalom, its agents, servants, officers and employees from all damages, claims, costs, attorney's fees and associated litigation fess arising out of the use of Temple

Avodat Shalom facilities which are attributable to the acts or omissions of the Borough, its agents, servants or assigns.

7. **MERGER:** This agreement merges and supersedes all prior negotiations, representations and /or agreements between the parties relating to the subject matter of this Agreement and constitutes the entire contract between the parties.
8. **MODIFICATION:** this Agreement may only be modified by an instrument in writing signed by both parties to the Agreement.
9. **WAIVER:** No waiver by either party of any term or condition of this Agreement shall be deemed or construed to constitute a waiver of any other term or condition or of any subsequent breach whether of the same or of a different provision of this Agreement. Neither party may waive any of its rights or any obligations of the other party or any provision of this Agreement except by an instrument in writing signed by that party.
10. **SEVERABILITY:** If any of the provisions contained in this Agreement are held illegal, invalid or unenforceable, the remaining provisions shall remain in full force and effect.
11. **GOVERNING LAW:** This Agreement shall be governed, construed and interpreted in accordance with the law of the State of New Jersey as it applies to contracts made and performed in in New Jersey. The Superior Court of the State of New Jersey and the County of Bergen shall have jurisdiction to hear and determine any claim or dispute pertaining directly or indirectly to the Agreement or to any matter arising therefrom.
12. **SECTION HEADINGS:** Section headings are for reference purposes only and shall not in any affect the meaning or interpretation of any provision of this Agreement.

IN WITNESS WHEREOF, the parties have hereunto caused these presence to be signed by their proper corporate officers and caused their proper corporate seals to be hereunto affixed the day and year first written above.

ATTEST:

BOROUGH OF RIVER EDGE

Stephanie Evans, Borough Clerk

Ellen Busteed, Council President

ATTEST:

TEMPLE AVODAT SHALOM

BOROUGH OF RIVER EDGE
RESOLUTION #19-379

Authorize Tax Collector to Refund a 2019 Tax Overpayment due to the 2016 Homestead Rebate Credit issued to a Tax Exempt Property

WHEREAS, a Homestead Rebate Credit was applied to the 4th quarter 2019 taxes on the following property that became tax exempt in 2017; and

WHEREAS, property is exempt and no taxes are due.

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

<u>Block/Lot</u>	<u>Name & Address</u>	<u>Tax Qtr.</u>	<u>Refund Amount</u>
405/3	Barchetto, Anthony & Marilyn 153 Webb Avenue River Edge, NJ 07661	4 th	443.89

	Motion	Second	Yes	No	Abstain	Absent
Busteed						
Chinigo						
Davis						
Gautier						
Kaufman						
Papaleo						

I hereby certify that this resolution, consisting of 1 page(s), was adopted at a meeting of the Borough Council of the Borough of River Edge, held on this 9th day of December, 2019.

Stephanie Evans, Borough Clerk

BOROUGH OF RIVER EDGE
RESOLUTION #19-380

Authorize Tax Collector to Refund 4th Quarter 2019 Tax Overpayment

WHEREAS, the tax office has received a duplicate payment and/or tax overpayment for 2019 taxes on the following property(s); 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 a check 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>
814/25	Laubert, Andrew 84 Wayne Avenue River Edge, NJ 07661	250.00

	Motion	Second	Yes	No	Abstain	Absent
Busteed						
Chinigo						
Davis						
Gautier						
Kaufman						
Papaleo						

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 Stephanie Evans, Borough Clerk

BOROUGH OF RIVER EDGE
RESOLUTION #19-381

Authorize Tax Collector to Refund 2019 4th Quarter 2019 Tax Overpayment

WHEREAS, the tax office has received a duplicate payment and/or tax overpayment for 2019 taxes on the following property(s); 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 a check 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>
1004/33	SHON, PETER 7 Cherry Mews River Edge, NJ #52175036	DUPLICATE	3,501.77
		TOTAL:	3,501.77

Make check payable to: CORE LOGIC TAX SERVICES
 P.O. Box 9202
 Coppell, TX 75019-9978

December 9, 2019

	Motion	Second	Yes	No	Abstain	Absent
Busteed						
Chinigo						
Davis						
Gautier						
Kaufman						
Papaleo						

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 Stephanie Evans, Borough Clerk

BOROUGH OF RIVER EDGE
RESOLUTION #19-382

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	\$181,639.61
CAPITAL ACCOUNT	\$ 6,528.98
GRANT FUND ACCOUNT	\$ 1,547.00
ANIMAL CONTROL ACCOUNT	\$ 221.72
TRUST OTHER ACCOUNT	\$ 3,520.90
OPEN SPACE ACCOUNT	\$ 650.00
PAYROLL ACCOUNT	\$294,081.85
DEVELOPERS ESCROW ACCOUNT	\$ 1,420.00
RECREATION ACCOUNT	\$ 25.00

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

November 25, 2019

	Motion	Second	Yes	No	Abstain	Absent
Busteed						
Chinigo						
Davis						
Gautier						
Kaufman						
Papaleo						

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 Stephanie Evans, Borough Clerk