

M I N U T E S
Meeting of the Mayor and Council
Monday, June 6, 2011
8:00 P.M.

CALL THE MEETING TO ORDER -

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

SILENT PRAYER - FLAG SALUTE

Mayor Watkins called for a moment of silent prayer and asked Councilman Cordts 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 24, 2010 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 - Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon, Councilman Cordts and Mayor Watkins were present.

APPROVAL OF MINUTES - By Consent

Motion by Councilman Cordts, seconded by Councilman Bartelloni to approve the minutes of the Mayor and Council and River Edge Board of Education meeting of May 9, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Cannon and Councilman Cordts voted yes, Councilman Mignone abstained.

Motion by Councilman Cordts, seconded by Councilman Bartelloni to approve the minutes of the Mayor and Council Special Meeting of May 12, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Cordts, seconded by Councilman Porco to approve the minutes of the Mayor and Council work session and regular meeting of May 16, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Cordts, seconded by Councilman Porco to approve the minutes of the Mayor and Council work session meeting of May 23, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

PROCLAMATION & AWARDS - NONE

APPOINTMENTS & PERSONNEL CHANGES

Motion by Councilman Cordts, seconded by Councilman Mignone to approve the hire of Thomas Smith as a Fire Inspector in the Fire Prevention Bureau at an hourly Step I rate of \$21.49, with a six-month probationary period, effective June 7, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the salary change of Mary Anne Guiliano, Youth Services Librarian for an additional \$1,500.00 due to an annual waiver of health benefits as per Section III, Subject IV of the Personnel Policy & Procedure Manual, which will be prorated for the remainder of 2011, effective upon receipt of waiver acceptance from the State of New Jersey.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Mignone, seconded by Councilman Bartelloni to **TABLE** the hire of Patricia Gioe, 248 Beech Street, Washington Township, New Jersey as Registrar of Vital Statistics, at an hourly rate of \$18.82, with a six-month probationary period, effective June 7, 2011 until after the closed session.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the change in salary of Joseph Starost, Police Department, from an annual salary of \$108,518.00 for Acting Sergeants pay to \$100,479.00 - Patrolman's pay, effective June 6, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Cordts, seconded by Councilman Cannon to **TABLE** the hire of the Secretary to the Board of Health, at an hourly rate of \$15.00, ten (10) hours per week, with a six-month probationary period, effective June 7, 2011 until after the closed session.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

CORRESPONDENCE -

Letter	-	State of New Jersey - 5/17/11 Re: Hazardous Substance Discharge Notice
Letter	-	State of New Jersey - 5/17/11 Re: No Funding for ROID Application
Notice	-	Teaneck Planning Board - 5/13/11 Re: Master Plan Re-examination
Notice	-	NJ Transit - 5/13/11 Re: Hearing for Requests for Financial Assistance
Letter	-	Bergen County Executive - 5/16/11 Re: No Increase in County Portion of Municipal Tax Bill
Notice	-	Kathleen Donovan - 5/16/11 Re: Hearing of Transportation Funding For Senior Citizens and Disabled
Letter	-	Caroline Hroncich - 5/17/11 Re: Thank you
Notice	-	River Edge Board of Education - 5/17/11 Re: Meeting - May 16, 2011
Letter	-	Cablevision - 5/20/11 Re: New Programming
Letter	-	State of N.J - Parks & Forestry - 5/23/11 Re: Seed Germination Kit-Space Shuttle
Notice	-	River Edge Board of Education - 5/24/11 Re: Meeting - 5/25/11
Letter	-	Cablevision - 5/26/11 Re: Programming Change
Notice	-	Seth & Linda Queler - 5/26/11 Re: Zoning Hearing
Letter	-	State of New Jersey - 5/27/11 Re: Site Plan Notice, 91 Rt. 4 East
Notice	-	Borough of Paramus - 5/31/11 Re: Zoning Code Changes
Notice	-	River Edge Board of Education - 6/1/11 Re: Meeting June 1, 2011
Letter	-	Environmental Resolutions - 5/31/11 Re: Oil Tank Removal-Bogert Rd. Pocket Pk

MONTHLY REPORTS -

Library Board	-	May 17, 2011
Historic Commission	-	April 27, 2011
Beautification Committee	-	May 12, 2011
Shade Tree Commission	-	March 17, 2011
Shade Tree Commission	-	April 21, 2011

ORDINANCES - 1st Reading

Denise Dondiego, Borough Clerk read the title of Ordinance #1732 as follows:

Ordinance #1732 - BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF HOWLAND AVENUE FROM APPROXIMATELY 225 FEET WEST OF FIFTH AVENUE TO THE PARAMUS BORDER, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF SUCH SECTION OF HOWLAND AVENUE AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS AND DRIVEWAY APRONS ALONG AND IN FRONT OF HOWLAND AVENUE FROM BOGERT ROAD APPROXIMATELY 450 FEET WEST, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$173,000 TO PAY THE COST THEREOF, 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.

Motion by Councilman Cannon, seconded by Councilman Cordts to approve the first reading of Ordinance #1732 as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1732

BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF HOWLAND AVENUE FROM APPROXIMATELY 225 FEET WEST OF FIFTH AVENUE TO THE PARAMUS BORDER, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF SUCH SECTION OF HOWLAND AVENUE AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS AND DRIVEWAY APRONS ALONG AND IN FRONT OF HOWLAND AVENUE FROM BOGERT ROAD APPROXIMATELY 450 FEET WEST, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$173,000 TO PAY THE COST THEREOF, 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 (a) the resurfacing of Howland Avenue from approximately 225 feet west of Fifth Avenue to the Paramus border, (b) the construction and reconstruction of sidewalks, including, where necessary, curb and driveway apron construction and reconstruction, along and in front of the properties set forth below on such section of Howland Avenue as shown on the Tax Assessment Map of the Borough and (c) the construction and reconstruction of sidewalks, including, where necessary, driveway apron construction and reconstruction, along and in front of the properties set forth below on Howland Avenue from Bogert Road approximately 450 feet west as shown on the Tax Assessment Map of the Borough:

<u>Block</u>	<u>Lots</u>
905	17, 18
1002	43, 44, 45, 46, 47
1103	11, 12
1108	3, 4

Said improvements shall include all work, materials and appurtenances necessary and suitable therefor. Said improvements shall be undertaken in accordance with plans and specifications prepared or to be prepared by the Borough Engineer, which plans and specifications are hereby approved and directed to be placed on file in the office of the Borough Clerk and made available for public inspection during regular business hours. It is hereby determined and stated that said road being resurfaced is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$173,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of

the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a grant in the amount of \$150,000 from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of the road improvements described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 12 hereof. Said road resurfacing shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Said sidewalk construction and reconstruction, including, where necessary, curb and driveway apron construction and reconstruction, shall be made as a sidewalk improvement as hereinafter set forth.

Section 3. The sidewalk construction and reconstruction, including, where necessary, curb and driveway apron construction and reconstruction, 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) the Borough will contribute \$64,500 to the cost of said sidewalk improvement, and (2) the estimated maximum amount of the special assessments for said sidewalk improvement is \$1,334, and (3) no sidewalk assessments for such improvement have been levied or confirmed, and (4) such sidewalk assessments may be paid in five (5) annual installments.

Section 6. It is hereby determined and stated that (1) said purpose 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, and (3) the estimated cost of said purpose is \$173,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$173,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$23,000 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. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$173,000 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 8. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$173,000 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 9. 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 10. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 11. 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 \$173,000 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 12. 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 13. 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 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements 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 or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. 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 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated:

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Denise Dondiego, Borough Clerk read the title of Ordinance #1733 as follows:

Ordinance #1733 - BOND ORDINANCE TO AUTHORIZE THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS IN CONNECTION WITH THE INTERSECTION IMPROVEMENTS AND INSTALLATION OF A TRAFFIC LIGHT AT KINDERKAMACK ROAD AND HOWLAND AVENUE 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 \$43,980 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.

Motion by Councilman Porco, seconded by Councilman Cordts to approve the first reading of Ordinance #1733 as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #1733

BOND ORDINANCE TO AUTHORIZE THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS IN CONNECTION WITH THE INTERSECTION IMPROVEMENTS AND INSTALLATION OF A TRAFFIC LIGHT AT KINDERKAMACK ROAD AND HOWLAND AVENUE 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 \$43,980 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 construct and reconstruct sidewalks in connection with the intersection improvements and installation of a traffic light at Kinderkamack Road and Howland Avenue, including all work, materials and appurtenances necessary and suitable therefor. The improvement shall be undertaken along and in front of the following properties as shown on the Tax Assessment Map of the Borough:

<u>Block</u>	<u>Lots</u>
1004	24, 25, 26, 27, 28
1005	6.01, 6.02, 6.03, 6.04, 6.05, 7.01, 7.02
1007	1

Said improvement shall be undertaken in accordance with plans and specifications prepared or to be prepared by the Borough Engineer, which plans and specifications are hereby approved and directed to be placed on file in the office of the Borough Clerk and made available for public inspection during regular business hours.

Section 2. The sum of \$43,980 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) the Borough will contribute \$39,582 to the cost of the improvement, and (2) the estimated maximum amount of the sidewalk assessments is \$4,398, and (3) no sidewalk assessments for such improvement have been levied or confirmed, and (4) such sidewalk assessments may be paid in five (5) annual installments.

Section 6. It is hereby determined and stated that (1) the making of

such improvement (hereinafter referred to as "purpose") 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 Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$43,980, and (4) \$2,100 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 \$41,880, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$4,398, 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 permitted by Section 20 of the Local Bond Law.

Section 7. It is hereby determined and stated that moneys exceeding \$2,100, 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 \$2,100 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 \$41,880 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 \$41,880 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 ten 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 \$41,880 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.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated:

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

ORDINANCES - 2nd Reading - NONE

RESOLUTIONS - By Consent

Motion by Councilman Cordts, seconded by Councilman Mignone to approve resolution #11-197 through #11-210 and #11-213 through #11-217.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

#11-197 Resolution to Support Senate Bill S-54 Changes to Restrictions on Municipal Stream Cleaning Activities

WHEREAS, flooding of local streams is a major problem for the residents of low lying areas; and

WHEREAS, regular de-snagging and de-silting of our local streams would provide significant relief of flooding problems; and

WHEREAS, the permitting process required before de-snagging and de-silting may be undertaken is extremely onerous; and

WHEREAS, that permitting process is also very costly to the local governments involved; and

WHEREAS, relief from some of the requirements of that permitting process would facilitate de-snagging and de-silting operations being undertaken in a more timely manner.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge hereby urges the legislature to quickly enact, and the Governor to approve, S-54 which would relieve some of these regulatory burdens.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Governor Christie, Senate President Sweeney, Assembly Speaker Oliver, Senator Smith, Chairman of Senate Environmental Committee and Assemblyman McKeon, Chairman of the Assembly Environmental Committee.

June 6, 2011

#11-198 Resolution to Go Into Closed Session and Exclude Public

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

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

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

1. That the public shall be excluded from the June 6, 2011 work session meeting and discussion of the hereinafter specified subject matter:

<u>Closed Session Docket #</u>	<u>Item Title or Description</u>	<u>Statutory Reference</u>
11-6/6-3	Personnel - Hire Health Dept. Secretary/Registrar	N.J.S.A. 10:4-12(8)
11-6/6-4	Personnel - Hire Health Dept. Registrar of Vital Statistics/Deputy	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.

June 6, 2011

#11-199 Amend 2011 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services approved the insertion or increase of any special item of revenue in the budget of any County or Municipality when such an item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion or increase of an item of appropriation for an equal amount; and

WHEREAS, revenues are on hand in the Grant Fund; and

State and Federal Grant Funds - Unappropriated

Drunk Driving Enforcement Fund.....\$3,315.96

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge that it does hereby request the approval of the Director for the following:

Increase an item of revenue entitled:

Drunk Driving Enforcement Fund.....\$3,315.96

BE IT FURTHER RESOLVED that the like sum of \$3,315.96 and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from the "CAPS"
Public & Private Programs Offset by Revenues

Drunk Driving Enforcement Fund.....\$3,315.96

BE IT FURTHER RESOLVED that the Borough forward two (2) copies of this resolution to the Director of Local Government Services.

June 6, 2011

#11-200 Resolution Authorizing the Municipal Tax Collector to Prepare a Mail
Estimated Tax Bills in Accordance with P.L. 1994, c.72

WHEREAS, the Borough of River Edge has adopted its budget on April 18, 2011 and the County Board of Taxation is unable to certify the tax rate at this time and the municipal Tax Collector will be unable to mail the tax bills on a timely basis; and

WHEREAS, the municipal Tax Collector in consultation with the municipal Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54-4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies; and

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Governing Body requests the Director of the Division of Local Government Services to approve the estimated tax levy exceeding 105% listed below. Approval will enable the municipality to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest expenses on borrowing.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge, County of Bergen, State of New Jersey on this 6th day of June, 2011, as follows:

1. The municipal Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2011 taxes. The Tax Collector shall proceed upon approval from the director and take such actions as permitted and required by P.L. 1994, c.72(N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2011 is hereby set at \$43,662,927.36.
3. In accordance with law the third installment of 2011 taxes shall not be subject to interest until the later of; the end of the grace period, or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

June 6, 2011

#11-201 Resolution to Refund Developer Escrow Money for Jonathan & Chiara Lombardo, 20 Wayne Avenue, Block 809, Lot 14.01

WHEREAS, a soil movement permit was issued for Block 809, Lot 14.01 and to close the account, the Borough Engineer required a construction as built plan; and

WHEREAS, the plan was provided on April 29, 2011, reviewed and approved by the Borough Engineer on May 19, 2011; and

WHEREAS, all professionals have been paid.

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to refund \$1,740.00 to Jonathan & Chiara Lombardo, 20 Wayne Avenue, River Edge, New Jersey, 07661.

June 6, 2011

#11-202 Award of Contract to D & L Paving Contractors, 185 High Street, Nutley, NJ 07110 for the 2011 Riverside Cooperative Road Improvement Program

WHEREAS, on April 26, 2011 sealed bids were received for the 2011 Riverside Cooperative Road Improvement Program by the Riverside Cooperative (35-RC); and

WHEREAS, eight (8) bids were received, the lowest from D & L Paving Contractors; and

WHEREAS, the Borough of Haworth, the Lead Agency for the Riverside Cooperative, awarded the bid by a resolution dated May 10, 2011; and

WHEREAS, the bids have been reviewed by the Borough Administrator, Borough Engineer, Superintendent of Public Works and Borough Attorney; and

WHEREAS, the Mayor and Council have reviewed this matter at a work session on May 16, 2011; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1729-450 of the Capital Fund not to exceed \$125,000.00.

WHEREAS, this contract is awarded on a unit price basis and may be considered an "Open Ended Contract" under N.J.A.C. 5:34-5.3, in which case certification of funds is not required until such time as the services are ordered and prior to incurring the liability by placing the order, certification of availability of funds will be made by the Chief Financial Officer, and it shall be the responsibility of the official responsible for issuing the purchase order to notify and seek the certification of availability of funds from the Chief Financial Officer as appropriate.

NOW, THEREFORE, BE IT RESOLVED that the bid is hereby awarded to D & L Paving Contractors in the amount of \$125,000.00 and the Mayor and Clerk are hereby authorized to sign said contract for the Borough.

June 6, 2011

#11-203 Resolution Authorizing and Approving an Interlocal Agreement for the Provision of Motor Fuel Between the Borough of River Edge and the River Edge Local Board of Education

WHEREAS, the River Edge Local Board of Education desire to contract with the Borough of River for the provision of motor fuel for the period July 1, 2011 to June 30, 2014; and

WHEREAS, the Borough of River Edge has agreed to provide motor fuel subject to approval by the State of New Jersey pursuant to the Commodity Resale Division of the Cooperative Purchasing Rules (N.J.A.C. 5:34-7.1 et. seq.) and establishment of a trust fund as a dedication by rider to the municipal budget per N.J.S.A. 40A:4-39; and

WHEREAS, such agreements are authorized pursuant to N.J.S.A. 40:8A-1 et. seq.; and

WHEREAS, this contract is in the best interest of the Borough of River Edge and the River Edge Local Board of Education.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge in the County of Bergen and the State of New Jersey, that the Interlocal Agreement on file with the Borough Clerk between the Borough of River Edge and the River Edge Local Board of Education for the provision of motor fuel is authorized and accepted.

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

BE IT FURTHER RESOLVED that the agreement shall take effect upon the adoption of the appropriate resolution by the River Edge Local Board of Education and the execution of the agreement by the parties in accordance with N.J.S.A. 40:8A-1 et seq. and approval by the State of New Jersey.

June 6, 2011

#11-204 Resolution Authorizing and Approving an Interlocal Agreement for the Provision of Motor Fuel Between the Borough of River Edge and the River Dell Board of Education

WHEREAS, the River Dell Board of Education desire to contract with the Borough of River for the provision of motor fuel for the period July 1, 2011 to June 30, 2014; and

WHEREAS, the Borough of River Edge has agreed to provide motor fuel subject to approval by the State of New Jersey pursuant to the Commodity Resale Division of the Cooperative Purchasing Rules (N.J.A.C. 5:34-7.1 et. seq.) and establishment of a trust fund as a dedication by rider to the municipal budget per N.J.S.A. 40A:4-39; and

WHEREAS, such agreements are authorized pursuant to N.J.S.A. 40:8A-1 et. seq.; and

WHEREAS, this contract is in the best interest of the Borough of River Edge and the River Dell Board of Education.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge in the County of Bergen and the State of New Jersey, that the Interlocal Agreement on file with the Borough Clerk between the Borough of River Edge and the River Dell Board of Education for the provision of motor fuel is authorized and accepted.

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

BE IT FURTHER RESOLVED that the agreement shall take effect upon the adoption of the appropriate resolution by the River Dell Board of Education and the execution of the agreement by the parties in accordance with N.J.S.A. 40:8A-1 et seq. and approval by the State of New Jersey.

June 6, 2011

#11-205 Resolution to Refund Developer Escrow Money to Charles & Maureen Zampino, Block 1002, Lot 57.02, 400 Lee Avenue

WHEREAS, the following application(s) have been made to the Planning or Zoning Board for Plan approval and they will not be competed or have since received such approval; and

WHEREAS, all professionals 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>
1002/57.02	Charles & Maureen Zampino 400 Lee Avenue River Edge, NJ 07661	\$4,942.50

June 6, 2011

#11-206 Amend Agreement with Matthew Giacobbe, Esq., Cleary Giacobbe Alfieri Jacobs, LLC, 7 James Street, Florham Park, New Jersey, 07932 for Professional Services as Labor Attorney for the Borough

WHEREAS, there exists a need to retain legal services for the purpose of Labor and Employment Services; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Matthew Giacobbe, Esq., Cleary Giacobbe Alfieri Jacobs, LLC, 7 James Street, Florham Park, New Jersey, 07932 on January 2, 2011 via resolution #11-25 in the amount of \$3,000.00; and

WHEREAS, additional funding is required for legal services; 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, Matthew Giacobbe, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Matthew Giacobbe, 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 Matthew Giacobbe, Esq. 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 June 6, 2011; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1552-168 of the Current Fund in an amount not to exceed \$7,000.00.

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 to execute an amended agreement with Matthew Giacobbe, Esq., Cleary Giacobbe Alfieri Jacobs, LLC, 7 James Street, Florham Park, New Jersey, 07932.
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.

June 6, 2011

#11-207 Award Bid for the 2011 Howland Avenue & Kinderkamack Road Intersection Improvement Project to AJM Contractors, Inc.

WHEREAS, on May 24, 2011 six (6) sealed bids were received for the 2011 Howland Avenue & Kinderkamack Road Intersection Improvement Project; and

WHEREAS, the lowest base bid was received from AJM Contractors, Inc., 300 Kuller Road, Clifton, New Jersey 07011 in the amount of \$818,320.10; and

WHEREAS, the bid has been reviewed by the Borough Engineer and the Borough Attorney; and

WHEREAS, the Mayor and Council have discussed this matter at a work session on June 6, 2011; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1728-200 of the Capital Fund in an amount of \$759,987.10 and Account #04-2150-55-1729-400 of the Capital Fund in the amount of \$58,333.00 in a total amount not to exceed \$818,320.10; and

NOW, THEREFORE, BE IT RESOLVED that the bid is hereby awarded to AJM Contractors, Inc., 300 Kuller Road, Clifton, New Jersey 07011 in the amount not to exceed \$818,320.10 and the Mayor and Clerk are hereby authorized to sign said contract for the Borough.

June 6, 2011

#11-208 Amend Agreement with Environmental Resolutions, Inc., 525 Fellowship Road, Suite 300, Mt. Laurel, New Jersey, 08054-3415 for Services Relating to the Environmental Investigation and Building Demolition for the Bogert Road Pocket Park

WHEREAS, there exists a need for expert engineering services related to the environmental investigation and building demolition for the Bogert Road Pocket Park; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Environmental Resolutions, Inc. via resolution #10-274 dated July 6, 2010 in the amount not to exceed \$2,800.00, amended via resolution #10-447 dated December 20, 2010 in the amount of \$1,800.00 and amended via resolution #11-104 dated March 7, 2011 in the amount of \$2,000.00; and

WHEREAS, additional funding is required for completion of the three phases of the environmental investigation of the Bogert Road Pocket Park in the amount not to exceed \$1,000.00; 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, Environmental Resolutions, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Environmental Resolutions, Inc. 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 Environmental Resolutions, Inc. 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 June 6, 2011; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-100 of the Current Account not to exceed \$1,000.00 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 agreement with Environmental Resolutions, Inc., 525 Fellowship Road, Suite 300, Mt. Laurel, New Jersey 08054-3415.
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.

June 6, 2011

#11-209 Emergency Exception to Sale or Other Disposition of Borough Property

WHEREAS, a mold condition has been disclosed by the Borough of River Edge with regard to its Borough Hall basement; and

WHEREAS, Birdsall Services Group, the engineering/environmental consultant to the Environmental Joint Insurance Fund has performed an analysis of said condition; and

WHEREAS, the Birdsall Services Group has recommended the cleaning, removal and discarding using prudent work practices of the various materials and equipment contained therein; and

WHEREAS, N.J.S.A. 40A:11-36 prescribes certain procedures with regard to sale or other disposition of personal property for a municipality; and

WHEREAS, N.J.A.C. 5:34-6.1 describes emergency purchases and contract procedures for municipalities; and

WHEREAS, the Governing Body of the Borough of River Edge has adopted its own emergency procedures via resolution #11-158 adopted April 18, 2011; and

WHEREAS, the Mayor and Council have received a certification from the Borough Administrator with regard to the condition in the Borough Hall basement; and

WHEREAS, Mid Bergen has computer and other equipment stored in the Borough Hall basement and the Health Officer, Sam Yanovich has indicated that these items do not need to be kept if exposed to the mold; and

WHEREAS, the Borough Administrator has provided an inventory of this equipment to the Borough Clerk and she will maintain it on file.

NOW, THEREFORE, BE IT RESOLVED that the Borough Administrator and other employees are hereby authorized to safely dispose of the equipment on that list on an emergency basis.

June 6, 2011

#11-210 Amend 2011 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services approved the insertion or increase of any special item of revenue in the budget of any County or Municipality when such an item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion or increase of an item of appropriation for an equal amount; and

WHEREAS, the Borough has received a deposit in its Unappropriated Reserve for Nursing Services for Nonpublic Schools Grant in the amount of \$105.00; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge that it does hereby request the approval of the Director for the following:

Increase an item of revenue entitled:

3. Miscellaneous Revenue - Section F

Unappropriated Reserve for Nursing Services
Public & Private Programs Offset by Revenues..... \$105.00

BE IT FURTHER RESOLVED that the like sum of \$105.00 and the same is hereby appropriated under the caption of:

General Appropriations
(B) Operations excluded from the "CAPS"
Public & Private Programs Offset by Revenues

Nursing Services for Nonpublic Schools.....\$105.00

BE IT FURTHER RESOLVED that the Borough forward two (2) copies of this resolution to the Director of Local Government Services.

June 6, 2011

Councilman Moscaritolo-asked why resolution #11-211 and #11-212 are listed on the agenda when the Mayor and Council haven't had the opportunity review a copy of the legislation.

Alan Negreann-stated that the two resolutions came out from the League of Municipalities and an explanation was provided in their bulletin which is sent to the Mayor which in turn is provided to the Council. He continued by saying that the actual bills were not forwarded to the Mayor and Council offered to have them sent via e-mail in the future.

Councilman Moscaritolo-asked if the bills could be forwarded to the Mayor and Council to review before they decide whether to oppose it or support it.

Motion by Councilman Moscaritolo, seconded by Councilman Cannon to **TABLE** resolution #11-211.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

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#11-211 Resolution In Opposition to Senate Bill No. 1351

WHEREAS, Senate Bill No. 1351 (hereinafter referred to as S-1351) would amend the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq., to include many new requirements that are unnecessary to protect the public's interest in open and transparent government, and which would unduly burden municipalities; and

WHEREAS, S-1351 would impose new procedural requirements on municipalities which will be time consuming and costly, at a time when municipalities are facing unprecedented financial constraints; and

WHEREAS, S-1351 would impose new procedural requirements on municipalities that are impractical and wasteful, and which would result in longer meetings and less efficient governance; and

WHEREAS, among the time consuming, costly, impractical and wasteful new requirements of S-1351 are the following:

- A. new requirements pertaining to subcommittees, including notice of subcommittee meetings and the preparation of minutes, which would, among other things, necessitate additional administrative support for all meetings of subcommittees so that minutes can be prepared; and
- B. new requirement that agendas provide a description of all agenda items, including the names of the parties to an approximate dollar amount of any contracts to be acted upon, which would increase preparation time for agendas; and
- C. new requirement that agendas include estimated starting times for the public portion of the meeting and the portion of the meeting from which the public is to be excluded, though this information would be purely speculative and unreliable; and
- D. new requirement that no public body be permitted to act upon or discuss a matter that is not listed on the agenda except in emergencies, which requirement would be impractical and unnecessarily inhibit the operations of the municipal government, as it is often necessary for the effective and efficient administration of municipal governmental purposes to discuss or act on matters for which three business days' notice may not be possible; and this would effectively prevent discussion of items brought forward by the public; and
- E. new requirement that a public body provide for public comment on emergency items that are added to a meeting agenda, adding unnecessary and time-consuming process to meetings; and
- F. new requirement that a public body provide for public comment before taking final action on any matter at any meeting of at least three minutes per person, which requirement, as written, would result in an unworkable series of public comment periods on every action of the Governing Body, from appointments to resolution to approval of minutes, thereby adding substantial time to every meeting of the public body; and
- G. new requirement eliminating attorney-client privilege as a basis for excluding the public from a portion of the meeting, which will inhibit the public body's ability to obtain needed legal advice, which is contrary to the public interest; and
- H. new requirement that public bodies be permitted to exclude the public from discussion of personnel matters only with the written consent of the potentially affected employee, thereby inhibiting the public body's ability to take necessary actions on personnel matters; and
- I. new requirements for more extensive minutes of public body meetings, such as the inclusion of each member's stated reasons for his or her actions or vote, the identity of each member of the public who spoke and a summary of what was said, which shall cause the preparation of minutes to be more time consuming and costly; and
- J. confusing new requirements pertaining to disclosure of recordings of meetings, including making recordings promptly available after meetings, and somehow incorporation such recordings with meeting minutes; and
- K. new requirements that minutes would include electronic communications concerning public business amount an effective majority of the members that occurred prior to a meeting, which would be an unworkable and ineffective imposition on municipalities, and would purport to make

- pre-meeting communications somehow become part of the meeting itself, an unprecedented expansion of the meeting concept; and
- L. new requirements for maintaining on the municipal website schedules of meetings, agendas, notices of emergency meetings, minutes, resolutions and ordinance to the extent not already set forth in the minutes, and closed meetings resolutions, for a period of at least five years, which would result in additional costs for posting and maintaining website information; and

WHEREAS, there is no justifiable basis for the imposition of the burdensome and cost generative provisions of S-1351; and

WHEREAS, portions of S-1351 place financial, time, manpower and other burdens on municipalities at a time when municipalities are constrained to layoff municipal employees, impose furloughs, and reduce departmental budgets so that municipalities meet strict CAP requirements even when revenues are decreased and operating costs continue to climb; and

WHEREAS, the cost generative provisions of S-1351 are unfunded mandates that violate the "State Mandate, State Pay" amendment to the New Jersey Constitution.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge, County of Bergen, State of New Jersey, for the reasons stated above, do hereby oppose Senate Bill No. 1351 in its current form and urge the New Jersey State Senate and Assembly to oppose this Bill.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to State Senator Loretta Weinberg, State Senator Stephen Sweeney, the members of the Senate and Budget Appropriations Committee, the legislators of the 38th District, the New Jersey State League of Municipalities and the Municipal Clerks' Association of New Jersey.

June 6, 2011

Motion by Councilman Moscaritolo, seconded by Councilman Cannon to TABLE resolution #11-212.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

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#11-212 Resolution Opposing the Passage of A-3285

WHEREAS, A-3285 would require that certain public contract bid advertisements include certified cost estimates or estimate ranges of projected contract cost and it would amend the grounds for rejection of all bids; and

WHEREAS, advocates for A-3285 argue that the best interests of taxpayers are served by the provisions of A-3285, because it promotes, they claim, openness and broad dissemination of information; and

WHEREAS, we agree that taxpayers are best served by openness and board dissemination of information, however, A-3285, would, in fact, limit a competitive process that is the foundation of the Local Public Contracts Law and would not best serve the public interest; and

WHEREAS, A-3285 would require a municipality to include in the public advertisement its cost estimates or cost estimate ranges for construction projects in excess of \$500,000; and

WHEREAS, A-3285 also amends the provision to reject all bids; and

WHEREAS, one of the amendments would permit a municipality to reject all bids only if the lowest bid substantially exceeds the municipality's cost estimates or cost estimate ranges for the goods or services as published and attested; and

WHEREAS, as a result of this amendment, all contracts, including goods and services, over the contracting unit's bid threshold will now require the public advertisement for bids to include cost estimates or cost estimate ranges; and

WHEREAS, municipal engineers and other design professionals will typically prepare the projects cost estimates based on the current industry cost and bids received for similar projects in different municipalities; and

WHEREAS, these estimates tend to be in the middle of the current industry cost; and

WHEREAS, we are concerned that A-3285 will create the "floor" as opposed to a "ceiling" for bid pricing, removing the incentive for competitiveness and prohibit a municipality from receiving the best possible price for the project; and

WHEREAS, requiring the advertisement of the cost will lead to unfair pricing and increased cost for already strained taxpayers; and

WHEREAS, A-3285 also has the potential to expose municipalities to protracted disputes and litigation.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of River Edge strongly opposes the passage of A-3285 as it will delay construction projects, lead to increased costs, limit the rejection of bids and expose municipalities to protracted disputes and litigation.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to New Jersey Governor Christopher Christie, Senate President Stephen Sweeney, Assembly Speaker Sheila Oliver, State Senator Robert Gordon, our two Representatives in the General Assembly, Connie Wagner and Joan Voss and the New Jersey League of Municipalities.

June 6, 2011

#11-213 Authorize Refund from Recreation Dedicated Account

WHEREAS, residents had signed up for various programs and were unable to participate; and

WHEREAS, they had paid in full for these programs; and

WHEREAS, a refund will be made to the following:

Hyacinth Quinn 198 Cherry Lane River Edge, New Jersey 07661	\$60.00	Casino Trip
David Kaminetsky 1288 Hudson Road Teaneck, NJ 07666	\$50.00	Park Facility Use

NOW, THEREFORE, BE IT RESOLVED that \$60.00 be refunded from the Recreation Dedicated Account and \$50.00 be refunded from the Trust Other Account to the above listed residents.

June 6, 2011

#11-214 Amend Capital Budget

WHEREAS, the Borough of River Edge, New Jersey desires to amend the Capital Budget of said municipality by inserting thereon or correcting the items therein as shown on such budget for the following reason: Construction of Sidewalks - Traffic Light Kinderkamack and Howland Avenue.

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

Section 1. The 2011 Capital Budget of the Borough of River Edge is hereby amended by adding thereto a Schedule to read as follows:

AMENDMENT 11-3
CAPITAL BUDGET OF THE BOROUGH OF RIVER EDGE
Projects Scheduled for 2011
Method of Financing

<u>Project</u>	<u>Estimated Cost</u>	<u>Capital Imp. Fund</u>	<u>Bond/Notes Authorized</u>
Construction of Sidewalks -			

Traffic Light Kinderkamack & Howland \$43,980.00 \$2,100.00 \$41,880.00

June 6, 2011

#11-215 Amend Capital Budget

WHEREAS, the Borough of River Edge, New Jersey desires to amend the Capital Budget of said municipality by inserting thereon or correcting the items therein as shown on such budget for the following reason: Improve Howland Avenue Curb/Sidewalk.

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

Section 1. The 2011 Capital Budget of the Borough of River Edge is hereby amended by adding thereto a Schedule to read as follows:

AMENDMENT 11-4
CAPITAL BUDGET OF THE BOROUGH OF RIVER EDGE
Projects Scheduled for 2011
Method of Financing

<u>Project</u>	<u>Estimated Cost</u>	<u>Grants</u>	<u>Bond/Notes Authorized</u>
Improvement Howland Avenue - Curb/Sidewalk	\$173,000.00	\$150,000.00	\$23,000.00

June 6, 2011

#11-216 Authorize Tax Collector to Refund Duplicate 2nd Quarter 2011 Tax Payment

WHEREAS, the tax office has received duplicate tax payments for the 2nd Quarter 2011 taxes on the following properties; and

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

NOW, THEREFORE, BE IT RESOLVED that the Accounts 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>
813/6	RUSHFORTH, JUDITH 493 The Fenway River Edge, NJ 07661	\$456.23
1208/3	SCARIANO, NICOLO ROSARIO 172 Zabriskie Place River Edge, NJ 07661	\$550.00

June 6, 2011

#11-217 Authorize Tax Collector to Refund Duplicate 2nd Quarter 2011 Tax Payments

WHEREAS, the tax office has received duplicate tax payments for the 2nd Quarter 2011 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 & Address</u>	<u>Refund Amount</u>
202/6	BYUNG, H. JU 909 Summit Avenue	751.06
404/10/C0005	COSTA, ROBERT & VALERIE 44 River Edge Road	123.57

705/3

RUSSELL, KATHLEEN
257 Concord Drive

95.06

TOTAL: \$969.69

Make check payable to:

BAC TAX SERVICES CORPORATION
1757 Tapo Canyon Road
CA6-913-LB-01
Simi Valley, CA 93063
Attn: Tax Refund Department

June 6, 2011

Councilman Porco read resolution #11-218 into the record.

Motion by Councilman Porco, seconded by Councilman Cordts to approve resolution #11-218.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

#11-218 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	\$1,008,895.98
CAPITAL ACCOUNT	\$ 15,179.29
RECREATION ACCOUNT	\$ 6,004.09
TRUST OTHER ACCOUNT	\$ 6,046.06
OPEN SPACE ACCOUNT	\$ 5,175.83
TRUST OTHER DEVELOPERS ACCOUNT	\$ 880.00

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.

June 6, 2011

OPEN HEARING OF THE PUBLIC -

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

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Carl Fazio-229 Madison Avenue-stated that for over four months he was part of the Citizens Budget Committee who met every Saturday morning to discuss the budget. He further stated that when the residents voted down the school budget, he was confident that they would do the right thing but was very disappointed in their decision. He stated that every Borough department, committee or commission that came before the budget committee had their budgets reduced and does not understand why they would not require the school board to do the same. Mr. Fazio is very upset over the fact the Council would even consider out sourcing work that is currently done by highly qualified DPW workers. He suggested different

ways to save money and collect on loss revenue such as issuing fines on property maintenance violations that have been previously brought to the Council's attention.

Karl Mock-685 Bogert Road-stated that he's been a resident since 1974 and feels that it's a sad day when residents vote something down and the Mayor and Council does nothing to support its residents. He stated that he feels very fortunate to have such a great DPW and if they continue to layoffs, the Fire Department will suffer because many DPW employees are daytime members. He stated that he's been in business for many years and those who have their own business should understand that without manpower you can't run your business and the town is a business. He encouraged the Council to get more involved in the departments before making such rash decisions.

Peggy White-741 Center Avenue-has always made it known what a great job our DPW does and thinks it would be a mistake to out source services. Mrs. White has always commended the DPW for their snow plowing during and after storms noting that when you cross over the border in either direction, no other towns look as good. She also praised them for making our town look so good and commended them on their recycling programs. Mrs. White doesn't understand why they would consider downsizing and asked them to reconsider.

Gregg Cariddi-193 Wayne Avenue-explained the importance of plowing during storms and commended the DPW for their quick response in clearing the streets which enables the Fire Department and Ambulance Service to easily respond to emergency calls. He doesn't feel that a private contractor will give the town the quick service that the DPW does.

Daragh O'Connor-Library Director-informed everyone that the Library and DPW work together to recycle over 6,000 books a year and he thanked them for always being courteous and easy to work with. He explained that during snow storms libraries in surrounding towns are not able to open because their parking lots are not plowed. He stated that he relies on John Lynch and his staff for always having the parking lot cleared quickly so that the Library will be accessible to the residents.

Mary Baker-264 Valley Road-explained that the Ambulance Service and the DPW have a wonderful working relationship since John Lynch has taken over the position of Superintendent of Public Works. She thanked the DPW for keeping the roads clear during this snowy and icy winter which enabled the Ambulance navigate the streets safely during emergency responses. She looks forward to the DPW and Ambulance Service continuing to work together as a team for the benefit of the community.

Raymond Stitz-210 Mohawk Drive-stated that he feels that River Edge is like a corporation. The Mayor and Council are the hired temp help running the board of directors and the residents are the stockholders and he feels that right now there is a one way conversation going on. He asked the Mayor who would be hired to do the snow plowing?

Mayor Watkins-replied that the idea has just been thrown out there and the Mayor and Council have not discussed it at this point. The Mayor continued by saying that nothing has been said that anyone will lose their job or be replaced; it is just something that is being investigated. The Mayor stated that the Council members will address this issue during Council comments.

Raymond Stitz-stated that there has to be some sort of template that they are using to do this because it just doesn't come out of thin air.

Mayor Watkins-replied no, there isn't. The Mayor stated that this issue has been brought up in other towns for privatizing certain things. Mayor Watkins reminded everyone that our garbage company is private and we share that service with New Milford. The Mayor stated that several people have broached the question of what the savings might be, but nothing has been discussed yet. The Mayor explained that no one has brought in cost comparisons at this point so it's just something that is being looked at. The Mayor again stated that each Council member will respond as to whether they have some type of plan.

Raymond Stitz-commented that he's heard that the Mayor and Council will consider asking the residents to bag their leaves. He stated that he personally bags his leaves but to require other residents to do the same will add an additional cost to them and he doesn't feel that would be fair. Mr. Stitz made reference to when residents voted to contribute a portion to their taxes to Open Space and the Mayor and Council took that money and put it to the general operating fund which he feels was breaking the trust of what the voters wanted. He feels that the residents didn't want to supplement salaries, they wanted it for Open Space and he feels that it's an unofficial tax increase.

Mayor Watkins-stated that he was incorrect. The Mayor explained that it was put to the workers of the DPW who maintain our open space such as the mowing, tree trimming and maintenance of the fields in our parks. The Mayor stated that this Council has not done anything that is not permitted under the rules for Open Space.

Raymond Stitz-asked if there are any members of the Council, the Mayor or Borough Attorney that are receiving health benefits?

Mayor Watkins-replied, absolutely not. The Mayor stated that they've even given up part of their salary.

John Mauthe-770 Oak Avenue-asked the Mayor and Council to carefully consider the decisions that they're making. He feels that if they are thinking of asking residents to bag their own leaves they really need to consider the added expense to the residents. He commended John Lynch for always being pro-active before snow storms to make sure our roads are safe and clear and also commented that he felt that a private company would not be quick to respond. He also feels that

they would have to pay a private contractor prevailing wages which is probably more than we're paying the DPW employees. He again asked the Council to look deeply into these decisions being made and look into all the hidden costs that may fall back on us.

Kathy O'Donnell - 180 Continental Avenue-stated that as a member of the Ambulance Service there was an instance when the snow was very high in front of the building and it took a call to the Police Department to have two plows there immediately to clear the driveway. She doesn't feel that will happen with a private contractor. Ms. O'Donnell commended the DPW for their hard work in keeping the town looking so good and feels that the Council is taking for granted what a wonderful department they are.

Chris Weismann-785 Millbrook Road-has been a DPW employee for 18 years and has been promoted over the years and now is mechanic for the Borough. He explained his duties and responsibilities and stated that he has a volunteer member of the Fire Department for 20 years. He introduced his family to the Council and stated that the loss of his position would have a detrimental affect on his entire family.

Robert Costa-840 Summit Avenue-stated that as the town engineer for many years, working with John Pusterla and now John Lynch has been seamless. He continued by saying that working on a day to day basis if there is a problem with the infrastructure, sewers, roads, catch basins, stuff that most people don't think about, is seamless. After working in other communities, he feels that this is a very unique working relationship and the level of service cannot be compared to other towns.

Tim McKeen-136 Continental Avenue-is a 32 year resident and feels that our DPW is the best in the County. He asked the Mayor and Council how much money would be saved and what service would we lose. He feels that River Edge is a tight knit community due in large part to the services the DPW provide. He stated that residents have the right to recall elected officials if they chose.

Jim Kenny-240 Continental Avenue-spoke on behalf of the Swim Club and informed the Council that John Lynch has helped him out on numerous occasions and encouraged the Council to leave things the way they are.

Terry Brielmaier-749 Center Avenue-stated that usually things are changed when there has been a lot of complaints but as far as she knows all she hears about the DPW are good things so she doesn't understand why they would make a change.

Mike Marion-163 Greenway Terrace-worked for the DPW for 38 years and feels this group of guys are the most dedicated hard working group that he's worked with over the years. He feels that if you keep eliminating jobs and laying people off there won't be anyone to perform the vital services for the town. During his time with the DPW he feels that the department always went above and beyond compared to surrounding towns and was very proud of that. He stated that they've spent many years establishing new procedures and programs and now all of them may go by the wayside if they continue to lose employees.

Tom Cariddi-Chief of Police-has been a Police officer for 27 years and feels that they have a close working relationship with the DPW. He continued by saying that in some instances where the mechanics were out of the road doing recycling and the Police Department had an emergency vehicle break down, John redirected the mechanic to work on the car and got it back on the road. He wanted to make the Council aware that they also contribute to the emergency end of things as well as maintaining buildings and grounds around the community.

Liz Stewart-178 Wales Avenue-stated that ever since John Lynch became Superintendent, the Shade Tree Commission and the DPW have had a great working relationship. She spoke about the cost of paying prevailing wages and mentioned other towns who looked into hiring a private company and found that there was no savings. In other towns, they have paid as much as \$500,000 to have their trees trimmed by private companies.

Lourdes Magioros-815 Kinderkamack Road-commended the DPW and thinks they do a great job.

Tom Smith-288 Manning Avenue-stated that in 1977 the DPW had 24 or 24 employees and now they have 19. He feels that it is amazing that the town hasn't suffered a reduction in services and he attributes that to the planning strategies and implementation of programs by John Lynch. He explained the different programs and vehicle purchases that have allowed the DPW to continue providing a high level of service to our residents with a cost savings. He stated that five years ago, John Lynch informed the Council that he would take the summer help out of the budget which ended up being a cost savings of \$180,000. He also explained that there are different regulations that are mandated such as Stormwater and during leaf season there are regulations stating that leaves cannot lay on the storm drain for more than 5 - 7 days at a time. He stated that every plan that John and his supervisors have put into place are working well for the Borough whether it be snow plowing, recycling etc. He asked the Mayor and Council to carefully consider their decisions because the DPW is a vital part of the community.

Tom Schick, Jr.-283 Howland Avenue-stated that he was employed as summer help in the DPW many years ago and looks back fondly because he learned a lot and made life long friends. He continued by saying that his father has worked for the DPW for 30 years and feels that it is the back bone of his family and community. He remembers playing on the ball fields in town and how they were always well maintained for all of the clubs to play on. He asked the Council to consider the fact the our DPW are the people who maintain and keep our town looking great.

Peggy White-stated that she has heard complaints from residents who say the

streets weren't cleaned or plowed but she feels that it was the fault of the homeowner for not getting their cars off the streets.

Raymond Stitz-asked if there are any plans for the piece of property on Kinderkamack Road adjacent to Howland Avenue.

Mayor Watkins-explained that there was someone came in about a year ago and wanted to develop that land but nothing ever came of it.

Raymond Stitz-stated that if they are considering some type of senior housing there they have to be very careful because if they get FHA funding and don't have enough seniors they can put Section 8 housing in. He spoke about the problems with the property next to the school and the American Legion and asked the Council to due diligence because the previous Council seemed blind to that the last couple of years.

Mayor Watkins-replied that this is a different Council now but Councils make decisions thinking it is the best thing to do.

Raymond Stitz-asked if the Asset Management Committee has been meeting and asked for an update on that.

Councilman Cordts-replied that because they were tied up with the school budget issue, the meeting that was set for Wednesday will be re-scheduled sometime in the next two weeks.

Raymond Stitz-asked what properties are being considered and are there any being considered for sale?

Councilman Cordts-stated that right now they're looking at all of the properties and are going to try and lay out a plan. There isn't one particular property that they are looking at right now.

CLOSE HEARING OF THE PUBLIC -

Motion by Councilman Bartelloni, seconded by Councilman Cannon to close hearing of the public.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

COUNCIL COMMENTS -

Councilman Cordts-stated that he appreciates everyone coming out this evening and voicing their support for the DPW. He stated that as the DPW Liaison, he speaks to John Lynch regularly and as a business owner himself, he understands the man power keeps the company running. He continued by saying that out sourcing is not always the answer, but as a Council they wouldn't be doing their job if they didn't question or look into things. He assured everyone that before major decisions are made, they do go to the Department Head and have a discussion and ask for their opinion. He asked everyone to be patient because things move very slow except for the rumors that spread like wild fire. Councilman Cordts feels that the Council needs to explore every option and discuss things thoroughly otherwise they are not doing their job. He is confident that the entire Council wants to help the town and preserve the community because they live here too.

Councilman Cannon-also thanked everyone for coming out. He stated that when ideas are brought up it gets out very quickly and when it affects peoples lives, people are quick to respond. Councilman Cannon stated that he has questioned why this has come up because it doesn't make sense to him. Councilman Cannon stated that as a business owner he has inside labor but also contracts out and when he's contracted out it has always cost him more money because they have to make a profit. He's not sure where they are going with this and he respects the fact that other council members want to explore different things but he feels they need to be very careful when their decisions affect peoples lives. He thanked everyone for coming up in support of the DPW.

Councilman Mignone-thanked everyone for coming. He stated that the important discussions that the Council is starting to have is statewide. Councilman Mignone commented that when looking at a cost benefits analysis for outsourcing, consolidation or shared services the end result is that you cannot get the same services for that dollar amount. He continued by saying that if you want to save money you'll have different services and its not just about dollars and cents and there are other aspects that need to be considered. Councilman Mignone explained that because there is no end in sight looking for levy caps, etc. this will come become more of an issue so they'll have to deal with reducing work force or reducing services. Unfortunately that is the reality of our budget situation. He continued by saying that he feels that John Lynch does an excellent job with the resources that he has and agrees with Bob Costa's comment that River Edge's DPW is one that stands out in Bergen County. He feels that they need to evaluate whether it would be more effective to keep things in house or out source. He feels that it is the Councils responsibility to fully investigate all aspects so that they can make an educated decision.

Councilman Porco-agreed with Mr. Stitz's comment that this is a business and that's why he feels that the Council is obligated to look at every way possible to save money. He continued by saying that it doesn't mean that they're going to look to cut all of our services but his personal goal is to look at saving money and if that means outsourcing then so be it. He stated that his goal all along was to provide similar services and admitted that although things don't always

work out they still need to look at it in depth. He is disappointed that rumors have spread so quickly with misinformation but again stated that ideas need to be fully investigated before decisions are made. He stated that nothing will ever change if people keep fighting against things. He believes that one of the reasons he was elected was to change the path that the previous Council was going in and that was spending too much. Councilman Porco explained that they are looking to cut back which doesn't mean that they're going to layoff right away but the Council needs to fully understand what their options are. He explained that next years budget will not be any easier and feels that they can't keep burdening the taxpayers year after year. He stated that all of the departments budgets are hurting them and if there is a way to keep the same level of service for less, we have to do it.

Councilman Moscaritolo-thanked everyone for coming this evening and feels that the meetings are more interesting when they hear from the public. He commended John Lynch for providing the Council with an in depth report and amazed that he is able to run his department with a skeleton crew. He really hasn't heard a convincing case as to why they should outsource anything. Councilman Moscaritolo feels that all of the issues that have been brought to the Council have all been investigated and vetted and basically have run into a dead end time after time. He feels that when you crunch the numbers it doesn't make any sense. He really hasn't seen any good reason to do anything regarding personnel in the DPW.

Councilman Bartelloni-also thanked everyone for coming. He feels that what he's seeing in the audience over the past few months is a pre-judging or assuming of what the Council's going to do before they themselves know what they're going to do. He stated that as a legislative body the Council has an obligation to investigate things and ask questions from time to time. The Council has been mandated to keep within a 2% cap and as costs keep escalating they need to go through everyone's budget and ask questions. He explained that John Lynch had appeared before the Council with the audit that he prepared and the Council requested that he provide those costs in writing. The Council is also waiting for numbers from Councilman Porco. He knows that the DPW does a fantastic job and feels that the numbers from Councilman Porco would have to be extremely compelling to consider outsourcing. He asked the public not to pre-judge them and to continue to come to the meeting to stay informed. He addressed the comment regarding Open Space funding and explained that if they hadn't used that money for DPW salaries, the reality would be that a few DPW employees would have lost their jobs. Councilman Bartelloni does believe that it falls well within the confines of the statute in our ordinance to use it in that way. He continued by saying that is no good reason to have a park if you have no one to maintain it. He explained that they allocated Open Space money to DPW so that they can continue to maintain our parks in the manner than everyone in town has become accustomed to. He informed everyone that he had attended the Board of Education meeting last week and announced that there are six teachers and one custodian who are retiring. He encourages them to use that money towards surplus in next years budget and to adhere to their budget this year. He informed everyone that the Beautification Committee has finished their plantings and thanked them for doing a fantastic job.

Mayor Watkins-also thanked everyone for attending the meeting and encouraged them to continue to come to meetings because its important to have input from the public. The Mayor acknowledged that they don't always agree but feels that it's very important to hear from the residents. Mayor Watkins assured everyone that they are here to work for the people and is confident that this Council and past Councils have always done what they thought was best for the residents. The Mayor stated that there will always be people who criticize or have a difference of opinion but the Council always has the residents best interest at heart. The Mayor invited everyone to come to the next meeting on June 20th.

ADJOURNMENT - 9:15 P.M.

Motion by Councilman Cordts, seconded by Councilman Cannon to adjourn the meeting at 9:15 p.m.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

RE-OPEN - 9:50 P.M.

Motion by Councilman Cordts, seconded by Councilman Bartelloni to re-open the meeting at 9:50 p.m.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the hire of Adrienne Capasso, 262 Jefferson Avenue, as Secretary to the Board of Health, at an hourly rate of \$15.00, ten (10) hours per week, with a six-month probationary period, effective June 7, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Motion by Councilman Cordts, seconded by Councilman Cannon to approve the hire of Patricia Gioe, 248 Beech Street, Washington Township, New Jersey as Registrar of Vital Statistics, at an hourly rate of \$18.82, with a six-month probationary period, effective June 7, 2011.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

ADJOURNMENT - 9:52 P.M.

Motion by Councilman Cordts, seconded by Councilman Cannon to adjourn the meeting at 9:52 p.m.

ROLL CALL VOTE: Councilman Bartelloni, Councilman Moscaritolo, Councilman Porco, Councilman Mignone, Councilman Cannon and Councilman Cordts voted yes.

Mayor Margaret Falahee Watkins

Attest:

Denise A. Dondiego, Borough Clerk

Dated: