

M I N U T E S  
Regular Meeting of the Mayor and Council  
Monday, November 16, 2015  
8:00 P.M.

CALL THE MEETING TO ORDER -

Council President Acquafredda called the meeting to order in the Council Chambers of the Borough Hall at 8:15 p.m.

SILENT PRAYER - FLAG SALUTE

Council President Acquafredda called for a moment of silent prayer or reflection and asked Councilwoman Busted to lead the salute to the flag.

MISSION STATEMENT & OPEN PUBLIC MEETINGS -

Council President Acquafredda read the Mission Statement into the record as follows:

The New Jersey Open Public Meetings Law was enacted to ensure the right of the public to have advance notice of and attend any meetings of public bodies at which any business affecting their interest is discussed or acted upon.

In accordance with this act the Mayor and Council of the Borough of River Edge have caused notice of this meeting to be published by having the date, time and place thereof posted in the Borough Hall and notices have been sent to the Record and the Ridgewood News. The mission of this governing body is to provide essential services through the establishment and implementation of public policy that will safeguard our infrastructure provide honest, courteous and professional services; and establish a sense of trust and accomplishment with our residents. Through research and prudent planning we seek to minimize risks while improving our services. We are sensitive to the needs of our taxpayers while realizing that this governing body cannot be all things to all people within the revenue constraints imposed by state mandates, economic conditions and prevailing attitudes about taxation.

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

APPROVAL OF MINUTES -

Motion by Councilman Mignone, seconded by Councilman Papaleo to approve the minutes of the Mayor and Council work session and regular meeting of October 19, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

PROCLAMATIONS & AWARDS - None

NOMINATION TO FILL COUNCIL SEAT

The Borough Clerk read the letter from James Arakelian, River Edge Republican Committee Municipal Chairman addressed to the Borough of River Edge Mayor and Council as follows:

"At a special meeting of the River Edge County Committee, with a quorum present, the committee selected Mr. William Haggis of 208 Princeton Drive, River Edge to replace Councilman Anthony Cappola's unexpired term. This was done in accordance with title 19 and due to the Council's failure to act in the allotted time for replacement.

Please be prepared to have Mr. Haggis join the dais once he is sworn in on November 16, 2015."

**OATH OF OFFICE OF NEW COUNCIL PERSON**

Freeholder John Felice administered the Oath of Office for William Haggis.

Freeholder John Felice said that it was his honor to swear in Bill who has been a long time friend and he too filled an unexpired term for Council. He wished Bill good luck and feels that it is a privilege to serve the residents of River Edge.

**OPEN PUBLIC COMMENTS ON ANY ISSUE ON THE AGENDA -**

Motion by Councilwoman Murphy, seconded by Councilman Mignone to open public comments on any issue on the agenda.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

**CLOSE PUBLIC COMMENTS ON ANY ISSUE ON THE AGENDA -**

There being no comments by the public, motion by Councilwoman Murphy, seconded by Councilman Mignone to close public comments on any issue on the agenda.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

**APPOINTMENTS & PERSONNEL CHANGES -**

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the salary increase of Art DeRosa, Code Enforcement Officer from a Step II hourly rate of \$25.00 to Step III - \$26.30, effective November 21, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the salary increase of Tom Smith, Emergency Management Coordinator from an annual Step II salary of \$6,705.00 to Step III - \$7,057.00, effective October 1, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the salary increase of Felice Rappaport, Crossing Guard from an hourly Step I rate of \$17.10 to Step II - \$18.05, effective October 28, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the salary increase of Paul Tina, Crossing Guard from an hourly Step I rate of \$17.10 to Step II - \$18.05, effective November 15, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the salary increase of Stephanie Evans, Borough Clerk from an annual Step I salary of \$57,652.00 to Step II - \$60,855.00, effective October 28, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilman Papaleo to approve the appointment of Maxine Rumsby, 45 Gates Avenue to the Library Board of Trustees to fill the unexpired term of Dr. William Lins through December 31, 2019, effective November 17, 2015.

Council President Acquafredda-asked that the term be verified.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilwoman Busted to approve the appointment of Niamh Van Meines, 770 Bogert Road to fill the unexpired term of Maxine Rumsby as the Mayor's Representative to the Library Board of Trustees to December 31, 2015, effective November 17, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Busted, seconded by Councilman Papaleo to approve the appointment of Andrew Higgins, 580 Clarendon Court to the Planning Board as Alternate #2 for a two-year term, effective November 17, 2015.

Council President Acquafredda-stated that we must make sure that this is a correct term. He would like to see the appointments cleaned up and updated.

Councilwoman Busted-stated that she has a concern that the terms are not accurate.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the salary increase of Brenton Prisendorf, Patrol Officer from an annual salary of \$29,193.00 to \$37,142.00 due to the 2<sup>nd</sup> year probation, effective November 3, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

#### CORRESPONDENCE -

Report	-	Alan P. Negreann, Admin/CFO-10/15/15 Re: Damage to Public Property
Letter	-	State of NJ - DEP 10/19/15 Re: Underground Storage Tank - 185 Woodland Avenue
Report	-	Alan P. Negreann, Admin/CFO - 10/20/15 Re: Revenue Report
Notice	-	River Edge Board of Education-10/19/15 Re: Meeting Notice - 10/21/15
Letter	-	Board of Chosen Freeholders-10/29/15 Re: Adoption of Ordinance #15-33
Report	-	Pete Calhoun, Rogut McCarthy - 11/5/15 Re: NIC Note Bid Tabulation Sheet
Notice	-	River Edge Board of Education - 11/9/15 Re: Meeting Notice - November 11 <sup>th</sup>
Certificate	-	Alan P. Negreann, CFO - 11/9/15

#### DETERMINATION AND AWARD CERTIFICATE

(\$2,000,000 BOND ANTICIPATION NOTE)  
BOROUGH OF RIVER EDGE, COUNTY OF BERGEN, NEW JERSEY

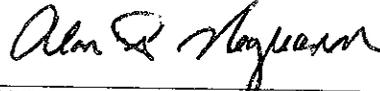
I, ALAN P. NEGREANN, Chief Financial Officer of the Borough of River Edge, in the County of Bergen, New Jersey (herein called the "Issuer"), HEREBY CERTIFY as follows:

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

TOTAL PRINCIPAL AMOUNT: \$2,000,000  
DATED: November 13, 2015  
MATURITY: November 10, 2016 (non-callable)  
NUMBER: 15-1 DENOMINATION: \$2,000,000  
INTEREST RATE PER ANNUM: (payable at maturity) 0.68%  
PLACE OF PAYMENT: PNC Bank, N.A.  
2 Tower Center Boulevard  
East Brunswick, New Jersey

2. Pursuant to said authority, I have awarded and will sell the Note to PNC Bank, N.A. at the price of \$2,000,000 plus an amount equal to the interest on the Note accrued to the date of payment of the purchase price thereof.
3. No obligations of the Issuer other than the Note have been issued pursuant of the purchase price thereof.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of November, 2015.



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

Notice - Thomas Barrett, Esq. - 11/10/15  
Re: Site Plan and Variance Notice - 570  
Kinderkamack Road

MONTHLY REPORTS -

Historic Commission	-	September 2015
Traffic & Safety	-	September 2015
Library Board	-	November 2015

LIAISON REPORTS -

Councilwoman Murphy - Liaison to Shade Tree Commission, Library, Environmental Protection Commission, Green Team, Technology Committee, New Milford and Oradell Shared Services Committee - reported that the Green Team sponsored a shredding event which was a big success. In the spring they will sponsor a recycled plastic toy collection. She reported that the Environmental Commission held their annual River Clean-up which was a success and Captain Bill Sheehan wanted to thank everyone who participated. Councilwoman Murphy also reported that Liz Stewart of the Shade Tree Commission met with Alan, the Mayor and John Lynch to discuss shade tree and sidewalk issues and the Commission will hold their regular meeting this Thursday at 7 p.m. She reported that the Library is experiencing WiFi problems due to the school issued laptops because many students are crashing it and leaving their laptops there overnight. She reported that there was a request from Alan for grant paperwork to catalog over 800 items and would like a progress report. Councilwoman Murphy did reach out to OPTV and volunteered to apprentice at their studio so she could learn about how they get their programs on the television. She also signed up for courses at the League of Municipalities conference. She hopes to have things up and running in December.

Council President Acquafredda-stated that he has no problem with the

Technology Committee meeting without him as long as they inform him what was decided on. He asked if anyone from the Library has contacted River Dell about the WiFi crashing?

Councilwoman Murphy-explained that they did contact Superintendent Fletcher and the principal and she believes that the director has to increase the WiFi capacity for a fee of \$75.00 per month.

Council President Acquafredda-suggested that maybe the River Dell Board of Education would help contribute toward that fee.

Councilwoman Murphy-stated that the director wrote to River Dell's Superintendent, Patrick Fletcher, the Middle School Principal, Richard Freedman about the problems that've been having with the school issued laptops. He said that he invited Mr. Freedman to come to the Library so he can see what it's like there after school. He informed her that the invitation has not been accepted yet but he anticipates meeting with him to discuss it.

Council President Acquafredda-suggested that he make the request to the Superintendent and have the Superintendent ask the Principal to show up.

Councilwoman Murphy-said that she will convey that message to him.

Councilwoman Busted - Liaison to Senior Citizens, Co-liaison, Historic Commission, Traffic & Safety Committee, July 4<sup>th</sup> Committee and Board of Health - had no report.

Councilman Mignone - Liaison to DPW, Zoning Sub-Committee, Redevelopment, New Milford and Oradell Shared Services Committee, Technology Committee - had no report.

Councilman Acquafredda - Liaison to Construction Code Official, Property Maintenance, Planning Sub Committee, Technology Committee, River Edge and River Dell School Boards - had no report.

Councilman Papaleo - Liaison to Police Department, Fire/Fire Prevention, River Edge Alliance Against Alcohol & Drugs, Local School Board Sub-Committee - thanked and commended the Fire Department for their performance at the Bogert Road fire recently. Assistant Chief Schultz was in charge and coordinated the assistance of several other towns including Paramus, Hackensack, Oradell, Emerson, New Milford fire departments. Fortunately no one was injured and everything was done well and by the book and again thanked them for their dedication. Councilman Papaleo continues to meet with the Fire Department Chief's on a regular basis and informed everyone that the new engine is expected to arrive soon. He also meets with the Police Chief on a monthly basis and communicates with the PBA as well. Councilman Papaleo reported that they are still in the midst of negotiations.

Mayor Moscaritolo - River Edge Ambulance Service, Local School Board Sub-Committee - was absent.

ORDINANCES - 1<sup>ST</sup> READING -

Stephanie Evans, Borough Clerk read the title of Ordinance #1844 as follows:

Ordinance #1844 - AN ORDINANCE APPROPRIATING \$6,000.00 FROM THE GENERAL CAPITAL FUND BALANCE FOR THE IMPROVEMENT OF BOROUGH GROUNDS

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the first reading of Ordinance #1844 as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1844

AN ORDINANCE APPROPRIATING \$6,000.00 FROM THE GENERAL CAPITAL FUND BALANCE FOR THE IMPROVEMENT OF BOROUGH GROUNDS

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

SECTION I. The improvements desired in Section 2 of this ordinance are hereby authorized as improvements to be made by the Borough of River Edge, New Jersey for the purpose of the making of said improvements, there are hereby appropriated the sum of \$6,000.00 of which \$6,000.00 is from the General Capital Fund Balance.

SECTION II. The improvements are authorized as follows:

- a. Repairs and improvement to public sidewalks, curbs and grounds.
- b. Other Expenses, including but not limited to architect's fees, accounting, engineering and inspection costs, legal expense and other expenses to the extent permitted by Section 20 of the Local Bond Law.

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

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

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

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Stephanie Evans, Borough Clerk read the title of Ordinance #1845 as follows:

Ordinance #1845 - AN ORDINANCE OF THE BOROUGH OF RIVER EDGE, COUNTY OF BERGEN AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 400, OF THE RIVER EDGE BOROUGH CODE ENTITLED "VEHICLES AND TRAFFIC"

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the first reading of Ordinance #1845 as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #1845

AN ORDINANCE OF THE BOROUGH OF RIVER EDGE, COUNTY OF BERGEN AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 400, OF THE RIVER EDGE BOROUGH CODE ENTITLED "VEHICLES AND TRAFFIC".

WHEREAS, based upon the advice of the Chief of Police and the Borough's Traffic and Safety Committee, the Governing Body has deemed it in the best interest of the public health, safety and welfare to supplement, amend and revise its Vehicles and Traffic Ordinance as codified in Chapter 400 of the River Edge Borough Code:

WHEREAS, Article II, §400-6, entitled "Parking prohibited at all times" provides that "No person shall park a vehicle at any time upon any of the streets or parts described in Schedule I (§400-27), attached to and made a part of this chapter." And

WHEREAS, Article II, §400-7, entitled "Parking prohibited during certain hours" provides that "No person shall park a vehicle between the hours specified on any day, except Sundays and public holidays, upon any of the streets or parts of streets described in Schedule II (§400-28), attached to and made a part of this chapter." And

WHEREAS, Article III, §400-20, entitled "One-way streets" provides that "The streets or parts of streets described in Schedule VIII in Schedule II (§400-34), attached to and made a part of this chapter, are hereby designated as one-way streets in the direction indicated." And

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the

Borough of River Edge, County of Bergen and State of New Jersey as follows:

SECTION 1. §400-27. Schedule I: Parking Prohibited at All Times is hereby amended to remove certain streets as follows:

§400-27. Schedule I: Parking Prohibited at All Times

In accordance with the provisions of §400-6, no person shall park a vehicle at any time upon any of the following streets or parts of streets:

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
Madison Avenue	Both	From the east curbline of Kinderkamack Road to Center Avenue

SECTION 2. §400-28. Schedule II: Parking Prohibited During Certain Hours is hereby amended to add certain streets as follows:

§400-28. Schedule II: Parking Prohibited During Certain Hours

In accordance with the provisions of §400-7, no person shall park a vehicle between the hours specified upon any of the following described streets or parts of streets:

<u>Name of Street</u>	<u>Sides</u>	<u>Days/Hours</u>	<u>Location</u>
Bogert Road	West	8:00 a.m. to 4:00 p.m. school days except to pick up and discharge students only	From a point 430 feet south of Wayne Avenue to a point 675 feet south of Wayne Avenue
Bogert Road	East	8:00 a.m. to 4:00 p.m. school days except to pick up and discharge students only	From a point 378 feet north of Howland Avenue to a point 545 feet north of Howland Avenue

SECTION 3. §400-34. Schedule VIII: One-Way Streets contains a typographical error regarding the direction of travel on Oak Avenue and is hereby corrected and amended as follows:

§400-34. Schedule VIII: One-Way Streets

In accordance with the provisions of §400-20, the following streets or parts of streets are hereby designated as one-way streets in the direction indicated:

<u>Name of Street</u>	<u>Direction of Travel</u>	<u>Hours/Days</u>	<u>Location</u>
Oak Avenue	North	8:00 a.m. to 9:00 a.m. and 2:30 p.m. to 3:30 p.m. school days only	Between Webb Avenue and Continental Avenue

SECTION 4. Except as set forth in Sections 1, 2 and 3, the balance of Chapter 400 shall not be affected by this Ordinance.

SECTION 5. This chapter is intended to supplement existing ordinances and other laws pertaining to Chapter 400, entitled "Vehicles and Traffic" of the River Edge Borough Code and shall not be construed to excuse any person from complying with such other ordinances and laws.

SECTION 6. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 7. If any part, sections, provisions, or total of any of the aforementioned sections are held to be invalid or unenforceable by any court, the findings or judgments of which court are applicable in the State of New Jersey, that the balance and remainder of such sections shall remain in full force and effect as an Ordinance of the Borough of River Edge.

SECTION 8. This Ordinance shall become effective immediately upon adoption and publication according to law.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

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ORDINANCE - 2<sup>ND</sup> READING - NONE

RESOLUTIONS - By Consent

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve resolution #15-393 through #15-412.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

#15-393 Authorize Cancellation of Accounts Payable

WHEREAS, there exists various accounts payable on the books of the Current Fund; and

WHEREAS, the various purchase orders and contracts creating these accounts payable have been investigated and it has been determined that these should be cancelled.

NOW, THEREFORE, BE IT RESOLVED that the following accounts payable in the following amounts are hereby cancelled.

<u>P.O. #</u>	<u>Vendor</u>	<u>Amount</u>	<u>Description</u>
9449	Costa Engineering	\$ 5,380.00	Eng. Svs. DPW Non-Point Pollution
21201	Robert Costa	\$ 3,635.00	Design Spill Control Measures
23669	Robert Costa	\$ 2,803.50	Outfall #10-290
25804	Robert Costa	\$ 2,500.00	Stormwater Outfalls Spec Plan
26340	Gainsborough Co-op	\$ 1,120.00	Garbage Pick-up 2012
27684	Lincoln Financial	\$14,280.00	LOSAP for Ambulance Service
27685	Lincoln Financial	\$12,240.00	LOSAP for Fire Department
28256	Arthur Neiss, Esq.	\$ 750.00	Historic Element Research
28595	Mattye M. Gandel	\$ 734.00	Holiday Arbitration

November 16, 2015

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#15-394 Change Order #1 Approval and Amendatory Contract for the 2014 Fifth Avenue Road Improvement Project, Section 1 to Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024

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

WHEREAS, the Borough of River Edge awarded a contract to Reggio Construction, Inc. on October 6, 2014 via resolution #14-378; and

WHEREAS Change Order #1 reflects the removal of the parking lane stripes and a decrease in general quantity changes; and

WHEREAS, the Borough Engineer has recommended the above change.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge shall enter into a written amendatory contract with Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024 for Change Order #1 in a decreased amount of (\$5,338.50).

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

November 16, 2015

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#15-395 Amend 2015 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services may approve 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 for an equal amount; and

WHEREAS, the Borough has received a grant for Body Armor Grant in the amount of \$2,436.47.

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 Body Armor Grant.....\$2,436.47

BE IT FURTHER RESOLVED that the like sum of \$2,436.47 and the same is hereby appropriated under the caption of:

General Appropriations

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

Unappropriated Reserve for Body Armor Grant.....\$2,436.47

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

November 16, 2015

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#15-396 Amend 2015 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services may approve 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 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 \$13,793.40.

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:

4. Miscellaneous Revenue - Section F

Unappropriated Reserve for Nursing Services  
Public & Private Programs Offset by Revenues.....\$13,793.40

BE IT FURTHER RESOLVED that the like sum of \$13,793.40 and the same is hereby appropriated under the caption of:

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

Unappropriated Reserve for Nursing Services  
Public & Private Programs Offset by Revenues.....\$13,793.40

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

November 16, 2015

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#15-397 Transfer of Funds

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

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

FROM: Economic Development O/E	20-1742-100	\$ 5,000.00
TO: Public Repair Maint. O/E	26-2902-030	\$ 5,000.00
FROM: Economic Development O/E	20-1742-100	\$10,000.00
TO: Vehicle Maintenance O/E	26-3152-124	\$10,000.00
FROM: Public Information O/E	20-1012-028	\$ 2,300.00
FROM: Public Information O/E	20-1012-138	\$ 3,700.00
TO: Water O/E	31-4462-166	\$ 6,000.00
FROM: General Administration O/E	20-1002-028	\$ 200.00
TO: Other-Code Enforcement O/E	22-2002-100	\$ 200.00
FROM: Economic Development O/E	20-1742-100	\$ 5,000.00
TO: Garbage & Trash-Multifamily O/E	26-3053-100	\$ 5,000.00
FROM: Sanitation Landfill O/E	32-4652-124	\$ 2,000.00
FROM: Bus S/W	27-3311-011	\$ 8,000.00
TO: Vehicle Maintenance O/E	26-3152-186	\$10,000.00
FROM: Petroleum Products O/E	31-4472-168	\$ 5,000.00
TO: Shade Tree Commission	26-3022-169	\$ 5,000.00

November 16, 2015

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#15-398 Change Order #1 Approval and Amendatory Contract with Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024 for the 2015 Community Development Block Grant ADA Curb Ramp Construction Project

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

WHEREAS, the Borough of River Edge awarded a contract to Reggio Construction, Inc. on July 6, 2015 via resolution #15-278; and

WHEREAS Change Order #1 reflects an increase in quantity for concrete sidewalk in the amount of \$19,300.00, a decrease in various quantities in the amount of \$(21,085.00) and an addition to the

contract for a 4" bicycle safe grate and frame in the amount of \$3,600.00 for a total amount not to exceed \$1,815.00; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1806-400 of the Capital Fund in the amount not to exceed \$1,815.00.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge shall enter into a written amendatory contract with Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024 for Change Order #1 in the amount not to exceed \$1,815.00.

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

November 16, 2015

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#15-399 Change Order #2 Approval and Amendatory Contract with Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024 for the 2015 Community Development Block Grant Memorial Park/Public Sidewalk Project

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

WHEREAS, the Borough of River Edge awarded a contract to Reggio Construction, Inc. on July 6, 2015 via resolution #15-278; and

WHEREAS Change Order #2 reflects an increase in quantity for concrete in the amount of \$1,500.00, a decrease in various quantities in the amount of \$(901.80) and an addition to the contract for a 500 gallon seepage pit in the amount of \$3,000.00 for a total amount not to exceed \$3,598.20; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1806-400 of the Capital Fund in the amount not to exceed \$3,598.20.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge shall enter into a written amendatory contract with Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024 for Change Order #2 in the amount not to exceed \$3,598.20.

BE IT FURTHER RESOLVED that the exact form of this amendatory contract shall be at the discretion of the Borough Attorney and the Mayor and the Borough Clerk is hereby authorized to execute said contract, and Change Order #2.

November 16, 2015

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#15-400 Authorize Tax Collector to Adjust the 4<sup>th</sup> Quarter 2015 Taxes for a Veteran Deduction Allowed

WHEREAS, the following homeowner filed a Veteran Application for a deduction in the amount of \$250.00 and was approved by the Tax Assessor for the year 2015; and

WHEREAS, the deduction was not listed in the 2015 Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to adjust the 4<sup>th</sup> Quarter taxes for the following amount.

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Deduction</u>	<u>Adjusted Amount</u>
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309/2 Alan L. Breda 250.00 250.00  
327 Webb Avenue

November 16, 2015

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#15-401 Payment of Bills

WHEREAS, the Governing Body of the Borough of River Edge has adopted resolution #15-36 dated January 5, 2015 which authorizes the Chief Financial Officer and/or Accounts Supervisor to transfer and pay funds; and

WHEREAS, this resolution provides for instances whereby the Chief Financial Officer and/or Accounts Supervisor must make payment prior to Governing Body approval; and

WHEREAS, this resolution provides for the authorization to make those payments subject to ratification of the Governing Body at the next succeeding meeting; and

WHEREAS, there was a lack of a quorum at the Mayor and Council meeting of November 2, 2015 at which time this payment of bills was scheduled to be considered; and

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	\$7,730,773.93
CAPITAL ACCOUNT	\$ 141,697.02
RECREATION ACCOUNT	\$ 1,537.00
ANIMAL WELFARE ACCOUNT	\$ 3,901.80
TRUST OTHER ACCOUNT	\$ 28,343.43
OPEN SPACE ACCOUNT	\$ 371.71
TRUST OTHER DEVELOPERS ACCOUNT	\$ 2,710.00

BE IT FURTHER RESOLVED, that the claims above as read and approved by the Governing Body are hereby ratified to the November 2<sup>nd</sup> date as per resolution #15-36 dated January 5, 2015.

November 16, 2015

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#15-402 Resolution to Go Into Closed Session and Exclude Public

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

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

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

1. That the public shall be excluded from the December 8, 2015 work session meeting and discussion of the hereinafter specified subject matter:

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

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

2. It is anticipated at this time that the above stated subject matter will be made public within a reasonable time, the substance of which will be released after the Mayor and Council or the specific authorized public body has reviewed and specifically accepted the data.

3. This resolution shall take effect immediately.

November 16, 2015

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#15-403 Report Investments Pursuant to the Cash Management Plan

BE IT RESOLVED that the following investments and deposits made pursuant to the Cash management Plan of the Borough of River Edge are hereby confirmed and accepted by the Governing Body.

Months of August, September and October, 2015.

<u>Name of Institution</u>	<u>Amount</u>	<u>Type</u>	<u>Book Value</u>	<u>Earned Income</u>	<u>Market Value</u>	<u>Int. Rate</u>
N.J. Cash Management Fund	\$1,500,000.00	CMF	\$1,500,000.00	\$354.21	\$1,500,354.21	.14

November 16, 2015

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#15-404 Enter Into Agreement with Banisch Associates, Inc., 111 Main Street, Flemington, New Jersey 08822 for Professional Planning Services as a Court Appointed Planning Master for the Borough's Affordable Housing Obligation

WHEREAS, there exists a need for a Professional Planning Master for the Borough's Affordable Housing Obligation; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1552-172 of the Current Fund; 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, Banisch Associates, Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that Banisch Associates, 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 Banisch Associates, Inc. from making any reportable contributions through the term of the contract; and

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

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

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

WHEREAS, that rate of pay shall not exceed \$250.00 per hour:

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

1. The Mayor and Clerk are hereby authorized and directed to execute

- the attached agreement with Banisch Associates, Inc., 111 Main Street, Flemington, NJ 08822 in the amount not to exceed \$3,000.00; and
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
  3. The contract is awarded without competitive bidding as "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.
  4. That a copy of the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

November 16, 2015

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#15-405 Authorize the Borough of River Edge to Engage the Services of RunSignUp for the River Edge Run

WHEREAS, the Recreation Commission and Recreation Director have recommended that the Borough of River Edge engage the services of RunSignUp for the River Edge Run on April 23, 2016; and

WHEREAS, RunSignUp is an approved Intermediary Payment Facilitator subject to government regulations like the Electronic Fund Transfer Act, the Bank Secrecy Act and the USA Patriot Act; and

WHEREAS, the Borough of River Edge is subject to the Local Public Contracts Law 40A:11-1 et. seq., and the estimated aggregate amount of the surcharge to be collected is below the Borough's quote threshold and therefore, the standard of award is "Good Business Judgment", and

WHEREAS, the Borough's Risk Consultant has advised that the Bergen County Municipal Joint Insurance Fund's Crime Coverage will apply; and

WHEREAS, the Chief Financial Officer has consulted with the Borough's Auditor; and

WHEREAS, funds will be deposited on a daily basis and not exceed the 48 hour statutory requirement of N.J.S.A. 40A:5-15; and

WHEREAS, RunSignUp will collect a processing fee for their services assessed directly to those who registered for the race and there is no charge to the Borough of River Edge; and

WHEREAS, this matter has been discussed at a work session on November 16, 2015.

NOW, THEREFORE, BE IT RESOLVED that the Recreation Director, Bobbi Conway is hereby authorized to register the Borough of River Edge with RunSignUp for the River Edge Run to be held on or about April 23, 2016.

November 16, 2015

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#15-406 Authorize Clerk to Go Out for Bid for the 2015 River Edge Firehouse #2 Generator Project and Approve Plan or Design

WHEREAS, the Borough of River Edge desires to go out for bid for the 2015 River Edge Firehouse #2 Generator Project; and

WHEREAS, the Borough Engineer has submitted plans and specifications for the project entitled 2015 River Edge Firehouse #2 Generator Project to the Mayor and Council of the Borough of River Edge; and

WHEREAS, these plans and specifications have been reviewed by the Borough Engineer and Borough Attorney; and

WHEREAS, N.J.S.A. 59:4-6 provides in pertinent part that neither the public entity nor a public employee is liable for an injury caused by the plan or design of public property or any improvement thereto, where the plan or design was approved in advance of construction by the Governing Body or a public employee exercising discretionary authority on its behalf or where such plan or design was prepared in conformity with the standards previously approved by the Governing Body; and

WHEREAS, the following improvement to public property has been designed by Costa Engineering; and

WHEREAS, the Mayor and Council of the Borough of River Edge wishes to record its approval of said design.

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

1. Plans and specifications entitled "2015 River Edge Firehouse #2 Generator Project" and prepared by Costa Engineering dated February 26, 2015 and revised through October 30, 2015 be, and hereby are, approved.
2. Upon the completion of the improvements described herein above, the Borough Engineer shall inspect said improvement and certify to the Governing Body, before final payment is made for same that said improvement has been constructed in accordance with the above referenced design.
3. The Borough Clerk shall archive this resolution in a manner consistent with the purpose of perpetually documenting governmental immunity in the event of any claim based upon the plan, design or construction of the improvement.

BE IT FURTHER RESOLVED, that the Clerk be authorized to advertise in THE RECORD for the purpose of providing said service.

November 16, 2015

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#15-407 Amend 2015 Budget

WHEREAS, N.J.S.A. 40:A4-87 provides that the Director of the Division of Local Government Services may approve 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 State and Local Housing Grant in the amount of \$58.00.

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:

5. Miscellaneous Revenue - Section F

State/Local Cooperative Housing Grant.....\$58.00

BE IT FURTHER RESOLVED that the like sum of \$58.00 and the same is hereby appropriated under the caption of:

General Appropriations

(C) Operations excluded from the "CAPS"

Public & Private Programs Offset by Revenues

State/Local Cooperative Housing Grant.....\$58.00

BE IT FURTHER RESOLVED that the Borough forward electronically the contents of this resolution to the Director of Local Government Services.

November 16, 2015

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#15-408 Rejection of Bid for the 2015 Community Development Block Grant Curb Replacement Project at Oxford Terrace

WHEREAS, the Mayor and Council of the Borough of River Edge received sealed bids on October 29, 2015 for the 2015 Community Development Block Grant Curb Replacement Project at Oxford Terrace; and

WHEREAS, the Clerk was authorized to go out for bid for the 2015 Community Development Block Grant Curb Replacement Project via resolution #15-225, dated June 1, 2015; and

WHEREAS, two (2) bids were received; and

WHEREAS, the Governing Body is rejecting the bids on the basis that the lowest bid substantially exceeds the cost estimates for the goods or services.

NOW, THEREFORE, BE IT RESOLVED that the bid is hereby rejected by the Governing Body of the Borough of River Edge.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to return all appropriate bid materials to the bidder, and go out to bid again on the 2015 Community Development Block Grant Curb Replacement Project at Oxford Terrace.

November 16, 2015

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#15-409 Authorize Tax Collector to Refund 2014 Taxes Due to a New Jersey Tax Court Judgment

WHEREAS, a Tax Court Judgment was entered on 9/18/15 and the same was received on 10/20/15 by the tax office reducing the Assessed Value on the property owned by Uejima, Shigekazu & Masako, known as Block: 213 Lot: 10 located at 844 Park Avenue for the year 2014; and

WHEREAS, an assessment billing for new construction was placed on this property by the Tax Assessor in error; and

WHEREAS, the 2014 taxes were paid in full.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor issue a check in the following amount and Tax Collector adjust her records accordingly.

<u>Block/Lot</u>	<u>Old Value</u>	<u>New Value</u>	<u>Year</u>	<u>Refund</u>
213/10	414,600	0	2014	\$6,681.28

November 16, 2015

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#15-410 Authorize Tax Collector to Refund 2014 Taxes Due to a New Jersey Tax Court Judgment

WHEREAS, a Tax Court Judgment was entered on 9/18/15 and the same was received on 10/20/15 by the tax office reducing the Assessed Value on the property owned by Uejima, Shigekazu & Masako, known as Block 213, Lot 10 located at 844 Park Avenue for the year 2014; and

WHEREAS, an assessment billing for new construction was placed on this property by the Tax Assessor in error; and

WHEREAS, the 2014 taxes were paid in full.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor issue a check in the following amount and Tax Collector adjust her records accordingly.

<u>Block/Lot</u>	<u>Old Value</u>	<u>New Value</u>	<u>Year</u>	<u>Refund</u>
213/10	414,600	0	2014	\$6,681.28

November 16, 2015

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#15-411 Acknowledge Receipt of Certification of Request for  
Emergency Purchases - Emergency Engine Repair - Engine 4

WHEREAS, the Superintendent of Public Works has certified that an emergency condition exists in the Department of Public Works for the emergency engine repair for Engine 4 at an estimated cost of \$2,650.00; and

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

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

November 16, 2015

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#15-412 Acknowledge Receipt of Certification of Request for  
Emergency Purchases - Emergency Truck Repair - Ladder 1

WHEREAS, the Superintendent of Public Works has certified that an emergency condition exists in the Department of Public Works for the emergency truck repair for Ladder 1 at an estimated cost of \$8,500.00; and

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

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

November 16, 2015

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Councilman Mignone read resolution #15-413 into the record.

Motion by Councilman Mignone, seconded by councilwoman Murphy to approve resolution #15-413.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

#15-413 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	\$644,806.54
CAPITAL ACCOUNT	\$194,921.30
RECREATION ACCOUNT	\$ 852.12
ANIMAL WELFARE	\$ 4.80
TRUST OTHER ACCOUNT	\$ 28,683.45
OPEN SPACE ACCOUNT	\$ 805.21

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 times claims would be paid.

November 16, 2015

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OPEN HEARING OF THE PUBLIC -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to open hearing of the public.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

CLOSE HEARING OF THE PUBLIC -

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

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

COUNCIL COMMENTS -

Councilman Mignone-acknowledged young Will Vidal who was in the audience this evening as part of his merit badge requirement towards becoming an Eagle Scout. He explained that one of the things they have to do is to witness government in action and feels that it's great to see them get involved. He would like to see more interaction between the Scouts and the Governing Body.

Councilwoman Busteed-thanked Joe Maugeri for putting together another wonderful Veteran's Day Ceremony and also thanked the school children for coming and being so prepared in honoring our veterans. Councilwoman Busteed informed everyone that the Saturday after Thanksgiving is "Small Business Saturday" which was started by American Express in 2004 to encourage people to shop local. She encouraged everyone to do that and would like to see the Council pass a resolution acknowledging that Saturday every year to encourage our residents to shop local for product and service.

Council President Acquafredda-asked if anyone has an objection to passing this resolution and if not, he would like Alan to follow-up.

Councilman Haggis-thanked the Council for letting him join the team and promised to work very hard to do what's best for the community.

Councilwoman Murphy-acknowledged the horrible tragedy that occurred in Paris and hopes nothing like that happens again.

Council President Acquafredda-stated that he is sure that they all will work very hard to make sure that they become more efficient and that they use our limited resources to the maximum.

ADJOURNMENT - 9:10 P.M.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to adjourn the regular meeting at 9:10 p.m. and go into closed session.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

RE-OPEN - 9:11 P.M.

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve the hire of Kerry Heiser, 192 Washington Avenue, New Milford, as part-time Accounts Payable Clerk, at an hourly probationary rate of \$16.00, 25 - 29 hours a week with a six-month probationary period, effective November 17, 2015.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

ADJOURNMENT - 9:13 P.M.

Motion by Councilwoman Murphy, seconded by Councilman Mignone to adjourn the meeting at 9:13 p.m.

ROLL CALL VOTE: Councilwoman Murphy, Councilman Haggis, Councilwoman Busteed, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, RMC  
Borough Clerk

Dated: