

M I N U T E S
Regular Meeting of the Mayor and Council
Monday, May 18, 2015
8:00 P.M.

CALL THE MEETING TO ORDER -

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

SILENT PRAYER - FLAG SALUTE

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

Mayor Moscaritolo asked that everyone remember George Sundell who passed away on May 14th. George was a longtime resident, a member of the Police Reserves for 41 years and a great asset to the community and will be sorely missed.

MISSION STATEMENT & OPEN PUBLIC MEETINGS -

Mayor Moscaritolo 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, Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda, Councilman Papaleo and Mayor Moscaritolo were present.

APPROVAL OF MINUTES -

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the minutes of the Mayor and Council work session meeting of April 20, 2015.

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

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve the minutes of the Mayor and Council regular meeting of May 4, 2015.

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

PROCLAMATIONS & AWARDS - NONE

OPEN PUBLIC COMMENTS ON ANY ISSUE ON THE AGENDA -

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

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

APPOINTMENTS & PERSONNEL CHANGES - NONE

CORRESPONDENCE -

Letter - Kenneth Pfannen, Fire Inspector
Re: Letter of Retirement
Letter - Woman's Club of River Edge-5/7/15
Re: Annual Garage Sale
Letter - State of NJ-DEP - 5/8/15
Re: Underground Storage Tank -
311 Kinderkamack Road
Letter - County of Bergen - Community
Development - 5/12/15
Re: Compliance - ADA Improvements to
Municipal Building
Notice - PSE&G - 5/14/15
Re: Hearing on Rate Changes

MONTHLY REPORTS -

Library Board - May 2015
Historic Commission - April 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 Library roof project is ahead of schedule and right now they are working on the interior duct work. So far everyone is pleased. This past Saturday the Green Team paired with the Girl Scouts to do plantings at the Community Gardens at the Middle School. Councilwoman Murphy also reported that the plantings were funded by Open Space Funds and she thanked everyone involved. She announced that they are looking for help during the summer to maintain the garden so if anyone is interested to let her know and she will put them in contact with the person making the schedule.

Councilman Cappola - Liaison to Recreation Commission, Senior Citizens co-liaison, Beautification Committee - reported that the Recreation Commission is moving forward with the Memorial Day Ceremony and July 4th plans. He reported that SCORE is getting ready for the bylaws and Beautification continues to do their spring clean-up and plantings.

Councilwoman Busted - Liaison to Senior Citizens, Co-liaison, Historic Commission, Traffic & Safety Committee, Board of Health, July 4th Committee - reported that the historic element to the Master Plan is scheduled for a hearing at the next meeting of the Planning Board on May 21st and members of the Historic Commission are scheduled to appear to answer any questions. Councilwoman Busted asked the Mayor to make the Traffic & Safety Committee report since she was not able to attend the meeting. She informed everyone that the next Board of Health meeting will be held in the summer. Councilwoman Busted added that she is co-liaison to the July 4th Committee and informed everyone that sponsorship notifications have gone out to businesses and the schools and if anyone is interested in being a sponsor they should contact Bobbi Conway. She continued to say that there is still time to volunteer so if anyone is interested they should contact Bobbi Conway for more information.

Councilman Mignone - Liaison to DPW, Zoning Sub-Committee, Redevelopment, New Milford and Oradell Shared Services Committee, Technology Committee - stated that they will be having a Sewer Sub-committee meeting on Wednesday and he will have a report at the next meeting.

Councilman Acquafredda - Liaison to Construction Code Official, Property Maintenance, Planning Sub Committee, Technology Committee, River Edge and River Dell Schools - reported that there will be a Planning Board meeting on Thursday with a full agenda.

Councilman Papaleo - Liaison to Police Department, Fire/Fire Prevention; River Edge Alliance Against Alcohol & Drugs - reported that the Fire Department has responded to over 105 calls to date. They responded to an apartment fire at 285 Kinderkamack Road a few weeks ago and fortunately there were no injuries but the apartment suffered fire and smoke damage. Members of the Fire Department will be placing flags at the grave sites for departed members on Saturday May 23rd. They will be holding their annual memorial service on Monday May 25th starting at Company #1 at 9 a.m. He also reported that the Fire Department assisted the Recreation Commission with the River Edge Run and he thanked them for their constant dedication.

Mayor Moscaritolo - River Edge Ambulance Service and Traffic & Safety Committee - reported that at the Traffic & Safety Committee meeting they achieved the replacement of the stanchions at many locations around town. They also heard a report from the Police Department that the handicapped parking space on Center Avenue has been completed and they continued to discuss ongoing projects such as pedestrian & traffic awareness and education with the Boy Scouts and Police officers.

ORDINANCES - 1ST READING -

Stephanie Evans, Borough Clerk read the title of Ordinance #1835 as follows:

Ordinance #1835 - BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF FIFTH AVENUE (SECTION 3 - FROM APPROXIMATELY 20 FEET NORTH OF WAYNE AVENUE TO APPROXIMATELY 30 FEET SOUTH OF NORTH DRIVE), A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF SUCH SECTION OF FIFTH AVENUE, 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 \$195,000 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 Councilwoman Murphy, seconded by Councilwoman Busted to approve the first reading of Ordinance #1835 as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1835

BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF FIFTH AVENUE (SECTION 3 - FROM APPROXIMATELY 20 FEET NORTH OF WAYNE AVENUE TO APPROXIMATELY 30 FEET SOUTH OF NORTH DRIVE), A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF SUCH SECTION OF FIFTH AVENUE, 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 \$195,000 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 Fifth Avenue (Section 3 - from approximately 20 feet north of Wayne Avenue to approximately 30 feet south of North Drive) and (b) the construction and reconstruction of sidewalks, including, where necessary, curb and driveway apron

construction and reconstruction, along and in front of the following properties on such section of Fifth Avenue as shown on the Tax Assessment Map of the Borough:

<u>Block Lots</u>	
905	2 (portion), 3, 4, 5, 6, 7 (portion)
906	32 (portion), 33, 34, 38, 39 (portion)

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 \$195,000 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 \$149,000 from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of said purpose. 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 \$55,755 to the cost of said sidewalk improvement, and (2) the estimated maximum amount of the special assessments for said sidewalk improvement is \$3,280, and (3) no sidewalk assessments for such improvement have been levied or confirmed, and (4) such sidewalk assessments may be paid in five annual installments.

Section 6. It is hereby determined and stated that (1) 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 \$195,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$195,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate

amount of \$46,000 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 \$195,000 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 \$195,000 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 \$195,000 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 Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

Councilwoman Busted-stated that she is completely in support of this ordinance but is a little concerned that the striping that Councilman Mignone spoke about a few weeks ago, is not quite right. She asked if there would be an opportunity to hear from Bob Costa regarding the striping to make sure that's it's the way it's supposed to be. Mayor Moscaritolo-agreed that it might be a good idea to have Mr. Costa in to resolve the issue of the striping. He continued to say that whatever the decision is, it has to be uniform and consistent for the length of the entire improvement. Councilwoman Murphy-feels that they made it clear to Mr. Costa the last time he was here that the company who did the striping did a bad job and they didn't want it to happen again. Councilwoman Busted-stated that she believes the plans still reflect continuation of what exists today in that portion. Councilman Mignone-commented that it's slightly different. Alan Negreann-stated that he had planned to invite Mr. Costa to a work session to discuss several other topics, so he'll include this on the list of topics for him to address. Councilman Mignone-stated that he has a problem with the fact that for a \$149,000 grant we're borrowing \$195,000. Mr. Costa's estimate is \$28,000 and we're still bonding another \$18,000 on top of it. He wants to know where all the extra work will be. Alan Negreann-explained that as Council is well aware, we go through a series of amendments on Mr. Costa's contracts and this is an attempt to provide additional funding so we don't have to go through so many amendments. He further stated that this doesn't mean that the money has to be spent and that this is the authorization to provide the financing. He continued to say that DOT does not provide funding for design which has to be included and down the road if there are other costs such as publication or legal costs that have to be bonded we have to provide now for that contingency later on. He explained that they can make the number anything they want but if there's not enough money for the project, things will have to stop. Councilman Mignone-stated that we seem to keep having this issue where we can't get an accurate proposal number. He feels that Mr. Costa should provide them with an accurate proposal and if there is a scope change that they didn't realize then they could amend. He doesn't see the need to replace every curb and sidewalk and feels that the money should be spent repairing the streets. Right now two thirds of this money is not going towards repairing the streets it going toward the repair or replacement of curbs and sidewalks. He explained that a strategy that is used in some towns is that you scope the project low enough so that you can recoup that money under the grant so you don't have to keep adding extra money which will affect the taxpayers. He doesn't feel that we are using the money wisely because we're embarking on several projects where we are bonding over \$750,000 above

what we're receiving in grants and that money gets added on to the debt. Councilman Mignone feels that we won't be able to sustain that level of debt in the operating budget in the coming years.

Mayor Moscaritolo-explained that this bond ordinance represents \$195,000 of which \$150,000 is coming by way of a non-matching grant from DOT. The Boroughs portion is \$45,000 which represents the estimated soft costs. The Mayor remembers that when the Borough applied for this grant, the Council was unanimous in voting that we apply for it. Now that we have the \$150,000, members of the Council are having second thoughts.

Councilman Mignone- agreed that he did vote for the grant but doesn't feel we're spending the money wisely.

ROLL CALL VOTE: Councilwoman Murphy, Councilwoman Busteded, Councilman Acquafredda and Councilman Papaleo voted yes; Councilman Mignone and Councilman Cappola voted no.

Councilman Acquafredda-voted yes, but would like clarification from Mr. Costa.

Stephanie Evans, Borough Clerk read the title of Ordinance #1836 as follows:

Ordinance #1836 - BOND ORDINANCE TO AUTHORIZE THE KINDERKAMACK ROAD REGIONAL REVITALIZATION PROJECT (PHASE 3) IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,090,000 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 Councilwoman Murphy, seconded by Councilwoman Busteded to approve the first reading of Ordinance #1836 as follows:

Councilman Mignone- stated that after this was defeated at the last meeting, we took a vote to put in on a future worksession for discussion. He asked how it got put on the agenda again.

Mayor Moscaritolo-stated that it wasn't denied, the record will reflect that the vote was 3 in favor and 2 against.

Councilman Mignone-stated that it didn't pass.

Mayor Moscaritolo-stated that it didn't pass by the required 4 - 2 majority because there was a Council member that was unable to attend the meeting.

Councilman Mignone-stated that that's the way it goes, you can't keep re-introducing things until you get what you want. As far as procedure, it was supposed to go on for the work session for us to discuss to see if we could modify the scope before we re-introduced it. He asked who put it back on the agenda?

Mayor Moscaritolo-stated that he remembers that after the vote, there was a motion by Councilwoman Murphy to put it back on the agenda.

Councilman Mignone-replied no, it was motioned by Councilwoman Murphy to put the bond ordinances back on the work session agenda for discussion. He also said that that's how it reads in the minutes which were just approved. He doesn't agree that these ordinances should not be listed for first reading tonight.

Mayor Moscaritolo-stated that at the last meeting when it was on for first reading it was passed 3 to 2 but was wasn't passed by the required 4 to 2 vote for a bond ordinance according to our Borough Attorney. The Mayor stated that the record will reflect that back in April 2013, Councilman Mignone voted in favor of hiring grant consultants, Capital Alternatives. At the April 21, 2014 work session there was a motion to ask Capital Alternatives to make changes in a grant application which affected bond ordinances 1836 & 1837 which Councilman Mignone voted in favor of. The Mayor continued to say that Councilman Mignone voted in favor a resolution authorizing Capital Alternatives to apply for a grant that would eventually become part of ordinance #1836 which resulted in a grant of \$800,000 of money that doesn't have to be raised by the taxpayers. In March of this year, Councilman Mignone voted via resolution and through the Finance Committee to pay the grant consultant their 10% or \$80,000.00 commission for getting a grant. Councilman Mignone also voted on a subsequent resolution which is the subject of ordinance #1837 regarding Safe Routes to Schools, to pay the grant consultant \$31,500 so that's \$110,000 tax payer money that was paid to

obtain this \$1,300,000 in grants. The Mayor stated that after six affirmative votes in favor of completing this project, Councilman Mignone is voting no and feels that he's being a flip-flopper. The Mayor stated that after voting for something six times and after paying our grant consultant \$110,000 of our tax payer money to get this and then vote no on the project means that we paid \$110,000 and have nothing to show for it.

Councilman Mignone said that's incorrect. He stated that what the Mayor doesn't seem to understand is that you can get a grant and not have to spend 40% over the grant to do a project. As far as this project, it was reported by Ms. Casey that the design work was done several years ago, which was not the case. The second thing she didn't tell us was that the scope was outside the \$100,000. He feels that the project can be done by scoping it back to work within the grant amount. He is not against doing the project, he's against borrowing over and above the grant amount and feels they should work within the grant amount. He not saying don't go for grants, he's saying if you receive a grant for a project, make the project fit the grant. He doesn't feel they are spending the money wisely.

Mayor Moscaritolo explained that the CFO had recommended that we have sufficient funds in order to finish the project.

Councilman Mignone asked if we have an executed contract for the grant.

Alan Negreann replied that we have award letters.

Mayor Moscaritolo said that all he knows is that \$110,000 is out the door and we have nothing to show for it. It doesn't make sense to him why Councilman Mignone would vote six times for it and vote against it last week.

BOROUGH OF RIVER EDGE
ORDINANCE 1836

BOND ORDINANCE TO AUTHORIZE THE KINDERKAMACK ROAD REGIONAL REVITALIZATION PROJECT (PHASE 3) IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,090,000 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 the Kinderkamack Road Regional Revitalization Project (Phase 3) (from Christie Avenue to the Oradell border) in, by and for the Borough, including roadway reconstruction, streetscape improvements, traffic signalization and construction and reconstruction of sidewalks, curbs and driveway aprons, where necessary. 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.

Section 2. The sum of \$1,090,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 of this ordinance (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 Transportation Alternatives Program grant in the amount of \$800,000 from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of the improvements described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 9 hereof. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), (3) the estimated cost of

said purpose is \$1,090,000, (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$1,090,000, and (5) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$290,000, which is estimated to be necessary to finance the cost of said 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 4. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$1,090,000 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 5. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$1,090,000 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 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, 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 notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue 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 7. 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 8. 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 the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,090,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 9. Any funds received from private parties, 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 said purpose shall be applied to the payment of the cost of said purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 10. 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 11. 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 such 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 12. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and 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 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

ROLL CALL VOTE: Councilwoman Murphy, Councilwoman Busted, Councilman Acquafredda and Councilman Papaleo voted yes; Councilman Mignone and Councilman Cappola voted no.

Stephanie Evans, Borough Clerk read the title of Ordinance #1837 as follows:

Ordinance #1837 - BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE SCHOOL SAFETY IMPROVEMENT PROJECT IN THE VICINITY OF RIVER DELL MIDDLE SCHOOL, CHERRY HILL SCHOOL AND ROOSEVELT SCHOOL IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$450,000 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.

Mayor Moscaritolo-explained that this ordinance involves the Safe Routes to Schools Program which funds sidewalk repairs. He continued to say that this would make sidewalks improvements so that children can walk to school in areas where there are no sidewalks or where sidewalks are not safe. This \$450,000 includes a grant which we received of \$315,000 and the remaining money needs to be raised for the soft costs, grant consultants fee and design work.

Motion by Councilwoman Murphy, seconded by Councilman Papaleo to approve the first reading of Ordinance #1837 as follows:

BOROUGH OF RIVER EDGE
ORIDNANCE 1837

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE SCHOOL SAFETY IMPROVEMENT PROJECT IN THE VICINITY OF RIVER DELL MIDDLE SCHOOL, CHERRY HILL SCHOOL AND ROOSEVELT SCHOOL IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$450,000 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 the

School Safety Improvement Project in the vicinity of River Dell Middle School, Cherry Hill School and Roosevelt School in, by and for the Borough, including construction and reconstruction of sidewalks, curbs and driveway aprons, and installation of ADA-curb ramps, enhanced crosswalks and crosswalk lights. 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.

Section 2. The sum of \$450,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 of this ordinance (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 \$315,000 from the New Jersey Department of Transportation Safe Routes to School Program shall be received by the Borough to finance the cost of the improvements described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 9 hereof. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), (3) the estimated cost of said purpose is \$450,000, (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$450,000, and (5) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$102,000, which is estimated to be necessary to finance the cost of said 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 4. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$450,000 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 5. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$450,000 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 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, 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 notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue 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 7. 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 8. 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 the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$450,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 9. Any funds received from private parties, 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 said purpose shall be applied to the payment of the cost of said purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 10. 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 11. 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 such 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 12. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and 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 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

Councilman Mignone-stated that the construction part of the grant is \$348,000 and the grant amount is \$315,000. The grant consultant fee was paid separately and the engineering and soft costs will total \$100,000. Councilman Mignone's point with this project is that there is duplicate effort because this shows improvements on Midland which we've received a separate DOT grant for Woodland for \$149,000. He feels that we're bonding again for the same improvements. He's saying that if you take that out of the \$450,000, you can get back in line to what the grant amount is and use the money to the fullest capacity.

Mayor Moscaritolo-stated that the points he's raised regarding the scope of these projects are valid points but he's not sure what the best way to address them is. He doesn't know whether it should be when they sitting down with Mr. Costa, when they sign the plans, or at the grant application stage. To do it now when we have to put up bond money seems disingenuous to him because if the scope needs to be tweaked it should be tweaked way before this point. The Mayor stated that we still need to

raise the money.
Councilman Mignone-disagreed and said that we could have bonded \$80,000 for Mr. Costa's design fee and later when he comes back with the scope and you know what the construction amount will be then you can bond for that amount. He doesn't feel that you need to put this huge bond number out there and then spend the money up to the bond amount. Councilman Mignone stated that no one will be returning money after the bond is passed.

Councilman Acquafredda-asked if there is a duplication, why can't we deduct \$150,000?

Mayor Moscaritolo-stated that he's not sure there is a duplication because they don't have the plans in front of them.

Councilman Acquafredda-asked if we can make an effort to sort out these issues before the second reading?

Mayor Acquafredda-replied, absolutely.

ROLL CALL VOTE: Councilwoman Murphy, Councilwoman Busteded, Councilman Acquafredda and Councilman Papaleo voted yes; Councilman Mignone and Councilman Cappola voted no.

ORDINANCE - 2ND READING -

Stephanie Evans, Borough Clerk read the title of Ordinance #1824 as follows:

Ordinance #1834 - AN ORDINANCE TO AMEND ORDINANCE #1824, CHAPTER 1 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVER EDGE FOR THE CREATION AND ESTABLISHMENT OF THE SENIOR CITIZENS OF RIVER EDGE ORGANIZATION

Ordinance #1834 was introduced by Councilwoman Busteded, seconded by Councilman Papaleo at the May 4, 2015 meeting as follows:

BOROUGH OF RIVER EDGE

ORDINANCE #1834

AN ORDINANCE TO AMEND ORDINANCE #1834, CHAPTER 1 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVER EDGE FOR THE CREATION AND ESTABLISHMENT OF THE SENIOR CITIZENS OF RIVER EDGE ORGANIZATION

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey, that Ordinance #1824, creation and establishment of the Senior Citizens of River Edge Organization ("SCORE"), is hereby amended to read as follows:

2. **Membership Requirements:** In order to join SCORE, eligibility shall consist only of River Edge residents who are a minimum of sixty (60) years of age. Residents of Bergen County who are a minimum of sixty (60) years of age may participate in SCORE related activities upon the payment of an activity fee that shall be annually fixed by SCORE.

3. **Election of Officers:** Members of SCORE shall elect from its membership a President, Vice President, Secretary and Treasurer. A member must be a River Edge resident to hold elected office. Only River Edge members in good standing shall participate in the election of officers.

This ordinance shall take effect immediately upon final passage and publication as required by law.

Mayor Sandy Moscritolo

Attest:

Stephanie Evans, Borough Clerk

Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE - Ordinance #1834

Motion by Councilwoman Murphy, seconded by Councilman Papaleo to open hearing of the public on Ordinance #1834.

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

CLOSE PUBLIC HEARING ON THE ORDINANCE - Ordinance #1834

There being no comments by the public, motion by Councilwoman Murphy, seconded by Councilman Papaleo to close hearing of the public on Ordinance #1834.

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

ADOPTION - Ordinance #1834

Councilwoman Murphy stated that she will be voting no because she doesn't necessarily agree with not allowing out of town members to be officers in SCORE.

Motion by Councilwoman Busted, seconded by Councilman Mignone to adopt Ordinance #1834.

ROLL CALL VOTE: Councilman Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes; Councilwoman Murphy voted no.

RESOLUTIONS - By Consent

Motion by Councilwoman Murphy, seconded by Councilman Mignone to approve resolution #15-196 through #15-198 and resolution #15-200 through #15-211.

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

#15-196 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 June 1, 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.

May 18, 2015

#15-197 Amend Agreement with Alan P. Spiniello, Esq., 45 Essex Street, Hackensack, New Jersey for Professional Services for Expert Legal Services

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

WHEREAS, the Borough of River Edge has previously awarded a contract to Alan P. Spiniello, Esq. via resolution #15-09 dated January 5, 2015 in the amount of \$5,000.00; and

WHEREAS, additional funding is required for Expert Legal Services for tax appeal representation; and

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

WHEREAS, Alan P. Spiniello, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Alan P. Spiniello, Esq. has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Alan P. Spiniello, 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 May 18, 2015; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1552-174 of the Current Fund an amount not to exceed \$25,000.00.

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

WHEREAS, the rate of pay shall not exceed \$125.00 per hour:

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Alan P. Spiniello, Esq., 45 Essex Street, Hackensack, New Jersey, 07601 in the amount not to exceed \$25,000.00.
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. The contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.

May 18, 2015

#15-198 Award of Contract to J.A. Alexander, Inc., 130-158 John F. Kennedy Drive, North, Bloomfield, New Jersey 07003 for the 2015 Riverside Cooperative Road Improvement Program

WHEREAS, on April 21, 2015 sealed bids were received for the 2015 Riverside Cooperative Road Improvement Program by the Riverside

Cooperative (35-RC); and

WHEREAS, five (5) bids were received, the lowest from J.A. Alexander, Inc.; and

WHEREAS, the Borough of Northvale, the Lead Agency for the Riverside Cooperative, awarded the bid on May 13, 2015; 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 18, 2015; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1806-500 of the Capital Fund not to exceed \$395,000.00.

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 J.A. Alexander, Inc., 130-158 John F. Kennedy Drive, North, Bloomfield, New Jersey 07003 in the amount of \$395,000.00 and the Mayor and Clerk are hereby authorized to sign said contract for the Borough.

May 18, 2015

Motion by Councilman Mignone, seconded by Councilman Papaleo to **Table** resolution #15-199.

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

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#15-199 Enter Into Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the Design and Inspection of the Catch Basin at 284 Kensington Road

WHEREAS, there exists a need for expert professional engineering services related to the design and inspection of the catch basin at 284 Kensington Road; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-100 of the Current Fund in the amount of \$3,600.00 and Account #04-2150-55-1829-250 of the Capital Fund in the amount of \$5,000.00 for a total amount not to exceed \$8,600.00; and

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

WHEREAS, Robert Costa has completed and submitted a Business

Entity Disclosure Certification which certifies that Robert Costa has not made any reportable contributions to a political or candidate committee in the Borough of River Edge Governing Body in the previous one year, and that the contract will prohibit Robert Costa from making any reportable contributions through the term of the contract; and

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

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

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$8,600.00; 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.

May 18, 2015

#15-200 Rescind Resolution #15-182 - Amend 2015 Budget

WHEREAS, resolution #15-182 to amend the 2015 budget was approved on May 4, 2015; and

NOW, THEREFORE, BE IT RESOLVED that resolution #15-182, dated May 4, 2015, is hereby rescinded in order to reflect the correct dollar amount for the Drunk Driving Enforcement Fund.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to change her records accordingly.

May 18, 2015

#15-201 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, revenues are on hand in the Grant Fund: and

State and Federal Grant Funds - Unappropriated

Drunk Driving Enforcement Fund.....\$3,792.46

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.....\$3,792.46

BE IT FURTHER RESOLVED that the like sum of \$3,792.46 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.....\$3,792.46

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

May 18, 2015

Councilwoman Murphy-asked for details on this grant as to what it pertains to.

Alan Negreann-explained that the Health Department makes health inspections of vacant apartments.

Councilwoman Murphy-asked if we receive this every year?

Alan Negreann- stated that every 5 years they have to inspect the apartments so we get money from the state to do this on a grant basis.

#15-202 Authorize Mayor to Sign the Grant for the State and Local Cooperative Housing Inspection Program

BE IT RESOLVED, that the Mayor is hereby authorized to sign the Grant for the State and Local Cooperative Housing Inspection Program for \$1,200.00.

May 18, 2015

#15-203 Resolution Authorizing the Municipal Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with P.L. 1994, c.72

WHEREAS, the Borough of River Edge has adopted its budget on April 20, 2015 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 if 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 18th day of May 2015, 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 2015 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 2015 is hereby set at \$46,497,109.65.
3. In accordance with law the third installment of 2015 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.

May 18, 2015

#15-204 Enter into an Agreement with Nixle for License as a Government User

BE IT RESOLVED, that the Mayor is hereby authorized to sign the agreement with Nixle for License as a Government User.

May 18, 2015

#15-205 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: Resurfacing of Fifth Avenue and the Construction and Reconstruction of Sidewalks, Curbs and Driveway Aprons.

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

Section 1. The 2015 Capital Budget of the Borough of River Edge is hereby amended by adding thereto a Schedule to read as follows:

AMENDMENT 15-1
CAPITAL BUDGET OF THE BOROUGH OF RIVER EDGE
Projects Scheduled for 2015
Method of Financing

<u>Project</u>	<u>Estimated Cost</u>	<u>Capital Improvement Fund</u>	<u>Bond/Notes Authorized</u>
Resurfacing of Fifth Avenue & the Construction & Reconstruction of Sidewalks, Curbs and Driveway Aprons	\$195,000.00		\$195,000.00

May 18, 2015

Councilwoman Murphy-asked if there was any thought given to going through Houston Galveston Cooperative?
Alan Negreann-stated that the Superintendent didn't mention it and decided to make the purchase through state contract.
Councilwoman Murphy-commented that there's no way of knowing what the cost would have been if we went through them.

#15-206 Purchase of One Street Sweeper Through State Contract

WHEREAS, the Borough of River Edge desires to purchase one (1) Street Sweeper, Elgin Pelican Series P from Timmerman Equipment Company, P.O. Box 71, White House, NJ 08888; and

WHEREAS, the vendor, Timmerman Equipment Company is an approved State Contract participant, bearing the State Contract #022014-FSC; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1830-350 of the Capital Fund in the amount not to exceed \$194,921.30; and

WHEREAS, N.J.A.C. 5:34-1.2 requires that any local contracting unit purchasing pursuant to N.J.S.A. 40A:11-12, must award the contract by a resolution of the Governing Body.

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk is authorized to accept the State Contract bid on one (1) street sweeper as per the State's specifications in an amount not to exceed \$194,921.30.

May 18, 2015

#15-207 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 \$185.00.

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:

3. Miscellaneous Revenue - Section F

State/Local Cooperative Housing Grant.....\$185.00

BE IT FURTHER RESOLVED that the like sum of \$185.00 and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from the "CAPS"

Public & Private Programs Offset by Revenues

State/Local Cooperative Housing Grant.....\$185.00

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

May 18, 2015

#15-208 Enter Into Agreement with Robert Costa, Borough Engineer, for Professional Services Related to the 2015 Riverside Road Resurfacing Program-Inspection

WHEREAS, there exists a need for expert professional engineering services related to the 2015 Riverside Road Resurfacing Program - Inspection; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1829-100 of the Capital Fund not to exceed \$10,000.00; and

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

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

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

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

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$10,000.00; 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.

May 18, 2015

#15-209 Grant Raffle License to PTO Cherry Hill School

BE IT RESOLVED that the following license to conduct an On Premise Merchandise Raffle to the PTO Cherry Hill School, 410 Bogert Road, River Edge, New Jersey 07661 License #658, I.D. 423-5-35890 to take place at 410 Bogert Road, River Edge, New Jersey on June 18, 2015 from 3:00 p.m. to 7:00 p.m.

The Clerk reporting all in order.

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

May 18, 2015

#15-210 Grant Raffle License to PTO Cherry Hill School

BE IT RESOLVED that the following license to conduct an On Premise 50/50 Raffle to the PTO Cherry Hill School, 410 Bogert Road, River Edge, New Jersey 07661 License #659, I.D. 423-5-35890 to take place at 410 Bogert Road, River Edge, New Jersey on June 18, 2015 from 3:00 p.m. to 7:00 p.m.

The Clerk reporting all in order.

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

May 18, 2015

#15-211 Authorize Redemption and Disbursement of Tax Sale Certificate

WHEREAS, at the Tax Sale held on December 5, 2012, Certificate #2012-3 was sold to the Borough of River Edge on the property known as 270 Johnson Avenue, River Edge, New Jersey known as Block 1418, Lot 1, owner of record, Enterprise 5, LLC; and

WHEREAS, William Sadoyan and Huseyin Ender, co-owners of Enterprise 5 LLC, have requested a redemption amount on the above certificate as of 5/18/15 and have submitted a certified check in the amount of \$138,889.18 to redeem the above lien.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized to redeem the municipal lien and adjust her records accordingly.

May 18, 2015

Councilman Mignone read resolution #15-212 into the record.

Motion by Councilman Mignone, seconded by Councilwoman Murphy to approve resolution #15-212.

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

#15-212 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	\$268,599.85
CAPITAL ACCOUNT	\$115,747.70
RECREATION ACCOUNT	\$ 4,324.65
ANIMAL WELFARE ACCOUNT	\$ 31.20
TRUST OTHER ACCOUNT	\$ 1,449.12
OPEN SPACE ACCOUNT	\$ 3,717.83
TRUST OTHER DEVELOPER ACCOUNT	\$ 2,850.25

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.

May 18, 2015

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 Cappola, Councilwoman Busted, Councilman Mignone, Councilman Acquafredda and Councilman Papaleo voted yes.

Salvatore DiBella-95 Kenwood Road-stated that he is a delegate from the school board who has come to the meeting this evening to help establish a better form of communication.

Councilman Acquafredda-asked if he is the liaison to him?

Salvatore DiBella-stated that he will be attending more Mayor and Council meetings in order to keep the board informed. The first issue that he brought up was a discussion that the Mayor had with Superintendent Ben Dov with regard to moving the location for elections to a municipal building. He's been hearing this discussion for over a year and is wondering how much progress has been made. The second issue has to do with their emergency plan which is due to be updated and revised. Dr. Ben Dov has reached out to Tom Smith, who has responded to her but to date the Police Department and Fire Department have been responsive. They would like to get this squared away as soon as possible. The third issue is redevelopment. He explained that it is very hard for them to plan long term without knowing the specific status of where they stand with redevelopment. Mr. DiBella was under the impression that the Mayor and Dr. Ben Dov spoke about setting up a sub-committee with school board members and council members to keep an open dialogue.

Mayor Moscaritolo-thanked Mr. DiBella for coming and agrees that it would be beneficial to have an ongoing structured dialogue between the Governing Body and Board of Ed regarding issues of residential development, the certificate of occupancy ordinance, OEM plan. The Mayor feels that the school board should have a seat at the table. Right now the only communication that they get is what we call back channel, which are periodic comments from one or two board members. The Mayor looks forward to engaging in an ongoing conversation. The Mayor stated that because many seniors are downsizing and selling their homes to younger families, the schools are busting at the seams and assured Mr. DiBella that the Governing Body is sensitive to that. The Mayor informed Mr. DiBella that the 8:00 meeting has a pre-set agenda most of the discussions take place at the 7:00 p.m. work session meeting. The Mayor suggested that Mr. DiBella attend work session meeting in order to discuss some of the topics that he's described.

Salvatore DiBella-asked, going forward, would the Mayor and Council be open to forming a sub-committee?

Mayor Moscaritolo-stated that someone would have to make a motion to establish the sub-committee and he feels that the Council Liaison, Vito Acquafredda would automatically be a member.

Councilwoman Murphy-suggested that the topic be listed for discussion at the next work session meeting.

Mayor Moscaritolo-stated that there have been ongoing conversations with Dr. Ben Dov and members of the Board regarding the polling places and he feels that they've made some progress with identifying one location but they would need another location that they don't have yet. He feels that they should study it and try to come up with something. The Mayor also stated that any changes have to be approved by the Board of Elections in Hackensack. He stated that they have requirements regarding ADA accessibility, security, staffing, moving voting machines in and out, etc. so there are many logistics that would have to be discussed even if we identified alternate sites. The Mayor stated that it's not as easy as saying we're going to move the voting booths into Company #1 on Election Day.

Salvatore DiBella-feels that open communication is essential and there is a definite need for it.

Mayor Moscaritolo-agrees and also feels that by having an open dialogue, it alleviates the chances of public hysteria or misinformation.

Salvatore DiBella-asked if his contact would be Councilman Acquafredda?

Mayor Moscaritolo-replied, yes.

Councilman Acquafredda-asked if the Board of Education has a sub-committee formed already?

Salvatore DiBella-replied, yes.

Councilman Acquafredda-asked how many people are on the sub-committee

Salvatore DiBella-replied, three.

Councilman Acquafredda-suggested that the Governing Body appoint the same number for their sub-committee. Councilman Acquafredda suggested that if he is appointed as the chair, that he receive the contact information for the chair of the Board's subcommittee so that they don't always have to wait for the six members to be together at the same time. Councilman Acquafredda feels that it also further assures that there is a continuous dialogue going on.

Kathy Bounds-753 Summit Avenue-stated that she had attended a Council meeting over a month ago to complain about the damage to the curb in front of her home. She thanked the Mayor and Council for sending a copy of the sidewalk ordinance as well as the letter to Rob Costa to look into whether the contractor who did the road resurfacing would be responsible. It's been over a month and she hasn't heard from anyone and would like to know the status. After doing some research, Mrs. Bounds found out that last year Webb Avenue was part of the Riverside Road Resurfacing Program. She feels that certainly the curb is in need of repair and was told at the meeting last month that her street didn't qualify, but noted that it was listed in the ordinance.

Alan Negreann-stated that if we have projects that contain the replacement of curbing, sidewalks and driveway aprons then the financing allows for that project to take place. It is dependent on whether that work is included in the specifications that go out to bid for that project. He continued to say that we do have some street projects that require the replacement of curbs. He stated that we did ask Mr. Costa to look to see whether damage was done during the processing of the street and he did follow up with an e-mail today to Mr. Costa. Alan Negreann stated that Mrs. Bounds is correct in that we did ask the question back in April for his evaluation as to whether the damage was done during the street project.

Kathy Bounds-asked who does the resurfacing work?

Alan Negreann-replied, the Borough hires an outside contractor to do the actual work. Mr. Costa, as the Borough Engineer oversees the project.

Kathy Bounds-asked what happens now?

Alan Negreann-stated that they do have a sub-committee meeting next week and he will bring this to his attention if he doesn't hear from him before that.

Kathy Bounds-said that previously she had brought up as a possible stream of revenue for the town, to require a certificate of occupancy for rentals in town and was told that it was in the hands of the Board of Education for their input. She was told by the school board that it is not there.

Mayor Moscaritolo-stated that now that Mr. DiBella is here, we can have a dialogue between the Board of the Governing Body. The Mayor stated that maybe they can determine whether or not it would be beneficial to have an ordinance in place not only for a revenue stream, but to make sure that children that are registered in our school system actually reside in town.

Kathy Bounds-stated that as a taxpayer, they need to look at the two potential condo complexes being planned and the impact on the schools.

Mayor Moscaritolo-stated that there are two proposals for project but nothing has been approved yet.

Alphonse Bartelloni-719 Oak Avenue-stated that he's disappointed with the dialogue that's going back and forth and feels that it should be put off until September. Mr. Bartelloni compared grants to gift cards because more times than not, you leave money on it or you go past the amount. He continued to say the Mayor and Council been elected to govern and when they go out to bid to do a project, they have an obligation to keep it within the confines of the grant amount and if they feel they can't, they need to re-evaluate the project. Mr. Bartelloni said that he's been paying attention over the last few years and has seen the debt increase and the bonding go up and at some point it's going to become an issue. He mentioned the bond ordinance that pertained to Safe Routes to Schools and was concerned because they didn't seem to know if they were double bonding. He feels that they shouldn't pass it before they know what's in it. Mr. Bartelloni understands that things move at a very slow pace but asked that they pause and thoroughly understand what they're approving.

CLOSE HEARING OF THE PUBLIC -

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

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

COUNCIL COMMENTS -

Councilwoman Murphy-reminded everyone that the Farmer's Market will be up and running on June 9th and is hoping to work with the senior citizens to try to bring them to the market. She is also looking into programs which will enable them to get discounts on the produce. She attended a fundraiser on Saturday for Bob Gebhardt and wished he and his family well and was happy to see the community support. Councilwoman Murphy also attended the REEF basketball game at the high school and said that they had a great turnout and commended them for putting together a successful event. She thanked CFS Capital and Riverside Oral Surgeons who helped sponsor the event. She hopes to see everyone on Memorial Day.

Councilman Mignone-feels frustrated when he hears statements like "it wasn't defeated, it failed to get enough votes to be approved".

Councilman Acquafredda-thanked the Fire and Police Department's for responding to three smoke alarms at his house while he was away and his daughter was hosting a dinner party. He thanked Officer Sanches for being one of the first to respond and for staying with his daughter the entire time. He also thanked the Fire Department for their quick response as well as their care and consideration of his home while they were inside. Councilman Acquafredda stated that each member of the Governing Body needs to seriously think about what they want out of future developments. He continued to say that there aren't too many empty parcels of land in this town and they're going to be called to make serious decisions and he feels that they need to educate themselves in order to make a determination on what's best for the town.

Mayor Moscaritolo-asked if the community center was discussed at the work session?

Councilman Acquafredda-explained that he briefed the entire Council on the purpose of the report that they received and the need for the sub-committee to come up with a list of rooms and square footages to give to Canzani Architects. Once this square footage document comes out for their review and approval, they will have to decide how big the community center needs to be and come up with a budget. Councilman Acquafredda feels that those two ingredients are essential to give to the architects to avoid at all costs, a redesign or over design.

Mayor Moscaritolo-asked what would be the next step?

Councilman Acquafredda-recommends that the next step would be for the three sub-committee members to review the report. After their review, the sub-committee should get together with Canzani to give them the go ahead and translate the room requirements into square footages. He feels it's important for the entire Council to be involved in the process.

Mayor Moscaritolo-asked if every member of the Council has a copy of the report and will they be able to comment on it?

Councilman Acquafredda-stated that he's asked the Council to become familiar with the report so that they may comment on it.

Mayor Moscaritolo-stated that one of the things that the committee didn't consider and probably should is moving the polling place to the Community Center because it would be centrally located and may fulfill that issue.

Councilman Acquafredda-agreed and stated that they wouldn't have to worry about ADA compliance because whatever we do has to be ADA compliant.

Councilman Busteed-asked how they would like their comments to be returned to the sub-committee, via email or listed as a work session item?

Councilman Mignone-suggested that e-mails be sent to the Mayor and he in turn can forward it to the other sub-committee members.

Mayor Moscaritolo-stated that Al Bartelloni's comments were well intended and explained that he didn't mean to single Ed out for criticism. In fact when he looked at the record on the grant applications and bond ordinances, he found that the Council was unanimous in applying for the grants and paying the grant consultant. He also stated that Councilman Mignone, at one time, asked to include a radar display in the grant application for the Safe Routes to Schools. The Mayor stated that Councilman Cappola also voted in favor all the other times so it wasn't meant to single Ed out. The Mayor continued to say that what he doesn't want to do is make this a political issue now. The Mayor stated that we

have a community center project that we're all working on together in a bipartisan manner and a good portion will come from something called unallocated capital. There is approximately \$400,000 in unallocated capital and that money got there because every time we bond something we make sure that we bond a sufficient amount of money to complete the project. He explained that many times there is additional money left over after the project is completed which then becomes unallocated capital which is a reserve that they can allocate for a specific purpose. The Mayor stated that although it seems that the bond ordinances greatly exceed the grant amounts, hopefully we won't have to spend all of the money and the remaining portion would become unallocated capital. He feels that they should try and avoid politicizing this issue and feels that if we want to try to tweak the scope of the project, you don't have to do it by grandstanding at a public meeting when we're voting on a bond. The Mayor feels the way to tweak a project is to do it in a sub-committee, discuss it at work session or before they sign-off on the specs to make sure the entire Council is on the same page. The Mayor stated that Ed is the engineer on the Governing Body and always has worthwhile comments regarding engineering issues and feels that they should be taken into consideration. The Mayor assured Councilman Mignone that he's not trying to create an election issue but feels that it's not the appropriate time to raise the issue of the scope or design of a project when your voting on the bond.

ADJOURNMENT - 9:22 P.M.

Motion by Councilwoman Murphy, seconded by Councilwoman Busteded to adjourn the meeting at 9:22 p.m.

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

Mayor Sandy Moscaritolo

Attest:

Stephanie Evans, Borough Clerk
Dated: