

## MINUTES

Regular Meeting of the Mayor and Council

Monday, August 13, 2018

7:00 P.M.

### CALL THE MEETING TO ORDER –

Council President Ellen Busted called the meeting to order at 7:10 p.m. in the Council Chambers of the Borough Hall.

### SILENT PRAYER – FLAG SALUTE

Council President Busted called for a moment of silent prayer and asked Councilman Chinigo to lead the salute to the flag.

### SUNSHINE STATEMENT -

Council President Busted read the statement under the Sunshine Law and asked the Clerk to put it into the minutes. “Adequate Notice of this meeting has been made by sending notice on December 29, 2017 to THE RECORD NEWSPAPER, by positioning on the bulletin board in the lobby of the Borough Hall and filing a Notice of the same with the Municipal Clerk”.

ROLL CALL – Councilman Bartelloni, Councilwoman Busted, Councilman Chinigo and Councilman Papaleo were present; Mayor Mignone, Councilwoman Davis and Councilman Gautier were absent.

### APPROVAL OF MINUTES –

On motion by Councilman Papaleo, seconded by Councilman Bartelloni to **table** the vote for the minutes of the Mayor and Council work session meeting and regular meeting of July 9, 2018 was unanimously approved.

### PROCLAMATIONS & AWARDS –

Council President Busted read the Proclamation Declaring August 21<sup>st</sup> as Senior Citizen’s Day in River Edge as follows:

#### *PROCLAMATION*

*WHEREAS, on August 19, 1988 President of the United States Ronald Regan declared August 21, 1988 as “National Senior Citizens Day”; and*

*WHEREAS, this observance was established in honor of senior citizens in the United States who have made positive contributions in their communities; and*

*WHEREAS, this day was also created to bring awareness of social, health and economic issues that affect senior citizens; and*

*WHEREAS, with improved health care and more years of productivity, many older Americans are embarking on second careers giving the younger generation a fine example of responsibility, competence and determination.*

*WHEREAS, here in the Borough of River Edge, Senior Citizens serve a vital role as productive members of our community. Not only do we serve our Seniors, but our Seniors serve us. Many River Edge senior citizens serve our community as volunteers on advisory committees and independent boards and commissions. We have Seniors on our Recreation Commission, Green Team, Planning and Zoning Boards, Traffic and Safety Committee, Library Board, Beautification Committee, Fire Department, Citizens Budget Committee, Environmental Commission and*

*S.C.O.R.E. , Police Auxiliary and R.E.V.A.S. just to name a few.*

***NOW, THEREFORE, BE IT RESOLVED*** that I, Edward J. Mignone, Mayor of the Borough of River Edge, do hereby proclaim:

***August 21, 2018***

***as***

***Senior Citizen's Day in River Edge***

*and ask that all River Edge residents honor our local senior citizens for their long and full lives and for their contribution to the successes to our community.*

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*Mayor Edward J. Mignone*

*Dated: August 13, 2018*

**OPEN PUBLIC COMMENTS ON ANY ITEM ON THIS AGENDA –**

On motion by Councilman Bartelloni, seconded by Councilman Chinigo to open public comments on any item on the agenda was unanimously approved.

**CLOSE PUBLIC COMMENTS ON ANY ITEM ON THIS AGENDA –**

There being no comments by the public, the motion by Councilman Bartelloni, seconded by Councilman Papaleo to close public comments on any item on the agenda was unanimously approved.

**APPOINTMENTS & PERSONNEL CHANGES –**

On motion by Councilman Papaleo, seconded by Councilman Chinigo, the satisfactory completion of the six-month probationary period of Ryan Magee, Police Dispatcher and the salary increase from an hourly probationary rate of \$16.00 to Step I - \$19.74, effective August 14, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilman Papaleo, the salary increase of Carol Byrne, Records Clerk from an annual Step II salary of \$38,214.00 to Step III - \$40,225.00, effective August 17, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilman Bartelloni, the satisfactory completion of the six-month probationary period of Katia Minaya, Accounts Payable Clerk and salary increase from the probationary rate of \$16.00 to Step I - \$19.94, effective August 14, 2018 was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilman Bartelloni the hire of Dorothy Stikna as a temporary employee for the creation and conversation of a flexible chart of accounts for the Finance and Tax Collection Departments at an hourly rate of \$70.00 not to exceed \$5,600.00, effective August 13, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilman Papaleo, the satisfactory completion of the six-month probationary period of Kevin Joyce, Fire Inspector effective July 22, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilman Papaleo, the hire of Maria Kim as a Library Page at an hourly rate of \$8.60, 9 hours per week, effective July 17, 2018 was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilman Chinigo the separation of Marc Vitello, part-time Police Dispatcher effective July 1, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilman Papaleo, the satisfactory completion of a six-month probationary period for Gabriel Colucci, part-time Police Dispatcher and salary increase from an hourly probationary rate of \$16.00 to Step I - \$19.74, effective August 14, 2018 was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilman Bartelloni, the appointment of Brian Thomas Smith to the River Edge Volunteer Fire Department, effective August 13, 2018.

On motion by Councilman Chinigo, seconded by Councilman Bartelloni, the appointment Zhaoyuan Jiang as a Junior Firefighter to the River Edge Volunteer Fire Department, effective August 13, 2018.

Council President Busted administered the Oath of Office to Zhaoyuan Jiang.

On motion by Councilman Chinigo, seconded by Councilman Papaleo, the retirement of John Noone, Senior Bus Driver, effective May 8, 2018.

On motion by Councilman Papaleo, seconded by Councilman Chinigo, the separation of John Lynch, Superintendent of Public Works due to his untimely passing, effective July 15, 2018.

#### **CORRESPONDENCE –**

Report	-	Alan P. Negreann, Admin/CFO – 7/11/18 Re: Damage to Public Property
Report	-	Alan P. Negreann, Admin/CFO – 7/18/18 Re: Farmer’s Market Monthly Report
Report	-	Alan P. Negreann, Admin/CFO – 7/18/18 Re: Revenue Report
Notice	-	River Edge Board of Education – 7/23/18 Re: Meeting – July 25, 2018
Letter	-	State of New Jersey, DOT – 7/30/18 Re: Accepting Applications for 2019 State Aid Programs
Letter	-	River Edge Board of Education – 8/3/18 Re: River Edge School District – State Aid Increase
Letter	-	Temple Avodat Shalom – 8/6/18 Re: Request for Off Duty Police Officers

#### **MONTHLY REPORTS –**

Building Department	-	June 2018
Fire Prevention	-	April-June, 2018
Tax Collector	-	June 2018
Municipal Alliance	-	May & June 2018
Environmental Commission	-	July 2018
Land Use Board	-	January 2018

#### **ORDINANCES – 1<sup>ST</sup> READING – NONE**

#### **ORDINANCE – 2<sup>ND</sup> READING –**

Stephanie Evans, Borough Clerk read the title of Ordinance #18-18 into the record as follows:

**ORDINANCE #18-18 BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF SIDEWALKS AND CURB RAMPS AT VARIOUS LOCATIONS IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$40,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

Ordinance #18-18 was introduced by Councilman Bartelloni, seconded by Councilwoman Davis at the July 9, 2018 meeting and unanimously approved as follows:

BOROUGH OF RIVER EDGE  
ORDINANCE #18-18

BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF SIDEWALKS AND CURB RAMPS AT VARIOUS LOCATIONS IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$40,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of River Edge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to replace sidewalks and curb ramps at various locations in, by and for the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$40,000 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 and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. 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 (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the total estimated cost of said purpose is \$40,000, and (4) \$2,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$38,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$10,000 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 4. It is hereby determined and stated that moneys exceeding \$2,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$2,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$38,000 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 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$38,000 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 7. 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 8. 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 9. 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 \$38,000 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 10. 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 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 11. 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 12. 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 13. 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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Mayor Edward J. Mignone

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Stephanie Evans, Borough Clerk

**OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #18-18**

On motion by Councilman Chinigo, seconded by Councilman Papaleo to open the public hearing on Ordinance #18-18 was unanimously approved.

**CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #18-18**

There being no comments by the public, the motion by Councilman Chinigo, seconded by Councilman Papaleo to close the public hearing on Ordinance #18-18 was unanimously approved.

**ADOPTION – Ordinance #18-18**

On motion by Councilman Papaleo, seconded by Councilman Chinigo to adopt Ordinance #18-18 was unanimously approved.

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Stephanie Evans, Borough Clerk read the title of Ordinance #18-19 into the record as follows:

**Ordinance #18-19 AN ORDINANCE OF THE BOROUGH OF RIVER EDGE, COUNTY OF BERGEN AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 380, OF THE RIVER EDGE BOROUGH CODE ENTITLED "TOBACCO".**

Council President Busted-explained that this ordinance was brought to us by the Municipal Alliance. It was identified that e-cigarettes were not included in the tobacco used by minors of Code 380 nor did it include public schools as public places where you would be in violation of using these so this amendment corrects both of those things. We know the River Dell Board of Education is supportive of this and the Chief of Police has reached out to the River Edge Public Schools as well to inform them. Council President Busted asked the Borough Clerk to share this with the Borough Clerk of Oradell hoping that Oradell will come on board with this as well so that the High School would be included. Chief Cariddi is going to contact the Oradell Police Department as well.

Ordinance #18-19 was introduced by Councilwoman Davis, seconded by Councilwoman Busted at the July 9, 2018 meeting and unanimously approved as follows:

AN ORDINANCE OF  
THE BOROUGH OF RIVER EDGE

ORDINANCE #18-19

**AN ORDINANCE OF THE BOROUGH OF RIVER EDGE, COUNTY OF BERGEN AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 380, OF THE RIVER EDGE BOROUGH CODE ENTITLED "TOBACCO".**

WHEREAS, N.J.S.A. 2A:170-51.4, prohibits the sale or distribution of electronic smoking devices to any individual under the age of 21, in addition to more conventional tobacco and nicotine products; and

WHEREAS, Chapter 380 of the Code of the Borough of River Edge prohibits the use and possession of tobacco products in public places by anyone under the age of 18; and

WHEREAS, Chapter 380 of the Code of the Borough of River Edge must be revised to reflect modern trends relating to the consumption of nicotine, tobacco and other products; and

WHEREAS, the purposes and goals of the State law and regulation concerning tobacco, nicotine and electronic smoking devices would be further by local regulation of the use and possession of electronic smoking devices by minors; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Borough of River Edge has the authority to adopt ordinances for the preservation of the public health, safety and welfare of the Borough and its residents; and

WHEREAS, the Mayor and Council have determined that, consistent with the purposes of relevant State law, it is in the best interests of the public health, safety, and welfare of the borough and its residents to prohibit the use and possession of electronic smoking devices by individuals under the age of 21 in public places and buildings; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge hereby amend Chapter 380 of the Borough Code as follows:

**SECTION 1.** §380-1. Definitions shall be amended to read as follows:

**Public Place** – Any building or enclosed structure open to the general public and any street, road, sidewalk, walkway, park or open space located within the Borough and maintained for use by the general public.

**Public Buildings**– All municipal offices, public schools including school property and any and all

buildings owned and/or operated by the Borough of River Edge.

**Electronic Smoking Device** – An electronic or other powered device that can be used to deliver nicotine or other substances to the person inhaling from the device, including but not limited to, an electronic cigarette, cigar, cigarillo and pipe.

**Smoking** - The burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigarette, cigar, pipe or any other matter or substances which contain tobacco or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an electronic smoking device.

**Tobacco** – Any product made from the tobacco plant for the purpose of smoking, chewing, inhaling or any other use, including cigars, chewing tobacco, pipe tobacco, snuff and cigarettes in any form.

**SECTION 2.** §380-2. Use or possession in public prohibited shall be amended as follows:

- A. It shall be unlawful for any person under the age of 21 years to smoke or use a tobacco product or electronic smoking device product in or on any public place, public building, public school or school property or to possess any pack, container holding a tobacco product or electronic smoking device product.
- B. This article shall not apply to a minor smoking or using a tobacco product in a nonpublic place.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** 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 5.** This Ordinance shall become effective immediately upon adoption and publication according to law.

ATTEST:

APPROVED:

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Stephanie Evans  
Borough Clerk

\_\_\_\_\_  
Edward Mignone  
Mayor

**OPEN PUBLIC HEARING ON THE ORDINANCE** – Ordinance #18-19

On motion by Councilman Chinigo, seconded by Councilman Papaleo to open hearing of the public on Ordinance #18-19 was unanimously approved.

**CLOSE PUBLIC HEARING ON THE ORDINANCE** – Ordinance #18-19

There being no comments by the public, the motion by Councilman Papaleo, seconded by Councilman Chinigo to close hearing of the public on Ordinance #18-19 was unanimously approved.

**ADOPTION** – Ordinance #18-19

On motion by Councilman Chinigo, seconded by Councilman Papaleo to adopt Ordinance #18-19 was unanimously approved.

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**RESOLUTIONS** - By Consent

On motion by Councilman Chinigo, seconded by Councilman Papaleo, resolutions #18-253 through #18-270 and #18-272 and #18-273 were unanimously approved.

#18-253 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Webb Avenue

WHEREAS, on or about July 13, 2018, the Borough of River Edge granted permission to Gabriel Gallo, 293 Webb Avenue, River Edge, New Jersey, to hold a block party on Webb Avenue between Fifth Avenue and Sixth Avenue on Saturday, August 4, 2018 from 2:00 p.m. to 7:00 p.m. in accordance with Borough Ordinance #1678; and

WHEREAS, Gabriel Gallo has requested that the possession and consumption of alcoholic beverages be permitted in connection with said block party; and

WHEREAS, Borough Code Section 114-15 allows the Governing Body to permit the possession and consumption of alcoholic beverages in or on a public street or sidewalk in connection with an authorized block party.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of River Edge that persons age 21 and over be and hereby are permitted to possess and consume alcoholic beverages at the block party described above, on the date and time specified herein.

August 13, 2018

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#18-254 Enter into an Agreement Between the Borough of River Edge and Alan P. Negrann, Borough Administrator/CFO

BE IT RESOLVED that the Mayor and Clerk are hereby authorized to sign an agreement, on file with the Borough Clerk, between the Borough of River Edge and Alan P. Negrann, Borough Administrator/CFO.

August 13, 2018

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#18-255 Acknowledge Receipt of Certification of Request for Emergency Purchase – Stormwater Repair on Lexington Drive

WHEREAS, the Borough Engineer has certified that an emergency condition exists in the Department of Public Works for the emergency stormwater repair on Lexington Drive in the amount of \$15,000.00; 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.

August 13, 2018

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#18-256 Award Contract for the 2017 Sanitary and Storm Sewer Replacement at Intersection of Kinderkamack Road and River Edge Road to Jo-Med Contracting Corp., 300 South Second Street, Elizabeth, NJ 07206

WHEREAS, on July 10, 2018 four (4) sealed bids were received for the 2017 Sanitary and Storm Sewer Replacement at Intersection of Kinderkamack Road and River Edge Road; and

WHEREAS, the lowest was received from Jo-Med Contracting Corp. in the total amount of \$253,354.65 (base bid - \$232,654.65 and alternate "B" - \$41,400.00); and

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

WHEREAS, the Mayor and Council have discussed this matter at a work session on

August 13, 2018; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-56-1726-200 of the Capital Fund in an amount not to exceed \$253,354.65; and

NOW, THEREFORE, BE IT RESOLVED that the contract is hereby awarded to Jo-Med Contracting Corp., 300 South Second Street, Elizabeth, New Jersey 07206 in the amount not to exceed \$253,354.65 and the Mayor and Clerk are hereby authorized to sign said contract for the Borough.

August 13, 2018

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#18-257 Resolution to Refund Planning Board Escrow Money to the First Congregational Church of River Edge for the Property Located at 109 Continental Avenue, River Edge, New Jersey, Block 408, Lot 4

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

WHEREAS, all professionals have been paid.

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

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Amount</u>
408/4	First Congregational Church of River Edge 109 Continental Avenue River Edge, NJ 07661	\$3,687.50

August 13, 2018

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#18-258 Amend Agreement with Robert Costa, Borough Engineer for Professional Services Related to the Low & Moderate Street/Curb/Sidewalk Improvements, Phase 3 (Oxford/Rutgers)

WHEREAS, there exists a need for expert professional engineering services related to the Low & Moderate Street/Curb/Sidewalk Improvements, Phase 3 (Oxford/Rutgers); and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #16-277 dated July 11, 2016 in the amount of \$500.00 and amended via resolution #18-227 dated June 11, 2018 in the amount of \$2,000.00; and

WHEREAS, additional funding is required for professional services related to the River Edge Low & Moderate Street/Curb/Sidewalk Improvements, Phase 3 (Oxford/Rutgers); and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-56-1728-200 of the Capital Fund in the amount not to exceed \$6,000.00; and

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

WHEREAS, 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/Project Engineer.....	\$ 65.00
Principal Land Surveyor.....	\$ 75.00
Survey Field Crew.....	\$150.00
Senior Designer.....	\$ 65.00
Senior Drafter.....	\$ 55.00
Computer Drafting.....	\$ 75.00
Technical/Administrative Assistant.....	\$ 65.00
Field Inspector.....	\$ 80.00

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 \$6,000.00; 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.

August 13, 2018

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#18-259 Enter Into Agreement with Let It Grow, 52 Ackerson Street, River Edge, New Jersey 07661 for Leaf, Grass and Yard Waste Recycling

WHEREAS, the Borough of River Edge has included the collection of leaf, grass and yard waste as part of its recycling program in an effort to reduce solid waste; and

WHEREAS, Let It Grow, 52 Ackerson Street, River Edge, New Jersey has agreed to enter into a contract with the Borough of River Edge for the purchase and disposal of compost; and

WHEREAS, N.J.S.A. Section 40A:11-5(1)(s) and N.J.S.A. 40A:11-36 permits the awarding of a contract without competitive bidding for the marketing of recyclables; and

WHEREAS, the Borough Attorney and Superintendent of Public Works have prepared a contract containing the approved terms and conditions of the sale.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk be authorized to enter into an agreement with Let It Grow, 52 Ackerson Street, River Edge, New Jersey 07661 at a price of three dollars (\$3.00) per cubic yard of ground compost material sold.

August 13, 2018

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#18-260 Resolution for Renewal of Membership in the Bergen County Municipal Joint Insurance Fund

WHEREAS, the Borough of River Edge is a member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2018 unless earlier renewed by agreement between the Borough of River Edge and the Bergen County

Joint Insurance Fund; and

WHEREAS, the Borough of River Edge desires to renew said membership.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Borough of River Edge agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Borough of River Edge's intention to renew its membership.

August 13, 2018

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#18-261 Emergency Appropriation

WHEREAS, an emergency condition has arisen with respect to a payment for the repair of Fire Engine #2 in the Borough of River Edge and no adequate provision was made in the 2018 budget for the aforesaid purpose; and

WHEREAS, N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total emergency appropriation(s) created including the appropriation to be created by this resolution is \$15,185.00 and 3% of the total operations in the budget for the year 2018 is \$364,532.40.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge, County of Bergen, State of New Jersey (not less than two thirds of all the members thereof affirmatively concurring) that in accordance with the N.J.S.A. 40A:4-48:

1. An emergency appropriation be and the same is hereby made for in the amount of \$15,185.00 to Fire Department, Other Expenses (01-2010-25-2552-184) line item.
2. That said emergency appropriation shall be provided in full in the 2019 budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.
4. That two (2) certified copies of this resolution be filed with the Director of Local Government Services.

August 13, 2018

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#18-262 Acknowledge Receipt of Certification of Request for Emergency Purchase – Repair of Front End Loader

WHEREAS, the DPW Foreperson has certified that an emergency condition exists in the Department of Public Works for the repair of a front end loader in the amount of \$52,134.96; 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.

August 13, 2018

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#18-263 Change Order Approval and Amendatory Contract for the 2018 Riverside Cooperative Road Improvement Program to D & L Paving Contractors, Inc., 675 Franklin

Avenue, Nutley, New Jersey 07110

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 D & L Paving Contractors, Inc., on April 23, 2018 via resolution #18-153 in the amount of \$175,000.00 and amended via resolution #18-206 dated May 29, 2018 in the amount of \$25,015.50; and

WHEREAS Change Order #2 reflects an increase in price for asphalt and fuel pricing in the amount not to exceed \$12,231.18; and

WHEREAS, the Borough Engineer has recommended the above change.

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #04-2150-55-1806-500 of the Capital Fund in the amount not to exceed \$12,231.18.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge shall enter into a written amendatory contract with D & L Paving Contractors, Inc., Change Order #2 for an increase of \$12,231.18.

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.

August 13, 2018

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#18-264 Change Order Approval and Amendatory Contract for the 2018 Community Development Block Grant, Curb Replacement Project at Oxford Terrace, Phase III to AA Berms LLC, 106 Mill Street, Belleville, New Jersey

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 AA Berms, LLC, on June 11, 2018 via resolution #18-224; and

WHEREAS Change Order #1 reflects a decrease in quantity of (\$850.50); 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 AA Berms, LLC for Change Order #1 for a decreased amount of (\$850.50).

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.

August 13, 2018

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#18-265 Resolution Authorizing Advanced Travel Expenses for the Fire Department

WHEREAS, N.J.S.A. 40A5-16.1 permits the governing body for any local unit to authorize payment in advance toward expenses for authorized official travel; and

WHEREAS, certain officers of the Fire Department have requested an advance payment of travel expenses for attendance at the New Jersey State Firemen's Convention in Wildwood, New Jersey; and

WHEREAS, Section IV, Subject 9, Leave and Conferences and Conventions of the Borough's Personnel and Policy Procedure Manual, provides a policy for Fire Department members to attend certain conferences and enumerates regulations pertaining to travel

expenses; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01/2010/25/2552/041 of the Current Fund in the amount not to exceed \$5,000.00; and

WHEREAS, the Fire Officers of the Borough of River Edge will verify their expenses and any excess cash will be repaid to the Borough of River Edge along with a detailed bill or items of demand, and the certification or affidavits required by N.J.S.A. 40A:5-16 which will be submitted by the officers within 10 days after the completion of the travel for which the advance was made.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor and Chief Financial Officer are hereby instructed to make up a \$5,000.00 check payable to the River Edge Fire Department for life members to go to the New Jersey State Firemen’s Convention, September 13, 14, 15, 2018.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution as well as the policy of the Borough with regard to travel expenses, to each of the Fire Department Officers receiving the advance.

August 13, 2018

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#18-266 Authorize Refund from Recreation Dedicated Account

WHEREAS, residents had signed their children up for a Summer Playground bowling trip; and

WHEREAS, the children were unable to participate; and

WHEREAS, the residents had paid in full for program; and

WHEREAS, a refund will be made to the following:

Vivian Petrosino 91 Wayne Avenue River Edge, NJ 07661	\$19.00
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David Maschio 204 Van Saun Drive River Edge, NJ 07661	\$19.00
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NOW, THEREFORE, BE IT RESOLVED that a total of \$38.00 be refunded from the Recreation Dedicated Account to the above listed resident.

August 13, 2018

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#18-267 Approval of a Shared Services Agreement for the Use of a Municipal Court Facility Between the Borough of Bergenfield and the Borough of River Edge Within the County of Bergen and State of New Jersey

WHEREAS, each of the parties hereto is a Municipality located in Bergen County and a Body Politic of the State of New Jersey, authorized by law to enter into an Agreement with another Municipality to provide jointly for any lawful service to and for the residents of the respective Municipalities pursuant to the provisions of the “Uniform Shared Services and Consolidation Act” (*N.J.S.A. 40a:65.1 et seq*); and

WHEREAS, the Legislature has sought to encourage its municipal subdivisions to cooperate as evidenced by the enactment of the aforesaid statute; and

WHEREAS, the Borough of River Edge and the Borough of Bergenfield are desirous of entering into a shared service agreement to conduct Bergenfield’s Municipal Court activities due to the need to vacate the existing Borough Hall facility; and

WHEREAS, the Borough of Bergenfield and the Borough of River Edge have an agreement on file with their Borough Clerks which has been reviewed by its respective Borough Attorney's, Administrators, Police Chief's, Court Administrator's, Risk Consultant's and Judge's and is in the best interest of the taxpayers of the respective municipalities pending the renovation of a municipal building within the Borough of Bergenfield; and

WHEREAS, the Municipalities now seek to formalize and memorialize said agreement.

NOW THEREFORE BE IT RESOLVED, the Governing Body of the Borough of River Edge approves of the Shared Service of the Municipal Court with the Borough of Bergenfield.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute said agreement on behalf of the Borough.

BE IT FURTHER RESOLVED, copies of this resolution shall be provided to Judge Safro, the River Edge Court Administrator, River Edge CFO, River Edge Police Chief and River Edge Borough Clerk.

August 13, 2018

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#18-268 Authorize Tax Collector to Adjust the 4<sup>th</sup> Quarter 2018 Taxes for a Senior Deduction Allowed

WHEREAS, the following homeowner filed a Senior Application for a deduction in the amount of \$250.00 and was approved by the Tax Assessor for the year 2018; and

WHEREAS, the deduction was not listed in the 2018 Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to adjust the 4<sup>th</sup> Quarter final tax billing for the \$250.00 deduction.

<u>Block/Lot</u>	<u>Name &amp; Address</u>	<u>Deduction</u>	<u>Adjusted Amount</u>
110/8	Chavarriaga, Elvia 295 Midland Avenue	Senior	\$250.00

August 13, 2018

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#18-269 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Berkeley Road

WHEREAS, on or about August 13, 2018, the Borough of River Edge granted permission to Patricia Rodio, 217 Berkeley Road, River Edge, New Jersey, to hold a block party on Berkeley Road between Elm Avenue and Fifth Avenue on Saturday, September 15, 2018 starting at 1:00 p.m. (rain date September 16th) in accordance with Borough Ordinance #1678; and

WHEREAS, Patricia Rodio has requested that the possession and consumption of alcoholic beverages be permitted in connection with said block party; and

WHEREAS, Borough Code Section 114-15 allows the Governing Body to permit the possession and consumption of alcoholic beverages in or on a public street or sidewalk in connection with an authorized block party.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of River Edge that persons age 21 and over be and hereby are permitted to possess and consume alcoholic beverages at the block party described above, on the date and time specified herein.

August 13, 2018

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#18-270 Acknowledge Receipt of Certification of Request for Emergency Purchase – Repair of Fire Engine #2

WHEREAS, the Chief of the Fire Department has certified that an emergency condition exists in the Fire Department for the repair of the pump shaft on Engine #2 in the amount of \$15,185.00; 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.

August 13, 2018

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#18-272 Approval to Waive a Portion of the Police Outside Duty Rate for Temple Avodat Shalom

WHEREAS, Temple Avodat Shalom has High Holy Day Services and other events at 385 Howland Avenue, a list of dates are on file in the Clerk's office; and

WHEREAS, Temple Avodat Shalom has requested Off Duty Police Officers assistance for the duration of the High Holy Day Services and other events; and

WHEREAS, Temple Avodat Shalom has made an appeal to the Mayor and Council to waive the administrative fee portion of the \$135.00 per hour rate and be billed for the officer's overtime rate; and

WHEREAS, the Mayor and Council have discussed this matter at their work session of August 13, 2018 and have indicated that the outside duty rate of \$135.00 be waived and that the actual overtime rate of the police officer assigned to that duty be charged.

NOW, THEREFORE, BE IT RESOLVED that the Police Department and the Chief Financial Officer are instructed to adjust their billing accordingly and to notify Temple Avodat Shalom of the fee to be paid for the services provided.

August 13, 2018

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#18-273 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on The Fenway

WHEREAS, on or about August 13, 2018, the Borough of River Edge granted permission to Colleen Kiely, 489 The Fenway, River Edge, New Jersey, to hold a block party on The Fenway between Wayne and Kensington Road on Saturday, September 2, 2018 starting at 3:00 p.m. (rain date September 3rd) in accordance with Borough Ordinance #1678; and

WHEREAS, Colleen Kiely has requested that the possession and consumption of alcoholic beverages be permitted in connection with said block party; and

WHEREAS, Borough Code Section 114-15 allows the Governing Body to permit the possession and consumption of alcoholic beverages in or on a public street or sidewalk in connection with an authorized block party.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of River Edge that persons age 21 and over be and hereby are permitted to possess and consume alcoholic beverages at the block party described above, on the date and time specified herein.

August 13, 2018

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Councilman Bartelloni read resolution #18- 274 into the record.

On motion by Councilman Bartelloni, seconded by Councilman Chinigo, resolution #18-274 was unanimously approved.

#18-274 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	\$8,239,090.49
CAPITAL ACCOUNT	\$ 66,893.96
RECREATION ACCOUNT	\$ 10,530.68
ANIMAL WELFARE ACCOUNT	\$ 16.80
SELF INSURANCE ACCOUNT	\$ 11,835.00
OPEN SPACE ACCOUNT	\$ 6,327.63
TRUST OTHER ACCOUNT	\$ 24,864.27
TRUST OTHER DEVELOPERS ACCOUNT	\$ 1,950.00

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

August 13, 2018

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**OPEN HEARING OF THE PUBLIC -**

On motion by Councilman Chinigo, seconded by Councilman Papaleo to open hearing of the public was unanimously approved.

Liz Stewart-178 Wales Avenue-said that she is here to represent the Shade Tree Commission and had heard that the topic and discussion for the Community Center was being pushed off to a future meeting. She said that it's hard for them to schedule around an agenda being posted on a Friday for a Monday meeting. She wanted to make sure that all of the Council members received the memo that they had sent about a month ago. She said that she is a licensed tree expert in New Jersey and they did an evaluation of the arboretum and the numbers that were noted in the report including 43 trees is worth \$457,000. She wanted to stress that the trees have a value to the town but if they do decide to take them down for whatever reason, they want to work with the Council. She met with a company that relocates trees and because people have memorial trees there, they would have to be notified and given a choice on what to do with their trees or plaques. Liz said that they are being asked a lot of questions regarding the arboretum and the proposed community center so she just wanted to let the Council know that they are available if they need information. She asked if the meeting to discuss the community center is being re-scheduled.

Council President Busted-said that the topic was postponed because the Mayor and two Council members were absent and they felt it was important to have the full body present. She also stated that they heard from residents that there were a lot of people on vacation in August and they wanted to give the public the opportunity to listen and be heard. Council President Busted stated that they are working on getting the professionals here in September, possibly the last meeting in September. If that's not

possible, no later than the first meeting in October and they will promote the meeting to make sure everyone is aware.

Liz Stewart-said that it would be nice to have advanced notice and again said that they want to work with everyone and make this a positive project.

Michele Cariddi-193 Wayne Avenue-wanted to update everyone that the damage to Cherry Blossom Park due to flooding was quite extensive. She went back today and noticed that the DPW had already fixed it. She wants to go on record that the elephant in the room is the drainage coming off the parking lot from the church. The tank that was put in last year cannot handle all of their rain water. She and her husband drove there during the rain storm and noticed everything is flowing toward the park where the drain is but the drain can't handle it. She said that this is the third time the DPW has had to come and redirect and clean everything up. She would like something done if possible.

Council President Busted-stated that she believes that there was a recommendation that we invite Mr. Costa to a meeting to discuss this. She had asked the Clerk to include the Recreation Director in those discussions since it is a park. She thanked Michele for her kind words about DPW.

Councilman Papaleo- stated that the tree farm is completely cleared of trees. 14 trees went to Little Ferry, 9 to Teaneck, 23 to Ridgewood, 10 to E Rutherford, 6 to Cresskill, 10 to Old Tappan, 10 to South Hackensack, 6 to Dumont, 12 to Woodland Park, 10 to Woodcliff Lake, 10 to Englewood, 22 to Harrington Park. In town, we planted 2 on Jackson Avenue and 5 at the compost site per DEP regulations. There were 129 redbuds, 9 oaks, 9 Japanese maples and was not sure what the species were that were planted in town.

Liz Stewart-stated that she is an arborist for some of those towns and many of the trees didn't make it because they were overgrown and had to be taken out with a chain saw. She agrees that it was a good intention but the Shade Tree Commission is recommending that trees not be replanted there because it was never intended to be that. The Shade Tree Commission got involved in the beginning process and she attended many, many meetings and gave suggestions on how it should be done properly which wasn't followed. That's when they decided to back out because they didn't want to be involved in a project that wasn't going to be successful from their standpoint. They went ahead with it so they just backed off and let it happen because people wanted to do it, but she saw the end result which wasn't pretty. She said that they would like to be involved if there is going to be a discussion on what to do with that land and commended Michele for doing a great job with what she has to work with. She felt things got very political for a while and again said that going forward, they would like to help.

Cindy Bequeaith-745 7<sup>th</sup> Avenue-said that she's attended several meetings over the years regarding the problem they have in their driveway during heavy storms. Her street was recently repaved and it was understood that they would mill deeper. The town said it was not their fault that the water doesn't go into the drain properly which in turn flowed down her driveway into the garage. She spoke with the town, an associate from Costa Engineering and Rob Costa himself who said that the slope is not enough to get water past the driveway. He said he would speak with the town about raising the driveway versus tearing out the street again. She asked if anyone knows anything about this? She said that the road was paved around July 15<sup>th</sup> and we had storms a few days later. Just a few days ago we had two very large thunder storms and she had taken a video of her husband trying to push the water around the side of the house so that it won't go into the garage and the entire backyard was flooded. She said that she would really appreciate some action and have Mr. Costa fix this. She said she would appreciate getting a response.

Alan Negreann-said that this was discussed at the last Sewer Sub-committee meeting. Based on their recommendation, Mr. Costa went out and they're waiting to receive his report as to his findings.

Council President Busted-asked if we can inquire about that?

Alan Negreann- explained that he has to report back to the Sewer Sub-committee at the September meeting. Once we receive his report, it will be distributed to the Mayor and Council.

Cindy Bequeaith-said that at the last meeting they brought up the proposal for the Community Center. She's not asking for information on it but rather a goal letter. She explained that in her previous job, if she needed something done, she had to put a proposal together outlining why they wanted to do something, outline what the goals were, what the results were going to be and what they thought they could bring in revenue. She said that at the last meeting it was brought up that something was started by someone else but never finished. She asked if it could be finished and posted so that everyone could have a chance to look at it prior to the meeting where the Community Center will be discussed. She still hasn't seen anything and from what she can see, we're spending a lot of money on engineers. She doesn't have any information as to why we're doing it and what the projected costs are for it so she can understand why it's being done. She asked that we don't spend any more money until there's a document explaining why it's being done. She asked that it be posted on the website so that everyone can see it. Mrs. Bequeaith asked what the plans are for the VFW hall that's there?

Councilman Bartelloni-explained that the plan is for it to be knocked down.

Cindy Bequeaith-asked if there is a target date for that and whether it would be this year or next year?

Councilman Bartelloni-said everything right now is contingent upon when we have our engineer and

architect meet with the Council to discuss various plans and options in terms of the outlay of the building and surrounding property before we take any other action.

Cindy Bequeaith-asked if that's the outlay of that building?

Councilman Bartelloni-replied yes.

Cindy Bequeaith-asked if we ever received an estimate on what it would cost to take it down?

Councilman Bartelloni-replied yes, it's part of the overall proposal that we have. Off the top of his head, he couldn't tell her what the cost would be right now.

Cindy Bequeaith-asked if there is any mitigation that has to be done there that he knows of?

Councilman Bartelloni-responded that he doesn't know exactly what's inside. He knows that there is mold but whether or not there's anything else he couldn't tell her but that would be handled by the contractor that takes the building down.

Cindy Bequeaith-asked if there is a target date that we as a town would be able to find out what is being done with this building?

Councilman Bartelloni-stated, again before we can take down the building, we have to finalize the plans for everything else. It's part of an entire package and the Council has not done that yet.

Cindy Bequeaith-said so it could be part of a package?

Councilman Bartelloni-said that it will be part of a package because that building, for a community center to be built, has to come down. It explained that the building cannot be remediated and used.

### **CLOSE HEARING OF THE PUBLIC -**

On motion by Councilman Papaleo, seconded by Councilman Chinigo to close hearing of the public was unanimously approved.

### **ADJOURNMENT – 7:42 P.M.**

On motion by Councilman Chinigo, seconded by Councilman Bartelloni to adjourn the meeting at 7:42 p.m. was unanimously approved.

### **RE-OPEN REGULAR SESSION – 8:19 P.M.**

On motion by Councilman Bartelloni, seconded by Councilman Chinigo to re-open the regular session at 8:19 p.m. was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilman Bartelloni to **TABLE** resolution #18-271 was unanimously approved.

### **TABLED**

### **TABLED**

### **TABLED**

#### **#18-271 Emergency Appropriation**

WHEREAS, an emergency condition has arisen with respect to a payment for the repair of a front end loader in the Borough of River Edge and no adequate provision was made in the 2018 budget for the aforesaid purpose; and

WHEREAS, N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total emergency appropriation(s) created including the appropriation to be created by this resolution is \$67,320.00 and 3% of the total operations in the budget for the year 2018 is \$364,532.40.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge, County of Bergen, State of New Jersey (not less than two thirds of all the members thereof affirmatively concurring) that in accordance with the N.J.S.A. 40A:4-48:

1. An emergency appropriation be and the same is hereby made for in the amount of \$67,320.00 to Vehicle Maintenance, Other Expenses (01-2010-26-3152-124) line item.
2. That said emergency appropriation shall be provided in full in the 2019 budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.

4. That two (2) certified copies of this resolution be filed with the Director of Local Government Services.

August 13, 2018

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#### **COUNCIL COMMENTS –**

Councilman Papaleo-reported that paving is now done and they're waiting on line striping for Wales, 7<sup>th</sup>, Green Street, Beech Drive South and Mohawk Drive. He said that what's holding it up is the rain. He mentioned that there was some flooding in the south part of town but it was minor and it helped that it was low tide.

Councilman Chinigo-extended his condolences to the Lynch family and to Joe Maugeri who lost his wife recently. He thanked the Rec Commission for the great work that they did on the July 4<sup>th</sup> parade and festivities and also for the Summer Program which was a success.

Councilman Bartelloni-also extended his condolences to John's family and to Joe Maugeri. Speaking of Joe, he attended the Yankee game where they honored Joe and said it was a great event and they had two buses full of people. He said that everyone received a shirt with a caricature of Joe on the back and again said it was a great event and thanked the Rec Commission for putting it together.

Council President Busted-thanked the Environmental Commission and Girl Scout Troop 5516 in their hard work in developing a very easy to read fool proof flyer on what's recyclable and what's not which we will start seeing in a lot of places. She feels that this will improve our recycling rate immensely because of their hard work. She thanked the Commission's Chairperson, Laura Hoogstrate and the Girl Scouts. She also extended her condolences to John Lynch's family and also to employees of the DPW and borough hall who are feeling the loss as well. She thanked the DPW for continuing to provide excellent service during this very hard time.

Councilman Papaleo-said that he hadn't offered formal condolences and would like to share in what the rest of the Council has said. John was an unbelievable man who will be missed terribly.

Council President Busted-asked the Borough Clerk to send a copy of the amended tobacco ordinance to Patrick Fletcher at River Dell and Dr. Ben Dov at River Edge Public Schools.

#### **ADJOURNMENT – 8:23 P.M.**

On motion by Councilman Bartelloni, seconded by Councilman Chinigo to adjourn the meeting at 8:23 p.m.

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Mayor Edward J. Mignone

Attest:

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Stephanie Evans, Borough Clerk

Dated: