

MINUTES

Regular Meeting of the Mayor and Council

Tuesday, September 4, 2018

7:00 P.M.

CALL THE MEETING TO ORDER –

Mayor Mignone called the meeting to order at 7:00 p.m. in the Council Chambers of the Borough Hall.

SILENT PRAYER – FLAG SALUTE

Mayor Mignone called for a moment of silent prayer and stated that since September 11th is next week, asked everyone to remember the victims of September 11, 2001. The Mayor asked Councilwoman Davis to lead the salute to the flag.

SUNSHINE STATEMENT –

Mayor Mignone 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 Busteed, Councilman Chinigo, Councilwoman Davis, Councilman Papaleo and Mayor Mignone were present; Councilman Gautier was absent.

APPROVAL OF MINUTES –

On motion by Councilman Bartelloni, seconded Councilwoman Davis the minutes of the Mayor and Council work session and regular meeting of July 9, 2018 were approved on the following roll call:

Councilman Bartelloni, Councilwoman Busteed and Councilwoman Davis voted yes; Councilman Chinigo and Councilman Papaleo abstained.

On motion by Councilwoman Busteed and Councilman Papaleo, the minutes of the Mayor and Council work session and regular meeting of August 13, 2018 were approved on the following roll call:

Councilman Bartelloni, Councilwoman Busteed, Councilman Chinigo and Councilman Papaleo voted yes; Councilwoman Davis abstained.

PROCLAMATIONS & AWARDS –

Mayor Mignone read the Proclamation Declaring September 2018 as National Preparedness Month into the record as follows:

PROCLAMATION

WHEREAS, any community has and can be affected by emergencies caused by extreme weather, disruption to utilities, epidemics, and deliberate acts of terrorism;

WHEREAS, emergencies can happen anytime and anywhere without notice so it is never too early to prepare for a potential disaster where there may be limited or no availability of fresh water, electricity, natural gas, means of communication, fuel, food or local emergency services; and

WHEREAS, since its inception in 2004, National Preparedness Month is observed each September in the United States to encourage Americans to take steps to prepare for emergencies in their homes, businesses, schools and communities; and

WHEREAS, the Borough proactively prepares and has established plans and procedures to deploy in the case of various emergencies coordinated through the Borough's Emergency Management Coordinator, the Borough's Local Emergency Management Council, and Police, Fire and Ambulance Services, and

WHEREAS, National Preparedness Month is an opportunity to raise awareness and to encourage individuals to take important preparedness steps including: getting an emergency supply kit, making a family emergency plan, being informed about the different emergencies that may affect them as well as taking the necessary steps to get trained and become engaged in community preparedness and response efforts; and

WHEREAS, September was chosen as National Preparedness Month partly because it is peak hurricane season in the Atlantic but mostly because of the tragedies of September 11, 2001 which highlighted to the nation the importance of being prepared.

NOW, THEREFORE, I, Edward J. Mignone, Mayor of the Borough of River Edge, do hereby proclaim:

September 2018

as

National Preparedness Month

We strongly encourage all families and individuals throughout our community to prepare an emergency communication plan, arrange emergency shelter or an evacuation plan; and have emergency supplies and first aid kits. Residents are encouraged to join efforts so that they are better prepared to meet the challenges that may occur when disaster strikes and ensure that all our people have the necessary knowledge to protect themselves and we remain strong and resilient no matter what befalls us and our most vulnerable are protected as well.

Edward J. Mignone, Mayor

Dated: September 4, 2018

Mayor Mignone presented the proclamation to Emergency Management Coordinator, Ron Starace. The Mayor said that anytime there's anything from a snow storm to a gas leak, water main break, this man is responsible for coordinating all of the emergency services and said that he does a fantastic job. He thanked Ron for always keeping him informed and for doing a great job.

Mayor Mignone stated that the 9/10 and under summer traveling baseball league concluded their season with a 10 - 1 record and advanced to the championship. They played Montvale on July 24th and won with a score of 9 to 0. The Mayor and Council would like to congratulate, honor and celebrate their fantastic victory and show you that they are proud of the efforts of the team and its coaches.

Mayor Mignone presented Certificates Recognizing the NEBAS 9/10U Traveling Baseball Team's Championship Victory over Montvale on July 24, 2018 to the following Team members: Kyle Hwang, Donovan Schwabick, Zion Yoon, Nick Clark, Colt Crane, Michael Nader, Michael Julien, Mike Kelly, Johnathan Compa, Sean Stoltz, Nicholas Cordts, Charlie Orsino, Frankie Petrosino and Art Burgija. The Mayor also presented certificates to: Head Coach Nick Clark, Assistant Coaches Ed Crane, Kevin Kelly and Pat Stoltz.

The Mayor again said how proud they are of them and our baseball program in town and is pleased that there are so many dad's and other volunteers who make sure that they get the best training and coaching. He thanked all of them for coming tonight.

The Mayor said that they would also like to honor the Team Tigers from the JS Taekwondo Center in River Edge who continue to provide an excellent program and would like to recognize the achievements made that were held at the US Nationals that were held in Salt Lake City.

Mayor Mignone presented Certificates Recognizing the JS Taekwondo Center's "Team Tigers" for their Victory in the 2018 USA Taekwondo National Championships held on July 2nd - July 9, 2018 in Salt Lake City, Utah. Members of the Team Tigers are as follows: Gabriella Ra, Abigail Ra, Sydney Fojas, Ethan Lai, Alex Na, Jayden Na, Jayden Kim, Silvia Shin, Kayla Lee, Jackson Lee, Nicholas Gilmartin, Daniel Lin, Daniel Lee, Aiden Lin, Adrian Pinos, Maxx Doo, Edwin Chapman III and Edwin Chapman Jr., Ryan Pak, Assistant Coach, Junghae Yun, Manager/Coach and Master Jisung Yun, Head Coach.

Master Yun thanked the Mayor for recognizing the team and explained that the ages range from 8 years to 40 years old. Edwin Chapman Jr. is the father of one of the team members and trained very hard and had an awesome outcome. Master Yun said it shows that anyone can do it if you have the heart to do it.

The Mayor said that they're glad they're back in their facility and is very appreciative of the school board for accommodating them when they needed it.

Councilman Papaleo-asked Master Yun is they have received any funding from the Lion's Club? Master Yun-said that they haven't heard anything from them about funding but did say that Mr. Dunsay did approach them about a loan assistance program. With the fundraising that was going on, Master Yun wasn't sure how the money would be disbursed, whether it would be broken down to who needed it the most.

Mayor Mignone-explained that this was a private endeavor by the Lions Club.

Master Yun-explained that many of the parents of his students donated money along with the PTO and he is sure that they want to know where that money is going to go.

Councilwoman Davis-said that she thought most of the donors thought it was going directly to the store owners.

Councilman Papaleo-said he thought the same thing.

Mayor Mignone-suggested that a tenant representative or a representative of the management company contact Mr. Dunsay to see how this was set up and how they intended to distribute whatever was collected.

Master Yun-said that they just want to know where the money is going to go.

APPOINTMENTS & PERSONNEL CHANGES –

On motion by Councilman Papaleo, seconded by Councilman Bartelloni, the salary change of Peter Stitz, Mechanic I in the Department of Public Works from an annual Step I salary of \$76,760.00 to Step II - \$77,207.00, effective September 5, 2018 was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilwoman Busteded, the salary change of Francis Gallagher, Laborer I in the Department of Public Works from an annual salary of \$59,544.00 to \$60,024.00 due to an increase in longevity from \$960.00 to \$1,440.00, effective September 5, 2018 was unanimously approved.

On motion by Councilwoman Busteded, seconded by Councilman Chinigo, the hire of Matthew Kaufman as a Library Page, 9 hours per week, \$8.60 per hour, effective August 21, 2018 was unanimously approved.

On motion by Councilman Bartelloni, seconded by Councilwoman Davis, the resignation of Annmarie Rudis from the Traffic & Safety Committee, effective immediately was approved unanimously.

On motion by Councilman Chinigo, seconded by Councilwoman Davis, the salary increase of Brian Estevez, Patrol Officer from an annual Patrol Officer 18th grade salary of \$47,632.00 to Patrol Officer 17th grade - \$56,038.00, effective September 7, 2018 was approved unanimously.

On motion by Councilman Chinigo, seconded by Councilwoman Busteded, the salary increase of Zachary Hamm, Patrol Officer from an annual Patrol Officer 18th grade salary of \$47,632.00 to Patrol Officer 17th grade - \$56,038.00, effective September 7, 2018 was approved unanimously.

On motion by Councilwoman Davis, seconded by Councilman Chinigo, the salary increase of Dennis Griffith, Patrol Officer from an annual Acting Sergeant salary of \$136,703.13 to \$139,332.04 due to an increase in longevity from 4% to 6%, effective September 19, 2018 was

approved unanimously.

MAYOR'S APPOINTMENTS -

The Mayor appoints Jennifer Salva to the Traffic & Safety Committee to fill the unexpired term of Annmarie Rudis to 12/31/19, effective September 5, 2018.

The Mayor appoints Pamela Gould, Alternate in the Environmental Protection Commission to fill the unexpired term of Greg Ogden through 12/31/19, effective September 5, 2018.

The Mayor appoints David Kraft as Alternate to fill the unexpired term of Pamela Gould to the Environmental Protection Commission through 12/31/19, effective September 5, 2018.

CORRESPONDENCE -

- Memo - Noreen Patoray, Court Administrator – 8/13/18
Re: Court Cases Potentially Eligible for Dismissal
- Memo - State of N.J., Dept. of Community Affairs – 8/22/18
Re: Commodity Resale System Renewal
- Report - Alan P. Negreann, Admin/CFO – 8/23/18
Re: Revenue Report
- Report - Alan P. Negreann, Admin/CFO – 8/27/18
Re: Farmer's Market Report
- E-mail - Annmarie Rudis – 9/3/18
Re: Resignation from Traffic & Safety

MONTHLY REPORTS -

- Land Use Board - January, February & April, 2018
- Tax Collector - July 2018
- Recreation Commission - May & June 2018

ORDINANCES - 1ST READING -

Stephanie Evans, borough Clerk read the title of Ordinance #18-20 into the record as follows:

Ordinance #18-20 - BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW FRONT END LOADER FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$160,000 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.

On motion by Councilman Papaleo, seconded by Councilman Bartelloni, the first reading of Ordinance #18-20 was approved unanimously as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #18-20

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW FRONT END LOADER FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$160,000 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 acquire new additional or replacement equipment and machinery consisting of a front end loader for the use of the Department of Public Works in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$160,000 is hereby appropriated to the payment of the cost of making the improvement 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 improvement shall be made as a general improvement 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 \$160,000, and (4) \$8,000 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 \$152,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$2,395 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 \$8,000, 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 \$8,000 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 \$152,000 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 \$152,000 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 fifteen 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 \$152,000 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 improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds 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.

Edward J. Mignone, Mayor

Attest:

Stephanie Evans, Borough Clerk

Dated:

ORDINANCE – 2ND READING – NONE

RESOLUTIONS - By Consent

On motion by Councilman Papaleo, seconded by Councilman Bartelloni, resolution #18-275 through #18-291 were unanimously approved.

#18-275 Authorize Tax Collector to Adjust 2018 Final Tax Bills Due to County Board Judgments

WHEREAS, County Board Judgments were entered on 6/27/18 and received by the tax office on 7/26/18 for the year 2018 reducing the Assessed Value on the following properties; and

WHEREAS, the reductions were not reflected in the 2018 Extended Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED the Tax Collector apply the tax credits to the 4th Quarter 2018 taxes and adjust and her records accordingly.

Block/Lot	Name/Address	Old Value	New Value	Adjusted Taxes
204/21	SHAH 868 Bogert Road	918,600	800,000	4,026.47
206/5.03	887 KINDERKAMACK ROAD REALTY, LLC 887 Kinderkamack Rd.	1,825,000	1,800,000	848.75
207/24	ASUNCION 45 Richard Court	251,400	220,000	1,066.03
301/4	YOON 795 Seventh Avenue	466,100	390,000	2,583.60
310/12	MURRELL 713 Fifth Avenue	315,800	295,000	706.16
310/13	BRIGGS 284 Continental Avenue	296,400	260,000	1,235.78
401/5	FAN 795 Bogert Road	813,500	713,500	3,395.00
404/9	38 RIVER EDGE ROAD, LLC	650,000	610,000	1,358.00
405/19	NG 132 Continental Avenue	331,900	319,800	410.80
409/35/C0021	KENNEDY 21 Jordan Drive	324,900	310,000	505.86

411/4	BEHRENS 733 Williams Avenue	224,600	112,300	3,812.58
501/25	KIM 337 Continental Avenue	615,400	550,000	2,220.33
505/7	ANDRIANO 294 Jefferson Avenue	546,500	518,000	967.58
506/26	CAPASSO 262 Jefferson Avenue	363,300	345,000	621.29
617/14	HANNA REALTY LLC 606 Kinderkamack Rd.	942,000	900,000	1,425.90
701/19.12	SAVINO 518 Manning Court	657,000	590,000	2,274.65
708/10	VOLTMAN 229 Kensington Road	341,600	290,000	1,751.82
802/7	BUIC 139 Manning Avenue	450,600	420,000	1,038.87
804/19	KO 440 Kinderkamack Rd	341,700	310,000	1,076.22
807/4	SARE 147 Voorhis Avenue	356,400	330,000	896.28
815/20	GILDEA 486 Windsor Road	328,200	275,000	1,806.14
905/15	CHUNG 331 Fifth Avenue	372,500	360,000	424.38
905/23	LEE 348 Valley Road	519,000	506,300	431.17
909/45	TSATSIS 394 Oak Avenue	352,000	325,000	916.65
909/48	NORDHAUG 400 Oak Avenue	310,000	295,000	509.25
910/17	LEMMA 211 Beech Drive South	663,800	565,000	3,354.26
1004/10	FEFFER 371 Kinderkamack Rd.	850,000	725,000	4,243.75
1004/26	PERKINS 311 Kinderkamack Rd.	550,000	425,000	4,243.75
1005/2.02	COGSWELL 380 Kinderkamack Rd.	447,700	377,200	2,393.48
1101/9	LORICK 11 Coles Court	444,600	395,000	1,683.92
1103/52	McCOURT 46 Eastbrook Drive	588,200	530,000	1,975.89
1108/18	KAHVAJIAN 265 Howland Avenue	333,400	305,000	964.18
1207/27	XIE 106 Lakeview Street	565,200	550,000	516.04
1302/2	KRAFT 244 Kinderkamack Rd.	440,000	430,000	339.50

Total tax credits: \$56,024.33

September 4, 2018

#18-276 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Seventh Avenue

WHEREAS, on or about September 4, 2018, the Borough of River Edge granted permission to Cindy Bequeaith, 745 Seventh Avenue, River Edge, New Jersey, to hold a block party on Seventh Avenue between Webb Avenue and Continental Avenue on Saturday, October 13, 2018 starting at 12:00 p.m. (rain date Sunday, October 14th) in accordance with Borough Ordinance #1678; and

WHEREAS, Cindy Bequeaith 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.

September 4, 2018

#18-277 Approval to Waive a Portion of the Police Outside Duty Rate for Bergen County Historical Society

WHEREAS, the Bergen County Historical Society will host an event celebrating Major General Baron Von Steuben at Historic New Bridge Landing on Saturday, September 29, 2018; and

WHEREAS, the Bergen County Historical Society has requested one (1) uniformed officer for the duration of the event; and

WHEREAS, the Bergen County Historical Society 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 the Bergen County Historical Society of the fee to be paid for the services provided.

September 4, 2018

#18-278 Resolution Permitting the Possession and Consumption of Alcoholic Beverages at a Block Party on Van Saun Drive

WHEREAS, on or about September 4, 2018, the Borough of River Edge granted permission to Robert and Daisy Berger, 162 Van Saun Drive, River Edge, New Jersey, to hold a block party on Van Saun Drive between Reservoir Avenue and Lozier Terrace on Saturday, September 29, 2018 starting at 12:00 p.m. to 6:00 p.m. in accordance with Borough Ordinance #1678; and

WHEREAS, Robert and Daisy Bergen have 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.

September 4, 2018

#18-279 Amend Agreement with Matthew Giacobbe, Esq., Cleary Giacobbe Alfieri Jacobs, LLC, 955 State Route 34, Suite 200, Matawan, New Jersey 07747 for Professional Services as Labor Attorney for the Borough

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

WHEREAS, the Borough of River Edge has previously awarded a contract to Matthew Giacobbe, Esq., Cleary Giacobbe Alfieri Jacobs, LLC, 955 State Route 34, Suite 200, Matawan, New Jersey 07747 on January 1, 2018 via resolution #18-04 in the amount of \$3,000.00 and amended via resolution #18-231 dated June 25, 2018 in the amount of \$5,000.00; and

WHEREAS, additional funding is required for legal services; and

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

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

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1552-168 of the Current Fund in an amount not to exceed \$8,000.00.

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

1. The Mayor and Clerk are hereby authorized to execute an amended agreement with Matthew Giacobbe, Esq., Cleary Giacobbe Alfieri Jacobs, LLC, 955 State Route 34, Suite 200, Matawan, New Jersey 07747 in the amount not to exceed \$8,000.00.
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.

September 4, 2018

#18-280 Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for the 2019 Municipal Aid Application for Bogert Road, Section 3 Improvements

WHEREAS, the Borough of River Edge continues to develop projects that will improve access and maintenance on public roads; and

WHEREAS, the Borough of River Edge's Engineering Department has provided plans specifically designed to address and improve traffic flow/safety issues and maintenance on our roads; and

WHEREAS, the Borough of River Edge has submitted plans to the State of New Jersey, Department of Transportation for Municipal Aid and will continue to do so in the future; and

WHEREAS, the Borough of River Edge has identified Bogert Road, Section 3 in desperate need of repair.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of River Edge, in the County of Bergen, State of New Jersey formally approves the grant application for \$1,850,580.73.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2019-Bogert Road (Section 3)-00124, River Edge Borough, Bogert Road, Section 3, Application #MA-2019-00124 to the New Jersey Department of Transportation on behalf of the Borough of River Edge.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of River Edge and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Mayor

Borough Clerk

September 4, 2018

#18-281 Approval to Waive a Portion of the Police Outside Duty Rate for St. Peter the Apostle Parish

WHEREAS, St. Peter the Apostle Parish will host a Parish Carnival on the Parish Grounds located at 445 Fifth Avenue from September 13th through September 16th 2018; and

WHEREAS, St. Peter the Apostle Parish requested one (1) uniformed officer for the duration of the carnival; and

WHEREAS, St. Peter the Apostle Parish have 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 indicated that the administrative portion of 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 St. Peter the Apostle Parish of the fee to be paid for the services provided.

September 4, 2018

#18-282 Cancel Unexpended and Dedicated Balances

WHEREAS, the Mayor and Council desire to cancel a portion of Ordinance #1836; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Fund Balance and unused debt authorized may be cancelled.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the following unexpended and dedicated balances of General Capital Appropriation be cancelled:

	UNFUNDED	CAPITAL	CAPITAL
<u>ORDINANCE</u>	<u>DEFERRED CHARGES</u>	<u>FUND BALANCE</u>	<u>IMPROVEMENT FUND</u>
1836	\$160,000.00		

September 4, 2018

#18-283 Enter Into Agreement with Robert Costa, Borough Engineer, for Professional Services

Related to Engineering Design and Inspection of the Replacement of Sidewalks and Curb Ramps at Various Locations in the Borough

WHEREAS, there exists a need for expert professional engineering services related to Engineering Design and Inspection of the Replacement of Sidewalks and Curb Ramps at Various Locations in the Borough; 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 #04-2150-55-1818-100 of the Capital Fund in the amount of \$8,000.00; 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; 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 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 \$8,000.00; 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.

September 4, 2018

#18-284 Resolution Authorizing Chief Financial Officer to Cancel Grant Fund Receivable and Appropriated Reserve for the "Municipal Alliance on Alcoholism and Drug Abuse" Grant

WHEREAS, the Borough of River Edge received approval for a grant through the County of Bergen for a grant entitled "Municipal Alliance on Alcoholism and Drug Abuse"; and

WHEREAS, the Borough of River Edge has on its books and records an account receivable of \$318.65 and an appropriated reserve of \$318.65; and

WHEREAS, the Chief Financial Officer has investigated the account receivable and appropriated reserve balance and has recommended that they can be cancelled.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is authorized to cancel the grant fund account receivable and appropriated reserve for the grant entitled "Municipal Alliance on Alcoholism and Drug Abuse" both in the amount of \$318.65.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby instructed to adjust the records accordingly.

September 4, 2018

#18-285 Authorize the Release of a Maintenance Bond for 584 Kinderkamack Associates, LLC, 26 Paris Avenue, Rockleigh, NJ 07647 for the Construction Project at 584 Kinderkamack Road, Block 619, Lot 3

WHEREAS, the Borough of River Edge entered into a Developer's Agreement dated December 10, 2014 with 584 Kinderkamack Associates, LLC for the property located at Block 619, Lot 3; and

WHEREAS, the Developer's Agreement states that the developer agrees to provide the Borough with a Maintenance Bond to run for a period of two years from the date of acceptance, for all public improvements and facilities abutting the project; and

WHEREAS, the Consulting Engineer has recommended that the bond be released; and

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is hereby authorized to release the cash portion of the maintenance bond in the amount of \$5,616.00 to 584 Kinderkamack Associates, LLC.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to 584 Kinderkamack Associates, LLC, 26 Paris Avenue, Rockleigh, New Jersey 07647.

September 4, 2018

18-286 Amend 2018 Budget

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion or increase of any special item of revenue in the budget of any County or Municipality when such an item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Borough has received a donation for the Memorial Park Bench Program in the Recreation Department in the amount of \$2,000.00.

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
- Donation Memorial Park Bench Program.....\$2,000.00

BE IT FURTHER RESOLVED that the like sum of \$2,000.00 and the same is hereby appropriated under the caption of:

- General Appropriations
- (A) Operations excluded from the “CAPS”
- Public & Private Programs Offset by Revenues
- Donation Memorial Park Bench Program.....\$2,000.00

BE IT FURTHER RESOLVED that the Borough forward one (1) copy of this resolution to the Director of Local Government Services.

September 4, 2018

#18-287 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: Replacement of Sidewalks and Curb Ramps at Various Locations

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River

Edge in the County of Bergen as follows:

Section 1. The 2018 Capital Budget of the Borough of River Edge is hereby amended by adding thereto a Schedule to read as follows:

AMENDMENT 18-2
CAPITAL BUDGET OF THE BOROUGH OF RIVER EDGE
Projects Scheduled for 2018
Method of Financing

<u>Project</u>	<u>Estimated Cost</u>	<u>Capital Improvement Fund</u>	<u>Bond/Notes Authorized</u>
Acquisition of a New Front End Loader	\$160,000.00	\$8,000.00	\$152,000.00

September 4, 2018

#18-288 Report Investments Pursuant to the Cash Management Plan

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

Months of July and August, 2018.

<u>Name of Institution</u>	<u>Amount</u>	<u>Type</u>	<u>Book Value</u>	<u>Earned Income</u>	<u>Market Value</u>	<u>Int. Rate</u>
N.J. Cash Management Fund	\$8,200,000.00	CMF	\$8,200,000.00	\$66,654.20	\$8,266,654.20	1.94

September 4, 2018

#18-289 Authorizing Competitive Contracting for the Acquisition of an Integrated Tax Collection/Financial Accounting System

WHEREAS, P.L. 1999 c.440 amended the Local Public Contracts Law and created a new category of contracting called Competitive Contracting; and

WHEREAS, N.J.S.A. 40A: 11-4.3(a) requires that in order to initiate competitive contracting, the Governing Body shall pass a resolution authorizing the use of competitive contracting each time specialized goods or services enumerated in 40A: 11-4.1 are desired to be contracted; and

WHEREAS, 40A: 11-4.3(b) requires that the competitive contracting process shall be administered by a purchasing agent qualified pursuant to 40A:11-9, or by legal counsel of

the contracting unit, or by an administrator of the contracting unit.

NOW, THEREFORE, BE IT RESOLVED that Alan P. Negreann, Borough Administrator/CFO/QPA is hereby authorized to initiate competitive contracting for the aforesaid project in conformance with N.J.S.A. 40A:11-4.1(k).

September 4, 2018

#18-290 Cancel Unexpended and Dedicated Balances

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Fund Balance and unused debt authorized may be canceled.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of River Edge that the following unexpended and dedicated balances of General Capital Appropriation be canceled:

<u>ORDINANCE</u>	<u>CAPITAL ACCOUNTS RECEIVABLE COMMUNITY DEVELOPMENT BLOCK GRANT</u>	<u>ORDINANCE #17-28 AUTHORIZATION</u>
#17-28	\$34,260.50	\$34,260.50
Street, Curb & Sidewalk Oxford/Rutgers Phase III		

September 4, 2018

#18-291 Authorize Tax Collector to Transfer 2018 Preliminary Tax Payments on a Sub-Divided Property

WHEREAS, property known as 800 Sixth Avenue, Block: 303 Lot: 24 was sub-divided into 2 lots known as Block 303, Lot 24.01 located at 800 Sixth Avenue and Block 303, Lot 24.02 located at 794 Sixth Avenue in the 2018 Tax Duplicate; and

WHEREAS, tax payments for the 1st and 2nd Quarters 2018 were made on the original Lot 24 by Lodge International Construction LLC owner of Block 303, Lot 24.01.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to transfer the following amount from the original lot to the new sub-division and to adjust her records accordingly.

<u>Transfer from (Block/Lot)</u>	<u>Transfer to (Block/Lot)</u>	<u>Amount</u>
303/24	303/24.01	8,105.78

September 4, 2018

Total: 8,105.78

Councilman Bartelloni read resolution #18-292 into the record.

On motion by Councilman Bartelloni, seconded by Councilman Chinigo, resolution #18-292 was approved unanimously.

#18-292 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	\$2,632,296.79
CAPITAL ACCOUNT	\$ 237,013.43
RECREATION ACCOUNT	\$ 5,312.50
ANIMAL WELFARE ACCOUNT	\$ 0
OPEN SPACE ACCOUNT	\$ 1,342.50
TRUST OTHER ACCOUNT	\$ 40,659.23
TRUST OTHER DEVELOPERS ACCOUNT	\$ 2,177.50

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.

September 4, 2018

OPEN HEARING OF THE PUBLIC -

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

Casey Connors-259 Adams Avenue-asked why the old front end loader can't be repaired?

Councilman Papaleo-explained that the major issue was that the transmission went.

Casey Connors-doesn't feel that it should be used to move leaves and asked if it would be cheaper to replace or rebuild the transmission rather than buying new?

Mayor Mignone-explained that they are getting a good price because they're purchasing off state contract.

Casey Connors-feels that for the transmission to go, the equipment wasn't being operated properly.

Mayor Mignone-said that the employees are licensed to operate the machines and he has faith in the department heads and supervisors that they are making sure people operate the equipment properly. He thinks sometimes things get old and sometimes there are unexpected circumstances where the machine breaks down.

Casey Connors-asked how old the equipment is?

Mayor Mignone-replied that the equipment is 19 years old.

Casey Connors-said that he operated a truck many years ago and feels that if you maintain the equipment correctly things won't happen to it.

Mayor Mignone-again said that he trusts that our department heads are abiding by the recommendations of the manufacturer.

Casey Connors-again said that he doesn't feel that they're maintaining it properly and suggested that they hire a mechanic.

Councilman Papaleo-said that he appreciates what he's offering for them to consider but he believes that all the maintenance was done properly. He said that if you look at the equipment at the DPW it is spotless and is always taken excellent care of. He feels that we have excellent mechanics. What it came down to is that the piece of equipment got a lot of use.

Casey Connors-said that it shouldn't have been pushing around piles of leaves.

Councilman Papaleo-said that it doesn't only move leaves. In his opinion, the DPW is doing a fantastic job but does respect his opinion.

Casey Connors-asked what is being done with the old machine?

Councilman Papaleo-replied, trade it in.

Casey Connors-asked what the value is?

Alan Negreann-replied \$32,000.00.

CLOSE HEARING OF THE PUBLIC -

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

COUNCIL COMMENTS –

Councilman Chinigo-congratulated all of the young men and women that we honored here tonight for their achievements for baseball and Taekwondo. He said that it's impressive and inspiring and hopes that they continue in their endeavors.

Councilwoman Davis – also echoed Dario's comments and is very proud of the baseball team, the Taekwondo team and their coaches. She is amazed at how they are taught more than just the sport but manners and discipline. Councilwoman Davis reported that the Farmer's Market is plugging along and said that the weather this summer has not been a friend to the market and hopes that September and October will improve and more people will come out. She had a major flood in her office two weeks ago and was unable to attend the Municipal Alliance meeting. She was able to attend Teen Night last week in Oradell and said that although there were a few glitches, they had an amazing turnout. It was definitely a learning experience and everyone involved was open to how they could make it better the next time. It certainly showed that there is a definite need for this type of event. Councilwoman Davis said that it was the first time she saw our new Rec Director, Carolyn Baldanza in action and is very

proud that we have her on board. She also felt that by looking at this crowd of teens you could feel how much they wanted this and feels that it's another good reason to forge ahead for a community center. Councilwoman Busted-echoed what Councilwoman Davis said regarding Teen Night and she also felt that it was a huge success and agreed that it was a learning experience. She was proud that the River Edge Recreation Department and the Municipal Alliance partnered with Oradell to do something cooperatively. She gave a lot of credit to Carolyn for jumping in and doing that. Carolyn will be holding a teen focus group next week and has invited some of the teens who participated in teen night to come in and talk with her about future programming for that age group. She announced that River Edge Day is schedule for October 7th from 1 to 4 p.m. in Memorial Park with a rain date of October 14th. Registration is going to be done on line this year and Carolyn has sent the invitation to previous participants. Councilwoman Busted said that if anyone knows of someone who may be interested who hasn't participated in the past to reach out to the Recreation Department. She reported that the Municipal Alliance has been rolling up their sleeves in getting things done and making their presence known. She wanted to follow up on their request at the last meeting making a number of members just voting members so they can achieve a quorum. Their recommendation would be 4 voting members which would be approximately 20% which is modeled after what Beautification has which is 5 out of 25. She asked if they can look to amend the ordinance at an upcoming meeting to achieve that for them. She asked Mr. Sarlo what he would recommend.

Mayor Mignone-asked who's not a voting member?

Councilwoman Busted-said that they are all voting members right now but they can't achieve a quorum. They would like to have 4 people to achieve a quorum.

Tom Sarlo, Esq.-said that you would need someone to break a tie.

Councilwoman Busted-asked if the Chairperson could break a tie. She said that she will bring that back to them to see if they have a concern about it.

Mayor Mignone-asked Mr. Sarlo to draft something up so they can discuss it at the next work session.

Councilwoman Busted-echoed the Mayor's comments about the Environmental Commission's chairperson Laura Hoogstrate who has done a fabulous job working cooperatively with our Recycling Coordinator Lisa Hessman. They are 50 lbs shy of the 500 lb goal for Trex so they're looking at ways to show the residents how effective their efforts were at River Edge Day. The Girl Scout troop has done beautiful job on a flyer to help residents be cleaner with their recycling. Councilman Bartelloni's daughter is a member of that troop and they've given the flyer to Lisa Hessman in hopes of getting it up on the website. She reported that the Hackensack River Clean-up will be on the same day as River Edge Day on October 7th in the morning. They are also appointing Brandon Cho, the first non-voting student member to the Environmental Protection Commission. Councilwoman Busted wished everyone good luck going back to school.

Councilman Papaleo-extended his congratulations to the athletes and Rec Commission on their programs and achievements. Councilman Papaleo wanted to point out what a great job the Beautification Committee has done and continues to do. He mentioned that there will be 9/11 ceremonies all over the United States and wanted to remember all those who have passed and the families who have carried on in their absence.

Councilman Bartelloni-congratulated the coaches and the kids on the baseball team and Taekwondo. He said that the Taekwondo program is fabulous and each year it continues to grow and the level of achievement is fantastic. He commended Master Yun for doing a fantastic job and is glad they are back in their facility. In terms of baseball, winning a championship was awesome and he looks forward to his own son starting to play in the spring. With regard to 9/11, the kids that were here tonight weren't even born yet, so when you look back it's hard to believe that it's been 17 years. You can only hope that it's being taught to the younger kids because it's history to them as opposed to us who actually lived it. We always do an amazing job in River Edge by honoring our first responders and he looks forward to that on the 11th. He brought up something that's been bothering him in hopes to combat it which is an independent Facebook group in town. The page was designed largely for information and it seems a lot

of people use it for soliciting services, recommendations and things like that. From time to time people make comments which he finds outlandish and untrue and there have been multiple times now where people in opposition to the Community Center are stating that this Council's on the take and to follow the money. They are insinuating that in some way this Council is engaged in something nefarious which is slanderous, defamatory and simply untrue. As much as he doesn't like to reply to something like that, it indicates how little they know about the people who serve up here and the job that we do. He can honestly say that everyone up here is honorable and committed to the Borough of River Edge and to hear things like that he finds completely and utterly upsetting. He hopes that whoever is the administrator of that page takes some action to curtail that type of discussion because it's unacceptable. Councilman Bartelloni was wondering if other towns had apps and how they inform their residents of things. What he is finding is that nature heats a vacuum and people are filling a vacuum with half truths, accusations and nonsense. Recently we had a resident say that the tennis courts and soldier were going to be taken down at Memorial Park because of the Community Center which couldn't be further from the truth. He explained that when you look at the plan, you would say the tennis courts aren't there and that's because it doesn't reach the tennis courts. You have this kind of information that's out there. In conjunction with re-doing our website, he wanted everyone to take a look at the apps of Red Bank, Millburn Township, Middletown, NJ, Twp. of Union, Montville, Cape May County, Twp of Maplewood. There's a company who designed their apps which has a really good format and is a huge benefit in actually pushing notifications to people. Many people complain that NIXLE doesn't tell them enough but this, if you sign up, will give various notifications of a whole host of things. He wanted everyone to take a look at it so they can discuss it at the next work session. He feels that we have to get better at filling that vacuum. He feels that it will improve once they're on TV but they need to focus on filling that vacuum so that there aren't half truths and nonsense out there that the public is reading.

Mayor Mignone-also brought up the comment about taking the tennis courts and soldier down and although anyone has a right to object to them constructing this building, one thing they shouldn't be doing is changing the facts to suit their argument. The Mayor said that he and the Council are willing to make the case as to why they should go forward with this and do what they can to address all the concerns that have been raised. He agrees that misinformation is taking over, not only was is the statue and tennis courts but he's hearing estimates of 3, 4, 5 & 6 million dollars which is nowhere near what they're talking about. As Councilman Bartelloni mentioned, people are implying corruption with some kind of ulterior motive. They're saying that taxes are going to skyrocket next year because they'll have to increase it by \$2 million which is absolutely untrue. He reminded people that the Council delivered a 0% increase in the municipal tax rate this year and the last three years we were 1% or lower. He and the Council have done nothing but work tirelessly to get our financial house in order and because they've been able to do that so well, we actually have the capability to build this building and not have it be a burden on the taxpayers. Along with that, it is being said that the Council must be ignoring other priorities which again is not true. Going back 10 years, we try to keep the same level of capital expenditures to keep the debt service relatively even which has not changed. Another thing that is being said is apparently he and Councilman Bartelloni are the only two people in favor of the Community Center and the rest are just going along for the ride. There's also an issue of transparency and he's had several discussions with residents explaining that this has been going on since 2009 when the previous Council first entertained buying the American Legion property. It was a major issue in 2010 and it was at that time that the then Council was told that the current building is structurally obsolete and would cost upwards of \$1 million to get it into decent shape for public use. Former Mayor Moscaritolo was a big proponent of the Community Center. We did surveys, we had a committee going way back to 2012 and 2013, there were articles in the Record, there were articles in the Patch when that was active and it was listed countless times on the agendas as a discussion item. He said that since 2010 there hasn't been one person who has run for office that hasn't advocated building a community center or some sort of facility as part of a campaign on both sides of the isle. Again, we can disagree on some of the details or how we're going to get there, but the concept has been consistently supported. He looks forward to

having more discussions with everyone and said that the architects are working on another concept plan with revisions to try to reduce the number of trees that may have to be impacted. The trade-off will probably be less open space available for use of the community center. Mr. Costa has done additional survey work and the Mayor will follow-up with him and thereafter the sub-committee will meet to review the plan. He hopes that it will be out by the next week or so in order for it to be available right before the next meeting so everyone has a chance to look at it. After everyone has had a chance to review it and think about it, they'll all be on the same page when they discuss it on October 9th. The Mayor is also hearing misinformation about the apartments going up on Kinderkamack Road. He said again, that this complex predates all of them up here. That parcel was a single family house. It was subject to a 10 lot sub-division at one point, 8 lot sub-division, cul-de-sac and they know the geography and typography of that site which makes it a difficult site to build. Again, the history is it was originally re-zoned as an overlay zone to allow for senior restricted housing. At the time there were a lot of that type of development being put up around the county but as quickly as some of them went up there was a flood of senior housing and banks wouldn't finance them. The owners of the property came back and asked to have the age restriction lifted which the Council did but on their part we eliminated the number of bedrooms, decreased the number of two bedroom and he believes that 15% will be set aside as senior restricted. They're not "low income" they're market rate apartments and 6 apartments will be age restricted which will go towards satisfying our low and moderate income housing obligation under COAH. It's inevitable that statewide, municipalities will be compelled either by the courts or through law suits, to start building affordable housing. We and almost every town is right now in negotiation with Fair Share Housing. And again we understand we have an obligation under the court ruling but we have to make sure that the parties recognize of our limited ability to add more housing and the potential to absorb more school children into our district and changing the character of the borough. He said that the previous Council's did not take that into account. They approved 3 redevelopment plans; an 11 story building on Johnson Avenue, a 9 story building on Kinderkamack and 4 stories at the train station with a 9 story parking garage. Previous Councils approved upwards of 500 to 700 units of new housing. New Jersey Transit had tried to solicit proposals to develop the site at New Bridge Landing Train Station. The Avalon Bay Development which was developed across the street in Hackensack was proposed to go there which was over 200 units on less than 2 acres of property. The Mayor was against it and was glad that they were able to stop it. This Council also took an unprecedented step to get rid of those original redevelopment plans. They are outdated, they were unbuildable and were certainly not in the character of the borough and would have increased the population to a scale which the town could not absorb. The Mayor said that they were able to keep our redevelopment designations for the sites but have withdrawn the plans and are now working on new plans to replace them which will be a vast improvement over what we could've had if the other plans remained in effect. The Mayor explained that COAH is a real issue and is something that will have to be addressed. Again the Mayor appreciates decent, sometimes he was the only one decenting against six other people, but feels that people need to do their homework, be prepared and back-up their position. Although he may not always have the answers, he always tries to be prepared when he comes to a Council meeting. He feels that it's the only way to have an honest and open debate whether it's among the Council or with the public. The Mayor said that now that summer is over, he hopes that he and the Council can address some topics before the end of the year. He mentioned the zoning ordinances and he and Councilman Chinigo will have a sub-committee meeting for the Master Plan Re-examination and also to take into account some of the redevelopment issues. With that, goes along signage and facades which are things that he feels we need to continue to develop responsibly. Another issue that comes up a lot is trees. He has received several emails from residents that they are just not satisfied with the responses that they are getting either from the Shade Tree Commission and/or DPW. The Mayor feels that they have legitimate concerns. They feel that some of the trees may be a danger to property and in some cases may endanger lives. He feels that the process we have in place is awkward, cumbersome, slow and not responsive. People don't get spoken to directly and as he has said several times, we need to look into our original ordinance and look

to put some protections in place for residents. If they feel there is a need for a tree to come down, maybe there's a way to have a process where they can receive a permit to take the tree down at their own expense. Shade trees and sidewalks is a widespread issue and we need to get some understanding and direction from the Shade Tree Commission as to how we can address this going forward. Just some housekeeping issues, the follow-up meeting with the Swim Club fell by the wayside and feels that they need to get that going again next spring. Another issue that Neal Carroll brings up to him regularly, and he agrees with is trying to get information out to residents about the importance of house numbers. There are so many homes that do not have visible numbers and it's a danger to them and a hindrance to Police, Fire and Ambulance. Although it's something that we do pick up when a CCO is involved, many people aren't aware of importance. The Mayor said that the Council has two yeomen tasks ahead of them; the replacement of John Lynch, the Superintendent of Public Works and our Administrator/CFO Alan Negreann. The Mayor reported that there will be a 9/11 ceremony next Tuesday at 6:30 p.m. outside of Borough Hall. Dick Berry has agreed to coordinate the ceremony where they will honor emergency services workers. Traditionally, the 5, 10 & 15 year anniversary of 9/11 is dedicated exclusively to our five residents who perished that day and those ceremonies are held at the memorial gardens next to the Library. The Mayor reported that the Governor has signed a new voting law which requires that every two hours you have to post the number of voters, who voted and the number of provisional ballots. The Mayor said that during a Governor or Presidential election, it could be burdensome and more responsibility put on the poll workers. The Mayor said that it's difficult to get people to work the polls now so this may make it more challenging. The Mayor received a letter from the County offering to do a free flood plain study for the borough. We're fortunate that we don't have that many areas that flood but he will reach out to get more information and is inclined to let them do it. The Mayor said that he thinks everyone is familiar to some degree with the issues that they've had with the pedestrian overpass on Route 4. It's been deteriorating for over a decade and based on when it was installed, the Borough had entered into a maintenance agreement with the DOT. We would be responsible for the maintenance and other major repairs would be handled by NJDOT. We've had back and forths over the past several year as to what constitutes a regular maintenance item and what constitutes something more. It had gotten to a point where it became dangerous and they were concerned about chunks of concrete falling and hitting someone or hitting cars. He said that DOT has responded and has taken steps to prevent that. To that end, the State is still planning on replacing the Hackensack River Bridge and we had suggested at one point that they should look at not only the pedestrian crossing but the entire intersection. It would be the perfect time for the DOT to study it again and if there's a way to implement a solution, even if it's partial solution over a number of years, it's better than what we have now. The Mayor was not able to attend the last meeting that they had on this with Alan, Rob Costa, the County and DOT but what they suggested is perhaps a pedestrian survey should be done for the overpass itself. They're not really sure how many people use it, where they're coming from or where they're going to whether it's the bus or the train. Because it's not the only overpass we have on Route 4, the suggestion is to try and urge a study of the entire corridor to look at these issues as well as traffic circulation issues. The Mayor drafted a letter that he will send to County Executive Tedesco because this would be best handled through the County Planning Department. They had done this study several years ago on Kinderkamack Road for traffic and it's the same concept. After sending this letter to the County Executive the Mayor would also like the Council's support to endorse this and have the Clerk reach out to towns along Route 4 to see if they would draft a resolution supporting this concept. Since there are towns spanning from Fair Lawn to Teaneck that have pedestrian overpasses the Mayor feels that this is something that needs to be addressed. The State and the County will get the most benefit from this from a regional planning standpoint so he thinks this has an upside benefit to both of them so a collective partnership would be very beneficial. He asked that a resolution of support be ready for the next meeting and he asked Stephanie to send a letter to adjacent towns asking for support. The Mayor wished everyone a safe return to school and wished all of our Jewish residents a Happy New Year next week and to remember 9/11.

Councilwoman Busted-asked if October 9th is the definite date that the architect is coming? She said that she's been getting questions from residents after an article was printed in The Record stating that. Mayor Mignone-stated that they've asked them to look at alternatives and he hopes to have revised plans back by next week so they can take a look at it before hand. It's still the intent to have it on the 9th. Councilwoman Busted-asked if they would know for sure by the next meeting on September 24th?

Mayor Mignone-replied, yes.

Councilman Papaleo-asked if they would be discussing it at all on the 24th?

Mayor Mignone-replied, no. The Mayor wanted to echo Councilwoman Busted's comments regarding Teen Night and our new Recreation Director, Carolyn and agrees that she is off to a great start and planning great things.

ADJOURNMENT – 8:21 P.M.

On motion by Councilman Bartelloni, seconded by Councilwoman Davis to adjourn the meeting at 8:21 p.m. was unanimously approved.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk

Dated:

