

**BOROUGH OF RIVER EDGE  
MAYOR AND COUNCIL  
WORK SESSION MINUTES  
MONDAY, JULY 9, 2018**

**PRESENT:**

Mayor	Edward J. Mignone
Councilman	Alphonse Bartelloni
Councilwoman	Ellen Busteed
Councilwoman	Mary Davis
Councilman	Joseph Gautier

**ALSO PRESENT:**

Borough Attorney	Thomas Sarlo
Borough Administrator	Alan Negreann
Borough Clerk	Stephanie Evans

**ABSENT:**

Councilman	Dario Chinigo
Councilman	Thomas Papaleo

Mayor Mignone called the meeting to order at 6:30 PM by reading the Open Public Meetings Act and call for a roll call.

**Motion to Suspend Work Session and Enter Into Closed Session**

**Resolution #18-233**

**Motion by Councilman Bartelloni, second by Councilwoman Busteed.**

**All in favor 4-0**

**Closed Session**

<b>Docket#</b>	<b>Item Title or Description</b>	<b>Statutory Reference</b>
18-7/9-1	Personnel Borough Administrator Alan Negreann-Retirement	N.J.S.A 10:4-12(8)

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**MOTION TO ADJOURN CLOSED SESSION AND RESUME WORK SESSION**

**@ 6:50 PM:**

**Motion by Councilman Chinigo, second by Councilwoman Davis to approve.**

**All in favor 4-0**

**FOR YOU INFORMATION –**

1. **GJEM Otterstedt Agency – Annual Report** – Ezio Altamura and Joe Gentile provided handouts which summarized our 2018 Risk Management Plan through the Bergen County Municipal Joint Insurance Fund and our current Claims

**BOROUGH ADMINISTRATOR'S TOPICS-**

1. **Bergenfield Request for Shared Court Facilities** - Mr. Negreann turned the introductions over to Mr. Corey Gallo, Bergenfield's Administrator. He introduced the following staff while the Court Administrator, Kim Grimaldi, handed out the 2018-2020 Court schedule, Judge Helene Herbert, Councilman Amatorio, and Police Chief Madalone. As it is commonly known we are looking to renovate our building with a potential target date of November to be out of our

building which requires us to have a home. This came about as a result of us presently having an agreement in place with the Courts should there be an issue with the Courts when you are out she will have coverage with Noreen. So there is that initial already working relationship which prompted us to potentially come and have you assist us while we are in our transition of moving. Kim passed out a synopsis of dates which we are seeking. We met with Alan, your Chief, and our Chief and gone over the logistics of the process. We understand the perimeters to which your Court operates where you have roughly 65 people per session, we won't exceed that, and we will manage our calendar accordingly to ensure that's kind of handled. He asked if the Mayor and Council had any questions regarding to the agreement or any of those factors since everyone was all here. Mayor Mignone acknowledge the schedule handout by saying Bergenfield was looking to begin in November and maybe go approximately a year and ½. Mr. Gallo stated that was what the Architects were saying. Mayor Mignone asked Chief Cariddi to weigh in, and asked how was this going to be handled logistically, and he understood that Bergenfield was going to use their own Administrator, Prosecutor, Judge, are we giving you dedicated space that is secured and dedicated for your use only. Ms. Grimaldi answered by saying that she will be bring all her paperwork with her and leave with all her paperwork, and she will utilize the equipment to process for court. Mr. Gallo added that this will only be on court days, we will still have our facility for our tickets and our people will handle that Monday to Friday, this is just for court sessions alone. Mayor Mignone said he assumed they would work with the Chief whether they would have to have prisoner transfer or someone in temporary holding. Chief Cariddi stated that he was correct and he had already discussed this with Chief Madalone regarding security concerns and Bergenfield will be providing their own personnel to address those concerns and using our facility if holding of any prisoners on court night. That one night per week shouldn't impact our operation. Mayor Mignone asked Bergenfield Police would have access into our department, Chief Cariddi replied that was correct, our officers would be available to assist them and he doesn't feel that a dedicated officer needs to be assigned that detailed. Mayor Mignone assumed that the agreement would incur any overtime on our part if we had to, Mr. Gallo stated it was established in the agreement. Mayor Mignone felt that another issue, maybe it's a logistical issue, we deal with on Mondays or Tuesdays is parking, we don't have a lot of parking here. You need to be very mindful about impacting the local streets, blocking residents' driveway, because that has happened in the past. Mr. Gallo replied by saying that is why we talked about the schedule, where you usually handle 65 cases a session, we would stay on track with that so the impact would be no different than your court. Mr. Negreann asked if these were primarily Wednesday nights, and Mr. Gallo answered they were all Wednesdays. Councilman Bartelloni asked what time does a session usually go to, you start at 4pm. Ms. Grimaldi stated that we come here and set-up starts around 3pm and court starts at 4pm, and our session are about 2 ½ -3 hours. Mr. Negreann said the next step was to have our Borough Attorney look at the agreement. Also if there are any insurance questions Ezio and Joe are here since we are both members of the Joint Insurance Fund. Mr. Altamura added what he did knowing that we had this discussion tonight he prepared a packet for both Mr. Negreann and Mr. Gallo. We are the Risk Managers for Bergenfield as well as River Edge. In the packet are the exchange of insurance certificates, the mandate for the Bergen County Courts where in

2016 you had to have a replacement when the Judge was out, and there is an equal exchange of certificates, it's all in that packet. He addressed everything and there are duplicates so they each have each other's insurance certificates. The only decision the boroughs will have to make is if the Indemnity Agreement is going to be a mutual agreement each holding the other harmless or is one town going to indemnify the other, and it's never an insurance coverage issue, it's only about where the claim goes if there is a liability claim. When the Magistrate is here she is going to be covered under the Borough of Bergenfield, the police officers will be covered under the Borough of Bergenfield if they are injured. So there isn't any insurance issues here, it's just a matter of where the claim gets placed. Since he is the Risk Manager for both boroughs, he knows where the claim is going to go depending on the agreement that is signed. He left samples of both agreements in the packets. Mr. Negreann Added that the trigger is whether compensation is received or not. Mr. Altamura stated that he put the MEL bulletin in the packet also saying to do a mutual agreement. He stated that personally in his 30 years of experience it is more of something that has to be decided between the 2 boroughs and in his opinions if there is an equal exchange then it is a mutual indemnification, if one is betting something over the other then one would indemnify the other. Again it is only where the claim gets placed it's not a matter of insurance, the insurance is going to be covered. It's just a matter of who gets placed with the claim. If Bergenfield has their employees here they are covered under Bergenfield, there is no subrogation under Title 59. If there is negligence or an injury for example they pay the worker's comp. and they can't come after the Borough of River Edge for subrogation rights because are two public entities and there is no subrogation. The claim just gets assigned. Mr. Gallo was wanted to clarify that there will be officer training an officer from your graduate not part of regular duty shift in on overtime and compensated by Bergenfield so at that point in time he will be working for Bergenfield with a River Edge officer in River Edge and he doesn't know if that poses any, he would think that would still be covered by River Edge, Mr. Altamura agreed it would be and added again it wouldn't be a coverage issue just a matter of where the claim goes. There were no further questions or discussions on this topic.

#### **WORK SESSION CONSENT AGENDA -**

- 1. Change in Personnel Policy & Procedure – Section X, Subject 7 – Alcohol Free & Drug Free Work Place – General Conduct.**
- 2. Change in Personnel Policy & Procedure – Section X, Subject 8 – Alcohol Testing.**
- 3. Award Contract to Robert Costa, Borough Engineer to Design Plans & Specs and Inspect Project – Oxford Phase IV in the amount not to exceed \$5,000.00**
- 4. Authorize Alan Spiniello, Esq., to Enter Into a Stipulation of Settlement with River Edge Associates, 253-297 Kinderkamack Road, Block 1007, Lot 1 to Dismiss and Withdraw their Complaints for the years 2013, 2014, & 2015.**
- 5. Authorize Alan Spiniello Esq., to Enter Into a Stipulation of Settlement with Daw K, & Lily S. Wong (Rev Trust), 388 Mercer Ave., Block 1002, Lot 18 for a reduction in assessed value for \$549,700 to \$525,000with a potential refund of \$830.41.**
- 6. Amend Contract with DMR Architects for Professional Services related to the Community Center in the amount not to exceed \$4,000.00**
- 7. Award Contract to Robert Costa, Borough Engineer for Professional**

**Services Related to Crosswalk at Wayne Avenue & Kinderkamack Road – Survey/Design & Inspect in the amount not to exceed \$2,500.00.**

- 8. Enter into a Shared Services Agreement for Short Term Emergency Sharing of Fire Apparatus Between the County and any Municipality in Bergen County.**

**Motion by Councilman Bartelloni, second by Councilwoman Busted to approve  
All in favor 4-0**

**UNFINISHED BUSINESS –**

- **Borough of River Edge Senior/Community Center** – Mayor Mignone stated that Mr. Costa and DMR Architects have been invited to be here at the next Mayor and Council Meeting, which will be Monday, August 13. We expect to have them to give us a presentation and be available to answer questions.

**NEW BUSINESS –**

Mayor Mignone asked if any member had any new business, seeing none proceed to open to the public.

**OPEN PUBLIC HEARING**

**Motion by Councilman Bartelloni, second by Councilwoman Busted  
All in favor 4-0**

No public comment

**CLOSE PUBLIC HEARING**

**Motion by Councilwoman Davis, Councilman Bartelloni  
All in favor 4-0**

**MOTION TO ADJOURN THE WORK SESSION @ 7:17 PM**

**Motion by Councilwoman Busted, seconded by Councilwoman Davis to adjourn.  
All in favor 4-0**

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Stephanie Evans, RMC  
Borough Clerk