

**BOROUGH OF RIVER EDGE
MAYOR AND COUNCIL
WORK SESSION MINUTES
MONDAY, JUNE 15, 2015**

PRESENT:

Mayor	Sandy Moscaritolo
Councilwoman	Kathleen Murphy
Councilman	Anthony Coppola
Councilwoman	Ellen Busteed
Councilman	Edward Mignone
Councilman	Vito Acquafredda
Councilman	Thomas Papaleo

ALSO PRESENT:

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

ABSENT:

None

Mayor Moscaritolo called the meeting to order at 7:06 PM by reading the Open Public Meetings Act.

BOROUGH ADMINISTRATOR'S TOPICS –

1. Community Development Block Grant Applications for Fiscal Year 2016-2017-
Mr. Negreann explained that he received notice that the Community Block Grant will be accepting applications this year for next year's programs. As he has done in the past, he make the council aware that the application process has begun and asked for authority to put in an applications for senior citizen activities, and the senior bus dispatcher and driver, which we have supported through this program for many years. That would leave one application open for the Mayor and Council to decide if they wanted to do another social program or something like last year with regards to the improvement of sidewalks and streets in the low to moderate income area. A motion was made to authorize the Borough Administrator to submit applications for senior activities and senior bus driver and dispatcher.

Motion by Councilwoman Murphy, second by Councilman Mignone to approve.
All in favor 6-0

Councilman Mignone asked if they could review the third application regarding doing Oxford Terrace checking with John Lynch and Rob Costa to see whether there was a second phase that we should consider doing. Mr. Negreann stated he believed that Councilman Mignone suggested that perhaps more could go towards street resurfacing instead of sidewalks and curb improvements, and that would give us an opportunity to come back and do curb and sidewalks at another time.

2. Cherry Blossom Park Bid – Mr. Negreann asked that Bobbi Conway come up and assist in answering any questions the Mayor and Council may have. Mr. Negreann stated that there was only one bid received although four or five picked up the bid. The total amount of the bid was \$203,500.00 and we only have available \$104,000.00 for this project. The

base amount was \$122,250.00, we are lacking the resources to make an award on this bid. There is a resolution tonight, #15-239 to reject this bid if you are so inclined. It is the recommendation of the architect on the project to reject and go back out to bid probably in January or February of next year. This would allow for a much more competitive environment and also allow the Mayor and Council to consider adding funding to this project to complete phase I. There are several options in creating additional funding, which we can discuss tonight. He has also written a letter to Open Space's Executive Director asking for an extension of time from December 31, 2015 to September 1, 2016. This is where we stand with this bid. Ms. Conway stated that the \$122,250.00 is just the base bid which didn't include lighting or some of the items that are potentially necessary but were listed as an alternate because we didn't know if we were going to have enough funding. The lighting is another \$18,000.00 alone. Mayor Moscaritolo addressed Mr. Negreann asking for an accounting if anything is available from unused municipal open space. Mr. Negreann said there was about \$24,000.00 in unallocated at this present time and that comes from the prior allocations that we had for the past several years. Of course in 2016 there would be another round of funding which could be looked at as well that is why we are suggesting perhaps at January or early February is the time to look at the available funding. Mayor Moscaritolo said we would need the extension from Open Space because the work had not been completed as promised. But we could use the \$104,000 that we do have and throw in another \$18,000.00 from the existing Open Space and we could have that money, except there is a recommendation he agrees with rejecting the bid because there is only one bidder. Councilwoman Murphy asked if we had the names of the other vendors that picked up the packet, Councilman Mignone stated that two were subcontractors and they were not going to be the main contractor, and Ms. Conway said one was a landscaper. Councilman Mignone said that he felt the bid package was confusing, it wasn't clear particularly with the base items and that tends to make contractors conservative with their bidding, and that is part of what happened. Some of the alternates are not really alternates, they are requirements and should be part of the base bid. Maybe we need to rescope the way the base was formulated to get within the project budget we have. Councilwoman Murphy that we have had previously landscapers that have bid for other things, Ms. Conway agreed. Councilwoman Murphy asked if the contractors who picked up the bid specs could be contacted and asked why they didn't bid, Mr. Negreann said we could ask. Mayor Moscaritolo suggested that the bid be rejected and go out to re-bid right away. Councilman Mignone wanted to remind the Council that there was a \$116,000.00 shortage for the KGB lighting project that needs to be met to fully fund that project without knowing what the costs are going to be just to meet the original cost estimate of \$437,000.00. Ms. Conway stated that the engineer said that if we go out to rebid in January/February the contractors are hungry for work, right now they are all busy, that is one of the reasons we only got one bidder. If you go out in August, September October it's going to be the same scenario. It does make sense, if you are going to go back out now you may not get a bidder or even the same bidder because they are busy and committed to other projects. She had a few that were interested but they had projects and didn't have the time for this project. A motion was made to reject the bid.

Motion by Councilwoman Murphy, second by Councilman Papaleo to approve.
All in favor 6-0

Mayor Moscaritolo asked if there was a motion to go out to rebid. Councilman Papaleo felt it was a good idea to wait to rebid if we could get the extension. Councilman Mignone said that from his experience an extension is usually granted, but he would

suggest looking to tighten up the bid documents. Councilman Acquafredda asked who came up with the figure of \$104,000.00. Mayor Moscaritolo said that the borough received \$52,000.00 from an Open Space grant that we matched. Councilman Mignone explained that there would have been an engineer's estimate submitted with the grant application showing the work in the amount of \$104,000.00. So whatever that scope was that was included in the grant application that is what the engineer believed it would cost \$104,000.00. Councilman Acquafredda said the engineer was off by 100%, Mayor Moscaritolo said \$18,000 off, and Councilman Mignone said the engineer was off by 23% off. Mayor Moscaritolo felt this would impede us from going out on a new round of Open Space for further improvements to the park if we have this grant and are not using it. Councilman Mignone stated that they usually look to see if you have monies that are 3 or 4 years old unspent then they will inform you not to apply for a current round, usually a one year... Councilwoman Murphy stated that is \$24,500 unspent, Mr. Negreann said it was from 2013, 2014, and 2015. Mayor Moscaritolo said that for tonight's agenda we rejected the bid and discuss this at a further meeting regarding a new bid specification and when to go out to bid.

DISCUSSION ITEMS –

1. Transit Grant Application – Mayor Moscaritolo said the town received a grant for the streetscape project in the amount of \$800,000.00 from the TAP program that was secured by our former grant consultants Capital Alternatives and there is one remaining round where that application is due in August and we have one more phase to complete this more than 10 year project and he would like to know from Council if they would like to apply for the final round of that grant and invite Capital Alternates back and discuss the feasibility of being awarded that grant to complete the streetscape. That would be the section that goes down River Edge Ave. to the train station. Mr. Negreann stated this would be an opportune time for him to apprise the Mayor and Council that after meeting with Capital Alternatives and hearing the Federal requirements that are imposed on the municipality he has over the last 3-4 weeks been reviewing the interview questions and checklist and he is finding them challenging in terms of making sure the Borough complies with all the requirements. There has been an ongoing dialog himself and the engineer as part of the Capital Alternatives team trying to research the Federal requirements and see whether we can meet everything that is being requested. He gave one example, stating that there are at least a dozen of these: does the local public agency have written policy and procedures for the procurement of profession services, if yes does they comply with 23CFR Brooks Act and FAR Cost Principles. He has to determine what those statutory requirements are to see whether we can answer this question as to whether we can meet it. And then for most of these if you don't meet these requirements you must formally adopt and implement an acceptable policy and procedurally controls prior to the authorization of Federal aid funds. He isn't saying this is a hurdle that we won't be able to overcome, but he just wanted to let the Council know that he finding this challenging and we are continuing to work with the consultant on this. So to go for another round of funding at this point, personally he would like to make sure that we have these requirements well in hand and can meet these requirements for the one that we have been awarded prior to making some sort of commitment on a second round. This is the information and Council can take it under advisement. Mr. Negreann stated that policy and procedures needed to be written to ensure that we comply with the requirements and once the policy and procedures are in effect someone has to certify that we have in fact and we will meet these standards. Mayor Moscaritolo said he only wanted to know if the Council was willing to invite Capital Alternatives back to discuss this program and answer all of your questions sometime before the August deadline. A

motion was made invite Capital Alternatives to come back and discuss this. Mayor Moscaritolo said we didn't have to bid on the round now. Councilwoman Busted agreed with Councilwoman Murphy and would like to have some advance information as to their appearance here, she was a little blind about their last appearance here, and this should be a more thorough exchange of information. Councilman Mignone stated we already have the information, and there are two more phases, which Marlene Casey stated when she was here, there are totally 3 phases totaling about \$3.2 million. The second phase was going down River Edge Road, the third phase is Kinderkamack Road from Tenney up to Lincoln. The first phase we already know was \$800,000.00 and we don't even have a firm handle on what that actually is going to cost at this point because we don't have a very tight engineering estimate. He thought that before we go spending millions of dollars more we should know what we are spending so far and get a better idea of what the current project is going to cost us. We are going to approve \$1.1 million tonight....Councilwoman Murphy said to have them refresh our memories, be better prepared to answer questions.

Motion by Councilwoman Murphy, second by Councilwoman Busted to approve.
All in favor 5-1 Councilman Mignone Opposed

2. Garbage and Vegetation Collection – Mr. Negreann has some additional information for the Council's consideration. Based on the Mayor's request he approached the Borough of Paramus and sought out a request for proposal for them to provide garbage collection services. He didn't expect the Council to have an in depth discussion on this tonight, but the highlight of the proposal is for 5 years, collection on Wednesday all day, bulk items based on the zones and by appointment, pick up next day after a holiday. They would require automatic collection which would mean the borough would have to purchase 95 gallon containers for those that we pick up, the disposal costs would be paid by Paramus and we would refund them those fees, and there would be a 3% annual increase over the 5 years. He met with John Lynch and provided him with this information and we feel there are certain aspects or open questions that haven't been addressed and we would need to provide that information to you as well. First of all the containers which could be bonded through our capital would cost anywhere between \$25,000 - \$45,000 a year, he had a range because he would like to pin down the number we would need whether we would need replacements if so how many, things of that nature. We would have to add to this numbers another \$25,000 to \$46,000 over a ten year period on the containers. There are no containers contained in this bid, so if for instance if we do provide containers to the school districts, Roosevelt and Cherry Hill, we would have to go out for that on our own. There is no vegetation service in this request also. He mentioned that in 1998 when we looked at vegetation it was another \$38,000.00, it would be a lot more at this point. We also want to look at the landfill location, where they are okay with tipping where we currently tip in Totowa, or if that represents a change. So if the Council would like to have a sub-committee look at this a little closer we can evaluate the proposal and get better numbers for you. In addition to this the Borough of New Milford is going out to bid again on their contract, and they have the same contract as we do. In speaking with the Administrator, she approached their Council about holding off on going out to bid to see if we were interested in also joining in as a joint bid. We could that, but I would have to let her know the Council's decision no later than tomorrow morning, so I need the Council's decision tonight if we should join them in another joint bid. They have requested we leave the specification the same making it very easy to go out to bid for a possibility of a new contract. Mr. Negreann just wanted to show the Council what the timeline looks like, this timeline doesn't leave much of an opportunity for the bid process

at this point. We are looking at a small window to get some specifications together through the remainder of June, under the statute the bid has to be out for 60 days, so July and August the bid would be out and receive the bids in September to review, allowing a couple of week in October if you have a new vendor to meet with John Lynch and go through the whole transition process. So right now it's a very tight timetable in terms of getting out to bid. Those are some options that are in front of the Council as a solution to the current problems that we are having with the contractor. Councilman Mignone mentioned the first thing on the Paramus, do we have any information on size and weight of the 95 gallon containers, Mr. Negreann said that they did say they have a smaller version for senior citizens, Councilman Mignone asked for that information since that would be a concern for seniors and he didn't know if his kids could push 95 pounds. It was felt by Council that since his sons participated in the Yukon competition they could handle the containers. Mr. Negreann stated that it would be a once a week pick-up because they felt the 95 gallon container would be sufficient. Mr. Negreann felt that Paramus had no interest in doing River Edge's vegetation since that information was included in the bid and they didn't provide any information, we would have to go out on our own for that. Councilman Mignone mentioned he spoke with John Lynch a few days ago and was confused about the status of things, after last week we got a dozen emails and now we are just getting fewer emails and it seems less full streets and now just spotty. He asked John Lynch to document, and John said that wasn't all of them, to which Councilman Mignone asked that everything be documented to see if there has been any improvement since the last time we talked about this or hasn't. Based on the decreasing number of emails, after last time there must have been 75 emails and he hasn't got that many since the last time. Councilwoman Murphy said that recently there may have been ten, and she also received a picture of vegetation being picked up by a pick-up truck. Councilman Mignone said all he wanted to say is we should be looking at whether there has been response by these people and if it's getting better. He wasn't against the other options, but if things were improving and we don't know what the costs are going to be to go out to bid again, he doesn't know what happens if we go out to bid and the same company comes out the low bidder again, we would have to demonstrate prior negative experience. Suppose we go out to bid and the price is really high and we decide to stay with this company and New Milford wants to go with someone else, how does that effect our original arrangement. Councilwoman Murphy stated that New Milford isn't happy with the contractor and they have double the number of our complaints. Councilman Mignone felt that the contractor has at least been responsive to the complaints, now whether they have gotten to where they should be probably not, but he wants to know if we are getting the same number of complaints, same kind of complaints, or are they getting better and addressing the issues. Councilwoman Murphy stated that she went down to DPW and they have an entire paper made up for the complaints, and she said their day is spent fielding calls, and emails. They have improved. Councilman Papaleo said that all Councilman Mignone is simply saying is that he is requesting information. Councilman Mignone said lets evaluate if and how it gotten better. Mayor Moscaritolo asked if the Council could just focus, Alan indicated that if we wish to go out, right now we have a series of one year contracts, we can go out to bid by notifying New Milford of a joint bid tomorrow morning, and that's option A to go out to bid and then in the long term we should continue with our shared services sub-committee to explore and get further information regarding a consolidation of services with the Borough of Paramus by getting further information on the weight of the can, what the tipping fees are going to be, and whether or not they could use our existing facility that we have. That would be option B. But we have to make a decision of whether or not we are going to go out for the joint bid, which the bid documents are already prepared, changing the dates and

letting the know. Councilman Mignone wanted to know what the borough's obligation if we go out to bid with New Milford and there is a split decision at the end. New Milford wanting to pursue a new contract, and River Edge not wanting to, are we obligated to do so. Mr. Sarlo said regarding the one year contract, he hasn't see the contract, but he felt both sides would have to agree to upping the next year. He wanted to review the contract to see what the notice provision had with getting out, if it's a 90 day notice we are getting close to that. Again he needed to see the contract. Both parties would need to agree, both parties to the contract, he didn't think one party could bind both parties to the contract. Either town could have rejected the bid. Councilman Papaleo asked that if we do go out for a bid are we in any way obligated to move forward with the bid, is there any downside to signing off on a bid. Mr. Sarlo said no you are just exploring, you can also do options, doing recycling as an alternative. But your timeframe is getting close. Councilman Mignone asked Mr. Sarlo if we should bid it on our own and see what the costs come with that. He wasn't sure if there was any savings as a joint bid. Mr. Sarlo said legally he couldn't answer that, but if you think it would be big savings then yes you can also bid it out. Councilwoman Murphy said that Oradell has had problems with them comingling things. Councilman Papaleo asked who Hackensack used, Mr. Negreann said they were in-house. Councilman Cappola was curious to know what the average, if it drops doesn't mean a good job is being done, what is the normal amount of complaints a week. Mayor Moscaritolo said that Cedar Grove just fired this contractor and got an emergency contractor. Councilman Papaleo felt the borough should make a motion since there is no downside and consider going out to bid on our own. We have to give New Milford an answer tomorrow morning, so what would be the motion. Mr. Negreann said the motion would be do a joint bid with New Milford for solid waste with the same terms and conditions as previously stated. Councilman Mignone asked if there a way in incorporate a penalty clause where if this kind of thing happens we have some kind of recourse. Mr. Negreann said that Mr. Sarlo wanted to look at the contract.

Motion by Councilman Papaleo, second by Councilwoman Murphy to approve.
All in favor 6-0

Councilman Papaleo asked about going out on our own. Mr. Negreann said he would like directly as soon as possible as to where you want to go out on our own and what those specifications would be, what they were going to include, not include, any change, that information is needed as soon as possible. Councilman Mignone suggested using the same specification based on our number of pick-ups and stops. Simultaneous talking. Councilman Mignone said bid on our own with the base specifications. Mr. Negreann said that can be done right away. A motion was made to go out to bid on our own using the same specifications.

Motion by Councilman Mignone, second by Councilman Papaleo to approve.
All in favor 6-0

Mayor Moscaritolo asked if Mr. Negreann would set up a meeting with the shared services committee to further explore the proposal with the Borough of Paramus. Councilwoman Murphy asked about the vegetation part. Mayor Moscaritolo said that would be another bid. Mr. Negreann said he didn't see why that would have to be done right now, what you really look at is the Paramus proposal and look at the cost factors, once you have that just for the garbage collection side, then you know you will have to add on vegetation. You will see if this is feasible or not in the short term over the long term as well.

3. Approve the Appointments of a Representative to the Open Space Trust Regional Committee - Mayor Moscaritolo indicated to the Borough Clerk that he didn't want to make any changes those appointments and to them the same as prior years.
4. Approve the Appointment of Representatives to the Community Development Regional Committee – Same statement as of above.
5. Sidewalks – Mayor Moscaritolo placed this item on the agenda due to emails he received regarding sidewalk conditions, he thought it would be a good policy when we get complaints about sidewalks we recommend that they be inspected by Mr. DeRosa, the Code Enforcement Officer, and then he can indicate to us the condition of the sidewalk is, what caused the deterioration, for instance if it is a result of a shade tree then it might be the borough responsibility to correct the situation, of course we would have to get an opinion from our borough attorney. If it's a result of deterioration or a privately owned tree it would fall under the existing borough ordinance, it would be the homeowner's obligation. Mr. De Rose would then send out the appropriate letter, issue the appropriate warning or summons or take further action. That is the plan he would like to put in place. Mr. Negreann said he believed that Mr. DeRosa is working with several of the complaints presently trying to have the homeowners address those issues. We have an ordinance on this process, the borough has used that process, but we have had some issues with regard to the follow up if there has been non-compliance on the part of the resident. The ordinance places the responsibility on the borough to make those repairs and there was difficulty in attracting contractors. Certainly the DPW doesn't have the time or resources at this point to start to address sidewalks. Mayor Moscaritolo said that would be only in situations where the homeowner is or if the property is in foreclosure or abandoned or if the homeowner refuses to cooperate. Mr. Sarlo said that if you give them a 30 day notice and they refuse to make the repairs the burden then falls on the borough to make those repairs. It is a heavy burden once you send out the 30 day notice. Mayor Moscaritolo said but then again if the homeowner is around Mr. DeRosa is going to issue a summons, then the homeowner is going to go before the judge, who will say he can fine them or they can repair the sidewalk. The sidewalk is going to get fixed. Mr. Negreann said that presently Mr. DeRosa is addressing the concerns that way, he is working with warning first, but he will reach a point where a summons will have to be issued. Councilman Mignone said he would be more concerned with if we do have any responsibility or obligation because of tree roots, that is going to be a very difficult thing to determine and it's going to wind up putting a lot of liability back on the borough. Mr. Sarlo said that without researching it you have a Shade Tree Commission they are planting trees, they are your trees, and you are responsible for maintaining them, taking them down, so if they uproot a sidewalk, again without doing research, his opinion off the cuff would be yes they are your responsibility if they are your trees. Councilwoman Murphy mentioned there are a lot of older trees that were probably the wrong species that were planted, and now you can see the results to the sidewalks. Shade Tree is now planting specific trees that won't grow as big and she didn't think it was fair to the homeowner that if a borough tree is planted and creates a sidewalk issue. Mr. Sarlo said if it's uplifted or just deteriorated over time, which would be the building official to make that determination. Councilman Mignone said he would like to see some research done as to how other towns address the issue. He didn't think it was common condition where the town is assuming responsibility for the trees. Mr. Sarlo said he would do the research.
6. Sidewalk Sales – Councilwoman Busted stated that a business inquired about conducting a sidewalk sales through the summer months to drum up business and they were informed that there is an ordinance on the books that prohibits it. She wanted to

make the Council aware of this and suggested modifying the ordinance to allow for a process in which businesses are allowed to have sidewalk sales through a certain notification process with the borough. That may take some time, and for expedience sake since the summer months are upon us if we could put a mechanism in place to allow some businesses to have sidewalk sales during the duration of the warm weather. She knew that there are businesses in town that do conduct them, whether they are following the ordinance or not. The boroughs of Fair Lawn and Ridgewood do have portions of their ordinances allowing for sidewalk sales under certain circumstances and this would be a good place to start allowing businesses to have sidewalk sales. Councilwoman Murphy voiced it was a good idea, and she had heard concerns about one town business holding sidewalk sales and no one knew if it was permitted, this is something to further look into. We want to promote businesses in town. Councilman Mignone said he didn't see this as complicated, we already have a similar ordinance that allows sidewalk dining, this could be used as the framework as long as you have a certain clear path, a 3 foot pathway, it seems easy to do by a permit. Limiting the time of year, the time of day and it should hopefully it shouldn't be something that hard to do. Councilwoman Busted said it shouldn't be difficult, she just wanted to make sure that we give the retail businesses an opportunity to take advantage of the summer months and would hate to have this process take a couple meetings to change the ordinance. She would like to recommend a mechanism in place now allowing them to do so while we look to amend the ordinance. Mr. Sarlo stated he could have a draft at the next meeting, as for amending the ordinance and as to the mechanism he didn't see a problem. If you want to put some type of policy in place going towards that you are going to do an ordinance with some type of directive or resolution at this point for temporary use, like the Farmer's Market, allowing sidewalk sales for potentially this year this would be your time. But going forward it is should be an ordinance. A motion was made that a resolution be in place allowing retail businesses to conduct sidewalk sales, making sure there is clear thoroughfare for pedestrian traffic, they have responsibility to move the wares in and out in a timely fashion, and they apply through the borough for permit to do so, with no fee. Councilwoman Murphy mentioned that Bergenfield has specific day where they have sidewalk sales and everyone does it at the same time generating foot traffic, maybe it should be more contained. Councilwoman Busted said that maybe the ordinance that is approved will do that, but in the meantime we allow these businesses to conduct.....Mayor Moscaritolo said that if we allow it by resolution to last the rest of 2015, there still have to be standards in the resolution regarding say can you have a sidewalk sale every day, 6-7 days a week, or once a week, once every two weeks, during a certain period of time, we need standards. Councilwoman Busted said this particular business was interested in Fridays and Saturdays sporadically during the summer. She believed perimeters could be put in place. Councilman Mignone felt that the perimeters for the outdoor dining gives you exactly what you are talking about. It gives you hours about bring in and out, it's a simple resolution to put together. Mr. Sarlo said he would prepare a resolution and a prepared ordinance.

Motion by Councilwoman Busted, second by Councilman Mignone to approve.
All in favor 6-0

WORK SESSION CONSENT AGENDA –

1. Authorize Petty Cash Reimbursement for the Recreation Camp Program- \$50.00 per single draw.
2. YMP consulting Engineers – final payment of contract for HVAC engineering services for Borough Hall.

3. Award Contract for the 2015 Fifth Avenue Road Improvement Project, Section 2 to Marini Brothers Construction Company in the amount not to exceed \$125,920.00.
4. Approve the Appointment of a Representative to the Open Space Trust Regional Committee.
5. Approve the Appointment of Representatives to the Community Development Regional Committee.
6. Authorize Clerk to Go Out to Bid for Stormwater Drainage Improvements.
7. Approve Non-Emergency Nixle Messages Policy & Procedure.
8. Authorize Fire Department Grant Purchase of Multi-Gas Meters.
9. Award Contract to Costa Engineering for Design and Inspection for the Fifth Avenue, Section project in the amount not to exceed \$30,000.00.
10. Acknowledge Beautification Committee Soliciting Assistance of Boy Scouts, Girl Scouts and other school age children to assist in the weeding and care of landscaping.
11. Amend Agreement with Brigette Bogart for Professional services related to the Historic Element and Master Plan in the amount not to exceed \$700.00

PAYMENT OF BILLS

By: _____ 2nd: _____ RC: _____

Motion by Councilman Mignone, second by Councilwoman Murphy to adopt.
All in favor 6-0

MAYOR'S REPORT-

FOR YOUR INFORMATION –

UNFINISHED BUSINESS

1. Review of Historic Element in the Master Plan
2. Capital List – See Report
3. Grove Street –
4. Library Roof and HVAC
5. Complete Streets
6. Borough of River Edge Senior/Community Center
7. Townwide Communications/Notifications
8. Generator – Fire Company #
9. Shade Tree Commission
10. Social Media Policy

Councilwoman Murphy asked if we ever signed up for LESO program, surplus times available for law enforcement agencies, Mr. Negreann answered not to his knowledge, but he would follow up with Police Chief Cariddi.

Councilman Mignone said he was going back to a question of process, again we have an ordinance showing up for an introduction which hasn't come up to the Council for a

review during a work session with regards to 24 hour operation. He doesn't want to labor over all the details, but he thinks we should get a draft ordinance, it should come back to the Council for discussion before we decide to list it for introduction. Mayor Moscaritolo said that the ordinance is going to be discussed before it gets voted on this evening. Councilman Mignone agreed but all he was saying is it should come before the Council first, he started with the comments made at the last meeting, he proceeded to read "Mr. Sarlo made representation that he had communications with Ms. Bogart regarding the latest form of the ordinance", it would have been nice to have seen that communication and what her recommendations were because the ordinance as it is being presented is not what was in her original memo that we were given with Mr. Sarlo's original opinion. It would have been beneficial to have Ms. Bogart here tonight, he had a whole host of planning questions he would have liked to ask her about why the C-2 zone is or isn't appropriate, whether we should be limiting particular use or usages, whether there is contiguous C-1 parcels that should actually be in a C-2 zone, he has a lot of questions like that that would go to whether the ordinance as drafted would even be appropriate for introduction. Mayor Moscaritolo said that when it comes up on the agenda at the 8 o'clock meeting you can make any appropriate comments then.

NEW BUSINESS –

Councilman Papaleo said that during the Board of Education Sub-Committee meeting it was requested by the BOE a list of building application permits seeking what recent large building permits have been filed and made available to them. They are talking about major additions or tear-down and rebuild. Councilman Papaleo asked Mr. Negreann if it was possible to give them that information. Mr. Negreann said he had no idea, it is public information and didn't see why not. But they needed to be specific as to what a major addition is, tear-downs yes we need to know if they are looking for a specific period of time. He suggested contacting the BOE Business Administrator coming in and speaking with the construction dept. Councilman Papaleo also mentioned that during that meeting they requested that the south side of Wayne Ave. we consider changing the parking ordinance from 8-2 to 9-2, that way drop-offs to Cherry Hill would be expedited and they could park and walk their children in and that would all be done 9am. He thought that wanted the committee wanted to do was to ask for the ordinance to be drafted by Mr. Sarlo. Mayor Moscaritolo said he thought the Council was going to take a motion to recommend those changes currently from the south side of Wayne Ave. from 8 to 4 to 9 to 2 and request that the police department has a traffic officer provide feedback, then if Traffic and Safety Committee don't come back with any potential problems we can go ahead and amend the parking ordinance. A motion was made to refer to the Wayne Avenue No Parking ordinance be referred to the Traffic and Safety Committee for consideration of changing the ordinance to 9 to 2. Councilwoman Murphy asked why it couldn't be done now without a delay. Mayor Moscaritolo said that we have to have due diligence, why have a traffic officer and a Traffic and Safety Committee if you are not going to consider any of their input or expertise. Councilman Papaleo felt this could be done before September by using the proper process.

Motion by Councilman Papaleo, second by Councilman Acquafredda to approve.
All in favor 6-0

Councilman Papaleo mentioned that he has been in contact with a resident at 787 Park Avenue, she has been having some difficulty with commuter pick-up and drop-offs blocking her driveway. She has asked for the Council to consider whether or not the parking ordinance for that part of Park Ave. come under some sort of review. She is requesting that we might consider upon review that the signs be changed to "No

Stopping/No Standing". A motion was made that the Traffic & Safety Committee along with our traffic officer review this situation in or about 787 Park Ave. for appropriate changes as recommended. Councilman Mignone said that he has relayed several complaints to the Chief regarding traffic going through the one-way every morning. He assured Councilman Mignone that a traffic officer would be assigned, and he didn't know if that was done or not. Also he is getting complaints for Spring Valley east, people coming up the wrong way, concerns regarding kids on the street, they were looking to see they could more law enforcement there. Councilman Mignone wanted to amend the motion to include this street and have Chief Cariddi look at the issue. He didn't know if it was just an enforcement issue or an issue of more signage, since we are talking about that area of town we should address this issue. Councilwoman Murphy felt that in addressing these streets it seems as if there are more areas that need attention, she will check her notes for the specific streets. A motion to have a traffic officer review the parking situation at or around 787 Park Ave. regarding commuter drop-offs and pick-ups, and Spring Valley Road eastbound.

Motion by Councilman Papaleo, second Councilman Mignone to approve.
All in favor 6-0

**EXIT WORK SEESION AND ENTER THE REGULAR MEETING AT 8:00 PM.
EXTI REGULAR MEETING AND RETURN TO WORK SESSION AT 9:20 PM**

Motion by Councilwoman Murphy, second by Councilman Mignone to return to work session.
All in favor 6-0

NEW BUSINESS –

1. Missing Bike Rack at Borough Hill – Mr. Negreann informed the Mayor and Council that he issued a work order to DPW on April 30th and John Lynch reported today that Rick Stephens, the Foreperson, is soliciting quotations for a replacement. The bike rack is a little unusual due to its size, it's smaller than normal. The metal at the bottom deteriorated and filled with rust. The snowstorms this year just basically pushed it over.
2. DPW Cones – Mayor Moscaritolo stated he requested this be placed on the agenda, in various parts of town, particularly down in the south end of town, several of these cones are just sitting on the sidewalk. Either they were sing post that have toppled down or decorative lighting stanchions that have been knocked over. The borough doesn't have a coordinated plan or system to take an inventory of these cones and come up with a schedule for doing something. We don't need the pole or stanchion it should be flattened out made smooth and the cone removed, or if it needs to be replaced there should be a schedule to replace it. Right now it's just unsightly and probably a danger to have some many cones in the area and around town that he would like to see some kind of systematic inventory taken and put into a priority bases as to the work getting done or the need for the cone to be eliminated. Mr. Negreann said he would refer it to the DPW tomorrow. Councilman Mignone stated that if they are light posts that would be the responsibility of PSE&G under our service agreement with them. If they are sign posts he didn't know what the agreement is, whether it is the property owner or we assumed that when we streetscaped those areas. Mayor Moscaritolo said that was what the DPW could do, lift up the cones see what is under it. Councilman Mignone said that he had mentioned to John Lynch to put cones out because bolts were protruding making it very dangerous. A discussion pursued the amount of time the cones have been put out and used for. Which reminded Councilwoman Murphy about Chief Cariddi going through claims for the lights. Mayor Moscaritolo stated he asked Chief Cariddi to look through

the accident reports and found out and identify the vehicle drivers that were involved accidents that cause damage to public property. It seems to happen every day, where some unfortunate person strikes public property, a sign, post, or tree, causing damage. It is supposed to be recorded on the police report, a notice sent to the insurance company to reimburse the borough for that public property. We have had a couple meetings and it have never been done. Councilwoman Murphy said that we talk about it and then we forget about it and there has never been any kind of consistency. Mayor Moscaritolo said there has been several meeting because there is an insurance sub-committee that he and Mr. Negreann are on, meeting with John Lynch also. DPW has to be on notice, if they have to put up a cone if public property has been damage. He had asked Chief Cariddi and John Lynch if they would follow-up and get reports so we can send out a form letter to get reimbursed. Mr. Negreann said he looks at this monthly since he was directed to have a policy go out, which it did, the Police Dept. researched the outstanding issues that were first talked about, DPW didn't have any reports to give him to follow-up on, the same thing with Shade Tree. As far as he was concerned everything is caught up regarding the prior issues. There was a sign about 1 or 2 months ago that had fallen down on Valley and Howland, he questioned the police dept. about it and was told it wasn't hit, there was nothing to follow-up there. Since that time he hasn't received anything regarding any damages. The last inquiry was on the bike rack, where we found out it was hit. The policy is out there, and he can sent it out again to remind people, but he does have a schedule that refers to on a monthly basis to see if there is anything new that needs to be followed up on. Mayor Moscaritolo said that there was an accident on Fifth Ave. where a car struck a tree, which was totaled. The police report should reflect this and should be referred to the Borough Administrator, who then refers it to Shade Tree, who can say there was no damage to the tree and not seeking reimbursement or it was a young tree that was damaged and needs to be replaced. A form letter should out to the insurance company that is listed on the police report saying your insured damages borough property and this is the cost for reimbursement. It's just a simple process.

3. Paramus Shared Services – discussed previously during the first part of the meeting.

Councilwoman Busted wanted to mention a Traffic and Safety issue that was we were all copied on from May 5th, from residents on Christie Ave. asking for an additional crossing guard and a possible "No Right on Red" sign be considered in light of the other Traffic and Safety issues that have come before tonight as Councilman Papaleo mentioned a few. She would like to ask the Borough Administrator to ask Traffic and Safety to call a special meeting since the next isn't until September. She felt that in light of these issues the committee should meet prior to that. She also requested that Chief Cariddi and Officer Ariano see the correspondence on Christie so they are prepared for the meeting.

Councilman Mignone said he has been asked repeatedly about the Recreation getting AEDs for the parks, he did speak with a Recreation Commissioner who said that at their last meeting the Risk Managers came in and gave a presentation and the consensus was to move forward but the issue was regarding funding. He felt that was all sorts of funding available and that was why there was a Rec. Trust Account. From his understanding it was going to be less than \$20,000.00 to buy the number of units required to start. His other suggestion is the Finance Committee needs to start getting involved to try and find funding somewhere else, which he would be willing to do since he thought it was an important issue and should be moving forward, these things should be in place before the fall sports start so we don't waste another 6-8 months before we start implementing this things. Councilwoman Murphy felt regarding the trust accounts should be looked at, she

noticed a bill that she was told before the trust would pay for the clay, and that didn't happen. Somethings need to come out of the trust account. Councilman Mignone also felt that if something needs to be accomplished the trust accounts should be use. Mayor Moscaritolo said that at the meeting where the Risk Manager appeared Mr. Krautheim said Royal would fund the purchase of an AED. Councilman Cappola said if it was just so easy, just for it, it would be done immediately. Part of the problem is liability, theft, these are stolen all the time, there is also training. The Rec. Commission is worried, it's not just there and someone gets it, and the money isn't the issue. They have been stolen, and if you don't know how to use it correctly, our police can get to the field within 3 minutes. I'm just saying you can't just buy them and that's it, this is what he has heard at meeting, when the police can response within 3minutes....Councilman Mignone said that it may be less than 3 minutes but you still need to access the situation and know what to do, if you have these units available someone can react right away, it is more wide spread now for towns, it's not just one town doing it. They are also popping up in public buildings also. Councilman Cappola responded by saying that it wasn't going to happen, there are just a lot of layers, there are several legit concerns. Councilman Mignone stated that at meeting the Risk Manager addressed the issues. He also stated the next step would be to see what the Rec. Commissions intentions are, then the funding should be addressed by looking to see if it's in the recreation account. Councilwoman Murphy asked Mr. Negreann for a breakdown of recreation's trust accounts.

Councilman Mignone wanted to propose an amendment to the Council's by-laws, he wanted to see on the work session agendas the ordinances listed for introduction and adoption so we have the opportunity to discuss them before they show up on a public agenda before they are discussed. He wanted to have a section whether it's after "consent agenda" or whatever the ordinance just listed for either introduction and/or final adoption, so we have the opportunity to comment on them before they appear on the final agenda. If there is something coming up for final adoption we have the ability to discuss it and make proposed amendments before we walk in and have to do during the public meeting. He felt this would be a prudent change to the by-laws, also a lot of towns do it. Mayor Moscaritolo said we have a by-laws sub-committee and we are missing one member and need to appoint someone. A motion was made to reformat the by-law sub-committee with the following nominees: Councilwoman Busteed, Councilman Mignone and Mayor Moscaritolo.

Motion by Councilman Papaleo, second by Councilwoman Murphy to approve.
All in favor 6-0

Councilman Mignone stated that he had asked Mr. Negreann about the Government Finance Officers Association has a series of "Best Practices" and one of the things he would like to implement, its timely, they recommend we have a "grand oversight committee", and the purpose is to address the same issues he has been raising as we go along, it is basically to review the grant, look at the scope, and see what the commitments are, the financial obligations are in terms of capital operating costs, whether there is going to be long term costs associated with the grant, and how the grant would be administered if we were to receive it. It is a general "Best Practice" recommended by the GFOA. He hasn't drafted anything on it at this point, but CDBG could be exempt along with some of the smaller grants, pick a threshold of \$100,000.00 or more, as the first cut we can assign this to the finance committee with Mr. Negreann and the second part would be whatever department is effected or part of the grant have them there. If it's a park's grant he would like to hear Mr. Lynch's input in terms of what he thinks the operating and maintenance cost would be if we were to do certain things. Councilman

Papaleo thought it was a good idea but questioned, could this then be used to prevent grants from moving forward, would a grant not be allowed, where they simply refuse to review and therefore it dies. Councilman Mignone didn't see it that way and we could write it so it's not, and he didn't think the findings of the committee are necessary the findings of the council as a whole. Simultaneous talking. Councilman Mignone said it would have to default to what the council wanted to do. He felt this was due diligence and the other thing that tends to happen is we forget what we have done already, and we keep adding these grant amounts and we don't look at what the long term costs are going to be. Mr. Negreann's concern about this, he has no objections to the idea, but just understand that all these grants have application deadlines. It is difficult with everyone's busy schedule to get committees together on occasion to meet and he would hate to see us lose out on a grant due to the lack of a committee meeting. There are ways to address the issues and come back to a committee night at the second meeting every month so everyone commits and has an open calendar for those types of committee meetings. Coming in a little bit early before the work session meeting to do this type of work, but he just wanted everyone to realize that there are these application deadlines, and this is an added layer we have to go through to get the application in front of the council to get the resolution done and file the application. He would agree that grants over a \$100,000.00 should receive this type of scrutiny, anything below that should really just be worked directly through a work session or public meeting with the council. Councilwoman Murphy asked if this could be discussed at length at another time. Councilman Mignone said he just wanted to bring it up for discussion. Mr. Negreann said he would list it.

Councilman Mignone's last item was another "quality of life" issue, ongoing for the last year he has gotten several complaints about people parking their cars on their lawns, particularly along Kinderkamack Road. He had asked Chief Cariddi about it and was informed that there was no ordinance prohibiting it, and couldn't enforce it, and can't be enforced under a property maintenance law either. It is unsightly and in one case dangerous because there is always a car parked on the edge of the cliff. He looked at other towns, and found Englewood Cliffs has language on it, along with Hasbrouck Height, Little Ferry, Lyndhurst, basically saying if you are parking your car in the front yard it has to be on a driveway, that way you have reason for people not parking on the grass. There was a house next to the Mayor that had a Jeep for the longest time on the middle of the lawn and there is no ordinance to prohibit that. He understand that some people on Kinderkamack have limited time for on-street parking, but most of those house have double or triple wide driveways. You can look at some of the ordinances and grant relief to them in terms of zoning, if they are going to be over the coverage allow them to do, it's a quality of life, and safety issue. Simultaneous talking. Councilman Papaleo said a resident approached him about the idea of amending the ordinance regarding how wide a driveway can be. Can a driveway extend beyond a reasonable boundary beyond the garage towards the center of a lawn, therefore in front of the house. We might want to discuss that too, he is concerned that if we start widening driveways usage, it's the same thing as letting someone park on their front lawn. We will be going from a suburban setting to an urban sort of setting. We need to discuss this but on the record he isn't really in favor of it but to it perhaps needs to be reviewed as well as an ordinance for not parking on the lawn. Councilman Mignone agrees with him and what a lot of towns do, it becomes a function of the width of the lot, the percentage you are allowed to have for recoverage, and we can have one similar to Little Ferry where it requires the expansion to be what they call grass pavers making it pervious coverage versus impervious coverage, those are certainly options we can look at. The other you do when widening a driveway you potential take away an off street parking space, so for people

who reply on street parking it can potentially be lost. Councilman Papaleo mentioned this resident talked about a tapered driveway, Councilman Mignone said keeping the curb cut, yes. Councilman Papaleo said this would affect people who live between Kinderkamack and Bogert there is no parking for 2 hours a day, which becomes an issue, but it also changes the character of that area. It is something we should have on for discussion for the future. Mr. Sarlo mentioned that in Little Ferry there is no street parking from 2 -5, and they made concessions to allow extended driveways. Councilman Mignone said that the other issue in town is the garages are not suitable for their cars, the newer houses are designed for a car or they will design a bigger garage but don't want to use them. Councilman Mignone what the best way was for the no parking on the lawn would be, maybe put one line the in the zoning ordinance, Mr. Sarlo said it would depend on what you want to accomplish parking or going to your zoning. Councilman Mignone said that most put the parking under the zoning say no parking unless you are on a driveway, but he wanted Mr. Sarlo's opinion on it.

MOTION TO ADJOURN WORK SESSION AT 9:50 PM

Motion by Councilwoman Murphy, second by Councilman Cappola to approve.
All in favor 5-0

Stephanie Evans, RMC
Borough Clerk