

# **MINUTES**

Regular Meeting of the Mayor and Council  
Monday, November 19, 2018  
Immediately Following Work Session

## **CALL THE MEETING TO ORDER –**

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

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

## **APPROVAL OF MINUTES –**

On motion by Councilwoman Busteded, seconded by Councilman Papaleo, the minutes of the Mayor and Council Work Session Meeting of October 9, 2018 and the Regular Meeting of November 5, 2018 were unanimously approved.

## **PROCLAMATIONS & AWARDS – NONE**

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

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

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

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

## **APPOINTMENTS & PERSONNEL CHANGES –**

On motion by Councilman Papaleo, seconded by Councilman Bartelloni, the resignation of Brian Vitting, School Crossing Guard effective October 31, 2018 was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilman Bartelloni, the resignation of Kristala Moshouris, School Crossing Guard effective November 5, 2018 was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilman Bartelloni, the resignation of Theresa Burdy, School Crossing Guard effective November 7, 2018 was unanimously approved.

On motion by Councilwoman Busteded, seconded by Councilman Papaleo, the appointment of Constantin Cracunescu and Claudia Calderone to the 2018 Citizen’s Budget Committee, effective November 20, 2018 was unanimously approved.

On motion by Councilman Papaleo, seconded by Councilman Chinigo, the re-hire of Anthony Naem, Laborer II in the Departments of Public Works at an annual salary of \$30,939.00 with a one-year probationary period, effective November 20, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilwoman Busteded, the resignation of Matthew Kaufman as Library Page effective December 1, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilwoman Busteded, the hire of Owen Svevar as Library Page, at an hourly rate of \$8.60, 9 hours per week effective December 1, 2018

was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilman Gautier, the appointment of Aydon McCarthy as a Junior Firefighter in the River Edge Volunteer Fire Department, effective November 20, 2018 was unanimously approved.

**CORRESPONDENCE – NONE**

**MONTHLY REPORTS –**

Library Board - November 2018

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

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

Stephanie Evans, Borough Clerk read the title of Ordinance #18-24 as follows:

**Ordinance #18-24 BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF BOGERT ROAD (SECTION 2) AND HOWLAND AVENUE (SECTION 7, PHASE V) AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF A PORTION OF SUCH STREETS, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF A PORTION OF SUCH STREETS, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$698,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

Ordinance #18-24 was introduced by Councilman Chinigo, seconded by Councilwoman Davis and unanimously approved at the November 5, 2018 meeting as follows:

**BOROUGH OF RIVER EDGE  
ORDINANCE #18-24**

**BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF BOGERT ROAD (SECTION 2) AND HOWLAND AVENUE (SECTION 7, PHASE V) AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF A PORTION OF SUCH STREETS, A GENERAL IMPROVEMENT, AND THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, CURBS AND DRIVEWAY APRONS ALONG AND IN FRONT OF A PORTION OF SUCH STREETS, A SIDEWALK IMPROVEMENT, IN, BY AND FOR THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$698,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

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

Section 1. The Borough of River Edge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake (a) the resurfacing of Bogert Road (Section 2 – from approximately 10 feet south of the intersection with Howland Avenue to the intersection with Reservoir Avenue) and Howland Avenue (Section 7, Phase V – from approximately 150 feet west of the intersection with Cherry Mews to approximately 150 feet west of the intersection with Bogert Road) and the construction and reconstruction of sidewalks, including, where necessary, curb and driveway apron construction and reconstruction along and in front of a portion of such streets (the "Road and Sidewalk General Improvements") and (b) the construction and reconstruction of sidewalks, including, where necessary, curb and driveway apron construction and reconstruction, along and in front of the following properties on such sections of Bogert Road and Howland Avenue as shown on the Tax Assessment Map of the Borough (the "Sidewalk Assessment Improvements"):

| <u>Block</u> | <u>Lots</u> |
|--------------|-------------|
| 1209         | 39          |
| 1007         | 1           |

Said improvements shall include all work, materials and appurtenances necessary and suitable therefor. Said improvements shall be undertaken in accordance with plans and specifications prepared or to be prepared by the Borough Engineer, which plans and specifications are hereby approved and directed to be placed on file in the office of the Borough Clerk and made available for public inspection during regular business hours. It is hereby determined and stated that said roads being resurfaced are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$698,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by State grants. It is anticipated that grants in the aggregate amount of \$418,000 (\$218,000 for Bogert Road; \$200,000 for Howland Avenue) from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of said purpose. Said grant funds shall be applied as set forth in Section 12 hereof. The Road and Sidewalk General Improvements shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted. The Sidewalk Assessment Improvements shall be made as a sidewalk improvement as hereinafter set forth.

Section 3. The Sidewalk Assessment Improvements shall be undertaken as a sidewalk improvement and the cost thereof not borne by the Borough shall be assessed in the following manner: an accurate account of the cost of the improvement shall be kept by an officer of the Borough and such cost shall be assessed upon the several properties fronting on the improvement in proportion to their respective frontage thereon pursuant to and in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey. The portion of such cost which shall not be so assessed shall be paid by the Borough as in the case of a general improvement which is to be paid for by general taxation.

Section 4. Before making said sidewalk improvement or awarding any contract for such sidewalk improvement, the Borough Clerk shall cause notice of the proposed sidewalk improvement to be given to the owner or owners of all real estate affected thereby. Such notice shall be served in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes of New Jersey, in particular Section 40:65-2 to Section 40:65-6, and the proof of service shall be filed with the officer of the Borough in charge of the records of tax liens of the Borough within 10 days after service thereof.

Section 5. It is hereby determined and stated that (1) the Borough will contribute \$128,520 to the cost of the Sidewalk Assessment Improvements, and (2) the estimated maximum amount of the special assessments for the Sidewalk Assessment Improvements is \$20,379, and (3) no sidewalk assessments for such improvement have been levied or confirmed, and (4) the sidewalk assessments may be paid in five annual installments.

Section 6. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$698,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$698,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$129,170 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 7. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$698,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$698,000 are hereby authorized to be issued pursuant to

the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$698,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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Edward J. Mignone, Mayor

Attest:

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Stephanie Evans, Borough Clerk

Date:

**OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #18-24**

On motion by Councilman Gautier, seconded by Councilwoman Busted to open the public hearing on Ordinance #18-24 was unanimously approved.

**CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #18-24**

There being no comments by the public, the motion by Councilwoman Busted, seconded by Councilman Chinigo to close the public hearing on Ordinance #18-24 was unanimously approved.

**ADOPTION – Ordinance #18-24**

On motion by Councilman Papaleo, seconded by Councilman Chinigo to adopt Ordinance #18-24 was unanimously approved.

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**RESOLUTIONS - By Consent**

Motion by Councilman Papaleo, seconded by Councilman Gautier to approve resolution #18-346 through #18- 356 were unanimously approved.

#18-346 Confirm Endorsement of Community Development Project

WHEREAS, a Bergen County Community Development Grant of \$10,000.00 has been proposed by the Borough of River Edge for the Handicapped Accessible Curb Ramps and Sidewalks in the municipality of River Edge; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of River Edge; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development Funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of River Edge hereby confirm endorsement for the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

November 19, 2018

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#18-347 Confirm Endorsement of Community Development Project

WHEREAS, a Bergen County Community Development Grant of \$49,000.00 has been proposed by the Borough of River Edge for the River Edge LM Street Improvements, Phase V in the municipality of River Edge; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of River Edge; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development Funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of River Edge hereby confirm endorsement for the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

November 19, 2018

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#18-348 Forfeit of Construction Bond for Shade Trees at 822 Park Avenue, River Edge, New Jersey 07661

WHEREAS, J. Construction deposited a cash construction bond for shade trees adjacent to the property located at 822 Park Avenue in the amount of \$1,607.76 on November 6, 2013; and

WHEREAS, the Shade Tree Commission has performed an inspection and has been determined that \$807.76 of the bond be refunded, which was done via resolution #14-340 on September 3, 2014; and

WHEREAS, the Shade Tree Commission recommends that a portion of the original bond amount of \$800.00 be used to replace a tree; and

WHEREAS, the Mayor and Council have discussed this matter at a work session on November 19, 2018.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is authorized to transfer \$800.00 from the Trust Other-Performance Bonds-Shade Tree Account to the Trust Other-Donations Shade Tree Commission Account.

November 19, 2018

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#18-349 Authorize Borough of River Edge to Go Out to Bid Jointly with the Borough of New Milford for Garbage Collection

WHEREAS, the Borough's garbage collection contract will expire in October 2019; and

WHEREAS, the Mayor and Council have discussed going out to bid jointly with the Borough of New Milford at their work session of June 25, 2018; and

WHEREAS, the Mayor and Council believe it is to the benefit of the residents to bid jointly with the Borough of New Milford to try to reduce costs.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge will bid jointly with the Borough of New Milford for Garbage Collection in both municipalities.

November 19, 2018

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#18-350 Authorize Clerk to Go Out to Bid for Garbage Collection Services

WHEREAS, the Borough of River Edge desires to go out to bid for garbage collection services.

NOW, THEREFORE, BE IT RESOLVED that the Clerk be authorized to advertise in THE RECORD and THE STAR LEDGER for the purpose of providing said service.

November 19, 2018

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#18-351 Authorize Mayor and Clerk to Sign a Shared Services Agreement with the Borough of New

Milford for the Joint Bid of Solid Waste Collection Services

WHEREAS, the Borough of New Milford and the Borough of River Edge desire to enter into an agreement for the Joint Bid of Solid Waste Collection Services pursuant to the provisions of the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 *et seq.*).

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of River Edge shall enter into a Shared Services Agreement with the Borough of New Milford for the Joint Bid of solid Waste Collection Services.

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of River Edge that:

1. The Mayor and Borough Clerk are hereby authorized to execute the Shared Services Agreement with the Borough of New Milford, subject to the approval of the Borough Attorney.

November 19, 2018

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#18-352 Confirm Endorsement of Community Development Project

WHEREAS, a Bergen County Community Development Block Grant totaling \$34,000.00 has been proposed by Community Options, Inc. for the renovation and repair of 200 Zabriskie Place in the municipality of River Edge, New Jersey; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, aforesaid project is in the best interest of the people of River Edge; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development application.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge hereby confirms endorsement of the aforesaid project.

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent Robert G. Esposito, Director of the Bergen County Division of Community Development, One Bergen County Plaza, 4<sup>th</sup> Floor, Hackensack, New Jersey 07601 so that implementation of the aforesaid project may be expedited.

November 19, 2018

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#18-353 Amend Agreement with Robert Costa, Borough Engineer for Professional Services Related to Meeting Outfall Mapping Requirements for the Department of Environmental Protection January 1, 2019 and 2020 Deadlines and Other Stormwater Related Engineering Services

WHEREAS, there exists a need for expert professional engineering services related to meeting Outfall Mapping Requirements for the Department of Environmental Protection January 1, 2019 and 2020 deadlines and other Stormwater Related Engineering Services; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #18-316 dated October 22, 2018 in the amount of \$5,000.00 and amended via resolution #18-335 in the amount of \$5,500.00 dated November 5, 2018; and

WHEREAS, additional funding is required for professional services related to meeting Outfall Mapping Requirements for the Department of Environmental Protection January 1, 2019 and 2020 deadlines and other Stormwater Related

Engineering Services; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-167 of the Current Fund in the amount not to exceed \$6,000.00; and

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

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

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

WHEREAS, the Mayor and Council have examined resumes, biographies, work experience; and

WHEREAS, the Mayor and Council have reviewed price and other factors when considering supporting reasons for awarding this contract; and

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

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

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$6,000.00; and
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. The contract is awarded without competitive bidding as "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.

November 19, 2018

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#18-354 Transfer of Funds

WHEREAS, N.J.S.A. 49:4-59 permits the transfer of appropriations during the last two months of the fiscal year from accounts showing unexpended balances to accounts in which commitments may exceed the original budgeted appropriations.

NOW, THEREFORE, BE IT RESOLVED that the following transfers be authorized:

|                                  |                     |            |
|----------------------------------|---------------------|------------|
| FROM: Tax Assessment O/E         | 01-2010-20-1502-170 | \$1,000.00 |
| FROM: Recreation Commission O/E  | 01-2010-28-3702-036 | \$5,000.00 |
| TO: Engineering Services O/E     | 01-2010-20-1652-167 | \$6,000.00 |
| FROM: General Administration O/E | 01-2010-20-1002-028 | \$7,000.00 |
| TO: Engineering Services O/E     | 01-2010-20-1652-100 | \$7,000.00 |



|                               |                     |            |
|-------------------------------|---------------------|------------|
| FROM: Sanitation Landfill O/E | 01-2010-32-4652-124 | \$9,000.00 |
| TO: Fire O/E                  | 01-2010-25-2552-133 | \$9,000.00 |

November 19, 2018

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#18-355 Resolution to Refund Planning Board Escrow Money to Joseph Puccio for the Property Located at 10 Route 4, Block 1403, Lot 9 River Edge, New Jersey

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

WHEREAS, all professionals have been paid.

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

| <u>Block/Lot</u> | <u>Name &amp; Address</u>   | <u>Amount</u> |
|------------------|---|---------------|
| 1403/9           | Joseph Puccio<br>10 Route 4, LLC<br>390 Wyckoff Avenue<br>Wyckoff, NJ 07481 | \$164.25      |

November 19, 2018

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#18-356 Amend Agreement with Robert Costa, Borough Engineer for Professional Services Related to Oxford Phase IV – Design Plans & Specs and Inspection of the Project

WHEREAS, there exists a need for expert professional engineering services related to Oxford Phase IV – Design Plans & Specs and Inspection of the Project; and

WHEREAS, the Borough of River Edge has previously awarded a contract to Robert Costa, Borough Engineer via resolution #18-247 dated July 9, 2018 in the amount of \$5,000.00; and

WHEREAS, additional funding is required for professional services related to Oxford Phase IV – Design Plans & Specs and Inspection of the Project; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-100 of the Current Fund in the amount not to exceed \$7,000.00; and

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

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

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

WHEREAS, the Mayor and Council have examined resumes, biographies, work experience; and

WHEREAS, the Mayor and Council have reviewed price and other factors when considering supporting reasons for awarding this contract; and

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

|                                 |          |
|---------------------------------|----------|
| Principal/Project Engineer..... | \$ 65.00 |
| Principal Land Surveyor.....    | \$ 75.00 |

|  |          |
|--|----------|
| Survey Field Crew.....                   | \$150.00 |
| Senior Designer.....                     | \$ 65.00 |
| Senior Drafter.....                      | \$ 55.00 |
| Computer Drafting .....                  | \$ 75.00 |
| Technical/Administrative Assistant ..... | \$ 65.00 |
| Field Inspector.....                     | \$ 80.00 |

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$7,000.00; 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(l)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.

November 19, 2018

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Councilman Bartelloni read resolution #18-357 into the record.

On motion by Councilman Bartelloni, seconded by Councilman Chinigo to approve resolution #18-357 was unanimously approved.

#18-357 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                | \$939,404.63 |
| CAPITAL ACCOUNT                | \$ 11,462.00 |
| RECREATION ACCOUNT             | \$ 2,420.37  |
| ANIMAL WELFARE ACCOUNT         | \$ 3.60      |
| TRUST OTHER ACCOUNT            | \$ 5,401.00  |
| OPEN SPACE ACCOUNT             | \$ 8,310.00  |
| TRUST OTHER DEVELOPERS ACCOUNT | \$ 2,873.62  |

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.

November 19, 2018

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**OPEN HEARING OF THE PUBLIC -**

On motion by Councilman Papaleo, seconded by Councilman Chinigo to open the hearing of

the public was unanimously approved.

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

There being no comments by the public, the motion by Councilman Chinigo, seconded by Councilman Papaleo to close the hearing of the public was unanimously approved.

## **COUNCIL COMMENTS –**

Councilwoman Busted-thanked our first responders for dealing with a tough situation on Thursday during the snow, rain, hail, sleet event. It's a good reminder for our residents that you can't take emergency preparedness for granted and that you should have your go kit ready in your car and house. She again thanked the first responders who helped people get home safely.

Councilman Bartelloni-congratulated Councilman Gautier and Councilwoman-elect Kaufman on their election wins. He wished everyone a Happy Thanksgiving.

Councilman Gautier-said that it is an honor to serve here in River Edge and thanked all of the residents and all those who supported him. He said that it's truly an honor and looks forward to serving on the Council in the years ahead. He also wished everyone a Happy Thanksgiving.

Michelle Kaufman-said that she's very excited to serve on the Council and thanked the residents for voting for her. She looks to do as much as she can to help the community.

Mayor Mignone-asked Councilman Bartelloni where we stand with the TV?

Councilman Bartelloni-said that he came in last Thursday in hopes of hooking it up and realized very quickly that it's not as easy as he thought. Dylan was here and said that he would order 2 more wires that we needed to hook it up. Dylan was down at the League and said that he would speak with Nick and the guys from G & G who installed it and make sure that we have the last few parts that we'll need. DPW ran the Ethernet line, the cable lines are there so once we receive the other parts, we'll be ready to go very soon.

Mayor Mignone-said that he was hoping to receive a proposal from a company called Evogov to fast track a supervised website. They do packaged websites with built in forms and they have what they call a small communities package for \$8,000 to \$10,000 where they'll do the website, the forms and all the associated ways to send out notifications. We didn't qualify for the small communities funding but he asked them to consider it for us and they said that they would. He has not received the formal proposal but said that they could get something up and running within 2 months.

Councilman Chinigo-asked if this would be an app based platform as well?

Mayor Mignone-said that he's not 100% sure that it would be included in the initial package.

Councilman Chinigo-feels that if we're going to do it, we should look into that.

Mayor Mignone-agreed and again said that he can find out whether it's part of the package. He thinks it might be an add-on but feels that we need to get a new one up and running. They've done a few large city websites and a lot in New Jersey. They look clean and are easy to navigate which is what we want. Last week the Mayor was down at the League and got more interesting information regarding COAH. He's not sure where the legislature stands with the interest arbitration cap. They also talked about the pending legalization of marijuana and there was a Mayor's survey asking if they would prefer an opt-out or opt-in process. He wanted to thank past and present Council's for their steadfast defense of the funding formula with Oradell and feels that they took the correct position which is a benefit to our taxpayers. If the people of Oradell could view the school district without boundaries, like it's supposed to, they would understand why doing the apportionment based on valuation makes sense. It's no different with a town and garbage collection. It's divvied up based on your valuation. For a school district, it's the same thing you look at one big pie and you slice it up based on valuation. The legislation has said that, the courts have said that and hopefully this is something that we can put to rest and see where the legislature brings us if anywhere. He feels that we need to lobby them more for better funding for the towns. Obviously the schools need funding but had we gotten \$1million in additional aid this year, we could give the taxpayers back \$300, or put it in fund balance and stabilize taxes for several years. He said that we're really that close on a continuous basis to do that. What was interesting regarding the energy tax which forms the bulk of our state aid, they said that the legislature will be able to modify the amount. He feels that if its definite, we should consider reaching out to our representatives letting them know it's not in the best interest of River Edge or any other towns in Bergen County. The Mayor told Councilman Bartelloni that he is sorry that he will not be joining them next year because he's been a great asset to the Council. He congratulated Councilman Gautier and Councilwoman-elect Kaufman on their election victories. The Mayor wished everyone a Happy Thanksgiving.

## **ADJOURNMENT – 8:15 P.M.**

On motion by Councilman Papaleo, seconded by Councilman Bartelloni to adjourn the meeting at 8:15 p.m. was unanimously approved.

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Mayor Edward J. Mignone

Attest:

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Stephanie Evans, Borough Clerk