

MINUTES
Regular Meeting of the Mayor and Council
Monday, April 22, 2019
6:30 P.M.

CALL THE MEETING TO ORDER –

Council President Ellen Busted called the meeting to order at 6:30 p.m. in the Council Chambers of the Borough Hall.

SILENT PRAYER – FLAG SALUTE –

Council President Busted called for a moment of silent prayer and asked that we remember the victims of the terrorist attack in Sri Lanka yesterday. Council President Busted asked Councilman Papaleo to lead the salute to the flag.

STATEMENT -

Council President Busted read the statement under the Sunshine Law and asked the Clerk to put it into the minutes. “Adequate Notice of this meeting has been made by sending notice on December 21, 2018 to THE RECORD NEWSPAPER and THE RIDGEWOOD NEWS, 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 – Councilwoman Busted, Councilman Chinigo, Councilwoman Davis, Councilman Gautier, Councilwoman Kaufman and Councilman Papaleo were present; Mayor Mignone was absent.

On motion by Councilman Chinigo, seconded by Councilwoman Davis, resolution #19-162 was unanimously approved.

#19-162 Resolution to Go Into Closed Session and Exclude Public.

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, permits the exclusion of the public from a meeting in certain enumerated circumstances; and

WHEREAS, this public body is of the opinion that such circumstances will or presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey, as follows:

1. That the public shall be excluded from the April 22, 2019 Regular Session meeting and discussion of the hereinafter specified subject matter:

<u>Closed Session</u> <u>Docket #</u>	<u>Item Title or Description</u>	<u>Statutory</u> <u>Reference</u>
19-4/22-1	Litigation – COAH Brian Chewcaskie, Esq., Tom Behrens	N.J.S.A. 10:4-12(7)
19-4/22-2	Interviews – Police Department (4)	N.J.S.A. 10:4-12(8)

2. It is anticipated at this time that the above stated subject matter will be made public within a reasonable time, the substance of which will be released after the Mayor and Council or the specific authorized public body has reviewed and specifically accepted the data.
3. This resolution shall take effect immediately.

April 22, 2019

MOTION TO SUSPEND REGULAR SESSION AND GO INTO CLOSED SESSION

On motion by Councilman Papaleo, seconded by Councilman Gautier to suspend the regular session and go into closed session was approved unanimously.

CLOSED SESSION TOPICS

<u>Closed Session Docket #</u>	<u>Item Title or Description</u>	<u>Statutory Reference</u>
19-4/22-1	Litigation – COAH Brian Chewcaskie, Esq., Tom Behrens	N.J.S.A. 10:4-12(7)

MOTION TO ADJOURN CLOSED SESSION AND RESUME REGULAR SESSION

On motion by Councilman Chinigo, seconded by Councilman Papaleo to adjourn the closed session and resume the regular session was unanimously approved.

ROLL CALL VOTE: Councilwoman Busteded, Councilman Chinigo, Councilwoman Davis, Councilman Gautier, Councilwoman Kaufman and Councilman Papaleo voted yes.

APPROVAL OF MINUTES –

On motion by Councilman Papaleo, seconded by Councilwoman Davis, the minutes of the Mayor and Council Regular Meeting and Work Session meeting of April 8, 2019 were unanimously approved.

PROCLAMATIONS & AWARDS – NONE

OPEN PUBLIC COMMENTS ON ANY ITEM ON THIS AGENDA –

On motion by Councilman Chinigo, seconded by Councilwoman Davis 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 Councilman Papaleo to close public comments on any item on the agenda was unanimously approved.

APPOINTMENTS & PERSONNEL CHANGES –

On motion by Councilman Chinigo, seconded by Councilwoman Davis, the resignation of Matthew Diehl as a Police Officer in the River Edge Police Department, effective April 11, 2018 was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilwoman Davis, the salary increase of Edward Blue, Police Officer from an annual salary of \$72,850.00 to Patrol Officer 14th Grade - \$81,255.00, effective May 5, 2019 was unanimously approved.

CORRESPONDENCE –

- E-Mail - Correspondence to Mayor and Council on Budget from BA
- E-Mail - Correspondence to Citizen Budget Committee from BA

MONTHLY REPORTS –

- Fire Prevention - January – March, 2019
- Historic Commission - March 2019
- Tax Collector - March 2019

BOROUGH ADMINISTRATORS REPORT –

Raymond Poerio, Borough Administrator-stated that over the past few months Council has gone ahead and introduced the budget. Since that point in time you’ve received a variety of different amendments that have been put together via our Finance Director or through different feedback that the Borough Administrator and CFO have received from Mayor and Council. He had included the additional amendments in their weekend packets of what they all are and what ultimately the new tax rate would be as well as all of the items that they’ve requested to be put into the capital ordinance. He had extended himself to the Mayor and Council for anyone who wanted to get together and it was recommended by one of the Councilman that we send the information to the Budget Advisory Committee which he did. What he is looking for from the Mayor and Council tonight is a direction from them whether they are satisfied with where the municipal budget and capital budget are at this point. If they are, he would like a straw poll to instruct him to go ahead with putting together the amended budget and the capital ordinance if they so desire.

Councilwoman Busted-asked what the new tax increase is? It was \$93.00 when it was introduced.

Raymond Poerio-stated that they were at \$93.00, they added \$26.52 to various things which brings it to \$119.52. Alan has warned him that it might change within .50 cents but Ray was sure that the Council would be okay with that. The capital ordinance should be self-explanatory. He also sent the Mayor and Council a memo on the budget proceedings going forward and said if they don’t have any questions on that, we’ll go ahead and publicize that and take the necessary steps to make people aware.

Councilman Papaleo-asked what percent per household would \$119.52 be?

Councilman Chinigo-said he thought it was 85%.

Councilman Papaleo-said no, no. What percent is the increase?

Raymond Poerio-said that he doesn’t know the answer to that but he can get them the information.

On motion by Councilman Chinigo, seconded by Councilwoman Davis to give the Borough Administrator the direction to move forward with the municipal and capital budgets was unanimously approved.

Councilwoman Busted-asked Ray if he wanted to comment on the changes he made in the format of the agenda?

Raymond Poerio-said that he just wanted to clean up the agenda a little bit. If they need cheat sheets, they can put little notations in there. He hopes that they like it.

ORDINANCES – 1ST READING – NONE

ORDINANCE – 2ND READING –

Stephanie Evans, Borough Clerk read the title of Ordinance #19-9 into the record as follows:

Ordinance #19-9 AN ORDINANCE APPROPRIATING \$20,000.00 FROM THE GENERAL CAPITAL FUND BALANCE FOR THE PURCHASE OF EQUIPMENT, IMPROVEMENT OF BOROUGH BUILDINGS AND GROUNDS

Ordinance #19-9 was introduced by Councilman Papaleo, seconded by Councilwoman Davis and unanimously approved at the meeting of April 8, 2019 as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #19-9

AN ORDINANCE APPROPRIATING \$20,000.00 FROM THE GENERAL CAPITAL FUND BALANCE FOR THE PURCHASE OF EQUIPMENT, IMPROVEMENT OF BOROUGH BUILDINGS AND GROUNDS

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

SECTION 1. The purchase of equipment for improvements desired in Section 2 of this ordinance are hereby authorized as improvements and purchases to be made by the Borough of River Edge, New Jersey for the purpose of the purchase of said equipment and the making of said improvements, there are hereby appropriated the sum of \$20,000.00 of which \$20,000.00 is from the General Capital Fund Balance.

SECTION 2. The improvement and purchases are authorized as follows:

- a. Repairs and improvement to public buildings and grounds,
- b. Purchase of equipment for the Police Departments.

SECTION 3. The appropriation shall be made from the General Capital Fund and no debt is authorized.

SECTION 4. This ordinance shall take effect immediately after the first publication after final passage as provided by law.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk
Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-9

On motion by Councilman Chinigo, seconded by Councilwoman Davis to open the hearing on Ordinance #19-9 was unanimously approved.

CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-9

There being no comments by the public, the motion by Councilwoman Davis, seconded by Councilman Chinigo to close the public hearing on Ordinance #19-9 was unanimously approved.

ADOPTION – Ordinance #19-9

On motion by Councilwoman Davis, seconded by Councilman Chinigo the adoption of Ordinance #19-9 was unanimously approved.

Stephanie Evans, Borough Clerk read the title of Ordinance #19-10 into the record as follows:

Ordinance #19-10 AN ORDINANCE APPROPRIATING \$15,385.00 FROM THE GENERAL CAPITAL FUND – CAPITAL IMPROVEMENT FUND FOR PURCHASE OF EQUIPMENT

Ordinance #19-10 was introduced by Councilman Chinigo, seconded by Councilwoman Davis and unanimously approved as the April 8, 2019 meeting as follows:

BOROUGH OF RIVER EDGE
ORDINANCE #19-10

AN ORDINANCE APPROPRIATING \$15,385.00 FROM THE GENERAL CAPITAL FUND – CAPITAL IMPROVEMENT FUND FOR PURCHASE OF EQUIPMENT

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

SECTION 1. The purchase of equipment desired in Section 2 of this ordinance are hereby authorized as purchases to be made by the Borough of River Edge, New Jersey for the purpose of the purchase of said equipment and improvements to public buildings and grounds there are hereby appropriated the sum of \$15,385.00 of which \$15,385.00 is from the Capital Improvement Fund.

SECTION 2. The purchases are authorized as follows:

- a. Repairs and improvements to public buildings and grounds.
- b. Purchase of equipment for the Departments of: Recreation, Fire, Borough Clerk, and

Police.

SECTION 3. The appropriation shall be made from Capital Improvement Fund of the General Capital Fund and no debt is authorized.

SECTION 4. This ordinance shall take effect immediately after the first publication after final passage as provided by law.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk

Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-10

On motion by Councilman Chinigo, seconded by Councilwoman Davis to open the public hearing on Ordinance #19-10 was unanimously approved.

CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-10

There being no comments by the public, the motion Councilman Chinigo, seconded by Councilwoman Davis to close the public hearing on Ordinance #19-10 was unanimously approved.

ADOPTION – Ordinance #19-10

On motion by Councilman Chinigo, seconded by Councilman Gautier the adoption of Ordinance #19-10 was unanimously approved.

Stephanie Evans, Borough Clerk read the title of Ordinance #19-11 into the record as follows:

Ordinance #19-11 AN ORDINANCE TO AMEND ORDINANCE #19-3 TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, AND STATE OF NEW JERSEY FOR THE YEAR 2019

Ordinance #19-11 was introduced by Councilwoman Busted, seconded by Councilwoman Davis and unanimously approved at the April 8, 2019 meeting as follows:

**BOROUGH OF RIVER EDGE
ORDINANCE #19-11**

AN ORDINANCE TO AMEND ORDINANCE #19-3 TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, AND STATE OF NEW JERSEY FOR THE YEAR 2019

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge:

Section 1: The compensation for the full-time positions and officers of the Borough of River Edge for the year 2019 shall be as follows:

	<u>2019</u>	
	<u>Hourly</u>	<u>Annually</u>
<u>BOROUGH HALL</u>		
Borough Administrator	\$	1 - \$160,000
Chief Financial Officer (Part-time)	\$	1 - \$ 52,000

Section 2: The compensation for the part-time positions and officers of the Borough of River Edge for the year 2019 shall be as follows:

	<u>2019</u>	
	<u>Hourly</u>	<u>Annually</u>
Counselors	\$ 8.00 - \$10.50	\$ 600 - \$ 875
Assistant Unit Leader	\$10.00 - \$11.00	\$ 800 - \$ 900
Unit Leader	\$10.00 - \$15.00	\$ 850 - \$1,500
Arts & Crafts		\$1,500 - \$2,500
Office Manager		\$1,500 - \$2,500
Activities Coordinator		\$1,500 - \$2,500
Assistant Camp Director		\$2,500 - \$4,000
Camp Director		\$2,500 - \$4,600
Park Attendant	\$15.00 - \$30.00	

Section 3: This ordinance shall take effect immediately after the first publication after final passage as provided by law.

Edward J. Mignone, Mayor

Attest:

Stephanie Evans, Borough Clerk

Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-11

On motion by Councilman Chinigo, seconded by Councilwoman Davis to open the public hearing on Ordinance #19-11 was unanimously approved.

CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-11

There being no comments by the public, the motion by Councilman Chinigo, seconded by Councilwoman Davis to close the public hearing of Ordinance #19-11 was unanimously approved.

ADOPTION – Ordinance #19-11

On motion by Councilwoman Kaufman, seconded by Councilman Chinigo, the adoption of Ordinance #19-11 was unanimously approved.

Stephanie Evans, Borough Clerk read the title of Ordinance #19-12 into the record as follows:

Ordinance #19-12 AN ORDINANCE AMENDING CHAPTER 206 “FEES” OF THE CODE OF THE BOROUGH OF RIVER EDGE

Ordinance #19-12 was introduced by Councilwoman Busted, seconded by Councilman Gautier and unanimously approved at the April 8, 2019 meeting as follows:

**BOROUGH OF RIVER EDGE
ORDINANCE #19-12**

AN ORDINANCE AMENDING CHAPTER 206 “FEES” OF THE CODE OF THE BOROUGH OF RIVER EDGE

BE IT ORDAINED BY THE Mayor and Council of the Borough of River Edge, County of Bergen, State of New Jersey, that Chapter 206 “Fees” of the Code of the Borough of River Edge be and hereby is amended as follows:

Section I: Add a new Section 206-2II (Miscellaneous Fees) to read as follows:

conjunction with recommendations of the Director of Recreation and the Recreation Commission.

Section III If any provisions of this chapter are found to be invalid, for any reason, by the final judgement of a court of competent jurisdiction, the invalidity of such portions shall not effect the remaining provisions of this chapter, which shall be severable therefrom.

Section IV All ordinances inconsistent with the provisions of this ordinance are Hereby repealed as to such inconsistencies only.

Section V This ordinance shall take effect immediately upon passage and publication according to law.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk

Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-12

On motion by Councilman Chinigo, seconded by Councilwoman Davis to open the public hearing on Ordinance #19-12 was unanimously approved.

CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-12

There being no comments by the public, the motion by Councilman Chinigo, seconded by Councilwoman Davis to close the hearing on Ordinance #19-12 was unanimously approved.

ADOPTION – Ordinance #19-12

On motion by Councilwoman Davis, seconded by Councilwoman Kaufman, the adoption of Ordinance #19-12 was unanimously approved.

RESOLUTIONS - By Consent

On motion by Councilman Papaleo, seconded by Councilman Chinigo, resolution #19-163 through #19-171 were approved unanimously.

#19-163 Authorize the Release of a Performance Bond for Diamond Construction, 35 Beaverson Boulevard, Suite 12C, Brick, New Jersey for the 2018 ADA Curb Ramp Improvements at the Intersection of Wayne Avenue and Kinderkamack Road

WHEREAS, the Borough of River Edge received a Performance Bond from Diamond Construction for the 2018 ADA Curb Ramp Improvements at the Intersection of Wayne Avenue and Kinderkamack Road dated October 5, 2018; and

WHEREAS, the amount of the Performance Bond was \$36,881.00; and

WHEREAS, the Borough Engineer has certified that the final inspection has been made and approval is given with regard to the 2018 ADA Curb Ramp Improvements at the Intersection of Wayne Avenue and Kinderkamack Road and recommends that the Performance Bond be released; and

WHEREAS, the Borough Clerk has received a Maintenance Surety Bond in the amount of \$36,881.00 which will run for a two year period from January 28, 2019 to January 28, 2021.

NOW, THEREFORE, BE IT RESOLVED that the Performance Bond for Diamond Construction on file with the Borough of River Edge be released in the amount of \$36,881.00.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to Diamond Construction, 35 Beaverson Boulevard, Suite 12C, Brick, New Jersey 08723 and Bondex Insurance Company.

April 22, 2019

#19-164 Approval of Local Budget Review 2019 Budget

WHEREAS, N.J.S.A. 40A:78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the borough of River Edge has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2019 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification, the Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to the law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on the Property Tax Levy, Chapter 62, Public Laws of 2007 and to a limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and the appropriations for exceptions to limits on appropriations found at 40A:4-453 et seq. are fully met (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth,
 - c. In itemization, form, arrangement and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

April 22, 2019

#19-165 Amend Certification of Chief Financial Officer with Regard to the Agreement with Maser Consulting, P.A. for the Design and Inspection Services Related to Improvements to Brookside Park and Memorial Park

WHEREAS, on April 8, 2019 via Resolution #19-151, the Borough of River Edge awarded a contract to Maser Consulting, P.A. for design and inspection services related to improvements to Brookside Park and Memorial Park; and

WHEREAS, the amount of the contract was for \$34,750.00; and

WHEREAS, the Chief Financial Officer had certified that funds were available from Account #04-2150-55-1904-200 of the Capital Fund in a not to exceed amount of \$34,750.00; and

WHEREAS, an error was made in the certification of funds.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that it does hereby accept the revised certification of funds provided by the Chief Financial Officer which indicates that \$34,750.00 is available from the Trust Other/Open Space Fund and is available from the Fund 2015 \$436.20 Unauthorized; 2016 \$329.74 Unauthorized; 2017 \$15,086.00 Unauthorized; 2018 \$3,005.39 Unauthorized; 2019 \$15,892.67 Unauthorized in a total amount not to exceed \$34,750.00.

BE IT FURTHER RESOLVED that the Chief Financial Officer and the Borough Clerk are hereby instructed to adjust their records accordingly.

April 8, 2019

#19-166 Authorize Tax Collector to Cancel and Refund the Added Assessment 2018 Taxes Due to a County Board Judgment

WHEREAS, the Tax Office has received an Added Assessment County Board Judgment for the year 2018 cancelling/adjusting the Added Assessment billing on the following property(s); and

WHEREAS, the reduction in assessed value has also reduced the total tax amount billed and due for 2018; and

WHEREAS, the 2018 Added Assessment billed amount has been paid.

NOW, THEREFORE BE IT RESOLVED, that the Account Supervisor issue a refund check(s) in the following amount(s) and the Tax Collector adjust her records accordingly.

Block/Lot	Owner/Address	AA Assessed	Revised AA	Refund of Taxes
1205/8	Cheema, Usman & Salamat, Rahat 206 Oak Avenue River Edge, NJ 07661	488,000	0.00	16,567.60

April 22, 2019

#19-167 Authorize Tax Collector to Refund a 2019 Tax Overpayment Due to a 2016 Homestead Rebate Credit Issued to a Tax Exempt Property

WHEREAS, a Homestead Rebate Credit was applied to the 1st quarter 2019 taxes on the following property that became tax exempt in 2017; and

WHEREAS, property is exempt and no taxes are due.

NOW, THEREFORE, BE IT RESOLVED that the Account Supervisor is hereby authorized to issue a check in the following amount and the Tax Collector to adjust her records accordingly.

Block/Lot	Name & Address	Tax Qtr.	Refund Amount
405/3	Barchetto, Anthony & Marilyn 153 Webb Avenue River Edge, NJ 07661	1 st	443.89

April 22, 2019

#19-168 Correction of Temporary Budget

WHEREAS, the Governing Body of the Borough of River Edge passed Resolution #19-28 on January 1, 2019 to constitute the Temporary Budget of the Borough of River Edge; and

WHEREAS, a correction needs to be made for the line item Recycling 26-3502 where Other Expenses were listed as \$1,000.00; and

WHEREAS, the correct listing should have been Other Expenses - \$0.00; and

WHEREAS, Recycling, Salaries & Wages 26-3051 was listed as \$25,000.00 and should have been \$26,000.00.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of River Edge does hereby correct the Temporary Budget of the Borough of River Edge by confirming that the listing of Recycling 26-3502 is zero dollars and Recycling, Salaries & Wages 26-3501 be listed as \$26,000.00.

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

April 22, 2019

#19-169 Emergency Temporary Resolution

WHEREAS, an emergency condition has arisen with respect to the items below and no adequate provision has been made in the 2019 temporary budget for the aforesaid purposes, and N.J.S. 40A:14-2 provides for the creation of an emergency temporary appropriation for the purposes mentioned above; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2019 equals \$-0-; and

WHEREAS, the line items and appropriation amounts listed below have been included in the budget as approved on introduction or will be included in the budget as finally adopted.

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-2:

An emergency temporary appropriation be and the same is hereby made for:

General Appropriations

Public Buildings & Grounds	
Other Expenses 26-3102	\$65,000.00

April 22, 2019

#19-170 Resolution Giving Approval to Dub Scout Pack 229 to Use the American Legion Parking Lot for a Blood Drive to Be Held on May 25, 2019

WHEREAS, Cub Scout Pack 229 has made a request to the Mayor and Council to use the American Legion parking lot to park a "blood mobile" style bus for a community blood drive on May 25, 2019 between the hours of 10:00 a.m. and 5:00 p.m; and

WHEREAS, Cub Scout Pack 229 has agreed to provide the Certificate of Insurance and Hold Harmless Agreement that is required by the Borough.

WHEREAS, the Chief of Police has reviewed this application and has no issue from a traffic and public safety perspective.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council are hereby giving authorization to Cub Scout Pack 229 to use the American Legion Parking lot on May 25, 2019 for their blood drive.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to provide a copy of this resolution to the River Edge Police Department.

April 22, 2019

#19-171 Enter Into Agreement with Robert Costa, Borough Engineer, for Professional Engineering Services Related to the Stormwater Head Wall Repair – Compost Facility, Estimate, Design & Inspection

WHEREAS, there exists a need for expert professional engineering services related to the Stormwater Head Wall Repair – Compost Facility, Estimate, Design & Inspection; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #01-2010-20-1652-100 of the Current Fund in the amount of \$15,000.00; and

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

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

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

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

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

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

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Robert Costa, Costa Engineering Corp., 325 South River Street, Suite 302, Hackensack, New Jersey 07601 in the amount not to exceed \$15,000.00; and
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. The contract is awarded without competitive bidding as "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the service performed is by a person authorized to practice a recognized profession.
4. That a copy of the resolution be forwarded to THE RIDGEWOOD NEWS for publication.

April 22, 2019

Councilwoman Kaufman read resolution #19-172 into the record.

On motion by Councilwoman Kaufman, seconded by Councilman Chinigo resolution #19-172

was unanimously approved.

#19-172 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	\$157,635.82
CAPITAL ACCOUNT	\$ 666.95
SELF INSURANCE ACCOUNT	\$ 2,374.00
TRUST OTHER ACCOUNT	\$ 5,648.18
OPEN SPACE ACCOUNT	\$ 650.00
TRUST OTHER DEVELOPERS ACCOUNT	\$ 4,720.00

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

April 22, 2019

COUNCIL COMMENTS –

Councilwoman Kaufman-said she felt very bad about what happened in Sri Lanka last night.

Councilman Gautier-also extended his thoughts and prayers to those in Sri Lanka and felt that it was a senseless act of violence. He mentioned that all of the phones in the Borough should have a caller I.D. and would like us to move forward in making that happen.

Councilwoman Busteed-are you saying that incoming calls need to be identified?

Councilman Gautier-replied, yes. He wished everyone a Happy Earth Day.

Councilwoman Davis-reported that the Alliance meeting that was supposed to be tomorrow night has been cancelled and the next meeting will be with the schools on May 15th. She congratulated Sergeant Griffith and Police Officer PETERSKI for the awards that they received for DWI Enforcement for 2018. She also congratulated our Shade Tree Commission for recognition as 2018 Tree City USA. She reported that the Ambulance Corp. had 57 calls in April; 39 medical, 8 traumas, 2 MVA's, 2 psychs, 3 allergic reactions and 3 fire calls. So far they've had 203 calls. There's a little issue that they're trying work out mainly with Paramus. They went to Paramus 7 times, Oradell 5 and New Milford 3. What happened, Paramus put out for a call at 2 – 2:30 a.m. and when two of our members called in they were told that another town took it. When checking it out, we found out that they put in several calls and whoever shows up first gets it. She feels that it's not such a nice thing at 2:30 in the morning so she suggested that they have a conversation with them.

Councilman Chinigo-also congratulated Shade Tree for Tree City USA and Sergeant Griffith and Officer PETERSKI for being recognized for outstanding and distinguished service to River Edge. He reported that he is working on "Coffee with a Cop" with Chief Cariddi and hopes to have something set up by next month or so. He has heard that the Car Show is back on and is glad that they've resolved the issues. He thanked Little League for inviting them to opening day and especially all of the volunteers who helped get the fields in shape that day. He also reported that we have a big weekend coming up in River Edge with the 5 K Run on Saturday and looks forward to seeing everyone there.

Councilwoman Busteed-said that Carolyn Baldanza asked her to remind the Mayor and Council and the public about the River Edge Run on Saturday. Although she will be away with the Girl Scouts, she hopes that the weather will be beautiful. With regard to Earth Day, she wanted to take a moment to remind the public of the work that the Borough has done this year to improve opportunities for our residents to recycle, reduce and reuse. Whether it was Recycle Coach, which Councilman Chinigo

played a large role in getting up and running, or Laura Hoogstrate with the River Clean-up, Bonnie Stewart with Second Chance Toys, the elimination of single use bags by the Boy Scouts and the Food Drive Collection, the Borough has worked hard to provide opportunity for our residents to be more green. She encouraged everyone to do one little thing today to try to improve their habits and making River Edge a greener place. She said it will also help our pocketbooks at the end of the day.

Lou Grasso-asked if they were going to open to the public?

OPEN HEARING OF THE PUBLIC –

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

Lou Grasso-172 Lozier Terrace-had a question on the sanitation pick-up on Kinderkamack Road. He suggested that someone contact them to see if the garbage on Kinderkamack Road could be picked up early in the day because there's been a few instances where in the north end it wasn't picked up until 4 or 5 in the afternoon. He said that it looks very unsightly to see garbage sitting there all day especially when some businesses are food businesses. He knows that several residents have complained that the garbage is picked up too early and feels that it would be better for them if the garbage on Kinderkamack is picked up first.

Councilwoman Davis-said that it always used to be. She has the same issue.

Council President Busted-agreed that it was a great suggestion and asked the Borough Administrator to follow-up with the collection company.

CLOSE HEARING OF THE PUBLIC –

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

ADJOURNMENT – 7:25 P.M.

On motion by Councilman Papaleo, seconded Councilman Chinigo to adjourn the regular meeting at 7:25 p.m. was unanimously approved.

MOTION TO GO INTO CLOSED SESSION -

On motion by Councilman Chinigo, seconded by Councilman Gautier to go into closed session was unanimously approved.

CLOSED SESSION TOPICS

<u>Closed Session</u> <u>Docket #</u>	<u>Item Title or Description</u>	<u>Statutory</u> <u>Reference</u>
19-4/22-2	Interviews – Police Department (3) 7:45 p.m.	N.J.S.A. 10:4-12(8)

RE-OPEN REGULAR SESSION – 9:30 P.M.

On motion by Councilman Gautier, seconded by Councilman Papaleo to re-open the Regular Session at 9:30 p.m. was unanimously approved.

On motion by Councilman Chinigo, seconded by Councilwoman Davis to **Table** resolution #19-164 was unanimously approved.

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#19-164 Approval of Local Budget Review 2019 Budget

WHEREAS, N.J.S.A. 40A:78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 1997;
and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the borough of River Edge has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2019 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification, the Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to the law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on the Property Tax Levy, Chapter 62, Public Laws of 2007 and to a limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and the appropriations for exceptions to limits on appropriations found at 40A:4-453 et seq. are fully met (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth,
 - c. In itemization, form, arrangement and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

April 22, 2019

ADJOURNMENT – 9:35 P.M.

On motion by Councilman Gautier, seconded by Councilman Chinigo to adjourn the meeting at 9:35 p.m. was unanimously approved.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk

Dated: