

MINUTES

Regular Meeting of the Mayor and Council
Monday, February 11, 2019
8:00 P.M.

CALL THE MEETING TO ORDER –

Council President Busted called the meeting to order at 7:52 p.m. in the Council Chambers of the Borough Hall.

SUNSHINE 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 and Councilwoman Kaufman were present; Mayor Mignone and Councilman Papaleo were absent.

APPROVAL OF MINUTES –

On motion by Councilwoman Kaufman, seconded by Councilwoman Davis, the minutes of the Mayor and Council Regular Meeting of January 28, 2018 were approved unanimously.

PROCLAMATIONS & AWARDS –

Councilwoman Busted stated that they’re so thrilled that Pack 95 and Pack 229 could join us tonight to celebrate their fantastic victories at the Klondike Derby last month. As a parent of a current scout who has participated in the Klondike, she understands the amount of hard work and dedication it takes from all of the scouts, the leaders and volunteers to make this happen.

Council President Busted read the Proclamation Honoring Cub Scout Packs 95 and 229 for their Victories in the 2019 Three Rivers District Klondike Derby into the record as follows:

PROCLAMATION

WHEREAS, Cub Scout Packs 95 and 229 competed in the Three Rivers District Klondike Derby which was held on January 26, 2019 at Alpine Scout Camp; and

WHEREAS, 6 sleds competed; there were 25 sleds in the Webelos competition of the North Jersey Council and River Edge won 4 out of the possible 7 trophies; and

WHEREAS, the boys competed in 6 skill stations; Fire Building, First Aid, Team Building, Lashing, Orienteering and Shelter Building; and

WHEREAS, the boys pushed and pulled a Klondike dog sled packed with all of their supplies up and down the trails of Alpine Scout Camp; and

WHEREAS, the boys who made up Pack 95’s Senior Webelos “Honey Badgers” Den 1 team were: Connor Lehmann, Sled Captain; Alex Hernandez, Owen Martin; Maxx Doo; and Tommy Phleging-Howes; and

WHEREAS, the Honey Badgers were awarded 105 points out of a possible 120, giving them 2nd Place Overall; and

WHEREAS, the boys who made up Pack 229’s Senior Webelos “Flaming Arrowheads”

Den 2 team were: Eddie Mathews, Sled Captain; James Cannon; Noah Cole; Rishab Gulati; Michael Julien; Spencer Leopold; Athan Ntarlagiannis; Orestis Ntarlagiannis and Marcus Quijano; and

WHEREAS, the Flaming Arrowheads were awarded 104 points out of a possible 120, giving them a 3rd Place Overall victory and also took 2nd place for the sled pull; and

WHEREAS, the boys who made up Pack 229's Senior Webelos "Warrior Webelos" Den 1 team were: Art Burgija, Riley Magat, Zachary Neben, Brian O'Leary, Sean Paleewong-Stoltz, Frankie Petrosino & Justin Spano; and

WHEREAS, the Warrior Webelos received the Outstanding Teamwork Award.

NOW, THEREFORE, BE IT RESOLVED, that I, Ellen Busteed, Council President of the Borough of River Edge and on behalf of the Mayor and Council do proclaim that the **Cub Scout Honey Badgers, the Flaming Arrowheads and Warrior Webelos**, trainers Kevin Kress and Frank Garcia, their adult leaders Kenny Lehmann, Steve Baxter, Scott Caughlan, Brijesh Gulati, Bruce Julien, Rich Mathews, Tony Burgija, Jeff Magat, Ken Neben and Sean O'Leary are hereby honored for their outstanding achievements in the **2019 Three Rivers District Klondike Derby**.

Council President, Ellen Busteed

Dated: February 11, 2019

Kenny Lehmann said that here in River Edge we have an excellent scouting program in Packs 95 and 229 which has tremendous parent support. He thanked the Mayor and Council for this recognition.

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 Councilwoman Davis to close public comments on any item on the agenda was unanimously approved.

APPOINTMENTS & PERSONNEL CHANGES –

On motion by Councilman Gautier, seconded by Councilman Chinigo, the hire of Matthew Kaufman as a Library Page at an hourly rate of \$8.85, 9 hours per week, effective February 2, 2019 was unanimously approved.

On motion by Councilman Gautier, seconded by Councilwoman Kaufman, the appointment of Lissa Montisano-Koen to the Beautification Committee for a one-year term through 12/31/19 effective February 12, 2019 was unanimously approved.

On motion by Councilwoman Busteed, seconded by Councilwoman Kaufman, the hire of William Fitzpatrick as a Laborer in the Department of Public Works at a Laborer II, Step I salary of \$30,939.00, with a one-year probationary period, effective February 12, 2019 was unanimously approved.

CORRESPONDENCE – None

MONTHLY REPORTS –

Building Department	-	January 2019
Library Board of Trustees	-	February 2019
Recreation Commission	-	October & November 2018
Land Use Board	-	January 16, 2019
Historic Commission	-	January 2019

ORDINANCES – 1ST READING – NONE

ORDINANCE – 2ND READING –

Stephanie Evans, Borough Clerk read the title of Ordinance #19-4 into the record as follows:

Ordinance #19-4 A CAPITAL ORDINANCE OF THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, AUTHORIZING THE RECONSTRUCTION OF THE BROOKSIDE PARK BASKETBALL COURT SURFACE AND THE MEMORIAL PARK HOCKEY RINK AND BASKETBALL COURT SURFACES IN SAID BOROUGH AND APPROPRIATING THE SUM OF \$60,390.00 FROM BERGEN COUNTY’S 2017 OPEN SPACE, RECREATION, FLOODPLAIN PROTECTION, FARMLAND & HISTORIC PRESERVATION TRUST FUND

Ordinance #19-4 was introduced by Councilwoman Busted, seconded by Councilman Gautier and approved unanimously at the January 28, 2019 meeting as follows:

**BOROUGH OF RIVER EDGE
ORDINANCE #19-4**

A CAPITAL ORDINANCE OF THE BOROUGH OF RIVER EDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, AUTHORIZING THE RECONSTRUCTION OF THE BROOKSIDE PARK BASKETBALL COURT SURFACE AND THE MEMORIAL PARK HOCKEY RINK AND BASKETBALL COURT SURFACES IN SAID BOROUGH AND APPROPRIATING THE SUM OF \$60,390.00 FROM BERGEN COUNTY’S 2017 OPEN SPACE, RECREATION, FLOODPLAIN PROTECTION, FARMLAND & HISTORIC PRESERVATION TRUST FUND

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 shall undertake the Reconstruction of the Brookside Park Basketball Court Surface and the Memorial Park Hockey Rink and Basketball Court Surfaces. Such improvements shall include all work and appurtenances necessary and suitable for the use and purpose thereof. Such improvements shall be made in accordance with plans to be prepared thereof by the Borough herein authorized to be made.

Section 2. The Borough shall expend \$60,390.00 for the \$60,390.00 improvement authorized in Section 1. hereof. Said sum of \$60,390.00 is a grant from the Bergen County 2017 Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund.

Section 3. Such improvement is hereby determined and declared to be a Capital Improvement, which the Borough may lawfully make pursuant to law.

Section 4. This ordinance shall take effect at the time and in the manner provided by law.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk

Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-4

On motion by Councilman Gautier, seconded by Councilman Chinigo to open the public hearing on Ordinance #19-4 was unanimously approved.

CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-4

There being no comments by the public, the motion by Councilman Gautier, seconded by Councilwoman Davis to close the public hearing on Ordinance #19-5 was unanimously approved.

ADOPTION – Ordinance #19-4

On motion by Councilman Chinigo, seconded by Councilwoman Davis to adopt Ordinance #19-4 was unanimously approved.

Stephanie Evans, Borough Clerk read the title of Ordinance #19-5 into the record as follows:

Ordinance #19-5 **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR THE CALENDAR YEAR 2019**

Ordinance #19-5 was introduced by Councilman Papaleo, seconded by Councilman Chinigo and unanimously approved at the January 28, 2019 meeting as follows:

Alan Negreann-stated that this is an ordinance which provides flexibility to the Borough with regard to the appropriation cap. It does not necessarily mean that the Mayor and Council will be raising taxes because of this. It establishes a 2 year bank on budget authority in case an extraordinary expense comes upon us in a future year, the Mayor and Council would have the flexibility to deal with it.

**BOROUGH OF RIVER EDGE
ORDINANCE #19-5**

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR THE CALENDAR YEAR 2019

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the Borough of River Edge in the County of Bergen finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Governing Body hereby determines that a 3.5% increase in the budget for said year, amounting to \$395,012.87 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by Governing Body of the Borough of River Edge, in the County of Bergen, a majority of the full authorized membership of this Governing Body affirmatively concurring that, in the CY 2019 budget year, the final appropriations of the Borough of River Edge shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$395,012.87 and that the CY 2019 municipal budget for the Borough of River Edge be approved and adopted in accordance with this ordinance.

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced by filed with the Director of the division of Local Government Services within 5 days of introduction.

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Attest:

Stephanie Evans, Borough Clerk
Dated:

Edward J. Mignone, Mayor

OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-5

On motion by Councilwoman Chinigo, seconded by Councilwoman Davis to open the public hearing on Ordinance #19-5 was unanimously approved.

CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-5

There being no comments by the public, the motion by Councilwoman Kaufman, seconded by Councilwoman Davis to close the public hearing on Ordinance #19-5 was unanimously approved.

ADOPTION – Ordinance #19-5

On motion by Councilwoman Kaufman, seconded by Councilwoman Davis to adopt Ordinance #19-5 was unanimously approved.

Stephanie Evans, Borough Clerk read the title of Ordinance #19-6 into the record.

Ordinance #19-6 AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53

Ordinance #19-6 was introduced by Councilman Chinigo, seconded by Councilwoman Davis and unanimously approved at the January 28, 2019 meeting as follows:

**BOROUGH OF RIVER EDGE
ORDINANCE #19-6**

AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53

BE IT ORDAINED by the Mayor and Council of the Borough of River Edge, County of Bergen and State of New Jersey, that pursuant to N.J.S.A. 40A:4-53 (Chapter 48, P.L. 1956 and Chapter 38, P.L. 1969) the sum of \$2,000.00 is hereby appropriated for the

A. Preparation of a revision and codification of ordinances.

and shall be deemed a special emergency appropriation as defined and provided for in N.J.S.A. 40A:4-55.

The authorization to finance the appropriation shall be provided for in succeeding annual budgets by the inclusion of at least one fifth of the amount authorized pursuant to this act (N.J.S.A. 40A:4-55).

This ordinance shall take effect when passed and published as required by law.

Mayor Edward J. Mignone

Attest:

Stephanie Evans, Borough Clerk
Dated:

OPEN PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-6

On motion by Councilwoman Kaufman, seconded by Councilwoman Davis to open the public hearing on Ordinance #19-6 was unanimously approved.

CLOSE PUBLIC HEARING ON THE ORDINANCE – Ordinance #19-6

There being no comments by the public, the motion by Councilwoman Davis, seconded by Councilman Chinigo to close the public hearing on Ordinance #19-6 was unanimously approved.

ADOPTION – Ordinance #19-6

On motion by Councilwoman Kaufman, seconded by Councilwoman Davis to adopt Ordinance #19-6 was unanimously approved.

RESOLUTIONS - By Consent

On motion by Councilman Gautier, seconded by Councilman Chinigo, resolution #19-85 through #19-95 and #19-97 and #19-98 were unanimously approved.

#19-85 Endorse Municipal Open Space 9/11 Memorial Plan

WHEREAS, the Governing Body of the Borough of River Edge adopted Resolution #17-144 on April 3, 2017; and

WHEREAS, a referendum was held on the question of creating a Municipal Open Space Trust Fund and was approved by the voters of the Borough of River Edge on November 7, 2017 and

WHEREAS, a public hearing was held on January 28, 2019 to provide the public with an opportunity to comment on recommendations to spend the Municipal Open Space Trust Fund; and

WHEREAS, the 9/11 Memorial representatives of the Borough of River Edge submitted at the public hearing a plan for a 9/11 Memorial, a copy of which is on file with the Borough Clerk, not to exceed \$6,500.00.

NOW, THEREFORE, BE RESOLVED by the Governing Body of the Borough of River Edge that the 9/11 Memorial Plan as submitted at the public hearing, on file with the Borough Clerk, are hereby approved.

BE IT FURTHER RESOLVED that the Appropriated Budget for 2019 of \$6,500.00 (Other Expenses) for the Maintenance of Lands for Recreation and Conservation purposes is hereby approved.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to the 9/11 representatives, the Library Board and the Library Director.

February 11, 2019

#19-86 Endorse Municipal Open Space Green Team

WHEREAS, the Governing Body of the Borough of River Edge adopted Resolution #17-144 on April 3, 2017; and

WHEREAS, a referendum was held on the question of creating a Municipal Open Space Trust Fund and was approved by the voters of the Borough of River Edge on November 7, 2017; and

WHEREAS, a public hearing was held on January 28, 2019 to provide the public with an opportunity to comment on recommendations to spend the Municipal Open Space Trust Fund; and

WHEREAS, the Green Team of the Borough of River Edge submitted at the public hearing a plan for the maintenance of municipal parks for the Borough, a copy of which is on file with the

Borough Clerk, not to exceed \$1,000.00.

NOW, THEREFORE, BE RESOLVED by the Governing Body of the Borough of River Edge that the Green Team Plan as submitted at the public hearing, on file with the Borough Clerk, are hereby approved.

BE IT FURTHER RESOLVED that the Appropriated Budget for 2019 of \$1,000.00 (Other Expenses) for the Maintenance of Lands is hereby approved.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to the Green Team.

February 11, 2019

#19-87 Endorse Municipal Open Space Department of Public Works

WHEREAS, the Governing Body of the Borough of River Edge adopted Resolution #17-144 on April 3, 2017; and

WHEREAS, a referendum was held on the question of creating a Municipal Open Space Trust Fund and was approved by the voters of the Borough of River Edge on November 7, 2017; and

WHEREAS, a public hearing was held on January 28, 2019 to provide the public with an opportunity to comment on recommendations to spend the Municipal Open Space Trust Fund; and

WHEREAS, the Department of Public Works of the Borough of River Edge submitted at the public hearing a plan for the maintenance of recreational parks for the Borough, a copy of which is on file with the Borough Clerk, not to exceed \$9,500.00.

NOW, THEREFORE, BE RESOLVED by the Governing Body of the Borough of River Edge that the Department of Public Works Plan as submitted at the public hearing, on file with the Borough Clerk, are hereby approved.

BE IT FURTHER RESOLVED that the Appropriated Budget for 2019 of \$9,500.00 (Other Expenses) for the Maintenance of Lands for Recreation and Conservation purposes is hereby approved.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to the Department of Public Works.

February 11, 2019

#19-88 Endorse Municipal Open Space Beautification Committee

WHEREAS, the Governing Body of the Borough of River Edge adopted Resolution #17-144 on April 3, 2017; and

WHEREAS, a referendum was held on the question of creating a Municipal Open Space Trust Fund and was approved by the voters of the Borough of River Edge on November 7, 2017; and

WHEREAS, a public hearing was held on January 28, 2019 to provide the public with an opportunity to comment on recommendations to spend the Municipal Open Space Trust Fund; and

WHEREAS, the Beautification Committee of the Borough of River Edge submitted at the public hearing a plan for the maintenance of various parks for the Borough, a copy of which is on file with the Borough Clerk, not to exceed \$4,500.00.

NOW, THEREFORE, BE RESOLVED by the Governing Body of the Borough of River Edge that the Beautification Committee Plan as submitted at the public hearing, on file with the Borough Clerk, are hereby approved.

BE IT FURTHER RESOLVED that the Appropriated Budget for 2019 of \$4,500.00 (Other Expenses) for the Maintenance of Lands for Recreation and Conservation purposes is hereby

approved.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to the Beautification Committee.

February 11, 2019

#19-89 Endorse Municipal Open Space Recreation Commission Plan

WHEREAS, the Governing Body of the Borough of River Edge adopted Resolution #17-144 on April 3, 2017; and

WHEREAS, a referendum was held on the question of creating a Municipal Open Space Trust Fund and was approved by the voters of the Borough of River Edge on November 7, 2017; and

WHEREAS, a public hearing was held on January 28, 2019 to provide the public with an opportunity to comment on recommendations to spend the Municipal Open Space Trust Fund; and

WHEREAS, the Recreation Commission of the Borough of River Edge submitted at the public hearing a plan for the maintenance of recreational parks for the Borough, a copy of which is on file with the Borough Clerk, not to exceed \$87,715.00.

NOW, THEREFORE, BE RESOLVED by the Governing Body of the Borough of River Edge that the Recreation Commission Plan as submitted at the public hearing, on file with the Borough Clerk, are hereby approved.

BE IT FURTHER RESOLVED that the Appropriated Budget for 2019 of \$82,715.00 (Other Expenses) and \$5,000.00 (Salary and Wages) for the Maintenance of Lands is hereby approved.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to the Recreation Commission and Recreation Director.

February 11, 2019

#19-90 Endorse Municipal Open Space Shade Tree Commission

WHEREAS, the Governing Body of the Borough of River Edge adopted Resolution #17-144 on April 3, 2017; and

WHEREAS, a referendum was held on the question of creating a Municipal Open Space Trust Fund and was approved by the voters of the Borough of River Edge on November 7, 2017 and

WHEREAS, a public hearing was held on January 28, 2019 to provide the public with an opportunity to comment on recommendations to spend the Municipal Open Space Trust Fund; and

WHEREAS, the Shade Tree Commission of the Borough of River Edge submitted at the public hearing a plan for the maintenance of municipal parks for the Borough, a copy of which is on file with the Borough Clerk, not to exceed \$19,700.00.

NOW, THEREFORE, BE RESOLVED by the Governing Body of the Borough of River Edge that the Shade Tree Commission Plan as submitted at the public hearing, on file with the Borough Clerk, are hereby approved.

BE IT FURTHER RESOLVED that the Appropriated Budget for 2019 of \$14,700.00 (Other Expenses) and \$5,000.00 (Salary and Wages) for the Maintenance of Lands is hereby approved.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to the Shade Tree Commission.

February 11, 2019

#19-91 Acknowledge Receipt of Certification of Request for Emergency Purchase – Repair of Ladder Truck

WHEREAS, the Chief of the Fire Department has certified that an emergency condition exists in the River Edge Volunteer Fire Department for the emergency repair of the Ladder Truck in the amount of \$9,428.08; and

WHEREAS, this condition constitutes an emergency affecting the public health, safety and welfare of the public.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby confirm and acknowledge the receipt of the Certification of Request for Emergency Purchase for this emergency.

February 11, 2019

Councilman Gautier-asked for an explanation on resolution #19-92.

Alan Negreann-explained that the Transitional Aid Program is one that is put out by the State of New Jersey Division of Local Government Services. It is meant for towns that are in dire straits and have an extraordinary need for relief from the state. Along with this program, aside from the grant, is a host of conditions contained in a Memorandum of Understanding that the Mayor and Council would have to sign off on. For instance, you wouldn't be able to hire any additional employees or replacement employees without permission from the state and there are a lot of items like that. It's not meant for a municipality such as River Edge but for those who are having extraordinary problems.

#19-92 Resolution to Decline Application for Transitional Aid

BE IT RESOLVED, that the Borough of River Edge shall not make application in 2019 for the Transitional Aid to Localities Program.

February 11, 2019

#19-93 REA Tax Identification Statement

WHEREAS, the Recycling Enhancement Act., P.L. 2007, Chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that River Edge hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, Chapter 311, in 2018 in the amount of \$10,873.56. Documentation supporting this submission is available at 705 Kinderkamack Road, River Edge, New Jersey and shall be maintained for no less than five years from this date.

REA Tax Identification Statement Certified by:

Name of Official:

Administrator/CFO _____

Title of Official:

Date:

February 11, 2019

#19-94 Authorize Mayor to Sign the Equitable Sharing Agreement and Certification

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign the Equitable Sharing Agreement and Certification from the U.S. Department of Justice, Asset Forfeiture and Money Laundering Section for the River Edge Police Department.

February 11, 2019

#19-95 Authorize Alan P. Spiniello, Esq. to Enter Into a Stipulation of Settlement with 570 Kinderkamack LLC for the Property Located at 574 Kinderkamack Road, block 804, Lot 1 and 570 Kinderkamack Road, Block 804, Lot 2

WHEREAS, the Mayor and Council of the Borough of River Edge have been advised of the proposed settlement of a tax appeal filed on behalf of 570 Kinderkamack LLC under Tax Court Docket No(s). 01123-15; 013356-16; 013124-17 and 003355-18 for the years 2015, 2016, 2017 and 2018; and

WHEREAS, the Mayor and Council having been advised of the merits of the subject tax appeal by legal counsel, the Borough's expert appraiser and/or the Borough Tax Assessor; and

WHEREAS, the above mentioned tax appeal is proposed to be settled at an assessed value of \$1,343,900 for all pending years with a potential refund in the amount of \$24,482.27; and

WHEREAS, it is in the best interest of the Borough of River Edge to settle the subject tax appeal in accordance with the proposed Stipulation of Settlement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the said tax appeal be settled and finalized in accordance with the Stipulation of Settlement attached hereto, and with respect to same, that the Mayor and any other appropriate official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to forward a copy of this resolution to James Anzevino, the Borough's Tax Assessor and Alan P. Spiniello, Esq.

February 11, 2019

On motion by Councilman Chinigo, seconded by Councilman Gautier to adopt resolution #19-96 as amended was unanimously approved.

#19-96 Change in Senior Bus Policy and Procedure Manual

WHEREAS, the Borough of River Edge adopted a Senior Bus Policy and Procedure Manual on April 3, 2007 via resolution #07-135; and

WHEREAS, the Mayor and Council of the Borough of River Edge desire to change the section on the service map; and

WHEREAS, the Mayor and Council considered at their work session of February 11, 2019 the making of those changes to the Senior Bus Policy and Procedure Manual.

NOW, THEREFORE, BE IT RESOLVED that the Senior Bus Policy and Procedure Manual of the Borough of River Edge shall be changed in the following manner:

Add the following paragraph to the Manual before the Section on Driving Safety Policy, to be entitled "Service Area". The paragraph will read as follows:

Bus trips may be limited to approximately a seven (7) mile radius from River Edge. The service

area would include towns north of Route 46 and south of Hillsdale.

February 11, 2019

#19-97 Authorize Alan P. Spiniello, Esq. to Enter Into a Stipulation of Settlement with Verizon New Jersey, Inc. for the Property Located at 945 Kinderkamack Road, Block 203, Lot 4 and 951 Kinderkamack Road, Block 203, Lot 3

WHEREAS, the Mayor and Council of the Borough of River Edge have been advised of the proposed settlement of a tax appeal filed on behalf of Verizon New Jersey, Inc. under Tax Court Docket No(s). 007219-13; 003186-14; 007499-15; 000692-16; 005387-17 and 005855-18; and

WHEREAS, the Mayor and Council having been advised of the merits of the subject tax appeal by legal counsel, the Borough’s expert appraiser and/or the Borough Tax Assessor; and

WHEREAS, the above mentioned tax appeal is proposed to be settled to dismiss and withdraw its complaint for years 2013, 2014, 2015, 2016, 2017 and 2018 and reduce the assessment for calendar year 2019 to \$2,000,000; and

WHEREAS, it is in the best interest of the Borough of River Edge to settle the subject tax appeal in accordance with the proposed Stipulation of Settlement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of River Edge that the said tax appeal be settled and finalized in accordance with the Stipulation of Settlement attached hereto, and with respect to same, that the Mayor and any other appropriate official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to forward a copy of this resolution to James Anzevino, the Borough’s Tax Assessor and Alan P. Spiniello, Esq.

February 11, 2019

#19-98 Authorize the Release of a Maintenance Bond for the Estate of E. Tamburelli-Trust B and Route 4 Main Street LLC, 574 Grand Avenue, Englewood, New Jersey 07631 for the Project Known as New Bridge Landing at River Edge, Block 1404, Lots 1.04, 3.01 & 5

WHEREAS, the Borough of River Edge entered into a Developer’s Agreement dated April 2, 2013 for the property located at Block 1404, Lots 1.04, 3.01 & 5; and

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

WHEREAS, the Borough currently has in its possession a Maintenance Bond in the amount of \$331,992.00 for the above subject property; and

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

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is hereby authorized to release the cash portion of the maintenance bond in the amount of \$331,992.00 to Estate of E. Tamburelli-Trust B and Route 4 Main Street, LLC.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to Route 4-Main Street, LLC, 574 Grand Avenue, Englewood, New Jersey 07631 and Timothy E. Corrison, Esq., Connell Foley LLP, 56 Livingston Avenue, Roseland, New Jersey 07068.

February 11, 2019

Councilwoman Kaufman read resolution #19-99 into the record.

On motion by Councilwoman Kaufman, seconded by Councilman Chinigo, resolution #19-99 was approved unanimously.

#19-99 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	\$7,835,427.20
CAPITAL ACCOUNT	\$ 7,831.70
ANIMAL WELFARE ACCOUNT	\$ 247.80
TRUST OTHER DEVELOPERS ACCOUNT	\$ 1,985.00
TRUST OTHER ACCOUNT	\$ 7,214.51
SELF INSURANCE ACCOUNT	\$ 85.80

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.

February 11, 2019

On motion by Councilman Chinigo, seconded by Councilwoman Davis to add resolution #19-100 to the agenda was unanimously approved.

#19-100 Authorize Mayor to Sign the Recycling Enhancement Grant Program Application

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign the Recycling Enhancement Grant Program Application for an amount up to \$3,000.00.

February 11, 2019

OPEN HEARING OF THE PUBLIC -

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

Lou Grasso-172 Lozier Terrace-made reference to comments that the Risk Manager made, he asked if any of that coverage cover volunteers, committees, commissions, elected officials or anything like that?

Alan Negreann-explained that we do have a volunteer policy so they would be covered through our insurance. As far as the limits, he would have to defer to our Risk Consultant to provide the information.

Lou Grasso-he remembers a discussion at the Municipal Land Use Board that there an increased limit of \$50,000 but is not sure if it has a connection with the limits that were discussed.

Alan Negreann-said specifically for the Land Use Board, if they went through the training which they all did, then there is an additional \$50,000 of coverage extended to the Borough. Yes, our boards and commissions are covered through our insurance policies.

CLOSE HEARING OF THE PUBLIC -

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

COUNCIL COMMENTS –

Councilwoman Kaufman-reported that she went to hear Congressman Josh Gottheimer talk today and give his State of the District speech at Ramapo College. He started out by saying that he's pushing for a stronger New Jersey because we have a great state, great schools, great neighborhoods and we're close to everything. He talked about New Jersey values which he said were gritty but we've got each others back, we're tough. He said he has gotten us a 16% increase in federal dollars that came back to New Jersey last year and he talked about his priorities this year which is getting SALT reinstated, bringing down health care premiums and fixing our infrastructure. He also talked about how people, businesses and jobs are leaving New Jersey because of our high taxes and that New Jersey was #1 in out migration last year as there were two times as many people leaving as are coming in. The income level is 15% lower for those moving in versus those moving out. People are moving to Florida as tax refugees, which is what they are called now. He said that he is working on creating a charitable deduction to work around the SALT deduction. The IRS said that they are not going to allow New Jersey to use it, however there are already 33 states that have been using similar charitable deductions for decades. Those states are starting to get concerned because they feel if New Jersey is not allowed to do it, they won't be allowed to do it. He is also hoping that the Gateway Program will be approved soon. 25% of our 6,730 bridges are functionally obsolete right now and they are working on creating a Plan B for Amtrak in case one of our two tunnels to the city has to close down temporarily. He also said that we need more neighborhoods in New Jersey that are attractive to millennials where they can walk to dinner, movies and trains. He feels that we need more walkable transit friendly neighborhoods with reasonably priced homes. He ended up by saying that he loves New Jersey, he loves America and feels that it's the greatest country in the world. He was with 2nd and 4th grade kids today that were writing valentines to veterans and asked them why they are doing this? They replied that they are doing it because the veterans are the ones who give us our freedom and give us the ability to vote and to speak out freely.

Councilman Gautier-congratulated Cub Scout Packs 95 and 229 for their victories in the 2019 Three Rivers District Klondike Derby. He also congratulated Lissa Montisano-Koen on her appointment to the Beautification Committee and feels that she will do a wonderful job.

Councilwoman Davis-also congratulated the Cub Scouts for their victories and said that its wonderful to see how committed the kids are to what they're doing. She reported that the Fire Department responded to 28 alarms during the month of January. Engine #2 operated at the Marcal fire in Elmwood Park for 8 ½ hours. She reported that River Edge Ambulance responded to 64 ambulance calls in January. She reported that the Farmer's Market Committee will be having their first meeting on February 26th. She said that there's quite a bit of concern as to where we'll be going with that because many vendors were unhappy with the weather last year. She reported that the Health Department had their meeting on the 28th and Patty Cordts and Jane Daly were appointed as the Board of Health representatives to the Mid-Bergen Regional Health Committee.

Councilman Chinigo-echoed the congratulations to Cub Scout Packs 95 and 229 for their well deserved achievements. He thanked all of the friends and neighbors for the outpouring support for his family in his recent loss. He said that this is an amazing community and can't verbalize how much everyone's support meant to him and his family.

Council President Busted-thanked the Fire Department for their efforts in helping to battle the Marcal fire and is grateful that everyone came home safely. She said that it was such a tragic event.

Councilwoman Davis-stated that they actually had to have the engine towed home because it froze. That's how cold it was.

Council President Busted-said that the outpouring of support that the displaced workers are receiving is a testament to the people that live in this county and beyond. She reminded everyone that the Nixle service is now being used by our Recreation Commission and encouraged people to go on and sign up for the community alerts. She knows that Carolyn Baldanza is planning to do a facebook push to get people to do that and suggested that everyone reach out to friends and neighbors to remind them that they can receive more community related alerts through Nixle. Council President Busted reported that Carolyn Baldanza will be holding one of her first teen focus groups this week to understand what type of recreation and social activities the teens in River Edge would like to see as far as programming. She also is going to be taking a look at the Wellness Grant that we received from the county focusing on our senior population. The Green Team has set up the paper shredder. There will be two paper shredder days; the first on March 30th at Memorial Park from 9 to 1 through the BCUA and the second will be held on River Edge Day. The Stigma Free Initiatives of River Edge and Oradell are hosting a free program through Valley Health targeting parents of students in 5th through 8th grade on the dangers of vaping.

ADJOURNMENT – 8:25 P.M.

On motion by Councilwoman Davis, seconded by Councilman Chinigo to adjourn the meeting at 8:25 p.m. was unanimously approved.

Attest:

Mayor Edward J. Mignone

Stephanie Evans, Borough Clerk
Dated: