

MINUTES
Mayor and Council
Regular Meeting of February 10, 2020
Immediately Following Work Session

CALL TO ORDER –

Mayor Papaleo called the meeting to order at 8:19 p.m. in the Council Chambers of the Borough Hall.

SILENT PRAYER – FLAG SALUTE

Mayor Papaleo called for a moment of silent prayer and asked Councilwoman Kinsella to lead the salute to the flag.

STATEMENT –

Statement of Compliance with Open Public Meeting Act: This meeting complies with the Open Public Meeting Act by notification on December 20th of this location, date and time to the Ridgewood News and the Record and by posting of same on the municipal bulletin board and Borough Web Site and filing a notice of the same with the Municipal Clerk.

ROLL CALL –

Councilwoman Busteed, Councilman Chinigo, Councilman Gautier, Councilwoman Kaufman, Councilwoman Kinsella, Councilwoman Montisano-Koen and Mayor Papaleo were present.

APPROVAL OF MINUTES –

On motion by Councilwoman Kaufman, seconded by Councilwoman Kinsella, the minutes of the Mayor and Council Regular and Closed Session meeting of January 21, 2020 were approved unanimously.

PROCLAMATION & AWARDS -

Mayor Papaleo-stated that our community is made up of many people of many faiths and we were celebrating just recently the accomplishment of the First Congregational Church and its renovation. The Mayor introduced members of the church and asked them to speak briefly.

Dennis TeBeest, Pastor of the Church-said that he came to the church a little over 4 years ago and that point the congregation was already 5-6 years into the building project and it was a long process. After a year of construction to rebuild the core of the church building, make the kitchen commercial grade and to beautify it's entry it is finally complete. He feels that they've become a better resource to the community and a better site to ground their ministries.

Russel VanWettering-Moderator, First Congregation Church-said that they house many different community groups: AA, AL-Anon, Boy Scouts, Girl Scouts, Swim Club and 2nd Sunday which is an organization of 80-100 mentally disabled adults. The kitchen was a big part of the renovation as they offer home cooked meals for them. They are always open for the community and love being a vital member of River Edge.

Mayor Papaleo-said that they're grateful for them and all that they do for the town and our people.

Mayor Papaleo read the Proclamation Celebrating the Building Rededication of the First Congregational Church into the record as follows:

PROCLAMATION

WHEREAS, the First Congregational Church has always been a vital part of the River Edge community; and

WHEREAS, the First Congregational Church continues to create a welcoming and barrier free environment to fulfil their commitment through their ministries in our community and beyond; and

WHEREAS, through the efforts, generosity and support of members and friends, the First Congregational Church has been able to renovate their kitchen and add new spaces which will benefit their congregation and our community; and

WHEREAS, visioning for the project began prior to 2010, capital funding began in 2014 but a manageable design was not achieved until 2018. Construction began in October 2018 and final completion of all spaces was achieved in January 2020.

NOW, THEREFORE, I, Thomas Papaleo, Mayor of the Borough of River Edge and on behalf of the Council commend, congratulate and celebrate:

The Building Rededication of

The First Congregational Church

by wishing them continued success and growth for generations to come.

Mayor Thomas Papaleo

Dated: February 10, 2020

Mayor Papaleo-invited Councilwoman Busteed to join him and asked her to say a few words before he makes the presentations to the Rec Commissioners.

Councilwoman Busteed-thanked Rec Commissioner Teehan for reminding them that they were remiss in recognizing these long term Rec Commissioners. She stated that Bob Smith left about a year ago; Chris Ilg about 6 months ago and Pete Smith just left at the end of the year. She thanked them for all of their hard work, their enthusiasm and their good humor and said that it's her pleasure to stand up here while they accept their awards. Councilwoman Busteed recognized Chris Lau who couldn't be with us tonight who was a former Councilman and has really been a valued member of the Commission for many years. He and his wife have since located to be closer to his son.

Mayor Papaleo presented Certificates of Recognition to Recreation Commissioners Chris Ilg, Bob Smith and Pete Smith for their many years of service.

Mayor Papaleo-said that as you look around the walls, you see the past Mayors of River Edge. When their term ends, we place their photo on the wall. Mayor's Mignone's picture is up there now, but when his term ended, no replacement was made through the Republican Party at the time. Councilwoman Busteed was Acting Mayor but it was a very different circumstance because the Council President normally covers for a short period of time. That was true up until the end of August. From that point on, there was no Mayor of River Edge. Councilwoman Busteed was the acting Mayor and served with great honor and distinction so they would like to add her portrait to the wall. He wanted to make sure that this service and commitment in the interim is recognized, appreciated and memorialized. Mayor Papaleo placed her picture on the wall.
Councilwoman Busteed-thanked everyone for the honor.

PUBLIC COMMENTS ON ANY ITEM ON THIS AGENDA –

On motion by Councilwoman Kaufman, seconded by Councilwoman Montisano-Koen to open public comments on any item on the agenda was unanimously approved.

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

APPOINTMENTS & PERSONNEL CHANGES –

John Schmitt-Police Reserve-stated that the Police Reserves in River Edge are used in conjunction with the regular Police Department. They get called out on duty with them, they go out on patrol with them or patrol by themselves. They work on July 4th, River Edge Run, St. Peter's Carnival, Mischief Night and Halloween, etc. Mr. Schmitt has served on the Reserves for 28 years.
Patrick McShane-Captain of the Reserves-said that they used to have many more members and right now they have about 6 on active duty. They are very glad to have Samuel Sung who is an ex-Marine join them in being part of the Reserves. He explained that they try to do their best to assist the Police Department when they do not have the personnel to cover certain things. He gave an example of when the façade fell down on Kinderkamack Road, they directed traffic away from the scene during extremely hot weather. He said that we have a great Police Department in River Edge and they have nothing but respect for them.

On motion by Councilman Gautier, seconded by Councilman Chinigo, the appointment of Samuel Sung as Police Reserve was unanimously approved.

Mayor Papaleo administered the Oath of Office to Samuel Sung.

On motion by Councilman Gautier, seconded by Councilman Chinigo, the salary increase of Benjamin Mullen, Laborer II in the Department of Public Works from an annual Step II salary of \$43,851.00 to Step III - \$44,359.00 effective January 29, 2020 was approved unanimously.

On motion by Councilman Gautier, seconded by Councilman Chinigo, the resignation of Chris Lau, Crossing Guard effective February 1, 2020 was unanimously approved.

MONTHLY REPORTS –

Environmental Protection Commission	-	January 2020
Historic Commission	-	January 2020

RESOLUTIONS - By Consent

On motion by Councilwoman Kaufman, seconded by Councilman Chinigo, resolution #20-67 through #20-69 and resolution #20-71 through #20- 81 were unanimously approved.

#20-67 Authorize Refund of Construction Permit

WHEREAS, Vivint Solar was issued construction permit #19-0152 for 120 Manning Avenue; and

WHEREAS, the contractor has requested a refund due to the cancellation of the job.

NOW, THEREFORE, BE IT RESOLVED that the Accounts Supervisor is hereby authorized to issue a check in the amount of \$202.00 to Vivint Solar, 20 Chaplin Road, Unit 1001, Pinebrook, New Jersey 07058.

February 10, 2020

#20-68 Transfer of Funds in the Budget Appropriation Reserve

WHEREAS, various 2019 bills have been presented for payment this year, which bills were not covered by a purchase order number and/or recorded in the time of transfer between the 2019 Budget Appropriation Reserve in the last two months of 2019; and

WHEREAS, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months on the succeeding year.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of River Edge that the transfer in the amount of \$105,400.00 be made between the 2019 Budget Appropriation Reserves as follows:

FROM:	Recycling S/W	9-01-26-305-011	\$26,000.00
	Municipal Court S/W	9-01-43-480-011	\$11,800.00
	Maintenance of Library S/W	9-01-43-490-011	\$ 4,600.00
	Fire Department O/E	9-01-25-255-043	\$45,000.00
	Fire Department O/E	9-01-25-255-133	\$18,000.00
TO:	Fire O/E	9-01-25-255-020	\$ 3,000.00
	Recycling O/E	9-01-26-305-101	\$30,500.00
	Aid to Seniors	9-01-27-360-100	\$ 1,600.00
	Telephone & Telegraph	9-01-31-440-020	\$ 2,700.00
	Maintenance of Library-Electric	9-01-31-430-300	\$ 4,600.00
	Fire Department S/W	9-01-25-255-011	\$63,000.00

February 10, 2020

#20-69 Enter Into Agreement with Brian Chewcaskie, Esq., Cleary, Jacobbe, Alfieri, Jacobs, 955

State 34, Suite 200, Matawan, NJ 07747 for Professional Services as Municipal Land Use Board Attorney for the Borough of River Edge

WHEREAS, there exists a need for a Municipal Land Use Board Attorney for legal services such as attendance at meetings of the Board, doing legal research and issuing oral and written legal opinions; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #0-01-20-155-166 of the Current Fund not to exceed \$12,000.00; and

WHEREAS, funds shall be available for the stated purpose in the 2020 municipal budget subject to adoption of the 2020 budget; 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, Brian Chewcaskie, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Brian Chewcaskie, Esq. 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 Brian Chewcaskie, Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the rate of pay shall not exceed \$150.00 per hour as Borough Municipal Land Use Board Attorney; and

WHEREAS, the rate of pay for commercial applications shall remain the same as the 2019 rate; 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, this contract will be retroactive to January 1, 2020.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Brian Chewcaskie, Esq., Cleary, Giacobbe, Alfieri, Jacobs, 955 State 34, Suite 200, Matawan, NJ 07747 in the amount not to exceed \$12,000.00.
2. The Business Disclosure Entity Certification and Determination of Value be placed on file with this resolution; and
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law to Brian Chewcaskie, Esq., Cleary, Giacobbe, Alfieri, Jacobs, 955 State 34, Suite 200, Matawan, NJ 07747.
4. A notice of this action shall be printed once in THE RIDGEWOOD NEWS.

February 10, 2020

Councilman Gautier-asked that resolution be pulled for further discussion.

On motion by Councilman Gautier, seconded by Councilman Chinigo to have further discussion on resolution #20-70 was unanimously approved.

Councilman Gautier-asked if the Borough had received any other prices on these services? He feels that they should price it out because he feels that he can get a better price.

Raymond Poerio-said that he believes that this is set up as a shared service or an interlocal. He said that they can go ahead and take a look at it. He asked if Councilman Gautier has another entity that he's interested in them approaching?

Councilman Gautier- replied yes. He knows that Bergen County provides this service. He feels that after pricing it out and we can't do better, we can go with this agency. He feels that as long as it's apples to apples why not try and save a few bucks.

Councilwoman Busteed-asked if this is a service for the Police Department?

Mayor Papaleo-said that it's both Fire Department and Police Department. He said that he spoke with the Chief of Police with our Borough Administrator prior to the meeting and said that this has been a recurring cost. It is a cost that is required for us to receive 911.

Councilwoman Busteed-said that she understands that but wants to make sure Chief Cariddi and Chief Sanders are weighing in on it to make sure this is their wish to renew with this agency?

Mayor Papaleo-said that it is Chief Cariddi's intent to renew. He doesn't know about Chief Sanders.

Raymond Poerio-said that this is a contract that has been in place for quite some time now and he believes that previous Chief's have weighed in and said that they were quite happy with the service. However, if the Councilman would like him to get another quote or investigate, that's something that they certainly can go ahead and do.

Mayor Papaleo-asked if they delayed approving this resolution would in any way have a negative effect on the contract?

Ray Poerio-said that he doesn't believe so but he can't say definitively. He spoke with the Mayor about this briefly today and didn't think it would be an issue. He asked that in the future when these types of things come up to let him know ahead of time so he can be more prepared for the meeting.

Tom Sarlo, Esq.- said that they can't stop providing 911 service. He doesn't know when the contract ends but you could always go on a month to month basis.

Councilman Chinigo-asked Councilman Gautier if this is something that can wait until next year to check out or does he feel strongly that it should be done now.

Councilman Gautier-said that if we can get a better price, we should explore that.

Tom Sarlo, Esq.-said that you could have a 30 day opt out notice in the contract but he hasn't seen the contract.

Councilman Chinigo-asked for a 5 minute break to discuss.

RECESS– 8:43 P.M.

On motion by Councilman Gautier, seconded by Councilman Chinigo to have a 5 minute recess was unanimously approved.

RE-OPEN – 8:48 P.M.

On motion by Councilman Gautier, seconded by Councilman Chinigo to resume the regular meeting at 8:48 p.m. was unanimously approved.

Councilman Chinigo-spoke with the Chief who mentioned that if we were to switch over, it might also entail costs with switching equipment but he has no problem with them tabling it for 2 weeks in order to get more information. He would be against possibly moving the entire dispatch but

Councilman Chinigo assured him the conversation was about 911 calls.

Mayor Papaleo-said that if they choose to wait, there are other options to look into other than Bergen County. He suggested asking the Chief whether he would consider training our own people to handle 911.

Tom Sarlo, Esq.-said that it would be a process to switch over and would take a while.

Councilman Gautier motioned to **Table** resolution #20-70. There was no second, motion failed.

On motion by Councilman Chinigo, seconded by Councilwoman Busted, resolution #20-70 was approved on the following roll call:

Councilwoman Busted, Councilman Chinigo, Councilwoman Kaufman and Councilwoman Montisano-Koen voted yes; Councilman Gautier voted no and Councilwoman Kinsella abstained.

#20-70 Approval of Renewal of the Interlocal Agreement Between the Borough of River Edge and the Northwest Bergen Central Dispatch for the Provision of 911 Public Safety Answering Point Services and Fire Dispatch Services

WHEREAS, pursuant to N.J.S.A. 52:17c-1 et seq., all municipalities of the State of New Jersey are required to provide telephonic access to an appropriate "PUBLIC SAFETY ANSWERING POINT" serving the municipalities; and

WHEREAS, regionalized provision of such services is a concept specifically endorsed by the aforementioned statutory scheme; and

WHEREAS, the Borough of River Edge is a municipality located in Bergen County and a body politic of the State of New Jersey authorized by law to enter into an agreement with another municipality to provide jointly for any lawful service to and for the residents of the respective municipalities pursuant to the provisions of the "INTERLOCAL SERVICE ACT" (N.J.S.A. 40:8A-1 et seq.); and

WHEREAS, each of the parties hereto has independently concluded that implementation of the State Mandated Emergency Enhanced 9-1-1 telephone system program, on a regionalized, cost sharing basis, is in the best interest of the tax payers of the respective entities; and

WHEREAS, the Chief Financial Officer of the Borough of River Edge has certified that funds are available from Account #0-01-25-250-143 of Current Fund subject to the Governing Body making sufficient funds available in the 2020 budget in a total amount not to exceed \$11,848.30; and

WHEREAS, Northwest Bergen Central Dispatch has offered the Borough of River Edge a service entitled "FIRE DISPATCH SERVICES"; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #0-01-25-255-193 of the Current Fund in the amount not to exceed \$5,520.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the Interlocal Services Agreement for 9-1-1 Public Safety Answering Point Services and Fire Dispatch Services on file with the Borough Clerk which shall automatically renew for an additional two year term per the contract terms.

BE IT FURTHER RESOLVED that a copy of this resolution and the Agreement as executed by the Mayor and Borough Clerk, be forwarded to the Northwest Bergen Central Dispatch, 30 Garber

Square, Ridgewood, New Jersey 07450.

February 10, 2020

#20-71 Authorize the Release of a Maintenance Bond for Yeshiva of North Jersey, 666 Kinderkamack Road, River Edge, New Jersey 07661, Block 616, Lot 9

WHEREAS, the Borough of River Edge entered into a Developer's Agreement with Yeshiva of North Jersey for the property located at Block 616, Lot 9; 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 \$26,820.00 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 \$26,820.00 on file with the Borough of River Edge to Yeshiva of North Jersey.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby instructed to send a copy of this resolution to Yeshiva of North Jersey, 666 Kinderkamack Road, River Edge, New Jersey 07661.

February 10, 2020

#20-72 Authorize Severance and Accumulated Absence Payments to Debra McDermott

WHEREAS, Debra McDermott, Payroll Clerk has separated as an employee of the Borough of River Edge on January 24, 2020; and

WHEREAS, the Borough of River Edge adopted Ordinance #585, on September 9, 1973 and amended it via Ordinance #814 dated March 21, 1982 and Ordinance #1736 dated September 6, 2011; and

WHEREAS, Ordinance #585 as amended provides for severance pay when an employee serves the Borough after twenty (20) years or more of continuous service; and

WHEREAS, Section V, Subject 1 of the Personnel Policy and Procedure Manual of the Borough of River Edge states that the Municipal Governing Body shall approve all payments for accumulated absences and other severance payment; and

WHEREAS, a certification by the Chief Financial Officer in accordance with N.J.A.C. 5:30-15.4 has been received and is on file with the Borough Clerk in the amount of \$3,252.82.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of River Edge that the Chief Financial Officer and the Finance Department are hereby authorized to make

payment to Debra McDermott for any amounts due per Ordinance #585 as certified by the Chief Financial Officer.

February 10, 2020

#20-73 Award Contract to Firehouse Grants LLC for Grant Writing Services for the River Edge Volunteer Fire Department

WHEREAS, the River Edge Volunteer Fire Department has requested assistance in identifying appropriate grant funding sources, drafting, submitting and processing grant applications on behalf of the Borough of River Edge; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #0-01-25-255-105 of the Current Fund in an amount not to exceed \$5,000.00.

NOW, THEREFORE BE IT RESOLVED that a contract is hereby awarded to Firehouse Grants LLC, 1406 Scrope Road, Jenkintown, Pennsylvania 19046 in the amount not to exceed \$5,000.00.

February 10, 2020

#20-74 Approve the Appointment of Police Reserve

BE IT RESOLVED by the Governing Body of the Borough of River Edge that Samuel Sung be and he is hereby appointed as a Police Reserve in the River Edge Police Department effective February 10, 2020.

February 10, 2020

#20-75 Change Order Approvals and Amendatory Contracts for the 2018 Community Center Project to Zuccaro, Inc., 248 Albert Drive, Saddle Brook, New Jersey 07663

WHEREAS, N.J.A.C. 5:34-4.2 lists the requirements for all Change Orders; and

WHEREAS, the Borough of River Edge awarded a contract to Zuccaro, Inc. on May 13, 2019 via resolution #19-186; and

WHEREAS, Change Order #1 reflects a decrease in quantity in a decreased amount of \$(23,634.00) and Change Order #2 reflects an addition to the contract but a decrease in quantity in an amount not to exceed \$(46,542.20); and

WHEREAS, the Borough Engineer has recommended the above changes.

NOW, THEREFORE, BE IT RESOLVED that the Borough of River Edge shall enter into a written amendatory contract with Zuccaro, Inc., Change Order #1 & #2 for a total decrease of \$(70,176.20) .

BE IT FURTHER RESOLVED that the exact form of this amendatory contract shall be at the discretion of the Borough Attorney and the Mayor and the Borough Clerk is hereby authorized

to execute said contract, and Change Order #1 & 2.

February 10, 2020

#20-76 Award Contract to Battaglia Associates, LLC for Payroll Processing Services

WHEREAS, there is a need for payroll processing services in the Borough of River Edge as a non-fair and open contract; and

WHEREAS, a contract is awarded to Battaglia Associates, LLC in the amount not to exceed \$2,000.00 per month. Services provided for any period less than a full month shall be paid on a pro-rata basis; and

WHEREAS, additional work outside of the scope of services including special projects will be billed at a rate of \$150.00 per hour; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual value of the service may exceed \$17,500.00; and

WHEREAS, has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit Battaglia Associates, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #0-01-20-130-173 of the Current Fund in the amount of \$24,000.00; 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.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Battaglia Associates, LLC, 25 Sandalwood Drive, Warren, New Jersey 07059 in the amount not to exceed \$24,000.00.
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law.
4. A notice of this action shall be printed once in The RIDGEWOOD NEWS.

February 10, 2020

#20-77 Award Bid for the 2019 Rectangular Rapid Flashing Beacon Assemblies at Various Locations to Garden State Highway Products, Inc., 301 Riverside Drive, Millville, New Jersey 08332

WHEREAS, the Clerk was authorized to go out for bid for the 2019 Rectangular Rapid

Flashing Beacon Assemblies at Various Locations via resolution #19-343 dated October 21, 2019; and

WHEREAS, the Borough of River Edge received three (3) sealed bids on January 9, 2020, the lowest from Garden State Highway Products, Inc. in the amount of \$58,500.00; and

WHEREAS, the lowest bid from Garden State Highway Products, Inc. has been reviewed by the Borough Engineer and the Borough Attorney; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #C-04-19-013-252 of the Capital Fund in the amount of \$51,075.00 and Account #C-04-19-013-251 of the Capital Account in the amount of \$7,425.00 for a total amount not to exceed \$58,500.00.

NOW, THEREFORE, BE IT RESOLVED that the contract is hereby awarded to Garden State Highway Products, Inc., 301 Riverside Drive, Millville, New Jersey 08332.

February 10, 2020

#20-78 Award Contract to Prime Point for Human Resources Management & Payroll Processing Services

WHEREAS, there is a need for human resources management and payroll processing services in the Borough of River Edge; and

WHEREAS, the Borough Administrator has solicited quotations for these services; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the annual value of the service may exceed \$17,500.00; and

WHEREAS, Primepoint, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of River Edge elected officials in the previous one year, which would prohibit the award of this contract and that the contract will prohibit Primepoint, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Account #0-01-20-130-173 of the Current Account in the amount of \$33,007.10 which consists of a one-time implementation fee of \$6,050.00 and an annual fee of \$26,957.10; 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.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Primepoint, LLC, 2 Springside Road, Westhampton, NJ 08060 in the amount not to exceed \$33,007.10.
2. The Business Disclosure Entity Certification and the Determination of Value be placed on file

with this resolution; and

3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law.

4. A notice of this action shall be printed once in The RIDGEWOOD NEWS.

February 10, 2020

#20-79 Resolution Enacting Standard Policy for Implementing the Claimant Certification Requirement Set Forth in N.J.S.A. 40A:5-16(a)

WHEREAS, N.J.A.C. 5:30-9A.6 and 5:31-4.1 allows for greater flexibility for local units when implementing the claimant certification requirement set forth in N.J.S.A. 40A:5-16(a); and

WHEREAS, the local units are now given discretion to require a claimant certification as it deems necessary and appropriate; and

WHEREAS, N.J.A.C. 5:30-9A.6 as well as 5:31-4.1 also provides that claimant certification cannot be waived for the advance or reimbursement of employee expenses, or for services provided exclusively and entirely by an individual (e.g. sole proprietors).

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of N.J.A.C. 5:30-9A.6 as well as 5:31-4.1, the Borough of River Edge hereby will only require claimant certification for the following types of payments:

- Reimbursement of employees expenses;
- Professional services including, but not limited to attorney, bond counsel, financial advisor, auditor, engineer and planner;
- Refund of all municipal fees or payments;
- Any other payments deemed necessary by the Chief Financial Officer.

February 10, 2020

#20-80 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 2019 in the amount of \$11,275.44. 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 10, 2020

#20-81 Resolution Authorizing Disposal of Surplus Property

WHEREAS, the Borough of River Edge is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

1. The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Borough Clerk.
2. The sale will be conducted online through the auction site govdeals.com.
3. The sale is being conducted pursuant to the Local Notice 2008-9.
4. A list of the surplus property to be sold is as follows:

2002 Chevy Suburban VIN ID#1GNFK16Z42J186159
5. The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Borough of River Edge reserves the right to accept or reject any bid submitted.

February 10, 2020

Councilwoman Kaufman read resolution #20-82 into the record.

On motion by Councilwoman Kaufman, seconded by Councilman Chinigo resolution #20-82 was approved unanimously.

#20-82 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	\$8,250,244.81
CAPITAL ACCOUNT	\$ 159,542.55
GRANT FUND ACCOUNT	\$ 3,865.71
ANIMAL WELFARE ACCOUNT	\$ 206.40
TRUST OTHER ACCOUNT	\$ 2,465.33
OPEN SPACE ACCOUNT	\$ 780.00
PAYROLL ACCOUNT	\$ 5,532.51
TRUST OTHER DEVELOPERS ACCOUNT	\$ 7,345.00
SELF INSURANCE TRUST	\$ 37,520.42
RECREATION ACCOUNT	\$ 2,362.00

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.

February 10, 2020

PUBLIC COMMENTS –

On motion by Councilwoman Busteded, seconded by Councilman Chinigo to open public comments was unanimously approved.

Edwin Nunez-127 Voorhis Avenue-spoke on behalf of his father Edwardo about a few issues that he's been having. He said that leaves from the neighbor's property blow onto his father's property and would like to know if there are regulations prohibiting that because he doesn't like that he has to rake them up.

Ray Poerio-said that he has spoken and met with Mr. Nunez multiple times along with our Code Enforcement Officer and Public Works Superintendent. He continued to say that his next door neighbor chooses not to rake his leaves in the back yard and his front yard, does not rake his leaves as regularly as Mr. Nunez does. Mr. Poerio said, for the record, Mr. Nunez's yard is immaculate. He said that there is not a policy associated with requiring a resident to rake their leaves. Mr. Nunez's concern is two-fold; one that the leaves are blowing onto his property and the second, he felt that in the back yard because they blow up into the corner, it was a public health concern. After speaking with our Code Official, he categorically said that it's not a public health issue and there's nothing from the Borough's perspective that we can do about the neighbor not mulching or bagging his leaves.

Eduardo Nunez-complained that his neighbor has too many trees which cause leaves and branches to fall and blow all over his property. He also feels that because the leaves blow into the corner and get wet, it attracts rodents which is a health hazard.

Mayor Papaleo-said that it's his understanding that our jurisdiction over private property in this matter is limited to non-existent because we do not have an ordinance about raking leaves. The mulching of the leaves on the ground would not constitute a public health risk. He asked the Borough Attorney if that is correct?

Tom Sarlo, Esq.-replied, that is correct. There's no ordinance that he is aware of about leaf disposal or raking leaves. He said that we have a tall grass ordinance and other health, safety and welfare ordinances on the books but nothing regarding raking leaves.

Mayor Papaleo-said that he totally understands where he's coming from but unfortunately we don't have the authority to compel the neighbor to take action because it does not fall within the ordinances that this body has created.

Eduardo Nunez-again complained that his neighbor has too many trees with large branches.

Mayor Papaleo-again stated that he understands but they don't have the authority to compel the neighbor to take action. He said that it's not that we're refusing to take action but they don't have the authority to take action in regard to private property.

Edwin Nunez-said it's already for them to be as dirty as they want?

Mayor Papaleo-said that we're not talking about garbage we're talking about compost or mulch.

Councilwoman Kaufman-asked if branches are hanging on the wires?

Edwin Nunez – replied yes.

Councilwoman Kaufman-asked if something could be done about that.

Mayor Papaleo-said that PSE&G would have to be notified because it would be a question of power service and again, the Council wouldn't have the authority to act in that area.

Councilwoman Kaufman-suggested that he contact them to cut the branches.

Edwin Nunez-said that they've had issues for years regarding snow. Every time the snow plow passes it piles the snow up on his father's driveway doubling the amount and because he lives alone, it's difficult for him to manage. He asked if there is something that can be done.

Eduardo Nunez-said that he's called the DPW and has never spoken with the Superintendent. He has spoken with the ladies in the office.

Mayor Papaleo-asked what would his suggestion be to remedy the situation because certainly he would want the town to plow the streets.

Edwin Nunez-said that the other side is clean and his father's side is so piled up.

Mayor Papaleo-said that this happens in front of his property too and is part of the plowing process. He said that he can speak with Mr. Milito but doesn't know if there is any remedy.

Raymond Poerio-said that he did speak with Jason regarding this topic several times and as he explained to Mr. Nunez, during the next major storm he would personally go out with Jason to evaluate the site.

Mayor Papaleo-felt that that was a fair promise.

Eduardo Nunez-again complained that the pile is so big and he has difficulty shoveling.

Councilman Chinigo-said some towns have a service with the school kids to come out and help people with shoveling.

Councilwoman Busted-stated that the high school does.

Councilman Chinigo-told Mr. Nunez that the high school has a program where the kids will come out and help dig out during and after now storms.

Eduardo Nunez-said that they don't do that anymore. He said that he asked about it borough hall.

Mayor Papaleo-said that if the program still exists, he should contact the Patrick Fletcher, the Superintendent at River Dell. The Mayor explained that the obligation for snow removal is the homeowners but he does understand that it seems burdensome. He hopes that the high school can help with this matter.

Councilwoman Kaufman-asked if the DPW could do it.

Mayor Papaleo-said that the DPW cannot clean individual driveways.

Councilwoman Kaufman-said maybe they can do something different with the plow.

Councilman Chinigo-said that his driveway gets buried every time.

Edwin Nunez-said that it seems strange that the other side of the street is clear.

Mayor Papaleo-explained that we've already made the commitment to come out after the next snow storm so why don't we leave it at that and then reassess. If there is some change that they can make we will, but tonight we really can't do too much.

Edwin Nunez-asked what happens if it's on a weekend?

Raymond Poerio-said that they plow on the weekend and the Superintendent will be available.

Mayor Papaleo-gave Mr. Nunez his cell phone number. He wanted to make it clear to Mr. Nunez that they're not promising that they can resolve it but they are promising that they will assess it.

On motion by Councilman Gautier, seconded by Councilman Chinigo to close public comments was unanimously approved.

COUNCIL COMMENTS –

Councilwoman Busted-reported that the Cultural Affairs Committee had its first meeting in January where they organized by choosing a Chair, Vice-Chair and a Secretary. They are very engaged and excited about bringing programs focused on cultural activities to the Borough. She reported that the Stigma Free Committee will sponsor a program at the Library next week on LGBTQ and she handed out flyers with the information. The other project that they're working on is a video project called "I'm Your Next Door Neighbor My Mental Health Challenge". They are looking for current and former River Edge residents that are willing to go on video and talk about what their challenge has been with mental health and how they've lived with their disease. She gave out forms regarding this project and said that they will be debuting the project during Mental Health Month. She also reported that during the summer she had asked the Council to consider being a community partner on a Bergen County Energy Plan Grant with the state. She announced that she found out last week that the grant was approved so River Edge and Lodi are the two community partners and we will be the beneficiaries of some financial support for clean energy programs. It also allows River Edge to have a seat at the table for all of the planning of the County's Clean Energy Master Plan which is a wonderful thing. She thanked everyone for agreeing to do that.

Mayor Papaleo-thanked Councilwoman Busted for leading the charge on that and said that we benefit from her hard work as well as from the hard work of the committees.

Councilwoman Busted-felt that it was a lovely gesture to be recognized by putting her portrait on the wall and said that she very much appreciates that.

Councilwoman Montisano-Koen-reported that the first meeting of the Library Board of Trustees was held last week and was happy that the Mayor was in attendance because he knows a lot of the background regarding the items that were discussed tonight. She said that there's a lot of conversations that they need to become more familiar with regards to the projects that they have on the docket for this year.

Councilman Chinigo-thanked the Green Team and Environmental Commission for coming in and also thanked Councilwoman Busted for the fine work in helping us to recognize issues with the

environment. He also congratulated Police Reserve Sung and thanked him for his service as well as those who have served before him and those who will serve with him. He reported that Traffic & Safety met last week and unfortunately due to work obligations he was not able to attend. They have put forth some issues that they would like to have addressed that he will bring to Mr. Poerio for discussion. They're looking at the possibility of increasing visibility of some crosswalks and Phase 2 of the flasher project which will take into effect some of the crossing issues especially on Kinderkamack Road at Reservoir Avenue which has now become much more pertinent due to the new apartment complex. He thanked Mr. Poerio for looking into an issue regarding a sidewalk that was cordoned off by a contractor on Kinderkamack last week causing him to walk in the street late at night.

Councilman Gautier-congratulated Councilwoman Busteed on having her picture placed on the wall and said that she did a terrific job as Acting Mayor and it is an honor that is well deserved. He congratulated the new Police Reserve, Samuel Sung, the Rec Commissioners who were honored tonight as well as all of the volunteers who give of themselves to make the lives of our residents better. He also thanked Officer Estevez who gave Troop 97900 a tour of the Police station on Saturday morning. He said that the girls loved it and it was a big topic of conversation at dance on Sunday. He also thanked the Girl Scout leaders for putting together the Daddy/Daughter dance last Thursday at Cherry Hill School. He said it was a lovely event and thanked them again.

Councilwoman Kaufman-echoed everyone's sentiments regarding Councilwoman Busteed, Police Reserve Sung and the Rec Commissioner who were recognized tonight. She reported that the Historic Commission met last week and are hoping to do QR Code signs for 5 streets this year. They will be including them in their budget this year. They also are looking for an archivist who would get trained by the prior archivist. If anyone in town is interested in doing that job it's just a matter of scanning in old photos and articles and collecting items and putting them on the record that is kept in the Library. She mentioned that this is Black History Month and the 45th anniversary of the United States recognizing it. It's Abe Lincoln's birthday on February 12th and Frederick Douglas' birthday on February 14th.

Councilwoman Kinsella-echoed the sentiments regarding Councilwoman Busteed and mentioned that last Sunday was the Lunar Event at the Library which was a huge success and a great event. She mentioned that on her block, there have been a lot of car break-ins on Madison Avenue. She said that they usually leave their cars locked and pretty much all of the cars on the block were broken into. She said that the Police were there and spoke with many of the neighbors. She just cautioned everyone to be aware.

Mayor Papaleo-announced to the public that our Open Space Grant from the County has been approved in the amount of \$136,875.00 and thanked Ray, the Council and all those involved in getting these funds for River Edge. These funds will go towards beautifying and maintaining our open public spaces which is important for our property values as well as enjoyment for our families. The Mayor also attended the Lunar New Year celebration and felt honored to be able to offer a proclamation on behalf of the Council congratulating our Chinese community on their first Lunar New Year celebration. He said that there were so many performances and it was truly a delightful event. He thanked June, Maxine and Daragh for organizing and supporting such a wonderful event. He mentioned that he met with the Mayor of Oradell and the Mayor of New Milford and one of the things that they told him was that the water company will be re-opening its river dock with the assistance of the state river keeper. They'll clean the river and re-open the dock this summer and they're looking for a private public partnership so that they might renovate and re-open the facility. The Mayor again congratulated Councilwoman Busteed and said that it's not only congratulations, it's something that's due her. He echoed everyone's comments and congratulations to all who were recognized this evening.

ADJOURNMENT - 9:26 P.M.

On motion by Councilwoman Busteed, seconded by Councilman Gautier to adjourn the meeting at 9:26 p.m. was unanimously approved.

Mayor Thomas Papaleo

Attest:

Stephanie Evans, Borough Clerk
Dated: