

BOROUGH OF RIDGEFIELD

A G E N D A

Work Session, Executive Session and Regular Meeting of the Mayor and Council

Date: April 26, 2010

Open Public Meetings Statement by Mayor Suarez

Work Session: 5:30 P.M. C.T.O.: Adjourn:

- Website

Mayor Suarez – Adjournment into closed Executive Session in accordance with the “Open Public Meetings Act”

Executive Session: 6:30 P.M. C.T.O.: Adjourn:

Public Session: 7:30 P.M. C.T.O.: Adjourn:

Pledge of Allegiance

Invocation: Reverend Len Masquelier English Neighborhood Reformed Church

Citizens Comment on Agenda:

Correspondence:

Approval of Minutes of April 15, 2010 Public Session Meeting, April 8, 2010 Special Meeting, September 14, 2009 Public Session Meeting, August 24, 2009 Public Session Meeting, August 13, 2009 Public Session Meeting, July 27, 2009 Public Session Meeting, June 26, 2009 Special Meeting, June 22, 2009 Public Session Meeting, June 8, 2009 Public Session Meeting, May 26, 2009 Public Session Meeting, and May 11, 2009 Public Session Meeting

ROLL CALL-WORK SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Lonzisero, Todd, Vincentz, Severino, Castelli, Acosta.

ROLL CALL-EXEC. SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Lonzisero, Todd, Vincentz, Severino, Castelli, Acosta.

ROLL CALL-PUBLIC SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Lonzisero, Todd, Vincentz, Severino, Castelli, Acosta.

Environmental Commission Earth Day Poster Contest Winners

Introduction of Ordinance No. 2126 entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 203 "GAMES OF CHANCE" TO ADD ARTICLE II "COIN TOSS" TO SET SPECIFIC LOCATIONS AND OTHER RESTRICTIONS"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2127 entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 390 "ZONING, DEVELOPMENT AND CONSTRUCTION" SECTION 390-55 "ESTABLISHMENT AND MEMBERSHIP" TO DEFINE A BOROUGH OFFICIAL"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2128 entitled, "AN ORDINANCE AUTHORIZING A CONSERVATION RESTRICTION/EASEMENT AGREEMENT BY THE BOROUGH OF RIDGEFIELD FOR BOROUGH PROPERTY KNOWN AS BLOCK 902, LOT 1, BLOCK 903, LOT 1, BLOCK 904, LOT 1, AND THOSE PORTIONS OF BLOCK 905, LOT 1 AND BLOCK 906 LOT 1, THAT ARE WEST OF THE CREEK ON THE OFFICIAL TAX MAP OF THE BOROUGH OF RIDGEFIELD"

First Reading of Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

	Motion:	Second:
152-2010	Councilman Vincentz	Cancelling Miscellaneous Reserves-Current Fund
153-2010	Councilman Vincentz	Cancelling General Capital Grant Receivable Balances
154-2010	Councilman Vincentz	Authorize Cancellation of General Capital Ordinances
155-2010	Councilman Vincentz	Oppose Rate Increase for United Water
156-2010	Councilman Vincentz	Award Pool Concession Bid-D&V Designs, LLC
157-2010	Councilman Vincentz	Hire Pool/Recreation Personnel
158-2010	Councilman Vincentz	Corrective Action Plan

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

RESOLUTIONS:

159-2010 Councilman Vincentz Warrants

COMMENTS BY MAYOR:

Special Permission Requested:

Eighth Grade Parent Committee Coin Toss
Sunday, June 6, 2010 (rain date Sunday, June 13, 2010)
9:00 am – 3:00 pm
Broad Avenue at Route 5/Ray Avenue
Edgewater Avenue at Shaler Boulevard
Bergen Boulevard at Washington Avenue

Eighth Grade Parent Committee Car Wash
Sunday, May 16, 2010 (rain date Sunday, May 23, 2010)
Community Center
725 Slocum Avenue

Ridgefield Royals Recreation Football Fundraising Coin Toss
Saturday, May 8, 2010
9:00 am-3:00 pm
Edgewater Avenue at Shaler Boulevard
Bergen Boulevard at Washington Avenue

COMMENTS BY COUNCILMEN:

COMMENTS BY ADMINISTRATOR:

COMMENTS BY CITIZENS: (All speakers are limited to five minutes maximum per meeting)

Agenda subject to change as a result of matters not known at time of printing with the consent of the Mayor and Council.

Respectfully submitted,

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Mayor Anthony R. Suarez

BE IT RESOLVED, that the regular public meeting be adjourned, and that the Mayor and Council of the Borough of Ridgefield shall meet in a closed Executive Session following a five minute recess at the termination of this meeting. The purpose of the Executive Session shall be to discuss the following matters:

- _____ Personnel matters in various departments of the Borough.
- _____ Pending and Potential Litigation
- _____ Tax Court Litigation.
- _____ Potential real estate transactions in which the Borough may engage.

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Lonziserio				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

BE IT FURTHER RESOLVED, that as soon as practicable discussion concerning

- _____ Personnel matters
- _____ Potential real estate transactions shall be disclosed to the public.
- _____ And that discussions with the Borough Attorney concerning litigation shall be disclosed when said litigation is terminated.

Adjournment to Closed Session. The Mayor and Council reserve the right to reconvene into Public Session, if necessary, to take action on Closed Session items.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Lonzisero

ORDINANCE NO. 2126

BE IT ORDAINED by the Borough Council of the Mayor and Council of the Borough of Ridgefield that an Ordinance entitled

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 203 “GAMES OF CHANCE” TO ADD ARTICLE II “COIN TOSS” TO SET SPECIFIC LOCATIONS AND OTHER RESTRICTIONS”

introduced on the 26th of April, 2010, do now pass a first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 10th day of May, 2010 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and she is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Lonzisero

ORDINANCE NO. 2126

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 203 “GAMES OF CHANCE” TO ADD ARTICLE II “COIN TOSS” TO SET SPECIFIC LOCATIONS AND OTHER RESTRICTIONS”

WHEREAS, each year many organizations request to hold a “coin toss” fundraiser in the Borough; and

WHEREAS, these fundraisers are important to the organizations and bring a sense of “community” to the Borough; and

WHEREAS, Police Department has prepared a memorandum with suggested locations and other important restrictions to these coin toss events for the safety and welfare of the Borough; and

WHEREAS, the Governing Body now desires to address these issues.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, being the governing body thereof, that Chapter 203 “Games of Chance” is hereby amended and supplemented as follows:

ARTICLE II - Coin Toss (§203-3 – §203-4)

§203-3 Location

All requests to hold a coin toss event are subject to the approval of the Mayor and Council and may only be held at the following locations:

1. Broad Avenue at Route 5
2. Edgewater Avenue at Shaler Boulevard; and
3. Bergen Boulevard at Washington Avenue

§203-4 Restrictions

Coin toss events shall be limited to two (2) per calendar year per organization and may only be held during the hours of 9:00 a.m. and 3:00 p.m.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

ORDINANCE NO. 2127

BE IT ORDAINED by the Borough Council of the Mayor and Council of the Borough of Ridgefield that an Ordinance entitled

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 390 “ZONING, DEVELOPMENT AND CONSTRUCTION” SECTION 390-55 “ESTABLISHMENT AND MEMBERSHIP” TO DEFINE A BOROUGH OFFICIAL”

introduced on the 26th of April, 2010, do now pass a first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 10th day of May, 2010 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and she is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

ORDINANCE NO. 2127

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 390 “ZONING, DEVELOPMENT AND CONSTRUCTION” SECTION 390-55 “ESTABLISHMENT AND MEMBERSHIP” TO DEFINE A BOROUGH OFFICIAL”

WHEREAS, N.J.S.A. 40:55D-23 establishes that Class II members of the Planning Board must consist of an official of the municipality with some exceptions; and

WHEREAS, the term “official” is undefined by the statute; and

WHEREAS, a recent Local Finance Notice issued by the New Jersey Department of Community Affairs – Division of Local Government Services on April 12, 2010 makes clear that Local Government Officials are those that are required to file a Financial Disclosure Statement; and

WHEREAS, the Borough now desire to adopt this definition.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, being the governing body thereof, that Chapter 390 “Zoning, Development and Construction” Section 390-55 “Establishment and Membership” is hereby amended and supplemented as follows:

§390-55 Establishment and membership

There is hereby established pursuant to P.L. 1975, c. 291, in the Borough of Ridgefield a Planning Board of nine members, consisting of the following four classes:

- A. Class I: the Mayor.
- B. Class II: one of the officials of the municipality other than a member of the governing body, to be appointed by the Mayor, provided that, if there is an Environmental Commission, the member of the Environmental Commission who is also a member of the Planning Board as required by N.J.S.A. 40:56A-1 shall be deemed to be the Class II Planning Board member if there are both a member of the Zoning Board of Adjustment and a member of the Board of Education among the Class IV members. For the purposes of this section, the term “official” is defined as any paid statutorily proscribed position or those positions that are required to file a Financial Disclosure Statement pursuant to the Local Government Ethics Law.

- C. Class III: a member of the governing body, to be appointed by it.
- D. Class IV: six other citizens of the municipality, to be appointed by the Mayor. The members of Class IV shall hold no other municipal office, except that one member may be a member of the Zoning Board of Adjustment and one may be a member of the Board of Education. A member of the Environmental Commission who is also a member of the Planning Board as required by N.J.S.A. 40:56A-1 shall be a Class IV Planning Board member unless there are among the Class IV members of the Planning Board both a member of the Zoning Board of Adjustment and a member of the Board of Education, in which case the member of the Environmental Commission shall be deemed to be the Class II member of the Planning Board.
- E. Alternate members.
 - (1) The Mayor shall appoint two alternate members to the Planning Board, which members shall meet the qualifications of Class IV members of the Planning Board. Alternate members shall be designated at the time of appointment by the Mayor as "Alternate No. 1" and "Alternate No. 2." The terms of the alternate members shall be for two years, except that the terms of the alternate members shall be such that the term of not more than one alternate member shall expire in any one year; provided, however, that in no instance shall the terms of the alternate members first appointed exceed two years. A vacancy occurring otherwise than by expiration of term shall be filled by the Mayor for the unexpired term only.
 - (2) Alternate members may participate in the discussions of proceedings but may not vote except in the absence or disqualification of a regular member of any class. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Todd

ORDINANCE NO. 2128

BE IT ORDAINED by the Borough Council of the Mayor and Council of the Borough of Ridgefield that an Ordinance entitled

“AN ORDINANCE AUTHORIZING A CONSERVATION RESTRICTION/EASEMENT AGREEMENT BY THE BOROUGH OF RIDGEFIELD FOR BOROUGH PROPERTY KNOWN AS BLOCK 902, LOT 1, BLOCK 903, LOT 1, BLOCK 904, LOT 1, AND THOSE PORTIONS OF BLOCK 905, LOT 1 AND BLOCK 906 LOT 1, THAT ARE WEST OF THE CREEK ON THE OFFICIAL TAX MAP OF THE BOROUGH OF RIDGEFIELD”

introduced on the 26th of April, 2010, do now pass a first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 10th day of May, 2010 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and she is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Todd

ORDINANCE NO. 2128

“AN ORDINANCE AUTHORIZING A CONSERVATION RESTRICTION/EASEMENT AGREEMENT BY THE BOROUGH OF RIDGEFIELD FOR BOROUGH PROPERTY KNOWN AS BLOCK 902, LOT 1, BLOCK 903, LOT 1, BLOCK 904, LOT 1, AND THOSE PORTIONS OF BLOCK 905, LOT 1 AND BLOCK 906 LOT 1, THAT ARE WEST OF THE CREEK ON THE OFFICIAL TAX MAP OF THE BOROUGH OF RIDGEFIELD”

WHEREAS, the Borough of Ridgefield contains a wildlife area within the Borough on property known as Block 902, Lot 1, Block 903, Lot 1, Block 904, Lot 1, and those portions of Block 905, Lot 1 and Block 906 Lot 1, that are west of the creek on the official Tax Map of the Borough of Ridgefield (the “Property”) that it desires to preserve; and

WHEREAS, in recognition of the 40th Anniversary of Earth Day, which was celebrated on April 22, 2010, the Governing Body would like to emphasize the value and importance of open space in the Borough of Ridgefield; and

WHEREAS, pursuant to N.J.S.A. 13:8B-3, the Borough of Ridgefield is authorized to create and enforce conservation restrictions/easements on designated property for the preservation of open space; and

WHEREAS, the Borough Attorney has prepared a Grant of Conservation Restriction/Easement agreement (the “Agreement”) attached hereto, to be executed and recorded with the County Clerk of Bergen County;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, being the governing body thereof, that the Mayor is hereby authorized to execute the Agreement for the conservation of the Property within the Borough of Ridgefield.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

GRANT OF CONSERVATION RESTRICTION/EASEMENT

This Grant of Conservation Restriction is made this _____ day of _____, 20____, by the Borough of Ridgefield whose address is 604 Broad Avenue, Ridgefield, County of Bergen, State of New Jersey (hereinafter referred to as the “Owner”).

WITNESSETH:

WHEREAS, the Borough desires to create a perpetual Conservation Restriction/Easement over Borough property formerly known as the Great Bear Tract, designated as Block 902, Lot 1, Block 903, Lot 1, Block 904, Lot 1, and those portions of Block 905, Lot 1 and Block 906 Lot 1, that are west of Wolf Creek on the official Tax Map of the Borough of Ridgefield (hereinafter referred to as the “Property”). The scope of this Conservation Restriction/Easement is set forth in this agreement. The Borough hereby waives any common law or statutory authority it may have to invoke the merger doctrine, and covenants hereby to maintain this Conservation Easement in perpetuity; and

WHEREAS, wildlife areas play a significant role in the maintenance of environmental quality on a community, regional, and statewide level; and

WHEREAS, wildlife areas provide for microclimate control, energy conservation, soil stabilization, aquifer recharge and wildlife habitat; and

WHEREAS, the Owner is authorized to formulate comprehensive policies for the conservation of natural resources, to promote environmental protection, and prevent pollution of the environment of the State, and is authorized by N.J.S.A. 13:8B-3 to acquire and enforce conservation restrictions;

WHEREAS, the Owner, having the authority to do so, intends to enter into this Conservation Restriction in order to grant a Conservation Restriction /Easement on the Property to restrict subsequent development of the Restricted Area; and

WHEREAS, the Owner has an Environmental Commission who will assist in the monitoring and enforcement of the within Restriction/Easement for the benefit of the Owner.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and the facts recited above and the terms, conditions and restrictions contained herein, the Owner hereby agrees that the Property shall be subject in perpetuity to the following conveyances, covenants and restrictions:

1. Owner hereby conveys, transfers, assigns and grants a Conservation Restriction/ Easement with respect to the entire area of the Property.
2. The following activities shall not occur within the Restricted Area:

- (a) Removal, excavation, or disturbance of the soil, except in connection with the enhancement of the property as deemed appropriate by the Owner and consistent with the conservation purposes of this Restriction/Easement;
 - (b) Dumping or filling with any nonconforming materials;
 - (c) Installation of structures except for passive recreation purposes (i.e. playground/exercise equipment, gazebos, pergolas, etc.);
 - (d) Placement of new pavement or other impervious materials other than to maintain existing areas;
 - (e) Destruction of plant life that is contrary to the goal of restoring the native habitat;
 - (f) The use of non-organic fertilizers, herbicides or pesticides except in dealing with matters of safety (i.e. controlling poison ivy so as to not become a hazard to the public);
 - (g) Removal, clearing or mowing of live vegetation, including trees, unless it is demonstrated to the Owner that such removal will result in habitat enhancement or to prevent/eliminate a safety hazard, and the Owner has received written approval of the Environmental Commission.
3. The boundaries of the Restricted Area shall be marked by an unobtrusive, semi-permanent visual marker in a manner of the Owner's choosing, and to the Owner's satisfaction, within 30 days of recording this Deed. Examples include survey markers, fence post, and pipe in the ground.
4. This Conservation Restriction/Easement shall be a burden upon and shall run with the Property, and shall bind the Owner, its successors and assigns, in perpetuity. The Owner shall give notice of this deed restriction to all holders of any easements in the Restricted Area within 30 days of recording by the County Clerk.
5. It is the purpose of the Conservation Restriction / Easement to assure that the Restricted Area will be maintained as such and to prevent any disturbance or development to that portion of the Property. To carry out this purpose, the following rights are granted to Owner by this Conservation Restriction/Easement:
 - (a) To enter upon the Property in a reasonable manner and at reasonable times so as to assure compliance with the provisions of this Conservation Restriction/Easement ; and
 - (b) In addition to the exercise of any other statutory or common law right, to enjoy any activity on, or use of, the Restricted Area that is inconsistent with the purpose of this Conservation Restriction / Easement and to enforce the restoration of such areas or features of the Restricted Area that may be damaged by inconsistent activity or use.
6. The Owner shall maintain notice of any transfer or change in ownership of any portion of the Restricted Area, including but not limited to the name and address of the new owner, and including but not limited to any later-formed condominium association, at least one month prior to the day of the signing of those documents accomplishing the actual transfer or change in ownership.
7. In addition to, and not in limitation of, any other rights of the Owner hereunder or at law or in equity, if the Owner determines that a breach, default or violation ("Violation") of this Conservation Restriction/Easement has occurred or that a Violation is threatened, the Owner shall give written notice such Violation to the violator, setting forth the specifics thereof, and demand corrective action sufficient to cure the Violation. If the violator fails

to cure the Violation after receipt of notice thereof from the Owner, or under circumstances where the Violation cannot reasonably be cured within a time period dictated by the Owner, fails to begin curing such Violation within the time period dictated by the Owner, or fails to continue diligently to cure such Violation until finally cured, the Owner may bring an action at law or in equity in a court of competent jurisdiction:

- (a) to enjoin and/or cure such Violation,
 - (b) to enter upon the Restricted Area and to take action to terminate and/or cure such Violation and or to cause the restoration of that portion of the Restricted Area affected by such Violation to the condition that existed prior thereto, or
 - (c) to seek or enforce such other legal and/or equitable relief or remedies as the Owner deems necessary or desirable to ensure compliance with the terms, conditions, covenants, obligations and purpose of this Conservation Restriction / Easement.
8. If the Owner, in its discretion, determines that circumstances require immediate action to prevent or mitigate significant damage to the Restricted Area, the Owner may pursue its remedies under paragraph 7 above without prior notice or without waiting for the period provided for cure to expire. The Owner's rights under this paragraph shall apply equally in the event of either actual or threatened Violations of the terms of this Conservation Restriction/Easement. The above language shall in no event be interpreted to derogate or diminish the Owner's rights and powers under the laws of the State of New Jersey for the protection of public health, safety and welfare.
 9. Enforcement of the terms of this Conservation Restriction / Easement shall be at the discretion of the Owner and any forbearance by the Owner to exercise its rights under this Conservation Restriction/Easement in the event of any Violation shall not be deemed or construed to be a waiver by the Owner of such term or of any subsequent Violation or of any of the Owner's rights under this Conservation Restriction/Easement. No delay or omission by the Owner in the exercise of any right or remedy upon any Violation shall impair such right or remedy or be construed as a waiver of such right or remedy.
 10. The Owner may seek reimbursement from a violator for any costs incurred by the Owner in enforcing the terms of this Conservation Restriction/Easement, and including, without limitation, the reasonable costs of suit and attorneys' fees.
 11. The Owner reserves the right to transfer, assign, or otherwise convey the Conservation Restriction/Easement to any other entity or person to facilitate the operation of and/or public use and enjoyment of the Restricted Area.
 12. Any notice, demand, request, consent, approval or communication under this Conservation Restriction / Easement shall be sent by certified mail, return receipt requested or reliable overnight courier, addressed as follows:

To the Owner:

The Borough of Ridgefield

As of this date of this Conservation Restriction / Easement, Owner's address for the purposes of notice is:

604 Broad Avenue

Ridgefield, NJ, 07657

Attention: Business Administrator

In addition, any notice relating to paragraph 6 shall be addressed to same.

13. A party may change the address or person to whom notices to it are required to be given by notice given in the manner above provided.
14. The Owner reserves to itself, its successors or assigns, all rights as owners of the Property, including the right to engage in all uses of the Restricted Area not inconsistent with the purpose of this Conservation Restriction / Easement and the right to manage the Restricted Area in accordance with its needs.
15. This instrument conveys no additional right of access by the general public to any portion of the Property.
16. The Owner agrees to bear all costs and liabilities of any kind related to the operation, upkeep and maintenance of the Restricted Area.
17. The Owner agrees that the terms, conditions, restrictions and purposes of this Conservation Restriction/Easement will be inserted in any subsequent deed, subdivision deed, lease, sub-lease or other legal instrument by which the Owner divests itself of any interest in any portion of the Property. Notwithstanding the failure of the Owner to include the terms and restrictions of this instrument, it shall run with the land and be binding on all heirs, successors and assigns.
18. The Owner agrees that it will assign its rights under this Conservation Restriction/ Easement only to another governmental body or a charitable conservancy, and only in accordance with N.J.S.A. 13:8B-1 et seq.
19. Notwithstanding anything contained herein to the contrary, any modification or termination of this Conservation Restriction / Easement shall require the prior written approval of the Owner, its successor or assign.
20. This Conservation Restriction / Easement shall survive any merger of the fee and restriction interest in the Restricted Area.
21. Nothing contained herein shall effect the rights or interests of existing or future utility easements to perform maintenance or other work on the Property in the same manner in which such work has been performed in the past.
22. Miscellaneous.
 - (a) The laws of the State of New Jersey shall govern the interpretation and performance of this Conservation Restriction / Easement.
 - (b) If any provision of this Conservation Restriction / Easement or the application thereof to any person or circumstance is found to be invalid, the remainder of the provisions of this Conservation Restriction / Easement, or the application of such provision to persons or circumstances other than those as to which it is found to be invalid, as the case may be, shall not be affected thereby.
 - (c) Should there be more than one Owner, the obligations imposed by this Conservation Restriction / Easement upon each Owner shall be joint and several.
 - (d) The covenants, terms, conditions and restrictions of this Conservation Restriction /Easement shall be binding upon, and inure to the benefit of, the parties hereto and all parties having or acquiring any right, title or interest in any portion of the Property, including holders of subdivision deeds, and shall continue as a servitude running in perpetuity with the Property.

- (e) The captions in this Conservation Restriction / Easement have been inserted solely for convenience of reference and are not a part of this Conservation Restriction / Easement and shall have no effect upon construction or interpretation.
 - (f) This Conservation Restriction/Easement may be executed in any number of counterparts, all of which, taken together, shall constitute one and the same instrument.
23. The Owner reserves unto itself the right to undertake de minimis modifications of the Restricted Area that are approved by the Owner. The Owner may approve the modification under the following conditions and with the following documentation:
- (a) The modification results in an increased level of protection of the regulated resource; or
 - (b) The modification results in equivalent areas of resources protected; and
 - (c) The modification does not compromise the original protected resource.
24. This Grant of Conservation Restriction / Easement may only be removed pursuant to N.J.S.A. 13:8B-1 et seq.

TO HAVE AND TO HOLD unto the Borough of Ridgefield, its successors and assigns forever. The covenants, terms, conditions, restrictions and purposes imposed with this Conservation Restriction/Easement shall not only be binding upon the Owner but also upon its agents, personal representatives, assigns and all other successors to it in interest, and shall continue as a servitude running in perpetuity with the Property.

IN WITNESS WHEREOF, the Owner has set its hand and seal on the day and year first above written, and directs that this instrument be recorded in the office of the Bergen County Clerk.

Borough of Ridgefield (Owner)

By: _____

ATTEST:

(Seal)

STATE OF NEW JERSEY

COUNTY OF BERGEN

Be it remembered that on this day of , 2010, before me, the subscriber, a Notary Public of New Jersey, personally appeared: , and he thereupon acknowledged that he signed the foregoing instrument as Mayor of the Borough of Ridgefield, and that said instrument is the voluntary act of deed of said person (or corporation, made by virtue of authority from its Board of Commissioners).

Notary Public

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 152-2010

WHEREAS, there exists miscellaneous reserves in the Borough's Current Fund; and

WHEREAS, the unexpended funds creating these reserves have been reviewed and it has been determined that the reserves are no longer necessary for the purpose originally created;

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Ridgefield, that the following reserves are hereby canceled to operations:

	<u>Total</u>
Revaluation	\$ 19,953
911 Center Donations	<u>300</u>
	<u>\$ 20,253</u>

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonziserio				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 153-2010

WHEREAS, certain General Capital Grant Receivable balances remain uncollected for projects which has been completed; and

WHEREAS, it has been determined that the Borough has received all the funds eligible to be received and desires to cancel the remaining balances against unexpended ordinance appropriation balances and any remaining amounts from General Capital Fund Balance;

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Ridgefield that the following balances be cancelled of record as follows:

<u>Ord. No.</u>	<u>Grant Description</u>	<u>Grant Receivable Balance</u>	<u>Improvement Authorization Balance</u>	<u>General Capital Fund Balance</u>
1945	NJ DEP Liveable Communities	\$ 20,000	\$ (46)	\$ (19,954)
1919	NJ Smart Growth	8,015	(3,061)	(4,954)
1953	NJ DOT Safe Streets to Schools	<u>16,041</u>	<u>(13,207)</u>	<u>(2,834)</u>
		<u>\$ 44,056</u>	<u>\$ (16,314)</u>	<u>\$ (27,742)</u>

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 154-2010

WHEREAS, there appears open of record unexpended balances on certain ordinance appropriations in the General Capital Fund, and

WHEREAS, the capital projects have been completed or are no longer active, and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Ridgefield, County of Bergen, New Jersey, that the following funded ordinance appropriation balances in the General Capital Fund be cancelled to Fund Balance:

<u>Ord. No.</u>	<u>Improvement Description</u>	<u>Funded</u>
1715	Improvements to Willis Park	\$ 10,000
1816	Lighting at Meadowlands Park	92,817
1819/1858	Various Improvements	10,923
1829	Various Improvements	4,141
1834	Oak Street Improvements	75
1845	Develop of Transit-Oriented Development	293
1859	Various Improvements	<u>23,854</u>
		<u>\$ 142,103</u>

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 155-2010

WHEREAS, the Borough of Ridgefield and other municipalities each received a bill from United Water for the cost of fire hydrant services for 2009; and

WHEREAS, each town acted in good faith thinking the bill we received in January 2009 was what we were told it would be; and

WHEREAS, the Borough of Ridgefield budgeted for the fire hydrants accordingly; and

WHEREAS, in April 2009 without the courtesy of any notice from United Water, Ridgefield was hit with an increase of roughly 18% on our hydrant bills; and

WHEREAS, this caused an unexpected financial difficulty because our line item for hydrant services was severely impacted with an increase from \$94,215 to \$111,123 per annum; and

WHEREAS, these exorbitant increases are an increasing burden on our municipal budget that is restricted to a 3.5% increase and our local taxpayers ability to pay;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Ridgefield strongly opposes the 20% rate hike that United Water is currently requesting for fire hydrants in 2010 on top of the previous 18% increase and urges the Board of Public Utilities to reject any rate increase as an unnecessary and untimely tax increase; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to Governor Christie, Bergen County Legislators and the Board of Public Utilities.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Prina, Acting Borough Clerk

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 156-2010

WHEREAS, the Borough of Ridgefield requires the services of a professional company to perform pool concession services at the Ridgefield Borough public pool (the "Project"); and

WHEREAS, the Governing Body did publish a Request for Proposals ("RFP") for the Project; and

WHEREAS, the Borough Clerk opened such bids on April 16, 2010; and

WHEREAS, the Governing Body has reviewed the highest bid submitted by D&V Designs, LLC; and

WHEREAS, under N.J.S.A. 40A:11-24, the Borough of Ridgefield had sixty (60) days from the opening of the bid to award the bid to D&V Designs, LLC; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough hereby awards a Contract to perform pool concession services to D&V Designs, LLC; and

BE IT FURTHER RESOLVED that the Mayor or Borough Administrator are authorized to execute the Contract to be prepared by the Borough Attorney; and

BE IT FURTHER RESOLVED that the amount of the Contract shall be \$4,000.00 for the completion of the Project.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Prina, Acting Borough Clerk

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Lonziserio				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 157-2010

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the following people be hired as Swim Pool personnel for the 2010 pool season:

Last Name	First Name	Title	Salary
Bickford	Richard	Lifeguard	8.25 per hour
Bonacci	Cathy	Desk	14.10 per hour
Boncic	Adam	Lifeguard	8.00 per hour
Bujas	Monica	Lifeguard	8.25 per hour
Buzancic	Fedja	Lifeguard	10.00 per hour
Camponogara	Ivan	Lifeguard	9.75 per hour
Camponogara	Sabina	Lifeguard	9.25 per hour
Cancian	Patrick	Gate	8.25 per hour
Cancian	Alex	Lifeguard	8.25 per hour
Catherina	Patrick	Lifeguard	10.25 per hour
Catherina	Kevin	Lifeguard	9.00 per hour
Catherina	Maggie	Lifeguard	8.00 per hour
China	Alex	Lifeguard	9.75 per hour
Gibaldi	Christopher	Gate	8.00 per hour
Goldman	Matt	Lifeguard	8.25 per hour
Goldman	Alyssa	Lifeguard	8.25 per hour
Greco	Joette	Rec.Secretary	11.00 per hour
Gutshteyn	Evita	Desk	11.50 per hour
Herbig	Jonathan	Lifeguard	10.00 per hour
Kalathas	Tryfon	Lifeguard	8.00 per hour
Kiskanyan	Melanie	Lifeguard	8.00 per hour
Kohler	Kevin	Maintenance	8.00 per hour
Kolenovic	Emily	Lifeguard	8.75 per hour
Konrad	Sabina	Lifeguard	9.25 per hour
Kopec	Paulina	Lifeguard	8.25 per hour
Lada	Aleksandra	Instructor	10.75 per hour
Lado	David	SUB MAN	13.75 per hour

Lado	Robert	SUB MAN	11.25 per hour
Lee	Danny	Lifeguard	9.00 per hour
Lynch	Kaitlyn	Lifeguard	9.25 per hour
Magriples	Kristena	Lifeguard	8.25 per hour
Magriples	Katherine	Lifeguard	8.50 per hour
Meller	Edward (JJ)	HEAD GUARD	13.50 per hour
Mouzakitis	Evangelous	Lifeguard	10.50 per hour
Muccia	Amanda	HEAD GUARD	13.75 per hour
Park	Janice	Lifeguard	8.75 per hour
Ruppert	Kyle	Lifeguard	10.50 per hour
Ruppert	Keith	Lifeguard	10.75 per hour
Sinclair	Stephanie	Lifeguard	10.75 per hour
Skoblar	Matthew	Lifeguard	10.50 per hour
Skoblar	Philip	Lifeguard	9.75 per hour
Skoblar	Daniel	Lifeguard	9.25 per hour
Spoleti	Daniella	Instructor	10.75 per hour
Spoleti	Gabriella	Lifeguard	9.50 per hour
Stavrou-Wilson	Pani	Lifeguard	8.00 per hour
Tejada	Jefferson	Lifeguard	8.25 per hour
Trifari	Ethan	Lifeguard	8.25 per hour
Turro	Stephen	Gate/Desk	9.50 per hour
Turro	Leigh	Lifeguard	8.25 per hour
Vermeal	Sean	Lifeguard	10.50 per hour
Vermeal	Kyle	Lifeguard	9.50 per hour
Vermeal	Ashley	Lifeguard	8.25 per hour
Wiss	Rita	Desk	11.50 per hour
Woegens	Taylor	Lifeguard	7.50 per hour
Wunder	Sharon	Manager	\$13,455 per season
Wunder	Michael	SUB Gate	10.50 per hour
Yannuzzi	Rachel	SUB MAN	11.25 per hour
Zakarian	Lena	Lifeguard	11.00 per hour

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 158-2010

WHEREAS, the annual audit of the books, accounts and financial transactions of the Borough of Ridgefield for Fiscal Year 2009 has been completed; and

WHEREAS, the Local Finance Board requires that the Chief Financial Officer of the local unit promulgates a Corrective Action Plan based on the Recommendations of the Registered Municipal Accountant;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Mayor and Council hereby approves the Corrective Action Plan formulated by Joseph Luppino, Chief Financial Officer of the Borough of Ridgefield, which plan is attached hereto and made a part hereof.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

Borough of Ridgefield
Bergen County
604 Broad Ave.
Ridgefield, NJ 07657

Audit Report Fiscal Year June 30, 2009

Joseph Luppino, CFO

CORRECTIVE ACTION PLAN
SCHEDULE OF AUDIT FINDINGS

Prior Year Finding Unresolved

FINDING 2009-1

In certain instances, goods were ordered and services rendered prior to the issuance of an approved purchase order.

Recommendation:

Review internal controls to ensure approved purchase orders are issued prior to ordering of goods and services and commitment of Borough funds.

Explanation and Corrective Action:

The Borough does not have the manpower to have a centralized purchasing department, therefore the CFO and Administrator will inform all Department Heads to issue a purchase order encumbering Borough funds prior to ordering goods and services. In addition, Assistant Treasurer will send letters to vendors the Borough have used in the past requesting the vendors not to place any orders unless they are in possession of an approved purchase order. The Borough also has appointed a QPA (Qualified Purchasing Agent) and has implemented an Emergency Purchasing Policy for emergency purchasing which will enhance the purchasing internal controls of the Borough.

FINDING 2009-2

Minutes of Mayor and Council meetings were not transcribed and approved by the governing body and permanently bound in a timely manner.

Recommendation:

The minutes of the Mayor and Council meetings are to be prepared and submitted to the governing body for their approval in a timely manner and be permanently bound and available for review.

FINDING 2009-2 (Continued)

Explanation and Corrective Action:

The Borough has hired an additional part-time worker in March of 2010 to prepare and assist Borough Clerk in the transcribing of minutes of past meetings. Once reviewed by the Borough Clerk the minutes will be approved by the Mayor and Council and permanently bound. As of April 2010 the Council Minutes are up to date for 2009 and 2010.

FINDING 2009-3

Vendors were paid in excess of the bid threshold. Cumulative purchases of certain items exceeded the bid threshold and were not publicly advertised for bid. Purchases for auto parts, gasoline and diesel fuel were not publicly advertised for bid.

Recommendation:

Publicly advertise purchases that exceed the bidding threshold.

Explanation and Corrective Action:

Bids will be publicly advertised for purchases that exceed the bidding threshold. Lack of personnel and a decentralized purchasing resulted in cumulative purchases exceeding the bid threshold. The Assistant Treasurer will review and monitor on a monthly basis cumulative vendor payment file to ensure that vendors do not exceed bid threshold. In addition, the borough is also making increase use of state and local cooperative purchase agreements

PRIOR YEARS GENERAL COMMENTS -UNRESOLVED

GENERAL COMMENTS

General Comment: 1

Borough Escrow deposits were not all reconciled with the audit balances. In addition, there exists old and in inactive deposits and reserve accounts.

Recommendation:

Reconcile and review all escrow accounting and reporting and cancel old and inactive deposits and reserves.

Prior Year General Comment: 1 (continued)

Explanation and Corrective Action:

The Assistant Treasurer will reconcile and review all escrow accounts to the audit report and cancel to Current Fund any old inactive accounts. In addition, the Borough has opened an Accu-Track Escrow Management account with one of the Borough's bank, which will assist in the reconciliation and escrow management. As of April 2010 the Assistant Treasurer has cancelled over 100 inactive escrow balances.

General Comment: 2

Certain municipal departments do not issue pre-numbered receipts for monies collected and certain application, licenses and permits are not pre-numbered. Department monthly reports were not always filed.

Recommendation:

Review and enhance internal control over department financial recordkeeping to ensure a standardized revenue accounting and reporting system.

Explanation and Corrective Action:

CFO and Assistant Treasurer will meet with department heads to implement a standardized revenue accounting and reporting system.

General Comment: 3

The support documentation of the daily cash receipt entries in the Swim Pool Utility Operating Fund was inadequate.

Recommendation:

Maintain detailed accounting to support daily cash receipt entries and deposits in the Swim Pool Utility Operating Fund.

Explanation and Corrective Action:

The CFO and Administrator will instruct the Swim Pool Director to keep detail accounting records to support the accounting records of the Swim Pool Utility Operating Fund.

General Comment: 4

313 Municipal Court tickets and 1,399 special complaints were assigned and not issued are outstanding over six months and not recalled.

Recommendation:

Recall and reassign outstanding tickets over six months old.

Explanation and Corrective Action:

Municipal Court Administrator will recall and reassign old outstanding tickets and has Assigned personnel to identify and reduce assigned special complaints.

General Comment: 5

Borough Clerk's office did not record several entries in the cash receipt ledger.

Recommendation:

Record all cash receipts in the Borough Clerk's ledger utilizing pre-numbered receipt tickets.

Explanation and Corrective Action:

The Borough Clerk's office will record all cash receipts in the cash receipt ledger using pre-numbered receipts.

General Comment: 6

Recreation late fees were not consistently charged.

Recommendation:

Retain and make available for audit all registration forms and rosters. Late fees should be assessed consistently.

Explanation and Corrective Action:

The Recreation department will be instructed to retain all registration forms and rosters and late fees assessed consistently. However, any deviation or waivers of late fees will be referred to Mayor and Council for approval.

General Comment: 7

Youth Commission maintains a separate bank account for fundraising deposits and expenses related to Youth Center activities. Disbursements were not made through the Borough's purchasing procedures.

Recommendation:

CFO maintain the Youth Commission bank account and all Borough purchasing and payroll procedures and payment procedures be followed and adhered to.

Explanation and Corrective Action:

CFO will send registered letter to the Youth Commission requesting that they obtain a separate EIN number for banking and business purposes and to incorporate the Youth Commission into a separate entity.

General Comment: 8

The Borough's salary ordinance revealed police officers' salaries are not included as part of the approved salary and compensation ordinance.

Recommendation:

The Borough's salary and compensation ordinance be amended to include all police officers' salary level.

Explanation and Corrective Action:

The Borough will amended the salary and compensation ordinance to include all police Officers' salary guide from the current PBA contract.

CURRENT FINDINGS:

Current Finding –2009-1

The Borough's Affordable Housing Reserves revealed the annual financial report required to be filed with the State Council on Affordable Housing was not available for audit.

CURRENT FINDINGS: (Continued)

Current Finding: 2009-1

Recommendation:

File the Annual Financial report to the State Council on Affordable Housing for the 2009 fiscal year and all future year reports be filed timely and made available for audit.

Explanation and Corrective Action:

Borough Administrator and Borough Planner will prepare necessary Annual Financial Report to the State Council on Affordable Housing. Completion date is expected June of 2010.

Current Finding: 2009-2

A capital ordinance appropriation was over spent by \$2,600.

Recommendation:

This was a mis-posting a result of an isolated instance, no recommendation is deemed warranted.

Explanation and Corrective Action:

The over expenditure was a result of a miss posting of payment in the General Ledger. This was an isolated instance.

Current Finding: 2009-3

The swim Pool Utility Capital Fund revealed an improvement authorization over five years old with a deficit cash balance at year-end.

Recommendation:

Fund the deficit in the improvement authorization either by debt financing or budget appropriation.

Explanation and Corrective Action:

The Borough has partially funded \$5,000 from Swim Pool Utility Capital Fund Surplus
The remaining will be funded in July 2010 thru the issuance of debt.

CURRENT FINDINGS: (Continued)

Current Finding: 2009-4

The June 30, 2008 audit synopsis publication was not available for audit.

Recommendation:

The Borough must maintain proof of the publication of the audit synopsis.

Explanation and Corrective Action:

The Borough Clerk will publish future audit synopsis publication in the Borough's official newspapers and maintain proof of publication.

Current Finding: 2009-5

Proof of publication of professional service contract awards was not available for audit.

Recommendation:

The Borough must maintain proof of the publication for professional contract awards.

Explanation and Corrective Action:

The Borough Clerk will publish professional contract awards in the Borough's official newspapers and maintain proof of publication.

Current Finding: 2009-6

Political contribution disclosure forms were not obtained for certain vendor's contracts that exceeded \$17,500.

Recommendation:

Obtain political contribution disclosure forms for all vendors whose contract exceeds \$17,500.

Explanation and Corrective Action

Borough Clerk will obtain political disclosure forms from vendors whose contract exceed \$17,500.

CURRENT FINDINGS: (Continued)

Current Finding: 2009-6

Borough Payroll returns do not have the Borough's address or email address. The tax returns had the address to the payroll service.

Recommendation:

The mailing and email address on the Borough's payroll tax returns reflect the Borough's official address and not the payroll service provider.

Explanation and Corrective Action

The address has been changed. As of March 2010 the address on all tax returns reflect the Borough's official address.

Current Finding: 2009-6

Certain terminated individuals were not removed from the Health Benefit program in a timely manner.

Recommendation:

Greater care be exercised to ensure terminated employees from the Health Benefit coverage in a timely manner.

Explanation and Corrective Action

The two employees were removed and the Borough received credits in the subsequent bill. The Assistant Treasurer will review on monthly basis the Borough's health care bill for accuracy and completeness.

Current Finding: 2009-6

Bail account checks were issue with only one signature, whereas two are required.

Recommendation:

Bail account checks issued by the Municipal Court contain the two required authorized signatures.

Explanation and Corrective Action

CURRENT FINDINGS: (Continued)

The Court Administrator will be advised by the CFO to ensure that Bail checks have two signatures, the Court Administrator and the Borough Judge.

Current Finding: 2009-6

A capital expenditure for \$78,461 at June 30, 2009 was made without an ordinance appropriation. This expenditure occurred as the result of the Borough taking corrective action on a prior year audit recommendation to clear a vendor accounts receivable outstanding in the General Capital Fund. The Borough has provided an appropriation in its 2010 fiscal year budget to fund this deferred charge in its entirety.

Recommendation:

Since this instance was the result of the Borough taking corrective action on a prior year audit recommendation, no recommendation is deemed warranted in the audit report.

The undersigned, being the Chief Financial Officer of the Borough of Ridgefield, County of Bergen, New Jersey, and the person charged with the responsibility of maintaining financial records of said Borough in accordance with N.J.S.A. 40:4-57 and the rules of the Local Finance Board of the State of New Jersey adopted thereunder, does hereby certify that there are adequate funds available for the payment of the attached list of invoices, duly adopted by said Borough, and which said list indicates the specific line item of said budget to which expenditures shall be charged.

Joseph Luppino,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting April 26, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 159-2010

BE IT RESOLVED, that warrants totaling \$992,783.21
be drawn on the following accounts:

CURRENT	\$956,390.50
TRUST	\$34,192.90
CAPITAL	\$1,242.40
POOL	\$957.41
TOTAL	\$992,783.21

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk