

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session and Regular Meeting of the Mayor and Council

Date: November 9, 2009

Open Public Meetings Statement by Mayor Suarez

Public Session to Adjourn to Executive Session: C.T.O.: Adjourn:

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:

ROLL CALL-EXEC. SESSION

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

ROLL CALL-PUBLIC SESSION

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

388-2009 Councilman Vincentz Appointment of Part-Time Borough Administrator

As advertised, hearing will be held on Ordinance No. 2114 entitled, 'AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 375 'VEHICLES AND TRAFFIC' ARTICLE XVI 'PARKING FOR MOBILITY HANDICAPPED PERSONS' SECTION 375-52 'DESIGNATED AREAS' SUBSECTION B TO REMOVE SPACES THAT NO LONGER EXIST'

Entertain motion to declare the time for the public hearing to be declared open

Public Hearing

Entertain motion to declare the time for the public hearing to be declared closed

Roll Call

Introduction of Ordinance No. 2115 entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 375 "VEHICLES AND TRAFFIC" ARTICLE IV "SHALER AND BANTA PARKING PLACES" SECTION 375-17 "MARKED SPACES" TO CREATE SPACES DESIGNATED FOR THE BUILDING DEPARTMENT"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2116 entitled, "BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW COMBINATION PUMPER/LADDER FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$810,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS"

First Reading of Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

| | Motion: | Second: |
|----------|---------------------|---|
| 389-2009 | Councilman Vincentz | Authorize RFQs for Professional Services |
| 390-2009 | Councilman Vincentz | Authorize New Jersey Forest Service 2009 Business Stimulus Fund Grant Application |
| 391-2009 | Councilman Vincentz | Authorize Professional Service Agreement- M. Kingman |
| 392-2009 | Councilman Vincentz | Reduction in Assessed Valuations |
| 393-2009 | Councilman Vincentz | Stipulation of Settlement-Block 708, Lot 7 |
| 394-2009 | Councilman Vincentz | Stipulation of Settlement-Block 711, Lot 15 |
| 395-2009 | Councilman Vincentz | Stipulation of Settlement-Block 1307, Lot 5 |

| | | |
|----------|---------------------|---|
| 396-2009 | Councilman Vincentz | Stipulation of Settlement-Block 2804, Lot 21 |
| 397-2009 | Councilman Vincentz | Release of Performance Bond-Orchard Holdings |
| 398-2009 | Councilman Vincentz | Appointment of Acting Borough Clerk |
| 399-2009 | Councilman Todd | Award Bid-Fire Truck |
| 400-2009 | Councilman Vincentz | Release of Performance Bond-1&9 Ridgefield Corp |

COUNCIL VOTE

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

RESOLUTIONS:

| | | |
|----------|---------------------|------------------------------------|
| 401-2009 | Councilman Vincentz | Warrants |
| 402-2009 | Councilman Vincentz | Temporary Capital Budget Amendment |

COMMENTS BY MAYOR:

Raffles License Application:

St. Matthew's Church
555 Prospect Avenue
50/50
December 20, 2009– 1:15 pm

COMMENTS BY COUNCILMEN:

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,

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

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:

| | | COUNCIL VOTE | | | |
|-------|---|--------------|----|---------|--------|
| | | YES | NO | ABSTAIN | ABSENT |
| _____ | 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. | | | | |

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

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 388-2009

WHEREAS, the position of Borough Administrator has been vacant since on or around September 15, 2009; and

WHEREAS, Governing Body has determined that there is a need to appoint a new permanent part-time Borough Administrator; and

WHEREAS, the Governing Body commends Erik Lenander for his hard work performing the duties of the Borough Administrator on a temporary basis; and

WHEREAS, the Borough had previously issued a Request for Qualifications ("RFQ") that solicited competitive proposals for the services of a part-time Borough Administrator, through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et. seq.;

WHEREAS, the Personnel Committee has determined that of the remaining candidates, Gary Bonacci is best suited to accommodate the needs of the Governing Body and serve the interests of the Borough and its residents on a permanent basis; and

WHEREAS, the position of Borough Administrator shall have a salary of \$55,000.00 per year and shall be given cellular phone privileges in order to allow the Borough Administrator to respond to the Borough's needs at all times; and

WHEREAS, the Governing Body desires to have Mr. Bonacci attend the League of Municipalities on behalf of the Borough; and

WHEREAS, pursuant to N.J.S.A. 40A:60-6, the Council shall make the appointment to an office that is vacant for more than 30 days;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Gary Bonacci is hereby appointed to the position of part-time Borough Administrator for three (3) years pursuant to a contract to be negotiated with Mr. Bonacci.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2114

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 375 ‘VEHICLES AND TRAFFIC’ ARTICLE XVI ‘PARKING FOR MOBILITY HANDICAPPED PERSONS’ SECTION 375-52 ‘DESIGNATED AREAS’ SUBSECTION B TO REMOVE SPACES THAT NO LONGER EXIST”

introduced on the 26th day of October, 2009 do now pass a final reading and be adopted, and that the Borough Clerk be and he is authorized and directed to publish once, the aforesaid title, together with a notice of the date of its passage on final reading and approval thereof in The Record, a newspaper circulating in the Borough of Ridgefield.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 26, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2114

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 375“VEHICLES AND TRAFFIC” ARTICLE XVI“PARKING FOR MOBILITY HANDICAPPED PERSONS” SECTION 375-52“DESIGNATED AREAS” SUBSECTION B TO REMOVE SPACES THAT NO LONGER EXIST”

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 375 “Vehicles and Traffic”, Article XVI “Parking for Mobility Handicapped Persons” Section 375-52“Designated Areas”, Subsection B of the Code of the Borough of Ridgefield be and is hereby deleted in its entirety and replaced with the following:

§ 375-52 Designated areas.

B. There are hereby designated the following handicapped parking spaces which shall be so designated and marked. Such handicapped spaces shall be used only by vehicles bearing appropriate handicapped identification insignia, as approved by the Division of Motor Vehicles of the State of New Jersey:

- (1) A single parking space opposite or adjacent to 375 Bernard Place, Ridgefield, New Jersey.
- (2) A single parking space opposite or adjacent to 542 Oakdene Avenue, Ridgefield, New Jersey.
- (3) A single parking space opposite or adjacent to 567 Studio Road, Ridgefield, New Jersey.
- (4) A single parking space opposite or adjacent to 479 Columbia Avenue, Ridgefield, New Jersey.
- (5) A single handicapped parking space opposite or adjacent to 855 Broad Avenue, Ridgefield, New Jersey.
- (6) A single handicapped parking space in front of the home located at 571 Studio Road, Ridgefield, New Jersey.
- (7) A single handicapped parking space in front of 672-B Bruce Street, Ridgefield, New Jersey.

- (8) A single handicapped parking space at 485 Lincoln Avenue, Ridgefield, New Jersey.
- (9) A single handicapped parking space shall be established on the easterly side of Bergen Boulevard at a point commencing 120.5 feet south of the apex of Bergen Boulevard and Aurora Avenue and proceeding southerly a distance of 18 feet in length.
- (10) A single handicapped parking space at 595 Hillside Street, Ridgefield, New Jersey.
- (11) A single handicapped parking space at 585 Hillside Street, Ridgefield, New Jersey.
- (12) A single handicapped parking space at 573 Carpenter Place, Ridgefield, New Jersey.
- (13) A single handicapped parking space at Biazzo Dairy Products, Inc., 1145 Edgewater Avenue, Ridgefield, New Jersey.
- (14) A single handicapped parking space at 693 Stewart Street, Ridgefield, New Jersey.
- (15) A single handicapped parking space at 543 Morse Avenue, Ridgefield, New Jersey, beginning just north of the existing driveway in front of those premises, running north a distance of 22 feet.
- (16) A single handicapped parking space at 547 Church Street, Ridgefield, New Jersey, beginning just east of the existing garage on River Street in front of those premises on River Street, running east a distance of 22 feet.
- (17) A single handicapped parking space adjacent to the premises known as 514 Abbott Avenue, on the easterly side of Abbott Avenue, beginning at a point 301 feet north of the intersection of the east side of Abbott Avenue with Edgewater Avenue, and continuing from that point north a distance of 22 feet.
- (18) A single handicapped parking space at 976A Banta Place, beginning at a point 218 feet east of the intersection of Banta Place and Broad Avenue (northeast corner), and continuing a distance of 22 feet east from that point.
- (19) A single parking spot adjacent to 720 Bruce Street (on the east side of Bruce Street), beginning at a point 38 feet north of the northeast corner of Bruce Street and Slocum Avenue, and proceeding north a distance of 22 feet.
- (20) A single parking spot on the northside of Slocum Avenue, adjacent to 965 Slocum Avenue, beginning at a point 323 feet east of the northeast corner of Broad Avenue and Slocum Avenue and continuing east a distance of 22 feet.
- (21) A single parking spot adjacent to Bryant Place (on the south side of Bryant Place), for the use of the resident at 11-A Bryant Place, beginning at a point 240 feet west of the

southwest corner of Bryant Place and Prospect Avenue and proceeding west a distance of 22 feet.

- (22) A single parking spot adjacent to 581 Stewart Street (on the west side of Stewart Street), beginning at a point 377 feet south of the southwest corner of Stewart Street and Clinton Place and proceeding south a distance of 22 feet.
- (23) A single parking spot adjacent to 777 Oakwood Lane (on the west side of Oakwood Lane), beginning at a point 278 feet north of the northwest corner of Oakwood Lane and Elm Avenue and proceeding north a distance of 22 feet.
- (24) A single parking spot adjacent to 1008 Linden Avenue (on the south side of Linden Avenue), beginning at a point 231 feet west of the southwest corner of Broad Avenue and Linden Avenue and proceeding west a distance of 22 feet.
- (25) A single parking spot adjacent to 509 Hillside Street (on the west side of Hillside Street), beginning at a point 75 feet north of the northwest corner of Hillside Street and Edgewater Avenue and proceeding north a distance of 22 feet.
- (26) A single parking spot adjacent to 764 Clark Avenue (on the south side of Clark Avenue), beginning at a point 127 feet east of the southeast corner of Clark Avenue and Shaler Boulevard and proceeding east a distance of 22 feet.
- (27) A single parking spot adjacent to 514 Hillside Street (on the east side of Hillside Street), beginning at a point 202 feet north of the northeast corner of Hillside Street and Edgewater Avenue and proceeding north a distance of 22 feet.
- (28) A single parking spot adjacent to 555 Hillside Street (on the west side of Hillside Street), beginning at a point 720 feet north of the northwest corner of Hillside Street and Edgewater Avenue and proceeding north a distance of 22 feet.
- (29) A single parking spot adjacent to 574 Carpenter Place (on the south side of Carpenter Place), beginning at a point 62 feet west from the southwest corner of the intersection of Martling Place and Carpenter Place and proceeding a distance of 22 feet.
- (30) On the northerly side of Carpenter Place beginning at a point 129 feet west from the point where said northerly side of Carpenter Place intersects with the western curblin of Martling Place and continuing in a westerly direction along Carpenter Place a distance of 22 feet to 151 feet, in front of the address commonly known as 581 Carpenter Place.

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

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2115

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 375 ‘VEHICLES AND TRAFFIC’ ARTICLE IV ‘SHALER AND BANTA PARKING PLACES’ SECTION 375-17 ‘MARKED SPACES’ TO CREATE SPACES DESIGNATED FOR THE BUILDING DEPARTMENT”

introduced on the 9th day of November, 2009, 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 23rd day of November, 2009 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 he 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 | | | | |
| Vincenz | | | | |
| Severino | | | | |
| Castelli | | | | |
| Acosta | | | | |
| Mayor Suarez | | | | |

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Lonisero

ORDINANCE NO. 2115

‘AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 375 ‘VEHICLES AND TRAFFIC’ ARTICLE IV ‘SHALER AND BANTA PARKING PLACES’ SECTION 375-17 ‘MARKED SPACES’ TO CREATE SPACES DESIGNATED FOR THE BUILDING DEPARTMENT’

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 375 ‘Vehicles and Traffic’, Article IV ‘Shaler and Banta Parking Places’ Section 375-17 ‘Marked Spaces’ of the Code of the Borough of Ridgefield be and is hereby amended and supplemented as follows:

§ 375-17 Marked spaces.

A. No person shall park a vehicle in the parking place maintained by the Borough of Ridgefield at the Borough-owned property located at the northeasterly corner of Shaler Boulevard and Banta Place at any place other than in the spaces marked by appropriate lines on the pavement and shall keep all wheels of said vehicle within the area outlined by said lines.

B. There shall be three (3) parking spaces in the Shaler Boulevard and Banta Place Municipal Parking Lot that are designated for use by persons conducting business at the Building Department and not Building Department personnel. These spaces shall be marked by a sign and will indicate that parking in those spaces shall be for one (1) hour only, during the hours of 8:00 a.m. to 3:00 p.m. and shall reference this Section. Any person or persons violating this provision shall, upon conviction thereof, be subject to a fine of \$28.

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:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2116

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

‘BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW COMBINATION PUMPER/LADDER FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$810,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS’

introduced on the 9th day of November, 2009, 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 23rd day of November, 2009 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 he 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

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2116

‘BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW COMBINATION PUMPER/LADDER FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$810,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS’

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

Section 1. The Borough of Ridgefield, in the County of Bergen, State of New Jersey (the "Borough"), is hereby authorized to acquire a new combination pumper/ladder fire engine, including original apparatus and equipment, in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$810,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$810,000, and (4) \$40,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$770,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$15,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$40,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Borough, are now available to finance said purpose. The sum of \$40,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$770,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$770,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law, and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$770,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or

any of its agencies in aid of such purpose shall be applied to the payment of the cost of such purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue bonds or notes to finance the cost of the improvement described in Section 1 of this ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 389-2009

A RESOLUTION AUTHORIZING THE ISSUANCE OF REQUESTS FOR
QUALIFICATIONS FOR PROFESSIONAL SERVICES AND CERTAIN EXTRAORDINARY
UNSPECIFIABLE SERVICES TO THE BOROUGH OF RIDGEFIELD.

WHEREAS, as of January 1, 2006, N.J.S.A. 1944A-20.1 et seq., commonly known as the 'State Pay to Play Law, enacted by the New Jersey State Legislature became effective; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., a municipality may not award a contract with a value in excess of \$17,500.00 to a business entity that has made a contribution within one year of the date the contract is to be awarded that is reportable by the recipient under P.L. 1973, c.83 (C.19.44A-1 et seq.) to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such contract is awarded or to any candidate committee of any person who is serving in an elective public office of the municipality when such contract is awarded, unless the contract is awarded under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications ('RFQ') with twenty (20) days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly open and announce the qualifications when awarded; and

WHEREAS, it has become necessary for the Borough of Ridgefield ('the Borough') to engage legal, financial, and engineering professionals and to engage the services of other individuals for extraordinary unspecifiable services; and

WHEREAS, the Borough desires to appoint such professionals and services by a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen and State of New Jersey that RFQs for professional services for the following professional services for the Borough are hereby authorized:

- 1) Borough Attorney
- 2) Zoning Board Attorney
- 3) Rent Leveling Attorney

- 4) Redevelopment Attorney
- 5) Bond Counsel
- 6) Tax Appeal Counsel
- 7) Borough Engineer
- 8) Zoning Board Engineer
- 9) Borough Planner
- 10) Zoning Board Planner
- 11) Redevelopment Planning Consultant
- 12) Borough Auditor
- 13) Insurance Agent/Risk Manager
- 14) Independent Professional Real Estate Appraiser
- 15) Municipal Prosecutor
- 16) Public Defender
- 17) Other professional services and extraordinary unspecifiable services as the Council may deem appropriate to award pursuant to a fair and open process.

BE IT FURTHER RESOLVED, that all of the RFQs for the professional services and extraordinary unspecifiable services as set forth hereinabove shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq. and all submissions in response shall be evaluated on the basis of the most advantageous submission, all factors considered, including, but not limited to:

- 1) Experience and reputation in the field
- 2) Knowledge of the Borough and the subject matter to be addressed under the contract
- 3) Availability to accommodate any required meetings of the Borough or Borough Agency
- 4) Any other factors demonstrated to be in the best interest of the Borough or Borough Agency.

BE IT FURTHER RESOLVED, that on or before November 13, 2009 the Borough Clerk be and he is hereby authorized and directed to publish notice of the RFQs for the professional services and extraordinary unspecifiable services enumerated above by the following means: (1) on the Borough's internet web site. (The Borough Clerk is also authorized to publish the RFQ documents themselves on the Borough Website.); (2) on the Borough's bulletin Board at Town Hall; and (3) in The Record, a newspaper circulating in the Borough of Ridgefield. The notice of RFQs shall include the following:

- 1) A description of the requested professional or extraordinary unspecifiable service for which the RFQ is made;
- 2) A statement that Qualifications must be submitted by 10:00 AM on December 11, 2009
- 3) A statement that the RFQs are being made by the Borough
- 4) The address and phone number of the Borough Clerk's office and a statement that applicants may obtain the RFQ document from the Clerk's office if they cannot obtain the RFQ documents from the Borough's website;
- 5) A statement that the RFQ is being made through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED, that the Borough Attorney is authorized and directed, in consultation with the Borough Administrator and the members of the Finance Committee of the Mayor and Council, to effectuate the drafting of the RFQs, which shall include the evaluation criteria hereinabove stated.

BE IT FURTHER RESOLVED, that the Borough Clerk or his designee shall publicly open and read aloud the submissions responding to the RFQs, including the name of the applicant and any other pertinent information on December 11, 2009, at 10:00 AM in the Council Chambers at Borough Hall.

BE IT FURTHER RESOLVED, that those positions included hereinabove are those which the Borough of Ridgefield reasonably believes will be subject to appointment for the year 2010. However, all such appointments are subject to the availability of funds and the continuing needs of the Borough. Accordingly, inclusion of a position in this resolution is not a representation or warranty that such position will be filled, or that if filled, it will be subject to the process contained herein.

BE IT FURTHER RESOLVED, that the Borough Council has determined that the terms of this Resolution constitute a fair and open process as to all positions included herein.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 390-2009

BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Mayor is and hereby authorized to execute the New Jersey Forest Service 2009 'Business Stimulus Fund' grant application in the amount of \$7,000.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 391-2009

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield as follows:

1. Michael Kingman, Esq. of Diktas Schandler Gillen is hereby appointed as Special Counsel to the Borough Clerk until all issues related to the recall election are resolved according to the terms and conditions of a certain professional services agreement which is attached hereto.
2. The Borough Administrator and the Borough Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Michael Kingman, Esq. of Diktas Schandler Gillen.
3. A notice of this action shall be printed in The Record.
4. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
SPECIAL COUNSEL

THIS IS A CONTRACT for professional services by and between the Borough of Ridgefield, County of Bergen, State of New Jersey, hereinafter the "BOROUGH", and Michael Kingman, Esq., of Diktas Schandler Gillen, having offices at 596 Anderson Avenue, Suite 301 Cliffside Park, NJ 07010, hereinafter the "ATTORNEY".

WHEREAS, the Mayor and Council of the Borough of Ridgefield have appointed Michael Kingman, Esq. as Special Counsel to the Borough Clerk to advise on matters relating to the recall election; and

WHEREAS, pursuant to law, the Mayor and Council have authorized the Borough Administrator and Borough Clerk to enter into an Agreement with the ATTORNEY for professional services as Special Counsel without competitive bid; and

WHEREAS, it is desirable and appropriate that the parties enter into a formal contract to memorialize the rights, duties and obligations of the parties.

NOW, THEREFORE, IT IS AGREED by and between the parties, in consideration for the mutual promises and covenants contained herein, as follows:

1. ENGAGEMENT: The BOROUGH hereby engages the ATTORNEY to serve as Special Counsel until all issues relating to the recall election are resolved, or until his successor qualifies. The ATTORNEY hereby accepts such engagement and agrees to provide the services required under this Agreement.

2. SCOPE OF SERVICES: The ATTORNEY shall perform all appropriate legal services for the BOROUGH, including all matters which, in the reasonable opinion of the Mayor and Council, should be referred to the ATTORNEY and all matters which, by law, and/or tradition, should be referred to and handled by the ATTORNEY, including but not limited to all relating to the recall election of Mayor Suarez.

3. PAYMENT FOR SERVICES: The BOROUGH agrees to pay to the ATTORNEY for services rendered pursuant to this Agreement, the hourly fee One Hundred Dollars and no/100 (\$100.00) per hour payable bi-weekly or in other regular installments,.

4. UNIQUE OR SPECIAL SERVICES: Services of a unique or special nature or character, to be rendered by the ATTORNEY, shall require special compensation beyond that specified in Paragraph 3 above. Specifically, the following services which may or may not relate to litigation, including but not limited to litigation in the United States District Court, United States Court of Appeals, United States Supreme Court, Superior Court of the State of New Jersey, Appellate Division of the Superior Court of New Jersey or the New Jersey Supreme Court, BCUA or Department of Environmental Protection or any other State of Federal Administrative agency, Municipal tax issues, Labor matters and advice, the issues before the

Public Employment Relations Commission (PERC), Board of Health, land use issues including redevelopment and any derivative thereof, violation of ordinances and drafting of unique or non-routine ordinances, Labor and/or any Contractual issue(s) are deemed to be services of a unique or special nature or character under this Agreement. In the event that unique or special services are to be rendered by the ATTORNEY to the BOROUGH, the ATTORNEY shall be remunerated for these services at an hourly fee of One Hundred Dollars and no/100 (\$100.00) per hour.

5. INCORPORATION OF CERTAIN PROVISIONS:

A. The parties to this Agreement agree to incorporate into same the mandatory language of Subsection 3.4(a) of the Regulations promulgated by the Department of the Treasury, pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, and the ATTORNEY agrees to fully comply with the terms, provisions and obligations of said regulation, provided that said Subsection shall be applied subject to the terms of Subsection 3.4(d) of said regulations.

B. The parties to this Agreement agree to incorporate into same the mandatory language of Section 5.3 of the Regulations promulgated by the Department of the Treasury pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the ATTORNEY agrees to comply fully with the terms, provisions and obligations of said regulation.

6. Pursuant to P.L. 1975, c. 127 (N.J.A.C. 17:27), during the performance of this contract, the contractor agrees as follows:

A. The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation. The contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this non-discrimination clause.

B. The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation.

C. The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor

union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

D. The contractor or subcontractor, where applicable, agrees to comply with the regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the Americans with Disabilities Act.

E. The contractor or subcontractor agrees to attempt in good faith to employ minority and female workers consistent with the applicable county employment goals prescribed by N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time or in accordance with a binding determination of the applicable county employment goals determined by the Affirmative Action Office pursuant to N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.

F. The contractor or subcontractor agrees to inform in writing appropriate recruitment agencies in the area, including employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

G. The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

H. The contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation, and conform with the applicable employment goals, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

I. The contractor and its subcontractors shall furnish such reports or other documents to the Affirmative Action Office as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Affirmative Action Office for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (N.J.A.C. 17:27), as may hereinafter be amended.

IN WITNESS WHEREOF, the parties have set their hands and seals on the day and year affixed next to their respective signatures.

ATTEST:

BOROUGH OF RIDGEFIELD

Martin A. Gobbo
Borough Clerk

Erik Lenander
Borough Administrator

Date:

Date:

WITNESS:

Michael Kingman, Esq.

Date:

Date:

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 392-2009

WHEREAS, reductions in assessed valuation for the year 2009 were granted by the Bergen County Board of Taxation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that refunds be issued in accordance with the following schedule:

| <u>BLOCK</u> | <u>LOT</u> | <u>PROPERTY OWNER</u> | <u>AMOUNT</u> |
|--------------|------------|--|---------------|
| 202 | 32.02 | Hernandez, Ray & Sally 695 Linden Avenue | \$1,448.91 |
| 504 | 5 | Linden Ave Assoc, LLC 1071 Linden Avenue | \$1,484.85 |
| 504 | 10 | 1061 Linden Ave Assoc, LLC 1061 Linden Avenue | \$1,094.10 |
| 710 | 2 | KSY Inc, NJ Corp 685 Bergen Blvd | \$3,590.22 |
| 711 | 12 | Dajci, Driton & Suzana 687 Kingsland Avenue | \$787.76 |
| 711 | 21 | Khoury, Frank & Ruth 708 Bergen Blvd | \$1,406.70 |
| 1002 | 3 | Bell, Boris & Elena 952 Elm Avenue | \$1,772.45 |
| 1002 | 9.02 | Yesilcimen, Greg K. 715 Prospect Avenue | \$1,072.22 |

| <u>BLOCK</u> | <u>LOT</u> | <u>PROPERTY OWNER</u> | <u>AMOUNT</u> |
|--------------|------------|--|---------------|
| 1003 | 11 | Spoleti, Carmelo & Donna 943 Virgil Avenue | \$4,817.17 |
| 1003 | 14 | Patrikios, George & Popi 953 Virgil Avenue | \$964.38 |
| 1502 | 8 | Magriples, George E. & Denise 600 Prospect Avenue | \$1,442.65 |
| 1601.01 | 3 | C0003 Lopez (Etal) Charles A. 715 Broad Ave, Apt 3 | \$692.41 |
| 1601.02 | 4.01 | C004A Timuray, Unal and Sevinc 721 Broad Avenue Apt 4A | \$864.34 |
| 1909 | 10 | 617 Realty Management Co., LLC 587 Bergen Blvd | \$1,770.88 |
| 2006 | 9 | Tubito, Maxim & Laura 723 Edgewater Avenue | \$1,528.62 |
| 2203 | 2 | Kim, James D. 593 Hillside Street | \$1,186.32 |
| 2401 | 3 | Bruderer Machinery, Inc. Bell Drive | \$3,219.78 |
| 2605 | 1 | Conti, Daniel M & Alexandria 464 Walnut Street | \$468.90 |
| 2605 | 18 | Kim, James J. 697 Clark Avenue | \$1,323.87 |
| 2704 | 1 | Park, Chu Cha 719 Day Avenue | \$1259.78 |
| 3001 | 7 | Bruderer Machinery, Inc. 1200 Hendricks Causeway | \$4,548.33 |
| 3210 | 1 | Sicheri, James J. 401 Dwight Place | \$1,022.21 |
| 3403 | 5 | Quintela, Ana Maria 445 Abbott Avenue | \$600.20 |

| <u>BLOCK</u> | <u>LOT</u> | <u>PROPERTY OWNER</u> | <u>AMOUNT</u> |
|--------------|------------|--|---------------|
| 3601 | 1 / HM | Rupp, (Trustee), Alois 435 Victoria Terrace | \$4,548.33 |
| 3702 | 6 | Kim, Sungmin & Yunho 791 Pleasantview Terrace | \$897.17 |
| 3705 | 27 | Louvrier, Sylviane 268 Shaler Blvd | \$509.54 |
| 4014 | 9 / HM | Mam Realty, LLC 55 Railroad Avenue | \$10,862.85 |

BE IT FURTHER RESOLVED, that the Chief Financial Officer/Treasurer be and he is hereby authorized to issue checks in accordance with the above schedule and mail to the appropriate addresses contained in the original judgment.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 393-2009

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment for the year 2005 for Block 708 Lot 7 also known as 715 Bergen Boulevard;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Nicholas Lonziser & Son, Inc. be issued a refund in the amount of \$328.77;

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$328.77 made payable to Lonziser & Son, Inc and Pajonk & Pajonk, Esq. and mailed to Arthur Pajonk, c/o Pajonk & Pajonk, 684 Bergen Boulevard, Ridgefield, New Jersey 07657.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 394-2009

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment for the year 2005 for Block 711 Lot 15 also known as 684 Bergen Boulevard;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Nicholas Lonziser & Son, Inc. be issued a refund in the amount of \$1,398.15;

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$1,398.15 made payable to Lonziser & Son, Inc and Pajonk & Pajonk, Esq. and mailed to Arthur Pajonk, c/o Pajonk & Pajonk, 684 Bergen Boulevard, Ridgefield, New Jersey 07657.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 395-2009

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment for the year 2005 for Block 1307 Lot 5 also known as 649 Bergen Boulevard;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Nicholas Lonziser & Son, Inc. be issued a refund in the amount of \$1,044.81;

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$1,044.81 made payable to Lonziser & Son, Inc and Pajonk & Pajonk, Esq. and mailed to Arthur Pajonk, c/o Pajonk & Pajonk, 684 Bergen Boulevard, Ridgefield, New Jersey 07657.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 396-2009

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment for the year 2005 for Block 2804 Lot 21 also known as 550 Broad Avenue;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Nicholas Lonzisero & Son, Inc. be issued a refund in the amount of \$1,612.26;

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$1,612.26 made payable to Lonzisero & Son, Inc and Pajonk & Pajonk, Esq. and mailed to Arthur Pajonk, c/o Pajonk & Pajonk, 684 Bergen Boulevard, Ridgefield, New Jersey 07657.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 397-2009

WHEREAS, the Contract with Orchard Holdings LLC. for the Safe Streets to Schools project requires a Maintenance Bond of \$21,958.00 to be posted before the release of \$103,900.00 Performance Bond for said project; and

WHEREAS, said Maintenance Bond has been posted from Westchester Fire Insurance Company, Bond #KO7548011M dated January 8, 2008 and found acceptable by the Borough Engineer via letter of March 4, 2008; and

WHEREAS, the Borough Engineer having been satisfied that the required improvements were satisfactorily completed in accordance with contract awarded by Resolution 289-2006;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer is and hereby authorized to release the Performance Bond #KO7548011 for \$103,900.00 posted by Orchard Holdings, LLC, with the Borough of Ridgefield.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 398-2009

WHEREAS, the Governing Body recognizes that the three (3) year term of the Borough Clerk, Martin Gobbo, is set to expire on or around December 11, 2009 at 11:59 p.m.; and

WHEREAS, the Governing Body would like to appoint a new Borough Clerk to take over the position; and

WHEREAS, pursuant to N.J.S.A. 40A:9-133, the municipal clerk is appointed by the Governing Body of the municipality; and

WHEREAS, the Governing Body has determined that Linda Prina is the best choice and would appropriately serve the Borough's needs; and

WHEREAS, Linda Prina is in the process of obtaining her municipal clerk certificate; and

WHEREAS, pursuant to N.J.S.A. 40A:9-133(c), the Governing Body may appoint a person who does not yet hold a registered municipal clerk certificate to serve as acting municipal clerk for a period not to exceed one (1) year; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Linda Prina is hereby appointed to the position of acting Borough Clerk for a one year (1) term effective December 12, 2009 at 12:00 a.m. pursuant to a contract to be negotiated with Ms. Prina.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Todd

RESOLUTION NO. 399-2009

WHEREAS, the Borough of Ridgefield requires a new fire truck for use by the Ridgefield Fire Department (the 'Truck'); and

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

WHEREAS, the Borough Clerk opened such bids on October 28, 2009; and

WHEREAS, the lowest bidder, Sutphen Corp. provided a bid package that is in order and meets all of the mandatory permissive statutory requirements; and

WHEREAS, the Governing Body has reviewed the lowest bid submitted by Sutphen Corp.; 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 Sutphen Corp.; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough hereby awards a Contract to provide the Truck to Sutphen Corp.; and

BE IT FURTHER RESOLVED that the purchase amount of the Truck shall be \$767,505.90;

BE IT FURTHER RESOLVED that the funds are presently unavailable and that the award of this contract is subject to the passage of a bond ordinance.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 400-2009

WHEREAS, in accordance with N.J.S.A. 40:55D-53, the Borough of Bound Brook has received a request for the release of Borough held Performance Guarantees in the form of a Performance Bond and Cash amount for the development known as 1 Remsen Place, Block 3501, Lot 1, Ridgefield, New Jersey, such Performance Guarantees being posted by 1 & 9 Ridgefield Corporation (Developer?); and

WHEREAS, the Engineer and the Construction Code Official have reviewed the construction and have found the work to be sufficient and a Certificate of Occupancy has been issued; and

WHEREAS, the Developer has submitted a maintenance bond and has satisfied all other requirements set forth in the Developer's Agreement; and

WHEREAS, the Governing Body now desires to release the performance bond in accordance with the recommendations by the Borough Engineer;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, that the Performance Guarantees posted for the Development known as 1 Remsen Place shall be released in its entirety to the Developer.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Paul Kaufman of Kaufman, Bern, Deutsch & Leibman, LLP
- b. DeCotiis, FitzPatrick, Cole & Wisler, LLP

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

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

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 November 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 401-2009

BE IT RESOLVED, that warrants totaling \$3,009,747.63
be drawn on the following accounts:

| | |
|-------------------|----------------|
| CURRENT | \$2,943,321.64 |
| TRUST | \$24,312.53 |
| CAPITAL | \$1,081.51 |
| POOL | \$903.71 |
| DOG LICENSE | \$94.80 |
| UNEMPLOYMENT FUND | \$40,033.44 |
| TOTAL | \$3,009,747.63 |

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk