

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session and Regular Meeting of the Mayor and Council

Date: September 9, 2013

Open Public Meetings Statement by
Mayor Suarez

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

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-PUBLIC SESSION

	Adj. to Ex.		Public	
	Pres.	Abs.	Pres.	Abs.
Mayor Suarez				
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				

ROLL CALL-EXEC. SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Severino		
Acosta		
Jimenez		
Penabad		
Shim		

As advertised, hearing will be held on Ordinance No. 2232 entitled, “A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$110,000 FOR THE GRANDSTAND BLEACHER REPLACEMENT PROJECT AT VETERANS MEMORIAL PARK BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$55,000 FROM A BERGEN COUNTY OPEN SPACE GRANT AND \$55,000 FROM THE CAPITAL IMPROVEMENT FUND”

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

Final Reading of Ordinance

Roll Call

As advertised, hearing will be held on Ordinance No. 2233 entitled, "AN ORDINANCE AMENDING AND CORRECTING CERTAIN PRIOR ORDINANCES IN CONFORMITY WITH RECOMMENDATIONS FROM THE BOROUGH'S CODE PUBLISHER"

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

Final Reading of Ordinance

Roll Call

As advertised, hearing will be held on Ordinance No. 2234 entitled, "AN ORDINANCE AMENDING THE PROVISIONS OF SECTION 375-52 DESIGNATING HANDICAPPED PARKING SPACES"

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

Final Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2235 entitled, "A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$175,000 FOR ELM AVENUE IMPROVEMENTS, SECTION 2, WITHIN THE BOROUGH TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$150,000 FROM A NJDOT FISCAL YEAR 2013 MUNICIPAL AID GRANT AND \$25,000 FROM THE CAPITAL IMPROVEMENT FUND"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2236 entitled, "AN ORDINANCE AMENDING SECTION 355 OF THE CODE OF THE BOROUGH OF RIDGEFIELD, ENTITLED SWIMMING POOLS"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2237 entitled, "AN ORDINANCE AMENDING SEC. 390-39.7 ENTITLED "OMH OFFICE/MID-RISE HOTEL ZONE" OF THE CODE OF THE BOROUGH OF RIDGEFIELD"

First Reading of Ordinance

Roll Call

As advertised, hearing will be held on the Borough of Ridgefield 2013 Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund grant application for the project known as Nature Center Improvements

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

237-2013	Councilman Castelli	Enabling Resolution-2013 Open Space, Recreation, Farmland & Historic Preservation Trust Fund Grant Application
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PROPOSED CONSENT AGENDA:

238-2013	Councilman Castelli	Municipal Charges – Yard Maintenance
239-2013	Councilman Acosta	Approve 12.39 Ruling from Division of Alcoholic Beverage Control-Heffernan
240-2013	Councilman Castelli	2012 Bergen County Open Space Grant Agreement
241-2013	Councilman Castelli	Hoerner Death Benefit
242-2013	Councilman Castelli	Tax Appeal 2008-313 Broad Avenue
243-2013	Councilman Castelli	Tax Appeal 2009-313 Broad Avenue
244-2013	Councilman Castelli	Tax Appeal 2011-313 Broad Avenue
245-2013	Councilman Castelli	Tax Appeal 2012-313 Broad Avenue
246-2013	Councilman Castelli	Tax Appeal 2013-313 Broad Avenue
247-2013	Councilman Castelli	RFQ-Alternate Public Defender
248-2013	Mayor Suarez	Appointment to Recreation Commission
249-2013	Councilman Acosta	Approve 12.39 Ruling from Division of Alcoholic Beverage Control-Tom, Tim and Pat, Inc.
250-2013	Councilman Acosta	Hire Part-Time Municipal Court Employee
251-2013	Councilman Castelli	Authorize DMR to Prepare Grant Application-

Stronger New Jersey Neighborhood Revitalization
Program

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

RESOLUTIONS:

252-2013 Councilman Castelli Warrants
 253-2013 Councilman Castelli Capital Budget Amendment

COMMENTS BY MAYOR:

Discussion on Trunk or Treat

Coin Toss Request:

Recreation Football
 Saturday, September 21, 2013

Recreation Cheerleading
 Saturday, October 19, 2013

Permission to Hang Banner – Shaler Boulevard:

Health Fair
 September 23-October 21, 2013

Application for Special Permit for Social Affair:

Senior Citizens of Ridgfield
 September 18, 2013 – 5:30-10:30 pm
 725 Slocum Avenue

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,

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Mayor 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
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. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2232

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

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$110,000 FOR THE GRANDSTAND BLEACHER REPLACEMENT PROJECT AT VETERANS MEMORIAL PARK BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$55,000 FROM A BERGEN COUNTY OPEN SPACE GRANT AND \$55,000 FROM THE CAPITAL IMPROVEMENT FUND”

introduced on the 19th day of August, 2013, do now pass a final reading and be adopted, and that the Borough Clerk be and she 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 19, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2232

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$110,000 FOR THE GRANDSTAND BLEACHER REPLACEMENT PROJECT AT VETERANS MEMORIAL PARK BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$55,000 FROM A BERGEN COUNTY OPEN SPACE GRANT AND \$55,000 FROM THE CAPITAL IMPROVEMENT FUND”

BE IT ORDAINED, by the Governing Body of the Borough of Ridgefield in the County of Bergen, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby respectively authorized as a general improvement to be made by the Borough of Ridgefield, New Jersey, for the said improvements or purposes stated in Section 2, there are hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations heretofore made thereof and amounting in the aggregate to \$55,000 from a Bergen County Open Space Grant and \$55,000 which is now available in the Capital Improvement Fund.

SECTION 2. The Borough of Ridgefield, in the County of Bergen, State of New Jersey, is hereby authorized to provide for the following:

Grandstand Bleacher Replacement Project at Veterans Memorial Park including all labor, material costs and appurtenances necessary and related thereto	<u>\$110,000</u>
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SECTION 3. It is hereby determined and stated:

(a) That said purpose is not a current expense. That the same is an improvement which the municipality may lawfully make and that no part of the cost of said improvement has been or shall be specifically assessed on properties specifically benefited.

It is not necessary to finance said appropriation by the issuance of obligations by the Borough of Ridgefield pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the appropriation thereof shall be available from a Bergen County Open Space Grant in the amount of \$55,000 and from the Capital Improvement Fund in the amount of \$55,000.

SECTION 4. The Capital Budget of the Borough of Ridgefield is hereby amended or established to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing all detail of the amended or temporary Capital Budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and is available for public inspection.

SECTION 5. The sum of \$110,000 is hereby appropriated for the aforementioned purpose.

SECTION 6. It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connection with said appropriation, since the gross debt of the municipality, as defined under the Local Bond Law, is not increased by this Ordinance and no obligations in the matter of notes or bonds are authorized by this Ordinance.

SECTION 7. This Ordinance shall take effect after publication thereof and final passage as required by law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2233

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 CORRECTING CERTAIN PRIOR ORDINANCES IN CONFORMITY WITH RECOMMENDATIONS FROM THE BOROUGH’S CODE PUBLISHER”

introduced on the 19th day of August, 2013, do now pass a final reading and be adopted, and that the Borough Clerk be and she 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 19, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2233

“AN ORDINANCE AMENDING AND CORRECTING CERTAIN PRIOR ORDINANCES IN
CONFORMITY WITH RECOMMENDATIONS FROM THE BOROUGH’S CODE
PUBLISHER”

WHEREAS, the Borough of Ridgefield’s code publisher has recently brought to the attention of the Borough certain problems and/or discrepancies in the wording and/or placement of certain ordinances previously adopted by the Mayor and Council; and

WHEREAS, the Mayor and Council wishes to conform its ordinances to the manner in which they will be published in the Borough’s code book as set forth by the code publisher;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Ridgefield as follows:

Section I.

Borough Ordinance No. 2224, pertaining to retaining walls, be and hereby is amended as follows:

(a) In the definitions of that ordinance, under “structural retaining wall”, the phrase “and is greater than 18 inches and four feet”, be and hereby is amended to read “and is greater than 18 inches and less than four feet in height”.

(b) This ordinance contains two references to “subsection 30-96.20”. These references shall be amended to read, wherever they appear “subsection 390-136(13)”.

Section II.

Borough Ordinance No. 2226, pertaining to Chapter 131 of the Code of the Borough of Ridgefield, provides that the existing Article II, Domestic Animals, is to be set forth in a new subpart A and entitled “Dogs”, and that the new material in Ordinance No. 2226 be added as Article II, subpart B, to be entitled “Cats”. In accordance with General Codes numbering conventions, the existing Article II shall now be denominated “Domestic Animals: Dogs”, and the new material in Ordinance No. 2226 shall be listed under Article II A, to be entitled “Domestic Animals: Cats” and renumbered as Sections 131-27.1 through 131-27.6. The Borough’s code publisher will add a footnote indicating the as adopted numbering.

Section III.

Borough Ordinance 2224 amended Chapter 390 by adding a new section 390-23A, retaining walls. However, in accordance with General Codes numbering conventions, this new section shall instead be denominated as Section 390-23.1.

Section IV. Repealer.

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section V. Severability.

If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance, and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section VI. This Ordinance shall take effect immediately upon passage and publication according to law.

Section VII: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Acosta

ORDINANCE NO. 2234

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

“AN ORDINANCE AMENDING THE PROVISIONS OF SECTION 375-52 DESIGNATING HANDICAPPED PARKING SPACES”

introduced on the 19th day of August, 2013, do now pass a final reading and be adopted, and that the Borough Clerk be and she 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 19, 2013

Presented by Councilman Acosta

ORDINANCE NO. 2234

“AN ORDINANCE AMENDING THE PROVISIONS OF SECTION 375-52 DESIGNATING
HANDICAPPED PARKING SPACES”

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Ridgefield as follows:

Section I:

Section 375-52 of the Code of the Borough of Ridgefield, entitled “Designated Areas” subpart B, be and hereby is amended by the following:

1. Deleting the designated handicapped space at 479 Columbia Avenue, Ridgefield, New Jersey, presently appearing as Item 4 in the Ordinance.
2. Deleting the designated handicapped space at 777 Oakwood Lane, Ridgefield, New Jersey, presently appearing as Item 23 in the Ordinance.

Section II: In all other respects, the terms, conditions and provisions of Section 375-52 of the Code of the Borough of Ridgefield are hereby ratified and affirmed.

Section III: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2235

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

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$175,000 FOR ELM AVENUE IMPROVEMENTS, SECTION 2, WITHIN THE BOROUGH TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$150,000 FROM A NJDOT FISCAL YEAR 2013 MUNICIPAL AID GRANT AND \$25,000 FROM THE CAPITAL IMPROVEMENT FUND”

introduced on the 9th day of September, 2013, 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 September, 2013 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2235

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$175,000 FOR THE ELM AVENUE IMPROVEMENTS, SECTION 2, PROJECT BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$150,000 FROM A NJDOT FISCAL YEAR 2013 MUNICIPAL AID GRANT AND \$25,000 FROM THE CAPITAL IMPROVEMENT FUND”

BE IT ORDAINED, by the Governing Body of the Borough of Ridgefield in the County of Bergen, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby respectively authorized as a general improvement to be made by the Borough of Ridgefield, New Jersey, for the said improvements or purposes stated in Section 2, there are hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations heretofore made thereof and amounting in the aggregate to \$150,000 from a NJDOT Fiscal Year 2013 Municipal Aid Grant and \$25,000 which is now available in the Capital Improvement Fund.

SECTION 2. The Borough of Ridgefield, in the County of Bergen, State of New Jersey, is hereby authorized to provide for the following:

Elm Avenue Improvements Section 2 including all labor, material costs and appurtenances necessary and related thereto	<u>\$175,000</u>
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SECTION 3. It is hereby determined and stated:

(a) That said purpose is not a current expense. That the same is an improvement which the municipality may lawfully make and that no part of the cost of said improvement has been or shall be specifically assessed on properties specifically benefited.

It is not necessary to finance said appropriation by the issuance of obligations by the Borough of Ridgefield pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the appropriation thereof shall be available from a NJDOT Fiscal Year 2013 Municipal Aid Grant in the amount of \$150,000 and from the Capital Improvement Fund in the amount of \$25,000.

SECTION 4. The Capital Budget of the Borough of Ridgefield is hereby amended or established to conform with the provisions of this Ordinance to the extent of any inconsistency herewith.

The resolution in the form promulgated by the Local Finance Board showing all detail of the amended or temporary Capital Budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and is available for public inspection.

SECTION 5. The sum of \$175,000 is hereby appropriated for the aforementioned purpose.

SECTION 6. It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connection with said appropriation, since the gross debt of the municipality, as defined under the Local Bond Law, is not increased by this Ordinance and no obligations in the matter of notes or bonds are authorized by this Ordinance.

SECTION 7. This Ordinance shall take effect after publication thereof and final passage as required by law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Acosta

ORDINANCE NO. 2236

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

“AN ORDINANCE AMENDING SECTION 355 OF THE CODE OF THE BOROUGH OF RIDGEFIELD, ENTITLED SWIMMING POOLS”

introduced on the 9th day of September, 2013, 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 September, 2013 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Acosta

ORDINANCE NO. 2236

“AN ORDINANCE AMENDING SECTION 355 OF THE CODE OF THE BOROUGH OF
RIDGEFIELD, ENTITLED SWIMMING POOLS”

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Section I.

Section 355-15 entitled “Lighting” be and hereby is amended by deleting the existing wording of said section and replacing same with the following:

No artificial lighting shall be maintained or operated in connection with private swimming pools or wading pools in such a manner as to be a nuisance or an annoyance to neighboring properties.

Section II: In all other respects, the terms, conditions and provisions of Section 355-15 of the Code of the Borough of Ridgefield are hereby ratified and affirmed.

Section III. Repealer

All other Ordinances of the Borough of Ridgefield that are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section IV. Severability.

If any part of this Ordinance shall be invalid, such parts shall be deemed severable and the invalidity thereof shall not affect the remaining part of this Ordinance.

Section V. Applicability:

This Ordinance shall take effect upon final passage thirty (30) days after the date of first publication in accordance with the law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2237

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

“AN ORDINANCE AMENDING SEC. 390-39.7 ENTITLED “OMH OFFICE/MID-RISE HOTEL ZONE” OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

introduced on the 9th day of September, 2013, 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 15th day of October, 2013 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2237

“AN ORDINANCE AMENDING SEC. 390-39.7 ENTITLED “OMH OFFICE/MID-RISE HOTEL ZONE” OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

WHEREAS, in accord with Sec. 390-39.7 of the Ridgefield Code, OMH Office/Mid-Rise Hotel Zone, same shall be amended as follows:

A. Objectives. It is the purpose of the OMH Office/Mid-Rise Hotel Zone District to provide for the development and redevelopment needs of an industrial area for modern new office, laboratory and hotel uses, especially when a greater building height will permit proper off-street parking.

B. Applicability of E Light Manufacturing Zone. This zone shall be subject to all of the provisions applicable to the E Zone (Sec. 390-40) as of September 23, 1991, except insofar as those provisions are modified by Subsections C through Q of this section and Sec. 390-39.6. The uses permitted in the E Light Manufacturing Zone shall be permitted uses in this zone. In the event of any inconsistencies between Sec. 390-40 and this section, the provision of this section shall control. Any amendments to the E Zone after September 23, 1991, shall be inapplicable to this zone.

G. Prohibited Uses.

1. Structures exceeding seven stories or 90 feet in height.
2. Automotive uses.
3. Car wash establishments.
4. Residential uses.
5. Poolrooms, billiard rooms or parlors as defined in Ordinance No. 723, adopted on May 21, 1963, *Editor's Note: See Ch. 306, Poolrooms* and so called “teenage” lounges, dance halls, establishments and/or clubs for minors, operated for commercial gain or profit.
6. Fast-food establishments, including but not limited to drive-in restaurants; snack bars, dairy bars, hamburger, hot dog, root beer or ice cream stands; and diners and lunch wagons.
7. Truck terminals.
8. Used and new car dealerships.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, that those portions of the aforesaid set forth are hereby amended and that those portions of the Ordinance not set forth below shall remain unchanged.

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, that Chapter 390-39.7 entitled “OMH Office/Mid-Rise Hotel Zone” of the Code of the Borough of Ridgefield, is hereby amended as set forth above.

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.

Severability

All provisions of this Ordinance are severable. If for any reason, any provision of this Ordinance is held to be invalid, the validity of the remainder of the Ordinance shall not be affected.

Effective Date

This Ordinance shall become effective upon adoption, final approval and publication, pursuant to law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 237-2013

WHEREAS, The Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of municipal recreation facilities; and

WHEREAS, the Borough of Ridgefield desires to further the public interest by obtaining a matching grant of \$50,000.00 from the County Trust Fund to fund the following project: Ridgefield Nature Center Improvements; and

WHEREAS, the governing body has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make application for such a matching grant and provide application information and furnish such documents as may be required; and

WHEREAS, as part of the application process, the governing board held a public meeting on September 9, 2013 to receive comments prior to the submission of said application; and

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named projects; and

NOW, THEREFORE, BE IT RESOLVED by the Ridgefield Mayor and Council:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of August 29, 2013, as established by the County; and
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, The Ridgefield Mayor and Council has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and
3. That the Ridgefield Mayor and Council is committed to providing a dollar for dollar cash match for the project; and

4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Ridgefield Mayor and Council agrees to comply with all applicable federal, state and local laws, rules, and regulations in its performance of the project; and
6. That this resolution shall take effect immediately.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 238-2013

WHEREAS, the Borough of Ridgefield received numerous complaints in regard to the disrepair and/or abandonment of certain properties; and

WHEREAS, the aforesated facts were confirmed upon inspection by the Property Maintenance Department; and

WHEREAS, Property Maintenance notified the owners that the properties needed to be cleaned up and maintained and the owners did not respond; and

WHEREAS, in order to preserve the health, safety and welfare of the adjacent neighbors and all municipal residents the Borough of Ridgefield hired vendors for emergency cleanup of said properties; and

WHEREAS, the owners of these properties were given ample time to respond and pay the clean up fees and have not done so;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council directs Tax Collector Frank Berardo to place Municipal Charges upon the said properties for the clean up costs incurred by the Borough of Ridgefield according to the following schedule:

790 Norman Road	Block 105 Lot 22	\$400.00
764 Edgewater Avenue	Block 2704 Lot 21	\$757.25

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri,
Borough Clerk

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Acosta

RESOLUTION NO. 239-2013

WHEREAS, a Special Ruling to Permit Renewal of Inactive Liquor License was applied for by Heffernan Thomas M; and

WHEREAS, the Division of Alcoholic Beverage Control has granted said Permit for the 2012-2013 and 2013-2014 License Terms pursuant to N.J.S.A. 33.1-12.39

NOW, THEREFORE, BE IT RESOLVED that Plenary Retail Consumption License No. 0249-33-005-001 be issued to Heffernan Thomas M, pursuant to an Act of Legislature of the State of New Jersey, entitled "AN ACT CONCERNING ALCOHOLIC BEVERAGES" passed December 6, 1953 and amendments thereto, and the Borough Ordinance 498 entitled, "AN ORDINANCE CONCERNING ALCOHOLIC BEVERAGES" adopted July 2, 1946, and amendments thereto. Said license to expire June 30, 2014.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 240-2013

BE IT RESOLVED, that the Mayor and Council of the Borough of Ridgefield wish to enter into a grant agreement with the County of Bergen for the purpose of using a \$55,000.00 grant award from the 2012 Funding Round of the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("Trust Fund") for the project entitled Grandstand Bleacher Replacement Project at Veterans Memorial Park located in Block 1401 Lot 2 on the tax maps of the Borough of Ridgefield;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Mayor Anthony R. Suarez to be a signatory to the aforesaid grant agreement CONTRACT; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Erik Lenander to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognize that the Borough of Ridgefield is liable for a dollar for dollar match for any funds awarded in accordance with the Trust Fund's requirements;

This resolution was adopted by the Mayor and Council of the Borough of Ridgefield at a meeting on September 9, 2013.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 241-2013

WHEREAS, Nelson Hoerner, a former volunteer firefighter for the Borough of Ridgefield passed away in or about March 19, 2013; and

WHEREAS, the Borough's Ordinance No. 38-5, et. seq. requires that the Borough pay a death benefit to those qualifying deceased volunteer firefighters who are not enrolled in and do not qualify for a benefit from the New Jersey State Fireman's Association; and

WHEREAS, the Borough has determined that after appropriate investigation and documentation that Nelson Hoerner was not a member of the state association, that he did perform sufficient services to qualify for the death benefit, and therefore his widow is entitled to a death benefit in the amount of \$10,000; and

WHEREAS, Nelson Hoerner's widow is Patricia Hoerner, residing at 4516 Bear Lake Court, Clearwater, Florida 33762; and

WHEREAS, the line item in the Borough's budget out of which this payment can be made contains only \$5,000;

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

1. The Borough acknowledges its obligation to pay a death benefit to Patricia Hoerner in the amount of \$10,000 on account of the death of former volunteer firefighter Nelson Hoerner as set forth above.

2. The Borough hereby determines that it shall pay from available funds the sum of \$5,000 at the present time, with the balance to be paid as soon as the Borough is able, that time being either November/December 2013 when budget transfers can be made, or January 2014, when a new budget is adopted.

3. A copy of this Resolution shall be forwarded to Patricia Hoerner together with the payment of \$5,000.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 242-2013

WHEREAS, Blau & Blau, representing Mesita Enterprises Inc., have filed a tax appeal challenging assessments at 313 Broad Avenue, Block 3901, Lot 2 for 2008;

WHEREAS, the original assessment in issue is:

LAND: One Million Two Hundred Eighteen Thousand (\$1,218,000.00) Dollars
IMPROVEMENTS: Two Million Five Hundred Thousand (\$2,500,000.00) Dollars
TOTAL: Three Million Seven Hundred Eighteen Thousand (\$3,718,000.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2008 at:

LAND: One Million Two Hundred Eighteen Thousand (\$1,218,000.00) Dollars
IMPROVEMENTS: One Million Seven Hundred Eighty-Two Thousand (\$1,782,000.00) Dollars
TOTAL: Three Million (\$3,000,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within sixty (60) days from the date of the Tax Court Judgment;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 243-2013

WHEREAS, Blau & Blau, representing Mesita Enterprises Inc., have filed a tax appeal challenging assessments at 313 Broad Avenue, Block 3901, Lot 2 for 2009;

WHEREAS, the original assessment in issue is:

LAND: One Million Two Hundred Eighteen Thousand (\$1,218,000.00) Dollars
IMPROVEMENTS: Two Million Five Hundred Thousand (\$2,500,000.00) Dollars
TOTAL: Three Million Seven Hundred Eighteen Thousand (\$3,718,000.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2009 at:

LAND: One Million Two Hundred Eighteen Thousand (\$1,218,000.00) Dollars
IMPROVEMENTS: One Million Seven Hundred Eighty-Two Thousand (\$1,782,000.00) Dollars
TOTAL: Three Million (\$3,000,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within sixty (60) days from the date of the Tax Court Judgment;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 244-2013

WHEREAS, Blau & Blau, representing Mesita Enterprises Inc., have filed a tax appeal challenging assessments at 313 Broad Avenue, Block 3901, Lot 2 for 2011;

WHEREAS, the original assessment in issue is:

LAND: One Million Two Hundred Eighteen Thousand (\$1,218,000.00) Dollars
IMPROVEMENTS: Two Million Five Hundred Thousand (\$2,500,000.00) Dollars
TOTAL: Three Million Seven Hundred Eighteen Thousand (\$3,718,000.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2011 at:

LAND: One Million Two Hundred Eighteen Thousand (\$1,218,000.00) Dollars
IMPROVEMENTS: Two Million Eighty-Two Thousand (\$2,082,000.00) Dollars
TOTAL: Three Million Three Hundred Thousand (\$3,300,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within sixty (60) days from the date of the Tax Court Judgment;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 245-2013

WHEREAS, Blau & Blau, representing Mesita Enterprises Inc., have filed a tax appeal challenging assessments at 313 Broad Avenue, Block 3901, Lot 2 for 2012;

WHEREAS, the original assessment in issue is:

LAND: One Million Fourteen Thousand Six Hundred (\$1,014,600.00) Dollars
IMPROVEMENTS: Two Million Five Hundred Eighty-Seven Thousand (\$2,587,000.00)
Dollars
TOTAL: Three Million Six Hundred One Thousand Six Hundred (\$3,601,600.00)
Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2012 at:

LAND: One Million Fourteen Thousand Six Hundred (\$1,014,600.00) Dollars
IMPROVEMENTS: Two Million Two Hundred Eighty-Five Thousand Four Hundred
(\$2,285,400.00) Dollars
TOTAL: Three Million Three Hundred Thousand (\$3,300,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within sixty (60) days from the date of the Tax Court Judgment;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 246-2013

WHEREAS, Blau & Blau, representing Mesita Enterprises Inc., have filed a tax appeal challenging assessments at 313 Broad Avenue, Block 3901, Lot 2 for 2013;

WHEREAS, the original assessment in issue is:

LAND:	One Million Fourteen Thousand Six Hundred (\$1,014,600.00) Dollars
IMPROVEMENTS:	Two Million Five Hundred Eighty-Seven Thousand (\$2,587,000.00) Dollars
TOTAL:	Three Million Six Hundred One Thousand Six Hundred (\$3,601,600.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2013 at:

LAND:	One Million Fourteen Thousand Six Hundred (\$1,014,600.00) Dollars
IMPROVEMENTS:	One Million Nine Hundred Eighty-Five Thousand Four Hundred (\$1,985,400.00) Dollars
TOTAL:	Three Million (\$3,000,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within sixty (60) days from the date of the Tax Court Judgment;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 247-2013

WHEREAS, as of January 1, 2006, N.J.S.A. 19:44A-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) Alternate Public Defender

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 addressed under the contract;
3. Availability to accommodate the required meetings of the Borough; and
4. Compensation proposal
5. Any other factors demonstrated to be in the best interest of the Borough or Borough Agency.
6. A preference will be given to an attorney who is fluent in Korean.

BE IT FURTHER RESOLVED, that on or before September 13, 2013 the Borough Clerk be and she 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 October 4, 2013
- 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 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 her 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 October 4, 2013, at 10:00 AM in the Office of the Borough Clerk 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 2013. 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Mayor Suarez

RESOLUTION NO. 248-2013

BE IT RESOLVED that the Mayor and Council of the Borough of Ridgefield appoints

RUBEN SANTIAGO

to the Recreation and Parks Commission for the remainder of 2013.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Acosta

RESOLUTION NO. 249-2013

WHEREAS, a Special Ruling to Permit Renewal of Inactive Liquor License was applied for by Tom Tim and Pat Inc.; and

WHEREAS, the Division of Alcoholic Beverage Control has granted said Permit for the 2012-2013 and 2013-2014 License Terms pursuant to N.J.S.A. 33.1-12.39

NOW, THEREFORE, BE IT RESOLVED that Plenary Retail Consumption License No. 0249-33-013-001 be issued to Tom Tim and Pat Inc., pursuant to an Act of Legislature of the State of New Jersey, entitled "AN ACT CONCERNING ALCOHOLIC BEVERAGES" passed December 6, 1953 and amendments thereto, and the Borough Ordinance 498 entitled, "AN ORDINANCE CONCERNING ALCOHOLIC BEVERAGES" adopted July 2, 1946, and amendments thereto. Said license to expire June 30, 2014.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Acosta

RESOLUTION NO. 250-2013

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that

WILLIAM WALLISTER

be hired as an employee of the Municipal Court effective September 10, 2013 at the hourly rate of \$10.00 per hour not to exceed 25 hours per week.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 251-2013

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that DMR Architects be authorized to investigate and prepare a grant application for the Stronger New Jersey Neighborhood Community Revitalization Program with regard to recreation and open space; and

BE IT FURTHER RESOLVED that payment is not to exceed \$2,500.00 with rates in accordance with their current contract with the Borough of Ridgefield.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

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 September 9, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 252-2013

BE IT RESOLVED, that warrants totaling \$2,506,142.61
be drawn on the following accounts:

CURRENT	\$2,352,690.13
TRUST	\$53,499.16
CAPITAL	\$46,979.70
POOL OPERATING	\$52,973.62
TOTAL	\$2,506,142.61

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting September 9, 2013

Presented by Councilman Castelli

RESOLUTION NO. 253-2013

CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2013 was adopted on the 22nd day of April, 2013; and,

WHEREAS, it is desired to amend said adopted capital budget section,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Ridgefield, County of Bergen, that the following amendment(s) to the adopted capital budget section of the 2013 Budget be made:

RECORDED VOTE	((((
(Insert Last Names)	AYES (NAYS (ABSTAIN (
	((((

FROM
CAPITAL BUDGET (CURRENT YEAR ACTION)
 2013

1 Project	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2013 Budget Appropriation	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and other funds	5e Debt Authorized	6 To Be Funded in Future Years
Total All Projects		15,691,000			745,000		291,000	14,155,000	500,000

6YEAR CAPITAL PROGRAM 2013-2018
 Anticipated Project Schedule
 and Funding Requirement

1 Project	2 Project Number	3 Estimated Total Cost	4 Estimated Completion Time	Budget Year 2013	Budget Year 2014	5 Funding Amounts Per Year			
						1 2015	2 2016	3 2017	4 2018
Total All Projects		15,691,000		15,190,000	100,000	100,000	100,000	100,000	100,000

