

BOROUGH OF RIDGEFIELD

A G E N D A

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

Date: August 16, 2021

Open Public Meetings Statement by Mayor Suarez

Work Session: 6:00 P.M. C.T.O.: Adjourn:

- COVID-19 Protocols

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: 7:00 P.M. C.T.O.: Adjourn:

Pledge of Allegiance

Invocation

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-WORK SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Penabad		
Shim		
Jimenez		
Kontolios		
Larkin		

ROLL CALL-EXEC. SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Penabad		
Shim		
Jimenez		
Kontolios		
Larkin		

ROLL CALL-PUBLIC SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Penabad		
Shim		
Jimenez		
Kontolios		
Larkin		

206-2021 Councilman Kontolios Hire Police Officer

Swearing in of Police Officer

As advertised, hearing will be held on Ordinance No. 2418 entitled, “AN ORDINANCE OF THE BOROUGH OF RIDGEFIELD IN THE COUNTY OF BERGEN AND STATE OF NEW

JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF ADULT USE RECREATIONAL CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING SECTION 390 OF THE BOROUGH OF RIDGEFIELD MUNICIPAL CODE”

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. 2420 entitled, “BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR THE FIRE DEPARTMENT, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$70,003 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$66,503 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

First Reading of Ordinance

Roll Call

CONSENT AGENDA:

All items listed are considered to be routine and non-controversial by the Borough Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies the adoption of all resolutions and approval of applications and minutes.

207-2021	Councilman Jimenez	Authorize to Advertise-General Banking Services
208-2021	Councilman Kontolios	Contract Extension – KAB Computer Services, LLC
209-2021	Councilman Castelli	Hire DPW/Sanitation and Sanitation Employees
210-2021	Councilman Kontolios	Appoint SLEO III for 2021-2022 School Year
211-2021	Councilman Kontolios	Appoint Special Police Officers
212-2021	Councilman Kontolios	Appoint Crossing Guards for 2021-2022 School Year
213-2021	Councilman Jimenez	Corrective Action Plan
214-2021	Councilman Jimenez	Return of Escrow-Family Laundry
215-2021	Councilwoman Larkin	Summer Playground Personnel

216-2021	Councilman Castelli	State Local Cooperative Housing Inspection Program
217-2021	Councilman Castelli	Authorize to Advertise – NJDOT FY 2019 and NJDOT FY 2020
218-2021	Councilman Jimenez	Tax Lien Redemption #21-010
219-2021	Councilman Jimenez	Hire Part Time Clerical Employee-Torres
220-2021	Councilman Jimenez	Salary Adjustment-Castel
221-2021	Councilman Castelli	Riggi Paving Contract-Liberty Place

Coin Toss Request:

RMHS Volleyball
 Saturday, September 25, 2020
 Rain Date: Sunday, September 26, 2021

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

RESOLUTIONS:

222-2021 Councilman Jimenez Warrants

COMMENTS BY MAYOR:

COMMENTS BY COUNCIL:

COMMENTS BY ADMINISTRATOR:

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

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

Respectfully submitted,

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

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				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
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 August 16, 2021

Presented by Councilman Kontolios

RESOLUTION NO. 206-2021

BE IT RESOLVED that the Mayor and Council appoints:

WILLIAM J. PYCH, JR.

as Police Officer of the Ridgefield Police Department effective August 17, 2021

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

ORDINANCE NO. 2418

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

“AN ORDINANCE OF THE BOROUGH OF RIDGEFIELD IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF ADULT USE RECREATIONAL CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING SECTION 390 OF THE BOROUGH OF RIDGEFIELD MUNICIPAL CODE”

introduced on the 14th day of June, 2021, 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				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting June 14, 2021

Presented by Councilman Jimenez

ORDINANCE NO. 2418

“AN ORDINANCE OF THE BOROUGH OF RIDGEFIELD IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF ADULT USE RECREATIONAL CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING SECTION 390 OF THE BOROUGH OF RIDGEFIELD MUNICIPAL CODE”

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to

make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of adult use recreational cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

WHEREAS, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, the Mayor and Council of the Borough of Ridgefield has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of adult use recreational cannabis business might have on New Jersey municipalities in general, and Ridgefield in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of Ridgefield’s residents and members of the public who visit, travel, or conduct business in Ridgefield to amend Ridgefield’s zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of the Borough of Ridgefield; and

WHEREAS, officials from two prominent non-profit organizations that have been established for the purpose of advising New Jersey municipalities on legal matters such as have been presented by the Act (those organizations being the New Jersey State League of Municipalities and the New Jersey Institute of Local Government Attorneys) have strongly urged that, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis

should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act's 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

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

1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all adult use recreational cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Borough of Ridgefield except for the delivery of cannabis items and related supplies by a delivery service.

2. Section 390 of the Code of the Borough of Ridgefield is hereby amended by adding to the list of prohibited uses, the following: "All classes of adult use recreational cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16 which includes retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities, and retail marijuana testing facilities; and the operation of retail marijuana social clubs and, therefore, all activities related to the above mentioned retail uses such as, but not limited to, cultivation, possession, extraction, manufacturing, processing, storing, laboratory testing, transporting, delivering, dispensing, transferring and distributing are expressly prohibited within the Borough of Ridgefield, but not the delivery of cannabis items and related supplies by a delivery service."

3. This Ordinance shall not be construed to limit any privileges or rights of a qualifying patient, primary caregiver, registered or otherwise, or registered dispensary pursuant to the New Jersey Cannabis Compassionate Use Medical Marijuana Act, N.J.S.A. 26:61-1.

4. Any article, section, paragraph, subsection, clause, or other provision of the Code of the Borough of Ridgefield inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

5. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

6. This ordinance shall take effect upon its passage and publication and filing with the Bergen County Planning Board, and as otherwise provided for by law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

I, Linda Silvestri, Clerk of the Borough of Ridgefield, do hereby certify that the foregoing is a true copy of an ordinance duly adopted by the Mayor and Council of the Borough of Ridgefield on _____, 2021.

Linda M. Silvestri , Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

ORDINANCE NO. 2420

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

“BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR THE FIRE DEPARTMENT, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$70,003 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$66,503 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

introduced on the 16th day of August, 2021, 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 13th day of September, 2021 at 7:00 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				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

ORDINANCE NO. 2420

“BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR THE FIRE DEPARTMENT, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$70,003 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$66,503 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Ridgefield, in the County of Bergen, State of New Jersey (the “Borough”). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$70,003, which sum includes \$3,500 as the amount of down payment for said improvements or purposes required by the Local Bond Law, N.J.S.A. 40A:2-1 etseq. (the “Local Bond Law”). Said down payment is now available therefor by virtue of a provision or provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$70,003 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$66,503 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$66,503 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued consist of the acquisition of equipment for the Fire Department including, but not limited to, turnout gear and self-contained breathing apparatus.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$66,503.

(c) The estimated cost of said improvements or purposes is \$70,003, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the amount of \$3,500 is comprised of the down payment for said improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, the County of Bergen and/or a private entity make a contribution or grant in aid to the Borough, for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Bergen and/or a private entity. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Bergen and/or a private entity, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purposes. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$66,503 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$5,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The Borough Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

RESOLUTION NO. 207-2021

BE IT RESOLVED by the Mayor and Council that the Borough Clerk be and she is hereby authorized and directed to advertise for qualifications for:

“GENERAL BANKING SERVICES”

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Kontolios

RESOLUTION NO. 208-2021

WHEREAS, KAB Computer Services, LLC with offices at 246 Broad Avenue, Palisades Park, NJ was awarded a Contract for Information Technology Services from July 18, 2018 through July 18, 2021.

WHEREAS, said bid specifications and contract contained provisions, under Term of Contract, that said contract may be extended for two additional one year periods.

WHEREAS, the Local Public Contracts Law, N.J.S.A 40A:11-15(43), states, in pertinent part, that any contract, with a term of three years or less, for services may include provisions for no more than one two-year, or two one-year extensions; and

WHEREAS, the Governing Body has found that the subject services are being performed in an effective and efficient manner; and

WHEREAS, the Governing Body wishes to exercise the first one-year extension of said Contract through July, 18, 2022;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that Contract with KAB Computer Services, LLC be extended through July 18, 2022.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Castelli

RESOLUTION NO. 209-2021

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

SEAN JACKSON

be hired as a full time DPW/Sanitation employee effective August 19, 2021 at the annual salary of \$30,000.00; and

JONATHAN JIMENEZ

be hired as a full time Sanitation employee effective August 19, 2021 at the annual salary of \$30,000.00; and

JOSEPH CALROW

be hired as a seasonal part time DPW employee effective immediately at the hourly rate of \$13.00.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Kontolios

RESOLUTION NO. 210-2021

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

RICHARD GAITO
ALFONSO R. LOCARNO
CRAIG LYNCH

be appointed as SLEO III for the 2021-2022 School Year.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Kontolios

RESOLUTION NO. 211-2021

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

DOGUKEN ACIKER
YESENIA ARISTIZABAL
AHMAD AWAWDEH
KYLE CRIGER
ANTHONY HERNANDEZ
JOHN PATRICK JR.

be appointed as Special Police Officers for the remainder of calendar year 2021.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Kontolios

RESOLUTION NO. 212-2021

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

GUS ARROCHO
MARKRIT BEKAROGULLARI
DOMENICA BLUM
ANTONIO CANCIAN
MARITZA CEDENO
JOHN CONSOLI
JOANNE DOBRZYNSKI
IVAN DONADIC
CAMILLE FRUSCIANTE
SILCA GAUDIOSI

MARYANN GENTILE
DAWN GIANTONIO
CAROL KELM
MADELINE KULHAN
BENNY LIO
JOAN OLIVER
GARY SARGENT
PHILOMENIA TRUES
BERNADETTE WEIR

be appointed as Crossing Guards for the 2021-2022 School Year.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

RESOLUTION NO. 213-2021

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the calendar year ending December 31, 2020 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52-“A local officer or member of a local governing body who, after a date fixed for compliance fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than One Thousand Dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Ridgelyfield hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

 Anthony R. Suarez, Mayor

 Linda M. Silvestri,
 Borough Clerk

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

Audit Report Fiscal Year December 31, 2020

CORRECTIVE ACTION PLAN

Schedule of Comments and Recommendations:

FINANCE

Comment 1 (A Prior Year's Recommendation)

Prior year interfund balances were not liquidated prior to the close of the current fiscal year.

Recommendation:

That all interfund balances be liquidated prior to the close of the year.

Explanation and Corrective Action:

All interfunds that can be liquidated will be liquidated.

Comment 2 (A Prior Year's Recommendation)

Subsidiary ledgers in the Grant Fund do not agree to audit balances of the Appropriated Grant Revenues.

Recommendation:

That the Grant Fund subsidiary ledgers be reviewed and adjusted accordingly to reflect audited balances for Appropriated Grant Reserves.

Explanation and Corrective Action:

The Grant ledgers were reviewed and adjusted to the audited balances. Greater care will be exercised making all entries.

Comment 3 (A Prior Year's Recommendation)

There are unfunded improvement authorizations in the General Capital fund greater than 5 years old.

Recommendation:

That all ordinances with cash deficits over 5 years should be funded through a valid financing source.

Explanation and Corrective Action:

The capital balances will be evaluated. Unfunded balances will be funded or cancelled.

Comment 4

There are long outstanding grants receivable in the General Capital Fund.

Recommendation:

That all grants receivable should be reviewed and assessed for collectability and cancelled if deemed uncollectable.

Explanation and Corrective Action:

A complete review of all outstanding grants will be performed and assessed for collectability. On a go forward basis, grants will be reviewed on a periodic basis and assessed accordingly

Comment 5

Subsidiary ledgers in the General Capital Fund do not agree to audited balances for the Improvement Authorizations.

Recommendation:

That the General Capital Fund subsidiary ledgers be reviewed and adjusted accordingly to reflect the audited balances for Improvement Authorizations.

Explanation and Corrective Action:

All General Capital fund subsidiary ledgers will be reviewed and adjusted accordingly. Procedures have been implemented by the finance department to reconcile the subsidiary ledgers on a periodic basis.

Comment 6

Goods and/or services are being ordered prior to the execution of a purchase order in violation of Technical Accounting Directive #1.

Recommendation:

All goods and/or services be encumbered prior to being ordered in accordance with Technical Accounting Directive #1.

Explanation and Corrective Action:

All departments have been instructed that all goods and/or services must be encumbered prior to ordering and goods and/or services.

Comment 7

There was an over-expenditure of an improvement authorization in the General Capital Fund resulting in a deferred charge of \$6,535.

Recommendation:

That more care be taken to ensure sufficient funds are available prior to commitment of funds.

Explanation and Corrective Action:

Greater care will be taken to ensure sufficient fund are available prior to the commitment of funds.

Comment 8

There was an over-expenditure of the appropriation reserves budget resulting in a deferred charge of \$35,150.

Recommendation:

That more care be taken to ensure sufficient funds are available prior to commitment of funds.

Explanation and Corrective Action:

Greater care will be taken to ensure sufficient fund are available prior to the commitment of funds.

Comment 9

There were instances in which enrolled employees' health benefit deductions were not being calculated in accordance with Chapter 78, P.L. 2011.

Recommendation:

That all enrolled employees' health benefit deductions be calculated in accordance with Chapter 78, P.L. 2011.

Explanation and Corrective Action:

All enrolled employees' health benefit deduction calculations have been reviewed and will continue to be reviewed on a periodic basis.

Comment 10

The temporary budget for the Swimming Pool Utility Fund exceeded the statutory maximums according to N.J.S.A. 40A:4-19 and 40A:4-20.

Recommendation:

That the temporary budget be established within the statutory maximums in accordance with N.J.S.A. 40A:4-19 and 40A:4-20.

Explanation and Corrective Action:

All temporary budgets will be established within the statutory maximums.

PAYROLL:

Comment 1

There is a deficit in the reserve for Net Payroll in the amount of \$36,531, resulting from amounts being transferred to the net payroll account which did not agree to the payroll registers.

Recommendation:

That more care be taken to ensure amounts being transferred to ne net payroll agree to the payroll registers.

Explanation and Corrective Action:

It was determine that a transfer to the net payroll was for an incorrect amount. Greater care will be taken when completing transfers to net payroll account.

Comment 2

There is a deficit in the reserve for Payroll Agency in the amount of \$6,089, resulting from amounts being transferred to the net payroll account which did not agree to the payroll registers.

Recommendation:

That more care be taken to ensure amounts being transferred to ne net payroll agree to the payroll registers.

Explanation and Corrective Action:

It was determine that a transfer to the Payroll Agency account was for an incorrect amount. Greater care will be taken when completing transfers to the Payroll Agency account.

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

RESOLUTION NO. 214-2021

WHEREAS, the following applicant has posted engineering escrow monies with the Borough for payment to Borough professionals in conjunction with said development; and

<u>Applicant</u>	<u>Address</u>	<u>Block and Lot</u>	<u>Amount</u>
Family Laundry	745 Bergen Blvd.	703, 1	\$3,498.99

WHEREAS, Borough professionals have determined that all required improvements have been satisfactorily completed and all fees due for services rendered have been received;

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 return the balance of escrow monies to the applicant.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilwoman Larkin

RESOLUTION NO. 215-2021

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

RACHEL CEDENO

be hired as Summer Playground Personnel at the hourly rate of \$11.10 effective June 28, 2021.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Castelli

RESOLUTION NO. 216-2021

WHEREAS, the State of New Jersey Department of Community Affairs has offered to enter into a State Local Cooperative Housing Inspection Program; and

WHEREAS, this is similar to a program that has been entered into in prior years in which the Borough of Ridgefield agrees to inspect multiple dwellings on behalf of the Department of Community Affairs; and

WHEREAS, this agreement is in the best interests of the Borough of Ridgefield;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the State Local Cooperative Housing Inspection Program Agreement, be and hereby is approved, and the Mayor be, and hereby is, authorized and directed to execute same on behalf of the Borough of Ridgefield.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Castelli

RESOLUTION NO. 217-2021

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough Clerk be and she is hereby authorized and directed to advertise for bids for

“NJDOT FY 2019 - VARIOUS STREETS – VIRGIL AVENUE AND RAY AVENUE”

and

“NJDOT FY 2020 – STUDIO ROAD IMPROVEMENT PROJECT”

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

RESOLUTION NO. 218-2021

WHEREAS, George Magriples of Magriples & Associates LLC, who represents the Estates of John & Leena Mavrostomos (Deceased), have deposited a check in the amount of \$21,883.54 into the Suspense Account for the redemption and subsequent taxes of Tax Lien # 21-010, Block 3202 Lot 2, further known as 431 Oak Street, sold to Rothman Realty Corp. Profit Sharing and whereas \$93,000.00 was deposited into the Trust Account for the premium at the time of tax sale.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer be and he is hereby authorized to issue and sign a check in the amount of \$21,883.54 from the Suspense Account and a check for \$93,000.00 from the Trust Account.

BE IT FURTHER RESOLVED that the check in the amount of \$21,883.54 be drawn on the Borough of Ridgefield Suspense Account 01-2999 and the check in the amount of \$93,000.00 be drawn on the Borough of Ridgefield Trust Account 03-2950 and be made payable to: Rothman Realty Corp. Prof Sharing and be mailed to 411 Grand Ave., Englewood, New Jersey 07631.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

RESOLUTION NO. 219-2021

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

LIZETTE TORRES

be hired as a part time clerical employee at the hourly rate of \$12.00 effective immediately.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

RESOLUTION NO. 220-2021

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Caitlin Castel's hourly rate be adjusted to \$12.00 retroactive to May 27, 2021.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Castelli

RESOLUTION NO. 221-2021

WHEREAS, quotes were received for the asphalt paving of Liberty Place in the Borough of Ridgefield; and

WHEREAS, in August 2021 quotes were received from:

English Asphalt Paving, LLC -	\$32,000.00
La Forza Construction, LLC -	\$31,895.00
Riggi Paving, Inc. -	\$31,612.00

WHEREAS, funds in the amount of \$31,612.00 are available in the 2021 Capital Budget under the accounts 2021 Roadway Improvements 04-2150-55-2411.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Ridgefield has declared Riggi Paving, Inc. as the lowest responsible quote; and

BE IT FURTHER RESOLVED, that the Borough Clerk and Mayor be and they are hereby authorized to enter into a contract with Riggi Paving, Inc. for the purposes of said project in the amount of \$31,612.00.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
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.

Francis J. Elenio,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting August 16, 2021

Presented by Councilman Jimenez

RESOLUTION NO. 222-2021

BE IT RESOLVED, that warrants totaling **\$4,782,999.58**
be drawn on the following accounts:

CURRENT	\$3,849,928.61
TRUST	\$148,332.38
CAPITAL	\$715,460.66
POOL	\$69,250.93
DOG LICENSE	\$27.00
TOTAL	\$4,782,999.58

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Penabad				
Shim				
Jimenez				
Kontolios				
Larkin				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk