

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session and Regular Meeting of the Mayor and Council

Date: December 15, 2016

Open Public Meetings Statement by Mayor Suarez

Public Session to Adjourn to Executive Session: C.T.O.: 6:32 P.M.
Adjourn: 6:35 P.M.

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

Executive Session: 6:30 P.M. C.T.O.: 6:35 P.M.
Adjourn: 7:02 P.M.

Public Session: 7:30 P.M. C.T.O.: 7:31 P.M.
Adjourn: 7:54 P.M.

Pledge of Allegiance

Invocation

Citizens Comment on Agenda: NONE

Correspondence:

Approval of Minutes of September 21, 2016 Public Session, October 5, 2016 Public Session, October 19, 2016 Work Session, October 19, 2016 Public Session, and November 2, 2016 Public Session Meetings - APPROVED

ROLL CALL-PUBLIC SESSION

	Adj. to Ex.		Public	
	Pres.	Abs.	Pres.	Abs.
Mayor Suarez	X		X	
Castelli	X		X	
Acosta	X		X	
Penabad	X		X	
Shim	X		X	
Todd	X		X	
Vincentz	X		X	

ROLL CALL-EXEC. SESSION

	PRESENT	ABSENT
Mayor Suarez	X	
Castelli	X	
Acosta	X	
Penabad	X	
Shim	X	
Todd	X	
Vincentz	X	

CONSENT AGENDA:

- | | | |
|----------|--------------------|--|
| 293-2016 | Councilman Penabad | CSX Intermodal, Inc. Credit – REMOVED |
| 294-2016 | Councilman Penabad | Cancel Debt Service |
| 295-2016 | Councilman Penabad | Change Custodian of Record-Petty Cash |
| 296-2016 | Councilman Penabad | Purchase of Motorola Radios |
| 297-2016 | Councilman Acosta | Hire Seasonal Employees-DPW/Sanitation |
| 298-2016 | Councilman Penabad | Chapter 159-2016 State Body Armor Replacement Fund |
| 299-2016 | Councilman Penabad | Dedication by Rider-Police Vest Donations |

300-2016	Councilman Penabad	Dedication by Rider-Clothing Donations
301-2016	Councilman Penabad	Transfer of Appropriations
302-2016	Councilman Acosta	Rescind Liquor License Renewal Requiring 12.39
303-2016	Councilman Penabad	2017 RFQ Evaluation Committee

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

RESOLUTIONS:

304-2016 Councilman Penabad Warrants

COMMENTS BY MAYOR:

Coin Toss Request:

Senior Class 2018 APPROVED
June 10, 2017, rain date June 17, 2017

N.J. State Firemen's Association Membership Application:

Kelvin Beltre APPROVED
8011 4th Avenue, North Bergen
Company 1

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 December 15, 2016

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				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
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 December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 293-2016

WHEREAS, CSX Intermodal, Inc. owns certain properties by and within the Borough of Ridgefield which were formerly known as Block 04010, Lots 1 and 2 and Block 04008, Lot 1; now known as Block 4010 Lot 2.01; and

WHEREAS, the Borough has for years levied and collected real property taxes on these properties; and

WHEREAS, in 2014 the State of New Jersey Division of Taxation announced that from that point forward it would begin levying and collecting the taxes on said properties based on 66 acres of assessment and the Borough of Ridgefield would levy and collect taxes on 11 acres of assessment; and

WHEREAS, as a result of the acreage being reduced from 66 to 11, it is necessary that these taxes be cancelled of record and be refunded to CSX by way of credits in subsequent years; and

WHEREAS, the Borough Tax Assessor concurs in the making of this Resolution;

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

1. The Borough of Ridgefield hereby notes that real property taxes on property owned by CSX Intermodal, Inc. were paid for 2014 and 2015 as follows:

Block 04010, Lot 1	\$69,346.76
Block 04010, Lot 2	\$199,937.74
Block 04008, Lot 1	\$72,274.62

Total Payments \$341,559.12

2. The 11 acre calculation of taxes for the 3 mentioned properties should have been \$74,279.59

3. The excess acreage should be paid to CSX, Intermodal, Inc., Block 4010 Lot 2.01, in the form of credits from 2016 and forward until the credits are used. The credit total at this time is \$267,279.53.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Benabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

REMOVED FROM AGENDA

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 294-2016

WHEREAS, the Borough of Ridgefield has the following unexpended balances:

Interest on Bonds	\$97,384.72
Interest on Notes	649.12
NJ Infrastructure Trust	7,539.94

WHEREAS, all of the debt payments for the year 2016 for said bonds and notes have been made.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the said 2016 unexpended balances of totaling \$105,573.78 be cancelled.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 295-2016

WHEREAS, Linda Prina was custodian of the Borough Clerk Petty Cash Fund and N. Gambardella was custodian of the Sanitation and Public Works Petty Cash Funds; and

WHEREAS, in accordance with N.J.S.A.40:5-21, the Borough of Ridgefield is changing the custodian of Borough Clerk Petty Cash Fund to Linda Silvestri and custodian of the Sanitation and Public Works Petty Cash Funds to Joe Greco; and

WHEREAS, Linda Silvestri and Joe Greco are bonded under a blanket Public Official Bond carried by the Borough of Ridgefield:

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Ridgefield, Bergen County, hereby authorize such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 296-2016

RESOLUTION AUTHORIZING THE PURCHASE OF MOTOROLA RADIOS

WHEREAS, the Fire Department and the Ambulance Squad are in need of new radios to improve communication; and

WHEREAS, the radios can be purchased from a vendor under the State of New Jersey Purchasing Program, state contract #83909; and

WHEREAS, Motorola Solutions Inc., 123 Tice Boulevard, Woodcliff Lake, NJ 07677 is an authorized State Contract Vendor; and

WHEREAS, the purchase of good and services from the State Contract vendor without competitive bidding is authorized by Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, the maximum amount of the purchase is \$435,944.00 and funding for this purchase is available through Bond Ordinance 2307, account number 04-2150-55-2307-002, as evidenced by the Borough's Chief Financial Officer's certificate attached hereto; now be it

RESOLVED, that the Chief Financial Officer is authorized to approve and forward a purchase order to Motorola Solutions Inc., 123 Tice Boulevard, Woodcliff Lake, NJ 07677 for the purchase of:

- 63 APX 8000 Multiband Digital Trunked Portable Radios Only UHF Enabled
- 9 APX 8000 Multiband Digital Trunked Portable Radios UHF and VHF Enabled
- Radio Accessories
- 3 APX 8500 UHV VHS 700MHZ Control Stations Trunking Operations with Basic Anten Systems
- 6 Dual Control Head APX 8500 UHF R2 & 700MHz Mobile Only UHF Enabled
- 10 Dash Mounted APX 8500 UHF R2, VHF & 700/800 Mhz Mobiles Only UHF Enabled
- 4 APX 8000 Multi Band Digital Trunked Portable UHF VHF Enabled
- 4 Dash Mounted APX 8500 UHF R2, VHF & 700/800 Mhz
- Installation of Control Stations at three Firehouses
- Installation and programming of all APX mobile radios and removal of existing radios and mounts and provide new face plates
- Removal of current rack chargers and installation of new vehicular charger kits

- Programming of all the above and the APX portable and mobile radios for other conventional channels based on customer data
 - Bergen County will program trunking information in all the above radios

This purchase is not to exceed \$435,944.00.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Acosta

RESOLUTION NO. 297-2016

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

MATTHEW WAGNER

be hired as a seasonal employee for DPW/Sanitation at the hourly rate of \$11.00 effective November 21, 2016; and

KAMERON ROBBINS

be hired as a seasonal employee for DPW/Sanitation at the hourly rate of \$11.00 effective November 28, 2016.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 298-2016

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an appropriation for an equal amount; and

WHEREAS, the Borough of Ridgefield received \$2,825.76 from the State of New Jersey, and wishes to amend its 2016 Calendar Year Budget to include this amount as a item of revenue; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Mayor and Council hereby requests the Director of Government Services to approve the insertion of an item of revenue in the Calendar Year Budget of 2016 in the sum of \$2,825.76 which is now available as a revenue item from:

Miscellaneous Revenues

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenue Off-set with Appropriations:

New Jersey Division of Criminal Justice

BE IT FURTHER RESOLVED, that a like sum of \$2,825.76 be and the same is hereby appropriated under the caption:

General Appropriations

(a) Operations excluded from CAPS

Public and Private Revenues Off-set by Appropriations:

2016 State Body Armor Replacement Fund

BE IT FURTHER RESOLVED that the Chief Financial Officer forwards a copy of this resolution to the Director of Local Government Services.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 299-2016

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
POLICE VEST DONATIONS REQUIRED BY N.J.S.A.40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A.40A:5-29 provides for receipt of funds from gifts, bequests, and donations by the municipality to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from Police Vest Donations are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to place gift funds received by the Borough of Ridgefield in a specific fund to be considered a dedication by rider to the budget in accordance with N.J.S.A.:4-39 for the Borough of Ridgefield
2. The Municipal Clerk of the Borough of Ridgefield, County of Bergen is hereby directed to forward two certified copies to the Director of the Division of Local Government Services.
3. This resolution shall not become effective until it is approved by the Director of the Division of the Local Government Services.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri, Borough Clerk

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 300-2016

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
CLOTHING DONATIONS REQUIRED BY N.J.S.A.40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, the Borough of Ridgefield has contracted with an outside agency to set up clothing donation bins throughout the Borough and the agency provides a funds to the Borough based upon the tonnage of clothing collected; and

WHEREAS, N.J.S.A.40A:5-29 provides for receipt of funds from gifts, bequests, and donations by the municipality to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from Clothing Recycling Donations for Recycling, Clean Communities, Fire Department, and Fire Houses as indicated on the drop off boxes are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to place gift funds received by the Borough of Ridgefield in a specific fund to be considered a dedication by rider to the budget in accordance with N.J.S.A. 40A:4-39 for the Borough of Ridgefield.
2. The Municipal Clerk of the Borough of Ridgefield, County of Bergen is hereby directed to forward two certified copies to the Director of the Division of Local Government Services.

3. This resolution shall not become effective until it is approved by the Director of the Division of the Local Government Services.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 301-2016

WHEREAS, N.J.S.A. 40A:4-58 allows appropriation transfers during the last two months of the calendar year should it become necessary to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefor and there shall an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution setting forth the facts, adopted by not less than two thirds vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient; no transfers may be made to appropriations for contingent expenses or deferred charges.

WHEREAS, the Mayor and Council of the Borough of Ridgefield are desirous of executing such transfers:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer is herewith directed to execute the following Calendar Year 2016 budget appropriation transfers:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
Department of Public Works Salary and Wages	30,000.00	
Board of Health Salary and Wages	40,000.00	
Police Salary and Wages	4,008.00	
Financial Administration Operating Expenses	3,700.00	
Audit Services	6,000.00	
Maintenances of Boro Vehicles Police	800.00	
Maintenances of Boro Vehicles Garbage	10,000.00	
Gasoline	20,000.00	
Legal Services Other Expenses		40,000.00
Planning Board Salaries and Wages		278.00
Planning Board Other Expenses		1,500.00
Emergency Management Services Salary and Wages		830.00
First Aid Clothing Allowance		700.00
Sanitation Salary and Wages		30,000.00
Sanitation Landfill		9,000.00
Parks and Recreation Salaries and Wages		30,200.00

Youth Commission Salary and Wages
Maintenance of Boro Vehicles Fire

1,200.00
800.00

114,508.00

114,508.00

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Acosta

RESOLUTION NO. 302-2016

WHEREAS, at the June 15, 2016 meeting the Mayor and Council of the Borough of Ridgefield adopted Resolution No. 197-2016 renewing liquor licenses for 2016/2017; and

WHEREAS, Thomas M. Heffernan, Tom Tim Pat, and Joan Broderick were required to apply for a 12.39 Special Ruling before the licenses were renewed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the approval for the liquor license renewal for

Heffernan Thomas M	0249-33-005-001
Tom Tim Pat	0249-33-013-001
Joan Broderick	0249-33-007-007

is hereby rescinded until a 12.39 Special Ruling is received.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 303-2016

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the 2017 RFQ Evaluation Committee shall consist of

MAYOR ANTHONY SUAREZ
COUNCILMAN JAVIER ACOSTA
COUNCILMAN-ELECT JAMES KONTOLIOS
COUNCILMAN-ELECT HUGO JIMENEZ

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
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.

Diane Sherry,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting December 15, 2016

Presented by Councilman Penabad

RESOLUTION NO. 304-2016

BE IT RESOLVED, that warrants totaling **\$4,748,409.18**
be drawn on the following accounts:

CURRENT	\$3,758,554.66
TRUST	\$164,495.90
CAPITAL	\$820,019.82
POOL	\$5,242.40
DOG LICENSE	\$96.40
TOTAL	\$4,748,409.18

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Russell Castelli, Council President

Linda M. Silvestri,
Borough Clerk