

BOROUGH OF RIDGEFIELD

A G E N D A

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

Date: February 23, 2009

Open Public Meetings Statement by Mayor Suarez

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

- Discussion on Ethics in Autonomous Boards Act Ordinance

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

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

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

Pledge of Allegiance

Invocation: Reverend Janet Blair, Zion Lutheran Church

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-WORK SESSION

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

ROLL CALL-EXEC. SESSION

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

ROLL CALL-PUBLIC SESSION

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

As advertised, hearing will be held on Ordinance No. 2076 entitled, “AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 355 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED PUBLIC SWIMMING POOLS”

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

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. 2078 entitled, “AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 375, PARKING, STOPPING AND STANDING ON SPECIFIC STREETS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2079 entitled, “AN ORDINANCE ESTABLISHING THE BOROUGH OF RIDGEFIELD ETHICS IN AUTONOMOUS BOARDS ACT”

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2080 entitled, “ A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$100,000 FOR VARIOUS SEWER AND ROADWAY IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$100,000 FROM A COMMUNITY DEVELOPMENT BLOCK GRANT”

First Reading of Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

	Motion:	Second:
105-2009	Councilman Vincentz	Tax Appeal Settlement-Bruderer Machinery
106-2009	Mayor Suarez	Proclamation-Girl Scout Week
107-2009	Councilman Vincentz	Exceed Bid Threshold-Rock Salt
108-2009	Councilman Vincentz	Professional Service Agreement-Redevelopment Attorney
109-2009	Councilman Vincentz	Professional Service Agreement-Rent Leveling Attorney

110-2009 Councilman Vincentz Recycling Trust Fund
 111-2009 Councilman Vincentz Professional Service Agreement-Planning Board
 Attorney
 112-2009 Councilman Vincentz Exceed Bid Threshold- Brush Chipper
 113-2009 Councilman Vincentz Professional Service Agreement-Borough Attorney

COUNCIL VOTE

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

RESOLUTIONS:

114-2009 Councilman Vincentz Warrants
 115-2009 Councilman Vincentz Temporary Capital Budget Amendment
 116-2009 Councilman Lonzisero Authorize Payment of Overtime for Professionals
 for Rent Leveling Hearing

COMMENTS BY MAYOR:

Raffles License Applications:

St. James Episcopal Church
 Saturday, April 25, 2009 – 5:30-11:30 p.m.
 725 Slocum Avenue

APPROVED

COMMENTS BY COUNCILMEN:

COMMENTS BY ADMINISTRATOR:

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

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

Respectfully submitted,

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Mayor Anthony R. Suarez

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

- _____ 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
Lonzifero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

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

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2076

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

“AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 355 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED PUBLIC SWIMMING POOLS”

introduced on the 9th day of February, 2009 do now pass a final reading and be adopted, and that the Borough Clerk be and he is authorized and directed to publish once, the aforesaid title, together with a notice of the date of its passage on final reading and approval thereof in The Record, a newspaper circulating in the Borough of Ridgefield.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 9, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2076

“AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 355 OF THE CODE OF THE
BOROUGH OF RIDGEFIELD ENTITLED PUBLIC SWIMMING POOLS”

Section I: Section 355-20 B of the Code of the Borough of Ridgefield, entitled Membership, be and hereby is amended by making the changes set forth below:

SECTION 355-20 "MEMBERSHIP", B Types of Membership shall be amended as follows:

(2) Husband and wife membership. Must be “legally” married (couples who reside together, but are not legally married, cannot utilize this membership category).

(3) Head of household membership. For single-parents or families in which only one parent or guardian over the age of 18 wishes to join with their children, birth through 22 years of age.

(4) Individual. 10 years and older. Parents must sign for minors.

(8) A limited number of non-residents will be allowed to join, subject to being sponsored by a resident swim pool member. Resident pool members may sponsor non-resident pool memberships. Any person caught registering as a “resident” and isn’t one is subject to immediate revocation of membership and loss of pool registration fee.

Section II: Section 355-21 of the Code of the Borough of Ridgefield, entitled Guest Policy be and hereby is amended by making the changes set forth below:

SECTION 355-21 “GUEST POLICY” shall be amended as follows:

A. (1) Swim pool members are entitled to purchase guest cards (limit two per season, 12 admittances per card for \$90 and six admittances per card for \$50). The remainder of A (1) remains unchanged.

Section III: Section 355-22 of the Code of the Borough of Ridgefield, entitled Fees, be and hereby is amended by making the changes set forth below:

SECTION 355-22 "FEES" shall be amended as follows:

Discount Period
3/30/09-5/16/09

Regular Season
5/17/09-9/7/09

Family (Husband, Wife & unmarried children under 22)	\$255.00	Family (Husband, Wife & unmarried children under 22)	\$285.00
Husband & Wife	\$225.00	Husband & Wife	\$255.00
Head of Household (Widow, Widower, Divorced, 1 Child \$10 per Additional Child)	\$225.00	Head of Household (Widow, Widower, Divorced, 1 Child \$10 per Additional Child)	\$255.00
Individual	\$160.00	Individual	\$185.00
Senior Citizen (62 or older)	\$ 90.00	Senior Citizen (62 or older)	\$115.00
Senior Citizen Husband & Wife	\$ 165.00	Senior Citizen Husband & Wife	\$210.00

A limited number of Non-Residents will be accepted into the Community Swimming Pool subject to being sponsored by a Resident Swim Pool Member. Resident pool members may sponsor non-resident pool memberships. Rates will be as follows:

	<u>Discount Period</u> <u>3/30/09-5/16/09</u>		<u>Regular Season</u> <u>5/17/09-9/7/09</u>
Family (Husband, Wife & unmarried children under 22)	\$480.00	Family (Husband, Wife & unmarried children under 22)	\$495.00
Husband & Wife	\$440.00	Husband & Wife	\$470.00
Head of Household (Widow, Widower, Divorced, 1 Child \$10 per Additional Child)	\$440.00	Head of Household (Widow, Widower, Divorced, 1 Child \$10 per Additional Child)	\$470.00
Individual	\$270.00	Individual	\$295.00
Senior Citizen (62 or older)	\$220.00	Senior Citizen (62 or older)	\$235.00

Fees for non-resident Borough employees will be \$10.00 more than the current category pool Resident rate.

Section IV: Section 355-24 of the Code of the Borough of Ridgefield, entitled Identification Badges, be and hereby is amended by making the changes set forth below:

SECTION 355-25 "IDENTIFICATION BADGES" shall be amended by replacing D. (1) with the following:

D. (1) There is a \$5.00 fee for each replacement badge. There is a \$3.00 charge for each member who forgets to bring his/her badge and then must be given a daily member wristband.

Section V: Section 355-27 of the Code of the Borough of Ridgefield, entitled General Prohibitions, be and hereby is amended by making the changes set forth below:

SECTION 355-27 "GENERAL PROHIBITIONS" shall be amended by replacing H. with the following:

H. Smoking is prohibited.

Section VII: In all other respects, the terms and provisions of Article II of Chapter 355 of the Code of the Borough of Ridgefield are hereby ratified and affirmed.

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2078

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

“AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 375, PARKING, STOPPING AND STANDING ON SPECIFIC STREETS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

introduced on the 23rd day of February, 2009, do now pass a first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 9th day of March, 2009 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and he is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2078

“AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 375, PARKING, STOPPING
AND STANDING ON SPECIFIC STREETS, OF THE CODE OF THE BOROUGH OF
RIDGEFIELD”

Section I: Section 375-5 of Article II of Chapter 375 of the Code of the Borough of Ridgefield, entitled “No Parking Areas”, be and hereby is amended by adding to the existing language of said ordinance four new subsections (to be assigned by code publisher) as follows:

On the westerly side of Prospect Avenue beginning at the intersection of the western curb line of Prospect Avenue and the southern curb line of Banta Place and continuing in a southerly direction a distance of 65 feet.

On the westerly side of Prospect Avenue beginning at the intersection of the western curb line of Prospect Avenue and the northern curb line of Banta Place and continuing in a northerly direction a distance of 50 feet.

On the easterly side of Prospect Avenue beginning at the intersection of the eastern curb line of Prospect Avenue and the southern curb line of Banta Place and continuing in a southerly direction a distance of 67 feet.

On the easterly side of Prospect Avenue beginning at the intersection of the eastern curb line of Prospect Avenue and the northern curb line of Banta Place and continuing in a northerly direction a distance of 50 feet.

Section II: In all other respects, the terms and provisions of Chapter 375 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

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Mayor Suarez

ORDINANCE NO. 2079

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

“AN ORDINANCE ESTABLISHING THE BOROUGH OF RIDGEFIELD ETHICS
IN AUTONOMOUS BOARDS ACT”

introduced on the 23rd day of February, 2009, do now pass a first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 9th day of March, 2009 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and he is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE TO TABLE

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

TABLED:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Mayor Suarez

ORDINANCE NO. 2079

“AN ORDINANCE ESTABLISHING THE BOROUGH OF RIDGEFIELD ETHICS
IN AUTONOMOUS BOARDS ACT”

WHEREAS, this ordinance shall be known as the Borough of Ridgefield ethics in autonomous boards act; and

WHEREAS, the members of the Borough of Ridgefield’s autonomous boards are engaged in an extremely important purpose effecting the members of our community and our quality of life in every way; and

WHEREAS, it is important for members of the Ridgefield community to have complete confidence in the members of our autonomous boards as these boards effect the way we live and involve a variety of applications from out of town developers and/or interests;

NOW, THEREFORE, BE IT RESOLVED that any application before the Zoning Board of Adjustment, the Planning Board, and the Rent Control Board, requires that any applicant or professional appearing before said board to set forth any ELEC reportable monetary contributions, i.e., those in excess of three hundred (\$300.00, to a Ridgefield political party and/or political committee and/or political candidate, within the past five (5) years, to indicate said contribution on a separate page appended to the appropriate board’s application, which shall be provided by the secretary to the respective autonomous board with the said application, and shall state at the top of said page,

“Please list all contributions by you or your professionals pertaining to this matter, if any, in excess of \$300.00 to any Ridgefield political organization and/or candidate and/or candidate committee, within the past five (5) years.”

BE IT FURTHER RESOLVED, that any member of the Zoning Board of Adjustment and/or Planning Board and/or Rent Control Board, of the Borough of Ridgefield, who was a candidate for election during the year of any political donation listed on said form to his/her political party, committee, and/or him/her as a candidate, shall be recused from the specific application at issue, and shall step down from the dais and not participate in any way with respect to the application at issue.

TABLED:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2080

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 \$100,000 FOR VARIOUS SEWER AND ROADWAY IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$100,000 FROM A COMMUNITY DEVELOPMENT BLOCK GRANT”

introduced on the 23rd day of February, 2009, do now pass a first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 9th day of March, 2009 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and he is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2080

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$100,000 FOR VARIOUS SEWER AND ROADWAY IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$100,000 FROM A COMMUNITY DEVELOPMENT BLOCK GRANT”

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 herefore made thereof and amounting in the aggregate to \$100,000 which is now available from a 2000/2001 Community Development Block Grant to be received from the Bergen County Department of Planning and Economic Development, Division of Community Development.

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

Various Sewer and Roadway Improvements to Streets as noted on a list maintained on file in Borough Hall consisting of the replacement and repair of damaged sewer pipes, repair of deteriorated inlets and manholes, milling and resurfacing of roadway, including all work and materials necessary and incidental thereto	<u>\$100,000</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 be assessed on properties specifically benefited.
- (b) 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 2000/2001 Community Development Block Grant to be provided by the Bergen County Department of Planning and Economic Development, Division of Community Development, in the amount of \$100,000.

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 \$100,000 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

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 105-2009

WHEREAS, Bruderer Machinery has filed 2006-2008 tax appeals challenging the assessments of property identified as 1200 Hendricks Causeway and 435 Victoria Terrace, Block 3601, Lot 1; Block 3001, Lot 7; and Lot 3 at Block 2401;

WHEREAS, the special tax attorney, real estate consultant and Borough representatives have engaged in extensive discovery, analysis, receipt of preliminary appraisal reports and have further engaged in extensive negotiations leading toward a proposed settlement;

WHEREAS, the assessments under contest are as follows:

Block 3001, Lot 7	\$1,976,400
Block 3601, Lot 1	\$855,600
Lot 3 in Block 2401	\$1,156,000 which lot involves issues of flood plain, wetlands and lot size for zoning purposes;

WHEREAS, the Governing Body has reviewed the proposed settlement and concurs in same;

WHEREAS, the Tax Collector and real estate tax consultant have also recommended the proposed settlement to the Governing Body;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that a settlement in the above-referenced tax appeal is hereby authorized and approved based upon the following stipulation:

1. Taxpayer will withdraw its tax appeals for the years 2005-2006 for Block 3001, Lot 7 and Block 3601, Lot 1 and withdraw its tax appeals for 2005-2007 on Lot 3, Block 2401;
2. An adjusted assessment shall be set for the year 2007 for Block 3001, Lot 7 at \$1,860,400 and for the year 2008 at \$1,810,400;
3. That an adjusted assessment shall be set for the year 2007 for Block 3601, Lot 1 at \$739,600 and for the year 2008 at \$689,600;

4. That there will be an adjusted assessment for Block 3601, Lot 1 and Block 3001, Lot 7 in the aggregate amount of \$2,250,000 to be allocated between land and improvements for said lots by the Tax Assessor;
5. That the taxpayer will withdraw it appeals for the year 2005-2007 for Block 2401, Lot 3 and for the year 2008 there shall be an adjusted assessment of \$950,000;
6. That the special tax attorney is hereby authorized to execute a stipulation of settlement for filing with the Tax Court to carry this settlement into effect;
7. That upon receipt of the Tax Court Judgment, the Tax Collector is authorized 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;
8. This settlement is subject to concurrence thereof by the taxpayer.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Mayor Suarez

Proclamation
RESOLUTION NO. 106-2009

WHEREAS, Thursday, March 12, 2009 marks the 97th anniversary of Girl Scouts of the USA, founded by Juliette Gordon Low in 1912 in Savannah, Georgia; and

WHEREAS, throughout its long and distinguished history, Girl Scouting has built girls of courage, confidence and character, who make the world a better place; and

WHEREAS, through Girl Scouting girls develop their leadership skills, gain self-confidence and skills for success, and learn their duty to the world around them; and

WHEREAS, Girl Scouting takes an active role in advocating for girls and increasing their interest and skills in science, technology, mathematics and engineering to fulfill our country's economic needs; and

WHEREAS, more that 101,000 Girl Scouts in New Jersey and 3.5 million Girl Scout members nationwide will be celebrating 97 years of an American tradition, with 50 million women who are former Girl Scouts who help guide girls today in reaching their full potential;

NOW, THEREFORE, I, Anthony R. Suarez, by virtue of the authority vested in me as Mayor of the Borough of Ridgefield, do hereby proclaim the week of March 8-14 as Girl Scout Week.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 107-2009

WHEREAS, the Borough of Ridgefield has entered into a Cooperative Purchasing Agreement with the County of Bergen for rock salt; and

WHEREAS, Atlantic Salt, Inc. was awarded a County contract to provide rock salt for the period October 1, 2008 to September 30, 2009 by Resolution 2008-1277, adopted on September 3, 2008; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-2) contains a bid threshold of \$21,000.00; and

WHEREAS, this threshold may be exceeded by Resolution for municipalities that are members of Cooperative Purchasing Agreements; and

WHEREAS, the Borough of Ridgefield will exceed \$21,000.00 in purchases of rock salt for the fiscal 2008/2009 budget year.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer be authorized to contract for the purchase of rock salt from Atlantic Salt, Inc. through the County of Bergen contract without public bidding.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 108-2009

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

1. Carmine Alampi is hereby appointed as Redevelopment Attorney for calendar year 2009 according to the terms and conditions of a certain professional services agreement which is attached hereto.
2. The Mayor and the Borough Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Carmine Alampi.
3. A notice of this action shall be printed in The Record.
4. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
REDEVELOPMENT ATTORNEY

THIS IS A CONTRACT for professional services made by and between the Borough of Ridgefield, County of Bergen, State of New Jersey, hereinafter called the "BOROUGH", and Carmine Alampi, having offices at _____, _____, New Jersey, hereinafter called the "REDEVELOPMENT ATTORNEY".

WHEREAS, the Mayor and Council of the Borough of Ridgefield previously appointed Carmine Alampi as REDEVELOPMENT ATTORNEY for calendar year 2009; and

WHEREAS, pursuant to law, the Mayor and Council have authorized the Mayor and Borough Clerk to enter into an agreement with the Redevelopment Attorney for professional services as REDEVELOPMENT ATTORNEY without competitive bid; and

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

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

1. **ENGAGEMENT:** The BOROUGH hereby engages the REDEVELOPMENT ATTORNEY to serve as Borough REDEVELOPMENT ATTORNEY for calendar year 2009, or until her/his successor qualifies. The REDEVELOPMENT ATTORNEY hereby accepts such engagement and agrees to provide the services required under this agreement.
2. **SCOPE OF SERVICES:** The REDEVELOPMENT ATTORNEY shall perform all appropriate services on an as needed basis for the BOROUGH, including all matters which in the reasonable opinion of the Mayor and Council should be referred to the REDEVELOPMENT ATTORNEY and all matters which by law and/or tradition should be referred to and handled by the REDEVELOPMENT ATTORNEY.
3. **PAYMENT FOR SERVICES:** The BOROUGH agrees to pay to the REDEVELOPMENT ATTORNEY for services rendered pursuant to this agreement the sum of \$85.00 per hour and \$125.00 per meeting. The REDEVELOPMENT ATTORNEY shall submit appropriate vouchers on a periodic basis for services rendered.
4. **ENGAGING OTHERS:** Nothing in this agreement shall prohibit the BOROUGH from engaging other attorneys for specific matters if in the opinion of the Mayor and Council such is necessary.
5. **INCORPORATION OF CERTAIN PROVISIONS:**

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

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

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

DATE: BOROUGH OF RIDGEFIELD

Anthony R. Suarez, Mayor

ATTEST:

Martin A. Gobbo,
Borough Clerk

WITNESS:

DATE:

Carmine Alampi

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 109-2009

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

1. Mark Madaio is hereby appointed as Rent Leveling Attorney for calendar year 2009 according to the terms and conditions of a certain professional services agreement which is attached hereto.
2. The Mayor and the Borough Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Mark Madaio.
3. A notice of this action shall be printed in The Record.
4. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
RENT LEVELING ATTORNEY

THIS IS A CONTRACT for professional services made by and between the Borough of Ridgefield, County of Bergen, State of New Jersey, hereinafter called the "BOROUGH", and Mark Madio, having offices at _____, _____, New Jersey, hereinafter called the "RENT LEVELING ATTORNEY".

WHEREAS, the Mayor and Council of the Borough of Ridgefield previously appointed Mark Madio as RENT LEVELING ATTORNEY for calendar year 2009; and

WHEREAS, pursuant to law, the Mayor and Council have authorized the Mayor and Borough Clerk to enter into an agreement with the Rent Leveling Attorney for professional services as RENT LEVELING ATTORNEY without competitive bid; and

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

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

1. **ENGAGEMENT:** The BOROUGH hereby engages the RENT LEVELING ATTORNEY to serve as Borough RENT LEVELING ATTORNEY for calendar year 2009, or until her/his successor qualifies. The RENT LEVELING ATTORNEY hereby accepts such engagement and agrees to provide the services required under this agreement.
2. **SCOPE OF SERVICES:** The RENT LEVELING ATTORNEY shall perform all appropriate services on an as needed basis for the BOROUGH, including all matters which in the reasonable opinion of the Mayor and Council should be referred to the RENT LEVELING ATTORNEY and all matters which by law and/or tradition should be referred to and handled by the RENT LEVELING ATTORNEY.
3. **PAYMENT FOR SERVICES:** The BOROUGH agrees to pay to the RENT LEVELING ATTORNEY for services rendered pursuant to this agreement the sum of \$85.00 per hour and \$125.00 per meeting. The RENT LEVELING ATTORNEY shall submit appropriate vouchers on a periodic basis for services rendered.
5. **ENGAGING OTHERS:** Nothing in this agreement shall prohibit the BOROUGH from engaging other attorneys for specific matters if in the opinion of the Mayor and Council such is necessary.
5. **INCORPORATION OF CERTAIN PROVISIONS:**

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

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

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

DATE:

BOROUGH OF RIDGEFIELD

Anthony R. Suarez, Mayor

ATTEST:

Martin A. Gobbo,
Borough Clerk

WITNESS:

DATE:

Mark Madio

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 110-2009

WHEREAS, The Borough of Ridgefield has created a Trust Fund for proceeds of recyclable materials sales in accordance with State of New Jersey PL1981,c78, amended by PL1989, c102; and

WHEREAS, said Fund was established by Resolution of the Mayor and Council on July 14, 1995 as a Dedication by Rider and approved by the NJ Department of Local Government Services on July 31, 1995; and

WHEREAS, said Fund can be used to pay salaries and wages necessary to carry out the recycling goals of the Borough of Ridgefield; and

WHEREAS, sufficient funds exist in said Fund to pay the salaries and wages of those persons assigned to the Ridgefield Recycling Center; and

WHEREAS, the Finance Committee deems it is in the best interests of the Borough of Ridgefield to allocate a sum not to exceed \$12,000.00 from the Recycling Trust Fund in the Fiscal Year 2008/2009 year for recycling salaries and wages in lieu of appropriating said funds from the Recycling Salaries and Wages operating budget line item:

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 pay a sum not to exceed \$12,000.00 for Recycling Salaries and Wages, to be taken from the Recycling Trust Fund for the Fiscal Year 2008/2009.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 111-2009

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

1. John Schettino is hereby appointed as Planning Board Attorney for calendar year 2009 according to the terms and conditions of a certain professional services agreement which is attached hereto.
2. The Mayor and the Borough Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with John Schettino.
3. A notice of this action shall be printed in The Record.
4. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
PLANNING BOARD ATTORNEY

THIS IS A CONTRACT for professional services made by and between the Borough of Ridgefield, County of Bergen, State of New Jersey, hereinafter called the "BOROUGH", and John Schettino, having offices at _____, _____, New Jersey, hereinafter called the "PLANNING BOARD ATTORNEY".

WHEREAS, the Mayor and Council of the Borough of Ridgefield previously appointed Mark Madio as PLANNING BOARD ATTORNEY for calendar year 2009; and

WHEREAS, pursuant to law, the Mayor and Council have authorized the Mayor and Borough Clerk to enter into an agreement with the Rent Leveling Attorney for professional services as PLANNING BOARD ATTORNEY without competitive bid; and

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

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

1. **ENGAGEMENT:** The BOROUGH hereby engages the PLANNING BOARD ATTORNEY to serve as Borough PLANNING BOARD ATTORNEY for calendar year 2009, or until her/his successor qualifies. The PLANNING BOARD ATTORNEY hereby accepts such engagement and agrees to provide the services required under this agreement.

2. **SCOPE OF SERVICES:** The PLANNING BOARD ATTORNEY shall perform all appropriate services on an as needed basis for the BOROUGH, including all matters which in the reasonable opinion of the Mayor and Council should be referred to the PLANNING BOARD ATTORNEY and all matters which by law and/or tradition should be referred to and handled by the PLANNING BOARD ATTORNEY.

3. **PAYMENT FOR SERVICES:** The BOROUGH agrees to pay to the PLANNING BOARD ATTORNEY for services rendered pursuant to this agreement the sum of \$85.00 per hour and \$125.00 per meeting. The PLANNING BOARD ATTORNEY shall submit appropriate vouchers on a periodic basis for services rendered.

6. **ENGAGING OTHERS:** Nothing in this agreement shall prohibit the BOROUGH from engaging other attorneys for specific matters if in the opinion of the Mayor and Council such is necessary.

5. **INCORPORATION OF CERTAIN PROVISIONS:**

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

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

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

DATE:

BOROUGH OF RIDGEFIELD

Anthony R. Suarez, Mayor

ATTEST:

Martin A. Gobbo,
Borough Clerk

WITNESS:

DATE:

John Schettino

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 112-2009

WHEREAS, the Borough of Ridgefield has entered into a Cooperative Purchasing Agreement with the State of New Jersey, Department of the Treasury, Division of Purchase and Property; and

WHEREAS, Cherry Valley Tractor Sales, Inc. was awarded a State contract Number A69872 for Brush Chippers, Trailer Mounted, Disc Knife Type with Hydraulic Rear Feed for the period October 1, 2007 through September 30, 2010; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-2) contains a bid threshold of \$21,000.00; and

WHEREAS, this threshold may be exceeded by Resolution for municipalities that are members of Cooperative Purchasing Agreements; and

WHEREAS, the Borough of Ridgefield will exceed \$21,000.00 in the purchase of a new Brush Chipper for the Department of Public Works.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer be authorized to contract for the purchase of a new Bandit 250XP Brush Chipper through the NJ State contract in the amount of \$29,369.99 without public bidding.

BE IT FURTHER RESOLVED, that funds for said purchase are certified from the Recycling Trust Account.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 113-2009

WHEREAS, the Borough of Ridgefield required the services of a Borough Attorney to undertake certain general legal services for the Borough; and

WHEREAS, the need for such specified professional services to be rendered or performed by a person or persons authorized by law to practice a recognized profession, is regulated by law within the meaning of N.J.S.A. 40A:11-1, et seq., as amended; and

WHEREAS, the performance of such professional services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized training study, as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, said professional services cannot reasonably be described by written specifications; and

WHEREAS, the Borough of Ridgefield issued Requests for Qualifications for the services of an attorney to serve as Borough Attorney to be appointed as a fair and open contract pursuant to the provisions of N.J.S.A 19:44A-20.1 et seq. and received responses thereto; and

WHEREAS, the Chief Financial Officer of the Borough of Ridgefield determined and certified in writing that the value of the contract may exceed \$17,500.00; and

WHEREAS, funds are available for this purpose and a Certificate of Availability has been filed by the Chief Financial Officer of the Borough of Ridgefield with the Borough Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C: 5:34-5.2; and

WHEREAS, by Resolution No. 1-2009 Douglas F. Doyle, Esq. of DeCotiis FitzPatrick Cole & Wisler, LLP was appointed as Borough Attorney for the calendar year 2009 pursuant to the terms and conditions contained in a professional services agreement which provided for a retainer fee of \$47,000.00 for the drafting of ordinances, resolutions, contracts and for contract review, drafting and review of bid specifications and attendance at Borough Council Meetings and for attendance at Borough Council Meetings and further provided for an hourly fee of \$100.00 for work performed by the Borough Attorney for unique and special services as may be requested by the Borough from time to time; and

WHEREAS, such appointment for Borough Attorney was made as a fair and open contract pursuant to the provisions of N.J.S.A 19:44A-20.1 et seq. by the Borough of Ridgefield; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A., 40A:11-1, et seq., as amended, Resolution 1-2009 was duly publicly advertised; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A., 40A:11-1, et seq., as amended, this Resolution must be publicly advertised.

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

1. The Borough Council of the Borough of Ridgefield, in accordance with the Local Public Contracts Law, hereby authorizes and approves the Professional Services Contract to Douglas F. Doyle, Esq. of the firm of DeCotiis, FitzPatrick, Cole & Wisler, LLP, which Contract was appointed pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.1 et seq., as Borough Attorney, in accordance with the terms of the Contract for Professional Services attached hereto; and

2. The Mayor and Borough Clerk are hereby authorized and directed to execute, seal and deliver said attached Contract for Professional Services on behalf of and in the name of the Borough of Ridgefield; and

3. That the Determination of Value shall be placed on file with this Resolution; and

4. That a copy a Notice of this Resolution shall be published as required by law within ten (10) days of its passage.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
BOROUGH ATTORNEY

THIS IS A CONTRACT for professional services by and between the Borough of Ridgefield, County of Bergen, State of New Jersey, hereinafter the "BOROUGH", and Douglas F. Doyle, Esq., of DeCotiis, FitzPatrick, Cole & Wisler, LLP, having offices at 500 Frank W. Burr Boulevard, Suite 31, Glenpointe Centre West, Teaneck, New Jersey, hereinafter the "ATTORNEY".

WHEREAS, the Mayor and Council of the Borough of Ridgefield have appointed Douglas F. Doyle, Esq. as Borough Attorney for the calendar year 2009; and

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

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

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

1. **ENGAGEMENT:** The BOROUGH hereby engages the ATTORNEY to serve as Borough Attorney for the calendar year 2009, or until his successor qualifies. The ATTORNEY hereby accepts such engagement and agrees to provide the services required under this Agreement.

2. **SCOPE OF SERVICES:** The ATTORNEY shall perform all appropriate legal services for the BOROUGH, including all matters which, in the reasonable opinion of the Mayor and Council, should be referred to the ATTORNEY and all matters which, by law, and/or tradition, should be referred to and handled by the ATTORNEY, including but not limited to all litigation and attendance at all regularly scheduled meetings of the Mayor and Council.

3. **PAYMENT FOR SERVICES:** The BOROUGH agrees to pay to the ATTORNEY for services rendered pursuant to this Agreement, the sum of Forty-Seven Thousand Dollars (\$47,000.00) per annum payable bi-weekly or in other regular installments,.

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

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

5. INCORPORATION OF CERTAIN PROVISIONS:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

ATTEST:

BOROUGH OF RIDGEFIELD

Martin A. Gobbo
Borough Clerk

Anthony R. Suarez
Mayor

Date:

Date:

WITNESS:

Douglas F. Doyle, Esq.
DeCotiis, FitzPatrick, Cole & Wisler, LLP

Date:

Date:

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 February 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 114-2009

BE IT RESOLVED, that warrants totaling \$ 460,811.51
be drawn on the following accounts:

CURRENT	\$417,596.01
TRUST	\$9,205.48
CAPITAL	\$29,195.00
POOL	\$3,588.81
DOG	\$5.40
UNEMPLOYMENT	\$1,220.81
TOTAL	\$460,811.51

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk