

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session and Regular Meeting of the Mayor and Council

Date: February 23, 2015

Open Public Meetings Statement by Mayor Suarez

Public Session to Adjourn to Executive Session: C.T.O.: 6:33 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: 7:23 P.M.

Public Session: 7:30 P.M. C.T.O.: 7:31 P.M. Adjourn: 8:00 P.M.

Pledge of Allegiance

Citizens Comment on Agenda:

Correspondence:

Approval of Minutes of October 27, 2014 Work Session, October 27, 2014 Public Session, November 24, 2014 Work Session and November 24, 2014 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	

As advertised, hearing will be held on Ordinance No. 2271 entitled, “AN ORDINANCE AMENDING CHAPTER 131 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED ANIMALS, BY ADDING A NEW ARTICLE IV, ANIMAL CONTROL”

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. 2272 entitled, "AN ORDINANCE AMENDING SECTION 375-42 OF ARTICLE XIII OF CHAPTER 375 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED SNOW EMERGENCIAS"

First Reading or Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

101-2015	Councilman Acosta	Hire DPW/Sanitation Seasonal Employee
103-2015	Councilman Castelli	Appointment to Youth Commission
104-2015	Councilman Castelli	Appoint Rent Leveling Attorney
105-2015	Mayor Suarez	Appoint Alternate Public Defender
106-2015	Mayor Suarez	Appoint Special Counsel with Governmental Affairs Department
107-2015	Mayor Suarez	Appoint Engineer for Waste Water Monitoring
108-2015	Mayor Suarez	Appoint Engineer for Waste Water Monitoring-Palisades Park/Ridgefield
109-2015	Councilman Acosta	Authorize Mayor to Sign Hazard Mitigation Sub-Grant Agreement
110-2015	Councilman Penabad	Clear Escrow Deposit of Record

COUNCIL VOTE

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

RESOLUTIONS:

102-2015	Councilman Castelli	Hire Program Director for Recreation and Parks Department
111-2015	Councilman Acosta	Liquor License Transfer

112-2015 Councilman Penabad Warrants

COMMENTS BY MAYOR:

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

Brendan V. Smith

APPROVED

555 Teaneck Rd, Apt. 3S

Ridgefield Park

Company No. 1

Michael T. McDermott

APPROVED

542 Broad Avenue, F2

Palisades Park

Company No. 1

Robinson Rivera

APPROVED

40 E. Harwood Terrace, Apt. C

Palisades Park

Company No. 1

Michael A. Pellegrino

APPROVED

154 Queen Anne Road

Bogota

Company No. 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 February 23, 2015

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 February 23, 2015

Presented by Councilman Penabad

ORDINANCE NO. 2271

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

“AN ORDINANCE AMENDING CHAPTER 131 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED ANIMALS, BY ADDING A NEW ARTICLE IV, ANIMAL CONTROL”

introduced on the 9th day of February, 2015, 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	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 February 9, 2015

Presented by Councilman Penabad

ORDINANCE NO. 2271

“AN ORDINANCE AMENDING CHAPTER 131 OF THE CODE OF THE BOROUGH OF
RIDGEFIELD ENTITLED ANIMALS, BY ADDING A NEW ARTICLE IV, ANIMAL
CONTROL”

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

Section I:

Chapter 131 of the Code of the Borough of Ridgefield, entitled Animals, be and hereby is
amended by adding to the existing provisions of that Article a new Article V, entitled Animal
Control, as follows:

§131-44: Appointment of Animal Control Officer and Services:

The Borough shall appoint, or contract for, the services of an animal control officer to
perform animal control services as required by the provisions of N.J.S.A. 4:19-16a, et. seq.

§131-45: Powers and Duties:

The animal control officer shall have the power and authority within the jurisdiction of
the Municipality, to enforce all laws and ordinances enacted for the protection of animals,
including but not limited to, animal control, animal welfare, and animal cruelty laws of the state
or ordinance of the municipality; investigate and sign complaints concerning any violation of an
animal control, animal welfare or animal cruelty law of the state or ordinance of the
municipality; and act, by virtue of the officer's appointment or employment in addition to any
other power and authority, as an officer for the detection, apprehension and arrest of offenders
against the animal control, animal welfare and animal cruelty law of the state or ordinance of the
municipality.

§131-46: Additional Duties:

The animal control officer so appointed shall maintain adequate written records
concerning the performance of his or her duties and responsibilities including, but specifically
not limited to, the seizure and identification of animals so that same may be returned or reunited
to their owners as provided by law.

In addition, the animal control officer shall respond to calls and complaints for animal control services as appropriate under the circumstances which, in the case of an animal in distress, shall ideally be within 60 minutes of the request.

Section II. Repealer.

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

Section III. Severability.

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

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2015

Presented by Councilman Acosta

ORDINANCE NO. 2272

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

“AN ORDINANCE AMENDING SECTION 375-42 OF ARTICLE XIII OF CHAPTER 375 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED SNOW EMERGENCIES”

introduced on the 23rd day of February, 2015 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, 2015 at 7:30 P.M. or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Ridgefield Public Library, 527 Morse 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	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 February 23, 2015

Presented by Councilman Acosta

ORDINANCE NO. 2272

“AN ORDINANCE AMENDING SECTION 375-42 OF ARTICLE XIII OF CHAPTER 375 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED SNOW EMERGENCIES”

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

Section I: Chapter 375-42 of Article XIII of the Code of the Borough of Ridgefield, which article is entitled "Snow Emergencies", be and hereby is amended by adding the following streets on which parking is prohibited in the event of snow emergencies:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Hillside Street	West	From Edgewater Avenue to Banta Place
Englehardt Terrace	East	From Shaler Boulevard to Edgewater Avenue
Ridgefield Terrace	South	Entire length
Fairview Terrace	North	Entire length
Sunset Terrace	South	Entire length
Monroe Place	West	Entire length
Mayer Court	North	Northern cul-de-sac end in a clockwise direction from 405 to 410 Mayer Court
Elizabeth Street	West	Western cul-de-sac end in a clockwise direction from 844 to 845 Elizabeth Street
Stewart Street	South	Southern cul-de-sac end in a counterclockwise direction from 563 to the eastern side of Stewart Street

Section II: In all other respects, the terms and provisions of Chapter 375-42 of the Code of the Borough of Ridgefield shall remain in full force and effect, and are ratified and affirmed.

Section III. This ordinance shall take effect upon final passage and publication according to law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2015

Presented by Councilman Acosta

RESOLUTION NO. 101-2015

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

ANTHONY GIBALDI

be hired as a Seasonal Employee for the DPW/Sanitation Department effective immediately at the rate of \$10.00 per hour.

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 February 23, 2015

Presented by Councilman Castelli

RESOLUTION NO. 102-2015

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

DEBORAH FUGNITTI

be hired as Program Director of the Recreation and Parks Department effective March 1, 2015 at the annual salary of \$25,000.

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2015

Presented by Councilman Castelli

RESOLUTION NO. 103-2015

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

MARYANN MARTUCCI

and

SHEBA BUCKLEY

be appointed to the Youth Commission for the remainder of 2015.

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 February 23, 2015

Presented by Councilman Castelli

RESOLUTION NO. 104-2015

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

ANNA NORIS, ESQ.

be appointed Rent Leveling Attorney for the remainder of 2015.

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 February 23, 2015

Presented by Mayor Suarez

RESOLUTION NO. 105-2015

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

GLORIA OH, ESQ.

be appointed Alternate Public Defender for the remainder of 2015.

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 February 23, 2015

Presented by Mayor Suarez

RESOLUTION NO. 106-2015

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

ARCHER & GREINER

be appointed Special Counsel with Governmental Affairs Department for the remainder of 2015.

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 February 23, 2015

Presented by Mayor Suarez

RESOLUTION NO. 107-2015

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

JENNE ASSOCIATES

be appointed Engineer for Waste Water Monitoring for the remainder of 2015.

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 February 23, 2015

Presented by Mayor Suarez

RESOLUTION NO. 108-2015

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

JENNE ASSOCIATES

be appointed Engineer for Waste Water Monitoring – Palisades Park/Ridgefield for the remainder of 2015.

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 February 23, 2015

Presented by Councilman Acosta

RESOLUTION NO. 109-2015

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Mayor be and he is hereby authorized to sign the Hazard Mitigation Sub-Grant Agreement with the State of New Jersey Office of Emergency Management.

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 February 23, 2015

Presented by Councilman Penabad

RESOLUTION NO. 110-2015

WHEREAS, the following applicants have legal and engineering escrow monies deposited with the Borough for payment to Borough professionals in conjunction with said development; and

WHEREAS, said escrow funds not already encumbered have been released by the Borough professionals; and

WHEREAS, the Borough's Chief Financial Officer and Treasurer have exhausted all alternatives in contacting said applicants for the return of unused escrows; and

WHEREAS, they are recommending that these escrow deposits be cleared of record and be remanded to the Borough:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Chief Financial Officer be authorized to clear the following escrow accounts of record.

BE IT FURTHER RESOLVED, that these funds be transferred to the Borough's operating account.

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
3204	23	Integrated Construction & Utility	\$500.00

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 February 23, 2015

Presented by Councilman Acosta

RESOLUTION NO. 111-2015

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 0249-33-008-008, heretofore issued to Jin Ok Kim for premises located at 518 Broad Avenue, Ridgefield, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Ridgefield does hereby approve, effective February 24, 2015 the transfer of the aforesaid Plenary Retail Consumption License to Blue Ocean Japanese Restaurant Corp. and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Blue Ocean Japanese Restaurant Corp., effective February 24, 2015."

Approved:

Russell Castelli, Council President

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				

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.

Frank Berardo,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 23, 2015

Presented by Councilman Penabad

RESOLUTION NO. 112-2015

BE IT RESOLVED, that warrants totaling **\$796,629.79**
be drawn on the following accounts:

CURRENT	\$727,103.11
TRUST	\$34,886.42
CAPITAL	\$33,962.93
POOL	\$663.73
DOG LICENSE	\$33.60
TOTAL	\$796,629.79*

***89069 and 89101 removed from warrant list**

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X	89071		
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk