

BOROUGH OF RIDGEFIELD

A G E N D A

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

Date: January 25, 2010

Open Public Meetings Statement by Mayor Suarez

Work Session: 5:30 P.M. C.T.O.: 5:30 P.M. Adjourn: 7:10 P.M.

- King & Son
• Discussion on Paid CSO Third Party Billing

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

Executive Session: 6:30 P.M. C.T.O.: 7:10 P.M. Adjourn: 8:15 P.M.

Public Session: 7:30 P.M. C.T.O.: 8:20 P.M. Adjourn: 9:10 P.M.

Pledge of Allegiance

Invocation: Reverend Len Masquelier, - NOT PRESENT English Neighborhood Reformed Church

Citizens Comment on Agenda: NONE

Correspondence:

Approval of Minutes of December 14, 2009 Public Session Meeting – MINUTES APPROVED

As advertised, hearing will be held on SFY 2009/2010 Municipal Budget Amendment

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

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.

69-2010 Councilman Vincentz Adoption of SFY 2010 Budget

As advertised, hearing will be held on Ordinance No. 2117 entitled, "A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$170,000 FOR THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$26,000 FROM CAPITAL SURPLUS AND \$144,000 FROM THE CAPITAL IMPROVEMENT FUND"

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

Public Hearing

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

Roll Call

Introduction of Ordinance No. 2118 entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 375 "VEHICLES AND TRAFFIC" TO UPDATE AND ADD APPROPRIATE FINES"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2119 entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 1661 ENTITLED, AN ORDINANCE FIXING FEES FOR PROGRAMS OF THE RECREATION AND PARKS DEPARTMENT"

First Reading of Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

	Motion:	Second:
70-2010	Councilman Vincentz	Return of Escrow Monies
71-2010	Councilman Vincentz	Stipulation of Settlement-Block 4014, Lot 14 Qualifier HM
72-2010	Councilman Vincentz	Assessment Correction-Block 2804, Lot 10
73-2010	Councilman Vincentz	Overpayment of Taxes-Block 2004, Lot 3

74-2010	Councilman Vincentz	Stipulation of Settlement-Block 2303, Lot 8
75-2010	Councilman Vincentz	Settlement Agreement-Block 3003, Lot 6
76-2010	Councilman Vincentz	Settlement Agreement-Block 2402, Lot 4
77-2010	Councilman Vincentz	PARIS Grants Program-Shared Services with County
78-2010	Councilman Lonziserio	Appointment of Interpreter
79-2010	Councilman Vincentz	Professional Service Agreement-Borough Auditor
80-2010	Councilman Vincentz	Salary Increase-Taffaro, Kedes, Messina
83-2010	Councilman Vincentz	Authorize to Advertise-Pool Concession
84-2010	Councilman Lonziserio	Time Owed Payment and Schedule-Stoltenborg
85-2010	Councilman Vincentz	Authorize to Advertise-RFP for Grant Writer for Garbage Truck and Sewer Jetter/Vac Truck
89-2010	Councilman Vincentz	Authorize Council President to Sign Resolutions
90-2010	Councilman Vincentz	Reconsider the Sale of Borough Property Known as Block 907, Lot 3.2

COUNCIL VOTE

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

RESOLUTIONS:

81-2010	Councilman Vincentz	Authorize License/Right of Entry Agreement with Property Owners for Tree Planting
82-2010	Councilman Vincentz	General Shaler Civil War Memorial Park Rejuvenation Committee
86-2010	Mayor Suarez	Appointment to Library Board of Trustees
87-2010	Mayor Suarez	Appointment to Planning Board
88-2010	Councilman Vincentz	Overpeck Creek Redevelopment Study
91-2010	Mayor Suarez	Appointment of Acting Chief of Police
92-2010	Councilman Vincentz	Warrants
93-2010	Councilman Vincentz	Authorize Action Approved in Executive Session for Neary v. Borough of Ridgefield
94-2010	Councilman Lonziserio	Authorize Action Approved in Executive Session for the Borough Attorney to Contact Owner of Fuda Tile Building
95-2010	Councilman Lonziserio	Authorize Borough Attorney to Turn Over Unredacted Legal Bills to the Office of the Comptroller

COMMENTS BY MAYOR:

Raffles License Application:

Ridgefield Music Parents
555 Chestnut Street
50/50
March 5, 2010 – 7:30-11:00 pm

APPROVED

Ridgefield Music Parents
555 Chestnut Street
50/50
March 6, 2010 – 7:30-11:00 pm

APPROVED

Ridgefield Unico
725 Slocum Avenue
Texas Hold Em Tournament
March 13, 2010 – 7:00 pm

APPROVED

St. James Episcopal Church
514 Abbott Avenue
Tricky Tray
March 20, 2010 – 12:00-4:00 pm

APPROVED

Application for Special Permit for Social Affair:

Ridgefield Unico
725 Slocum Avenue
March 13, 2010 – 5:00-11:30 pm

APPROVED

Special Request for Coin Toss:

Ridgefield Royals Baseball
March 7, 2010 – 9:00 am-3:00 pm
Edgewater Avenue and Bergen Boulevard
Edgewater Avenue and Shaler Boulevard

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,

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

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
Lonziserio				
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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 69-2010

SECTION 2 - UPON ADOPTION FOR FISCAL YEAR 2010

RESOLUTION

Be It Resolved by the Governing Body of the Borough of Ridgefield, County of Bergen, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 8,949,180 (Item 2 below) for municipal purposes, and
- (b) \$ _____ (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ _____ Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy

RECORDED VOTE					
(Insert last name)	Ayes	(Lonzisero	(Abstained	(
		(Todd	((
		(Vincentz	((
		(Severino	(Absent	(
		(Castelli	((
		(Acosta	((

SUMMARY OF REVENUES

1. General Revenues			
Surplus Anticipated		08-100	\$ 850,000
Miscellaneous Revenues Anticipated		40004-10	\$ 9,436,311
Receipts from Delinquent Taxes		15-499	\$ 525,000
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		07-190	\$ 8,949,180
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42		07-195	\$ _____
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)		07-191	\$ _____
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)		07-191	\$ _____
Total Revenues		40000-10	\$ 19,760,491

Sheet 41

SUMMARY OF APPROPRIATIONS

Borough of Ridgefield

5. GENERAL APPROPRIATIONS		
Within "CAPS"	xxxxxxx	xxxxxxx
(a&b) Operations	30001-00	\$ 12,963,490
(e) Deferred Charges and Statutory Expenditures - Municipal	30004-00	\$ 1,421,035
(g) Cash Deficit		\$ -
Excluded from "CAPS"	xxxxxxx	xxxxxxx
(a) Operations - Total Operations Excluded from "CAPS"	60023-00	\$ 2,948,616
(c) Capital Improvements	60023-77	\$ 140,000
(d) Municipal Debt Service	60003-00	\$ 1,456,850
(e) Deferred Charges - Municipal	xxxxxxx	\$ 155,500
(f) Judgements		\$ -
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)		\$ -
(g) Cash Deficit		\$ -
(k) For Local District School Purposes		\$ -
(m) Reserve for Uncollected Taxes	50-899	\$ 675,000
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)		\$ -
Total Appropriations	30000-00	\$ 19,760,491

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 25th day of January, 2010. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the Fiscal Year 2010 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 25th day of January, 2010, _____, Borough Clerk.

Signature

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

ORDINANCE NO. 2117

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 \$170,000 FOR THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$26,000 FROM CAPITAL SURPLUS AND \$144,000 FROM THE CAPITAL IMPROVEMENT FUND”

introduced on the 7th day of January, 2010 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
Lonzisero	X			
Todd	X			
Vincentz	X			
Severino	X			
Castelli		X		
Acosta		X		
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 7, 2010

Presented by Councilman Vincentz

ORDINANCE NO. 2117

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$170,000 FOR THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$26,000 FROM CAPITAL SURPLUS AND \$144,000 FROM THE CAPITAL IMPROVEMENT FUND”

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

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby respectively authorized as a general improvement to be made by the Borough of Ridgefield, New Jersey, for the said improvements or purposes stated in Section 2, there are hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations herefore made thereof and amounting in the aggregate to \$170,000, \$26,000 of which is available from Capital Surplus and \$144,000 which is now available in the Capital Improvement Fund.

SECTION 2. The Borough of Ridgefield, in the County of Bergen, State of New Jersey, is hereby authorized to provide for the following, including all work and materials necessary and incidental thereto:

Description	Amount
Improvements to Roads, Curbs and Sidewalks	\$50,000
Acquisition of Equipment	50,000
Improvement to the Community Center	50,000
Improvements to the Municipal Building	10,000
Improvements to Recreation Facilities	<u>10,000</u>
	<u>\$170,000</u>

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 Capital Surplus in the amount of \$26,000 and the Capital Improvement Fund in the amount of \$144,000.

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 \$170,000 is hereby appropriated for the aforementioned purpose.

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Lonzisero

ORDINANCE NO. 2118

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

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 375 “VEHICLES AND TRAFFIC” TO UPDATE AND ADD APPROPRIATE FINES”

introduced on the 25th day of January, 2010, 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 8th day of February, 2010 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and she is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Lonziserio

ORDINANCE NO. 2118

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 375 “VEHICLES
AND TRAFFIC” TO UPDATE AND ADD APPROPRIATE FINES”

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, being the governing body thereof, that Chapter 375 “Vehicles and Traffic”, of the Code of the Borough of Ridgefield be and is hereby amended and supplemented as follows:

§ 375-5 No parking areas.

A. Parking is hereby prohibited on streets or parts thereof in the Borough of Ridgefield as follows:

...

(7) Reserved.

...

§ 375-8 Violations and penalties.

Any person found guilty of violating this article of the Code of the Borough of Ridgefield shall be subject to a fine of \$28.00, subject to the discretion of the Judge. Due consideration shall be given to scheduled mandatory fines for comparable motor vehicle offenses pursuant to N.J.S.A. 39:1-1 et seq.

§ 375-13 Vehicle operation.

No person shall operate a vehicle in the parking spaces maintained by the Borough of Ridgefield at the Municipal Building or the Board of Education Building except in the direction officially designated for the movement of traffic thereupon by appropriate signs and markings. Any person found guilty of violating this article shall be subject to a fine of \$45.00.

§ 375-14 Violations and penalties.

Notwithstanding the penalty listed in § 375-13, any person found guilty of violating this article of the Code of the Borough of Ridgefield shall be subject to a fine of \$28.00, subject to the discretion of the Judge. Due consideration shall be given to scheduled mandatory fines for comparable motor vehicle offenses pursuant to N.J.S.A. 39:1-1 et seq.

§ 375-19 Violations and penalties.

Any person found guilty of violating this article of the Code of the Borough of Ridgefield shall be subject to a fine of \$28.00, subject to the discretion of the Judge. Due consideration shall be given to scheduled mandatory fines for comparable motor vehicle offenses pursuant to N.J.S.A. 39:1-1 et seq.

§ 375-24 Violations and penalties.

A. Any person found guilty of violating this article of the Code of the Borough of Ridgefield shall be subject to a fine of \$60.00, subject to the discretion of the Judge.

B. In the event of a continuing violation, each day shall constitute a separate offense.

§ 375-46 Violations and penalties.

Notwithstanding the penalty listed in § 375-43, any person found guilty of violating this article of the Code of the Borough of Ridgefield shall be subject to a fine of \$28.00, subject to the discretion of the Judge. Due consideration shall be given to scheduled mandatory fines for comparable motor vehicle offenses pursuant to N.J.S.A. 39:1-1 et seq.

§ 375-53 Violations and penalties.

Any person found guilty of violating this article of the Code of the Borough of Ridgefield shall be subject to a fine of \$250.00, subject to the discretion of the Judge. Due consideration shall be given to scheduled mandatory fines for comparable motor vehicle offenses pursuant to N.J.S.A. 39:1-1 et seq.

§ 375-56 Pavement markings.

No person shall park a vehicle in the parking place maintained by the Borough of Ridgefield at the Borough-owned property commonly known as the "Ridgefield Community Center" at any place other than in the spaces marked by appropriate lines on the pavement and shall keep all wheels of said vehicle within the area outlined by said lines. Any person found guilty of violating this article shall be subject to a fine of \$28.00.

§ 375-58 Violations and penalties.

Notwithstanding the penalty listed in § 375-56, any person found guilty of violating this article of the Code of the Borough of Ridgefield shall be subject to a fine of \$45.00, subject to the discretion of the Judge. Due consideration shall be given to scheduled mandatory fines for comparable motor vehicle offenses pursuant to N.J.S.A. 39:1-1 et seq.

§ 375-67 Violations and penalties.

A. Any vehicle parked on a street posted "Permit Parking Only" without a valid resident permit, visitor permit or business permit shall be subject to a parking fine of \$45.00 for each part of a twenty-four-hour period that said vehicle is parked in violation of this article. Persons in possession of visitor permits or business permits who misuse them are subject to revocation of the permit for up to one year and a fine of up to \$100.

B. Residents who park and are ticketed due to the resident's failure to display the proper parking sticker issued in accordance with Subsection D of § 375-61 herein are entitled to a one-time exemption of the fine set forth in § 375-67A, in the discretion of the Court, upon proof submitted to the Municipal Court of residency within the Borough at the time the ticket was issued. "Proof of residency" for purposes of this subsection shall be acceptable proof as determined within § 375-61D(2) herein. The aforementioned exemption shall apply one time, and any subsequent offenders will be fined accordingly.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

ORDINANCE NO. 2119

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

“AN ORDINANCE AMENDING ORDINANCE NO. 1661 ENTITLED, AN ORDINANCE FIXING FEES FOR PROGRAMS OF THE RECREATION AND PARKS DEPARTMENT”

introduced on the 25th day of January, 2010, 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 8th day of February, 2010 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and she is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

ORDINANCE NO. 2119

“AN ORDINANCE AMENDING ORDINANCE NO. 1661 ENTITLED, AN ORDINANCE
FIXING FEES FOR PROGRAMS OF THE RECREATION AND PARKS DEPARTMENT”

BE IT ORDAINED by the Mayor and Council of the Borough of Ridgefield that in the event a non-sport recreation program has not reached its full capacity, non-residents shall be allowed to participate in said program at the rate of 1 ½ times that of a resident with the exception of the Summer Playground and Rainy Day Camp programs.

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 70-2010

WHEREAS, the following applicants have posted legal and engineering fees for development with the Planning Board or Zoning Board of Adjustment;

<u>Block</u>	<u>Lot</u>	<u>Applicant</u>	<u>Amount</u>
1309	7	Muneyyirci, Jan	489 Washington Ave \$ 275.00
1907	4	Adamo, Max	540 Lincoln Avenue 82.00
1006	22	Alvarez, Ana Maria	722 Prospect Avenue 241.25

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Borough Treasurer is and hereby authorized to return the balance of escrow monies to the applicant.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD

Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 71-2010

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment on Block 4014 Lot 14 Qualifier HM, also known as 175 Railroad Avenue for the years 2006 and 2009.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that 175 Railroad Ave Rlty Assoc. be issued a refund in the amount of \$2,439.50 for the year 2006 and \$18,834.15 for the year 2009.

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$21,273.65 made payable to 175 Railroad Ave Realty Assoc. c/o John R. Lloyd, Esq., Nowell Amoroso Klein Bierman, P.A. and mailed to 155 Polifly Road, Hackensack, New Jersey 07601.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 72-2010

WHEREAS, according to the Bergen County Board of Taxation, the added assessment on Block 2804 Lot 10, also known as 912 Edgewater Avenue, for the year 2009 was erroneously billed causing a fourth quarter added assessment bill of \$346.99;

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the added assessment for the year 2009 in the amount of \$22,200.00 and the added assessment bill of \$346.99 be cancelled;

BE IT FURTHER RESOLVED that the Tax Collector is authorized to make the above cancellations.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 73-2010

WHEREAS, an overpayment of taxes in the Borough of Ridgefield was received for the fourth quarter 2009 taxes on Block 2004 Lot 3, further known as 543 Oak Street;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that a refund in the amount of \$2,452.33 for the fourth quarter 2009 be issued to Hee Young Kim and Soon Ja Kim;

BE IT FURTHER RESOLVED that the Chief Financial Officer/Treasurer be and he is hereby authorized to issue a check in the total amount of \$2,452.33 made payable to Hee Young Kim and Soon Ja Kim and mailed to 543 Oak Street, Ridgefield, New Jersey 07657.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 74-2010

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment on Block 2303 Lot 8, also known as 1012 Hoyt Avenue for the years 2008 and 2009;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that John M. Benedetto be issued a refund in the amount of \$3,162.42 for the year 2008 and \$5,659.63 for the year 2009.

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$8,822.05 made payable to Stern & Kilcullen, LLC and John M. Benedetto and mailed to Attn: Nathan P. Wolf, Stern & Kilcullen, LLC 75 Livingston Avenue, Roseland New Jersey 07068.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 75-2010

WHEREAS, 1125 Realty Associates, LLC is the owner of real estate commonly known as Block 3003, Lot 6, also known as 1126 Hendricks Causeway, Ridgefield, New Jersey; and

WHEREAS, the owner, 1125 Realty Associates, LLC has filed tax appeals challenging the tax assessment for the years 2008 and 2009; and

WHEREAS, Block 3003, Lot 6 was assessed for the tax years in dispute in the total amount of \$3,100,000; and

WHEREAS, the taxpayer is seeking a reduction in the total assessment for the years in question; and

WHEREAS, the Borough has completed full discovery with respect to this matter, has consulted with the Borough's appraiser, Robert McNerney and has conducted exhaustive negotiations with counsel for the taxpayer; and

WHEREAS, the parties have been able to arrive upon a settlement agreement so that the assessment would be set at \$2,779,770 for the 2008 and \$2,700,000 for the 2009 year; and

WHEREAS, the parties have agreed that prejudgment interest shall be waived as a condition of the settlement; and

WHEREAS, the Borough's Appraiser, Robert McNerney, and the Borough's Tax Assessor, George Reggo, are in agreement with the terms of the settlement and believe that it would be in the best interest of the Borough to settle this particular case in accordance with the terms as set forth above.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Ridgefield that it agrees to authorize its Special Tax Counsel to execute a stipulation of settlement on behalf of the Borough of Ridgefield with respect to the 1125 Realty Associates, LLC v. Ridgefield tax appeal with respect to Block 3003, Lot 6 pending in the Tax Court of New Jersey for the tax years 2008 and 2009 under docket numbers 00796-2008 and 008349-2009 at the new assessments set forth above; and

BE IT FURTHER RESOLVED that upon receipt of the Tax Court Judgment, the Tax Collector is hereby 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; and

BE IT FURTHER RESOLVED that this settlement is subject to agreement and acceptance thereof by the taxpayer; and

BE IT FURTHER RESOLVED that copies of this Resolution are to be provided to the Municipal Clerk, Chief Financial Officer, Borough Tax Assessor and Special Tax Counsel, David B. Bole, Esq.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 76-2010

WHEREAS, John Iapachino is the owner of real estate commonly known as Block 2402, Lot 4, also known as 1145 Edgewater Avenue, Ridgefield, New Jersey; and

WHEREAS, the owner, John Iapachino has filed tax appeals challenging the tax assessment for the years 2008 and 2009; and

WHEREAS, Block 2402, Lot 4 was assessed for the tax years in dispute in the total amount of \$3,870,000; and

WHEREAS, the taxpayer is seeking a reduction in the total assessment for the years in question; and

WHEREAS, the Borough has completed full discovery with respect to this matter, has consulted with the Borough's appraiser, Robert McNerney and has conducted exhaustive negotiations with counsel for the taxpayer; and

WHEREAS, the parties have been able to arrive upon a settlement agreement for the 2008 and 2009 assessments so there would be a revised assessment of \$3,473,712 for 2008 and \$3,300,000 for 2009; and

WHEREAS, the parties have agreed that prejudgment interest shall be waived as a condition of the settlement; and

WHEREAS, the Borough's Appraiser, Robert McNerney, and the Borough's Tax Assessor, George Reggo, are in agreement with the terms of the settlement and believe that it would be in the best interest of the Borough to settle this particular case in accordance with the terms as set forth above.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Ridgefield that it agrees to authorize its Special Tax Counsel to execute a stipulation of settlement on behalf of the Borough of Ridgefield with respect to the John Iapachino v. Ridgefield tax appeal with respect to Block 2402, Lot 4 pending in the Tax Court of New Jersey for the tax years 2008 and 2009 under docket numbers 000925-2008 and 008348-2009 at the new assessments set forth above; and

BE IT FURTHER RESOLVED that upon receipt of the Tax Court Judgment, the Tax Collector is hereby 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; and

BE IT FURTHER RESOLVED that this settlement is subject to agreement and acceptance thereof by the taxpayer; and

BE IT FURTHER RESOLVED that copies of this Resolution are to be provided to the Municipal Clerk, Chief Financial Officer, Borough Tax Assessor and Special Tax Counsel, David B. Bole, Esq.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 77-2010

WHEREAS, the State of New Jersey has launched its pioneering Public Archives and Records Infrastructure Support (PARIS) grant program to meet the strategic records management, preservation, and storage needs of county and municipal governments; and

WHEREAS, a top priority of the PARIS grants program is to achieve efficiencies of cost and operation through shared services and to create a service structure for municipalities that do not have the resources to create one for themselves; and

WHEREAS, in the 2010-11 grant cycle, priority funding will be given to county projects shared services projects with its constituent municipalities; and

WHEREAS, the Borough of Ridgefield desires to collaborate with the County of Bergen in the performance PARIS Grant Shared Services; and

WHEREAS, the Borough of Ridgefield is acknowledging that their eligible funding of \$40,000.00 will be leveraged with County of Bergen; and

WHEREAS, the Borough of Ridgefield is acknowledging that the County of Bergen would be both the lead agency and the applicant for such a proposal; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield, that the Borough of Ridgefield does support and commit to cooperation and participation in the PARIS grant for the purposes set forth above, and to execute and deliver all documents required incident thereto.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Prina,
Acting Borough Clerk

COUNCIL VOTE

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

Certification

I, _____, Municipal Clerk of the Borough of Ridgefield, of the State of New Jersey, do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Council at its meeting of _____, 2010.

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Lonzisero

RESOLUTION NO. 78-2010

BE IT RESOLVED, that the Council appoints:

SHIN KIM

as Interpreters for the Ridgefield Police Department for the Year 2010.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 79-2010

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

1. Jeffrey C. Bliss of Lerch, Vinci & Higgins, LLP is hereby appointed as Borough Auditor for calendar year 2010 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 Jeffrey C. Bliss of Lerch, Vinci & Higgins, LLP.
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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 80-2010

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the hourly rate for the following part-time employees be increased to the hourly rate as indicated:

SUSAN TAFFARO - \$12.50 per hour
DORIS KEDES - \$11.00 per hour
FRAN MESSINA - \$11.00 per hour

effective the first pay period of February, 2010.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 81-2010

WHEREAS, the Governing Body acknowledges the importance of planting trees within the Borough; and

WHEREAS, the many more trees may be planted in the Borough if additional space is provided by the property owner beyond the Borough right-of-way to allow such planting; and

WHEREAS, the Governing Body has determined that many residents would be receptive to entering an agreement with the Borough to allow additional space on their property for the planting of trees; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Governing Body hereby authorizes a License/Right of Entry Agreement with property owners to allow for the planting of additional shade trees beyond the Borough right-of-way.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
BERGEN COUNTY, NEW JERSEY

604 BROAD AVENUE
RIDGEFIELD, NJ 07657



201-943-5215
FAX 201-943-1112

Dear Resident:

The objective of this five (5) foot planting license/right of entry (the "License") is to be able to plant a tree on the resident's property next to the existing Borough right of way. This is necessary when the tree does not properly fit within the Borough right of way and/or the property owner desires a tree.

This License will be for the sole purpose of the Borough's planting and maintaining new shade trees for a period of three (3) years. The License will expire three (3) years after planting and the tree(s) will become yours (the property owner) for your continued use and enjoyment, subject to the usual ordinances regarding property maintenance.

This planting License in no way will limit you from using your property, and will add a positive aesthetic quality to the neighborhood.

The signing of this License is completely voluntary. By signing this License, you acknowledge that you understand the terms contained herein and agree to provide for this tree. Please ask whatever questions you may have about this License, prior to affixing your signature below. If you agree to the 5 ft. planting License, please sign below and return to us. All plantings under this is agreement are subject to availability.

Complete and return to: Borough of Ridgefield
604 Broad Avenue
Ridgefield, NJ 07657
Attn: Planting License/Right of Entry Authorization

FIVE (5) FOOT PLANTING LICENSE/RIGHT OF ENTRY AUTHORIZATION

Location (Address): _____

Block & Lot: _____

Property Owner's Name: _____

Property Owner's Signature: _____ **Date:** _____

FOR BOROUGH OFFICE USE ONLY

Authorized by the Borough: _____ **Date:** _____

Date Tree Planted: _____

(Upon planting, return completed form to Borough Clerk)

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 82-2010

WHEREAS a park honoring Civil War General Shaler exists at the junction of Grand Avenue and Broad Avenue; and

WHEREAS said park is in need of rejuvenation; and

WHEREAS, the Council wishes to establish a committee to undertake the planning and implementation of this rejuvenation project;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Councilman Vincentz serve as Chairman and Councilman Todd serve as Vice Chairman;

BE IT FURTHER RESOLVED that Councilmen Vincentz and Todd will seek volunteers to serve on said committee and present their recommendations to the Mayor and Council for implementation of said project.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 83-2010

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

“REQUEST FOR PROPOSALS FOR THE OPERATION OF THE POOL CONCESSION
STAND AT THE RIDGEFIELD POOL”

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Lonzisero

RESOLUTION NO. 84-2010

WHEREAS, the Chief of Police, Richard Stoltenborg, is owed time as per his contract upon his retirement; and

WHEREAS, said time owed computes to 152.50 days or 1,220 hours at the hourly rate of \$81.15 for a total amount of \$99,003.00; and

WHEREAS, Richard Stoltenborg has agreed to receive said amount in three increments of \$33,001.00 payable February, 2010, January, 2011 and January, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough that the above payment and schedule be approved;

BE IT FURTHER RESOLVED that said payments are in addition to the remaining payment of \$9,697.64 due in July, 2010 as authorized by Resolution No. 211-2009;

BE IT FURTHER RESOLVED that the Chief Financial Officer is authorized and directed to take the necessary steps to effectuate this agreement.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 85-2010

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

“REQUEST FOR PROPOSALS FOR A GRANT WRITER FOR A GARBAGE TRUCK AND SEWER JETTER/VAC TRUCK FOR 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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 22, 2010

Presented by Mayor Suarez

RESOLUTION NO. 86-2010

BE IT RESOLVED that the Mayor appoints

DONNA CASTELLI

as the Mayor's Alternate on the Library Board of Trustees for calendar year 2010.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Mayor Suarez

RESOLUTION NO. 87-2010

BE IT RESOLVED that the Mayor appoints

BRUCE RIEDE

as Class IV Member of the Planning Board through December 31, 2011; and

JOSEPH VALENTE

as Class IV Member of the Planning Board to fill the unexpired term of Robert Celedonio through December 31, 2010; and

JOSEPH LAGANA as Class II Member

as Class II Member of the Planning Board for calendar year 2010; and

ROBERT CELEDONIO as Alternate No. 1
ALDO ADAMO as Alternate No. 2

of the Planning Board for a two year term through December 31, 2011.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 88-2010

WHEREAS, a Redevelopment Area Report for the Overpeck Creek Redevelopment Area dated September 14, 2004 and updated on May 5, 2005 (the "Report"), was prepared by Community Planning and Housing Associates in connection with the preliminary investigations conducted by the Planning Board to determine if certain properties within the Borough are areas in need of redevelopment according to the criteria set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq (the "LRHL"); and

WHEREAS, recent case law including , but not limited to Gallenthin Realty Development, Inc. v Borough of Paulsboro 191 NJ. 344 (2007) defining the statutory criteria for designating property "in need of redevelopment", and Harrison Redevelopment Agency v Anthony DeRose 398 NJ. Super.361 (App. Div. 2008), enhanced the notice requirements to meet due process requirements; and

WHEREAS, at its meeting held on February 15, 2008, the Redevelopment Committee, determined that it was in the interests of the Borough that hearings be conducted by the planning board to re-examine the properties previously determined to be areas in need of redevelopment to determine if said properties continued to meet the current statutory criteria and enhanced notice requirements; and

WHEREAS, it was the intention of the governing body to facilitate the goals and intentions of the Redevelopment Committee as set forth at the meeting of that Committee held on February 15, 2008; and

WHEREAS, by resolution number 139-2008, adopted on March 10, 2008, the governing body of the Borough of Ridgefield took certain action relative to the Redevelopment Area Report for the Overpeck Creek Redevelopment Area prepared by Community Planning and Housing Associates, dated September 14, 2004 and updated on May 5, 2005; and

WHEREAS, the Resolution adopted under number 139-2008 was inadvertently prepared with language indicating that the Redevelopment Area Report dated September 14, 2004, as updated on May 5, 2005, was to be rescinded when, in fact, it was and is the intentions of the Redevelopment Agency and the Governing Body that the Report be reviewed and amended, if necessary, to be sure that the properties identified in the Report continue to be in need of Redevelopment as per the LRHL and the recent court decisions interpreting the LRHL.

NOW, THEREFORE, BE IT RESOLVED, that the adoption of the Redevelopment Area Report for the Overpeck Creek Redevelopment Area prepared by Community Planning and

Housing Associates, dated September 14, 2004, and updated on May 5, 2005, is not rescinded, but said Redevelopment Area Report remains in force and effect, and is deemed updated and amended by the Overpeck Creek Redevelopment Study Supplemental Report prepared by Heyer, Gruel and Associates in May, 2008; and

BE IT FURTHER RESOLVED, that where there exists any conflicts in the provisions of the Redevelopment Area Report for the Overpeck Creek Redevelopment Area prepared by Community Planning and Housing Associates, dated September 14, 2004 and updated on May 5, 2005, with the provisions contained in the Overpeck Creek Redevelopment Study Supplemental Report prepared by Heyer, Gruel and Associates, dated May, 2008, the provisions of the Overpeck Creek Redevelopment Study Supplemental Report prepared by Heyer, Gruel and Associates are intended to supplement and support the original report.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 89-2010

WHEREAS, the Borough of Ridgefield passed various resolutions at the January 7, 2010 reorganization meeting of the Mayor and Council; and

WHEREAS, the Mayor has refused to sign these resolutions;

WHEREAS, pursuant to N.J.S.A. 40A:60-5(d), the Mayor is not required to sign resolutions in order for them to take effect;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Governing Body hereby authorizes Council President Nick Lonziserio to sign all unsigned resolutions that were passed at the January 7, 2010 reorganization meeting.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 90-2010

WHEREAS, the Borough of Ridgefield owns certain property located at 750 Slocum Avenue, Ridgefield, New Jersey and known on the Borough tax map as Block 907, Lot 3.2 (the "Property"); and

WHEREAS, the Property is less than the minimum size required for development pursuant to the Borough zoning ordinance; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b)(5), such Property may be offered for sale to the contiguous property owners for "not less than fair market value" for a period of twenty (20) days; and

WHEREAS, the Governing Body authorized the property to be offered for sale to contiguous property owners at the December 14, 2009 regular meeting of the Governing Body through Resolution 419-2009; and

WHEREAS, no offers were received from contiguous property owners; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13, the Governing Body may reconsider the previous resolution and offer the property for sale to the general public to the highest bidder; and

WHEREAS, notice of this sale, including the list of property to be sold and the minimum price for sale shall be advertised in a newspaper circulating in the municipality by two insertions at least once a week during two consecutive weeks, with the last publication to be not earlier than seven days prior to such sale;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Governing Body hereby reconsiders Resolution 419-2009 and authorizes the sale of the Property to the highest bidder at public auction in an amount no less than \$17,000.00.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Prina, Acting 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 January 25, 2010

Presented by Mayor Suarez

RESOLUTION NO. 91-2010

WHEREAS, Chief Richard Stoltenborg will be retiring from the Ridgefield Police Department January 31, 2010; and

WHEREAS, the Council wishes to appoint an Acting Chief of Police;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that CAPTAIN THOMAS GALLAGHER be appointed Acting Chief of Police effective February 1, 2010.

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

Linda M. Prina,
Acting Borough Clerk

The undersigned, being the Chief Financial Officer of the Borough of Ridgefield, County of Bergen, New Jersey, and the person charged with the responsibility of maintaining financial records of said Borough in accordance with N.J.S.A. 40:4-57 and the rules of the Local Finance Board of the State of New Jersey adopted thereunder, does hereby certify that there are adequate funds available for the payment of the attached list of invoices, duly adopted by said Borough, and which said list indicates the specific line item of said budget to which expenditures shall be charged.

Joseph Luppino,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 92-2010

BE IT RESOLVED, that warrants totaling \$556,836.58
be drawn on the following accounts:

CURRENT	\$511,457.57
TRUST	\$43,918.10
CAPITAL	\$240.00
POOL	\$1,219.71
DOG LICENSE	\$1.20
TOTAL	\$556,836.58

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Vincentz

RESOLUTION NO. 93-2010

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Borough Attorney is authorized to take the action that was discussed in Executive Session with respect to the matter of Neary v. 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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Lonzisero

RESOLUTION NO. 94-2010

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Borough Attorney is hereby authorized to contact the owner of the Fuda Tile building to discuss possible relocation of Borough Hall.

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

Linda M. Prina,
Acting Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting January 25, 2010

Presented by Councilman Lonzisero

RESOLUTION NO. 95-2010

WHEREAS, the Office of the State Comptroller (the "Comptroller") made a request to the Borough dated January 12, 2010 for certain Borough documents; and

WHEREAS, the Comptroller requested legal bills which may be subject to an attorney-client privilege; and

WHEREAS, the Comptroller specifically requested that these documents be turned over in an unredacted form; and

WHEREAS, the Borough intends to be as cooperative as possible with the Comptroller and has communicated with the Comptroller about retaining the attorney-client privilege as to third parties;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Borough Attorney is hereby authorized to turn over the requested documents to the Office of the State Comptroller in an unredacted form.

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

Linda M. Prina,
Acting Borough Clerk