

**BOROUGH OF RIDGEFIELD**

**A G E N D A**

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

Date: July 27, 2009

Open Public Meetings Statement by  
Mayor Suarez

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

- Discussion on Retaining Wall and Steep Slope Ordinances

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**

	<b>PRESENT</b>	<b>ABSENT</b>
Mayor Suarez		
Lonziserio		
Todd		
Vincenz		
Severino		
Castelli		
Acosta		

**ROLL CALL-EXEC. SESSION**

	<b>PRESENT</b>	<b>ABSENT</b>
Mayor Suarez		
Lonziserio		
Todd		
Vincenz		
Severino		
Castelli		
Acosta		

**ROLL CALL-PUBLIC SESSION**

	<b>PRESENT</b>	<b>ABSENT</b>
Mayor Suarez		
Lonziserio		
Todd		
Vincenz		
Severino		
Castelli		
Acosta		

293-2009 Councilman Lonziserio Request Resignation of Mayor Suarez

As advertised, hearing will be held on Ordinance No. 2107 entitled, “AN ORDINANCE AMENDING CHAPTER 293, PARKS, SUBSECTION 293-5, RULES AND REGULATIONS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

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

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As advertised, hearing will be held on Ordinance No. 2108 entitled, "BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF THE SYNTHETIC TURF ATHLETIC FIELD AT WILLIS FIELD IN, BY AND FOR THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS"

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

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As advertised, hearing will be held on Ordinance No. 2109 entitled, "AN ORDINANCE AMENDING CHAPTER 375, ARTICLE II, SUBSECTION 375-5, NO PARKING AREAS, AND ARTICLE VII, SUBSECTION 375-28, STOP INTERSECTIONS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD"

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

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PROPOSED CONSENT AGENDA:

	Motion:	Second:
294-2009	Councilman Vincentz	Exceed Bid Threshold-Sports Utility Vehicle
295-2009	Councilman Vincentz	Authorize Borough Administrator to Execute Contract with Field Turf
296-2009	Councilman Vincentz	Appointment C. Jenne to Prepare Digital Tax Maps
297-2009	Councilman Lonziserro	Proposed Question on General Election Ballot
298-2009	Councilman Todd	Authorize Contract with East West Fire Apparatus
299-2009	Councilman Severino	Hire Per Diem Employee for Building Department
300-2009	Councilman Severino	Authorize C. Jenne to Oversee Willis Field Turf Replacement Project

**COUNCIL VOTE**

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

RESOLUTIONS:

301-2009	Councilman Vincentz	Transfer of Appropriation Reserves
302-2009	Councilman Vincentz	Warrants

COMMENTS BY MAYOR:

**Raffles License Application:**

St. Matthews Church  
 50/50  
 Sunday, August 30, 2009 – 1:15 p.m.  
 555 Prospect Avenue

Ridgefield Chapter of Unico  
 Texas Hold ‘Em Tournament  
 Saturday, September 26, 2009 – 7:00 p.m.  
 725 Slocum Avenue

**Special Permit for Social Affair:**

Ridgefield Chapter of Unico  
Saturday, September 26, 2009 – 5:00 p.m.- 11:30 p.m.  
725 Slocum Avenue

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 July 27, 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.

<b>COUNCIL VOTE</b>				
	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
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

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Lonisero

RESOLUTION NO. 293-2009

RESOLUTION REQUESTING RESIGNATION OF MAYOR ANTHONY SUAREZ IN  
CONNECTION WITH HIS ARREST FOR CORRUPTION

WHEREAS, Mayor Anthony Suarez has been arrested in connection with a state wide corruption probe by federal prosecutors under Criminal Complaint Number 09-8140 which alleges knowingly and willfully conspiring to obstruct, delay and affect interstate commerce by extortion under color of official right, by accepting and agreeing to accept corrupt payments that were paid and to be paid by another with that person's consent in exchange for future official assistance in Ridgefield Government matters in violation of Title 18 Sections 1952(a) and 2 of the United States Code; and

WHEREAS, Governor Jon S. Corzine has demanded that all politicians arrested for violating the public trust resign immediately; and

WHEREAS, the Borough of Ridgefield and its residents deserve a high level of ethical and moral character from their elected officials; and

WHEREAS, it is in the best interests of the Borough to proceed with the business of the municipality without this cloud of negativity over the Governing Body; and

WHEREAS, the integrity of the Borough of Ridgefield and its elected officials is essential to maintaining the public trust;

NOW THEREFORE, BE IT RESOLVED, that the Council of the Borough of Ridgefield hereby requests that Mayor Anthony Suarez resign from his office immediately in light of these allegations and charges and in accordance with the Governor's same demand for the benefit of the Borough and the citizens of Ridgefield.

Approved:

\_\_\_\_\_

Attest:

\_\_\_\_\_

Martin A. Gobbo, Borough Clerk

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Lonisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Castelli

ORDINANCE NO. 2107

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 293, PARKS, SUBSECTION 293-5, RULES AND REGULATIONS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

introduced on the 22<sup>nd</sup> day of June, 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				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

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Anthony R. Suarez, Mayor

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Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting June 22, 2009

Presented by Councilman Castelli

ORDINANCE NO. 2107

“AN ORDINANCE AMENDING CHAPTER 293, PARKS, SUBSECTION 293-5, RULES AND REGULATIONS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

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

SECTION I:

Subsection 293-5. Rules and Regulations.

L. Shall be amended to read as follows:

Bicycles may be ridden in Veteran’s Memorial Park. Bicycles will not be operated in a reckless manner. Bicycles may not be ridden in other parks or recreational facilities. They must be walked through the parks and recreational facilities, except in specially designated areas. Motorized scooters, gopeds, and the like, are prohibited in all parks or recreational facilities.

M. Shall be amended to read as follows:

Tennis Registration & Court Regulations

Hours and Location:

The tennis courts are located in Veterans’ Memorial Park and will be open from (weather permitting) 7:00 AM to 10:00 PM, 7 days per week.

Registration Procedure:

All players are required to have a Tennis Badge I.D. which can be obtained at the Recreation Department during operating hours. Proof of Ridgefield residency is required each year, prior to the issuance of the new I.D. NO EXCEPTIONS! Only the following items will be accepted as proof of residency: a lease, deed, tax bill, maintenance agreement, or most recent cancelled rent check. All persons must be present at time of registration: at which time they will receive a copy of the rules and regulations. Tennis Badge I.D.’s are not transferable.

Tennis Badge Fees:

Residents 18yrs or older.....\$5.00  
Residents under 18 yrs.....No Charge

Tennis Court Regulations:

1. General
  - Tennis courts are reserved exclusively for the enjoyment of members who are Ridgefield residents and their guests.
2. Guest Procedures
  - Guests will be permitted on tennis courts, provided that they are accompanied by a Ridgefield resident possessing a current Tennis Badge I.D.
3. Tennis Court Rules
  - When Others are waiting...
    - All play is restricted to one hour for singles and 1½ hours for doubles, when other players are waiting to play.
    - A court must be occupied by a minimum of two players and no more than four players (doubles), with the exception of Recreation Department sponsored activities.
4. General Rules
  - Members must have their Tennis Badge I.D.'s with them at all times to use courts.
  - Adults 18 years of age and older have priority of court use on weekends and holidays before 1:00 PM.
  - Mixed adult-youth play is permitted at all times.
  - Shirts and proper attire must be worn at all times.
  - Tennis shoes or sneakers are required on courts at all times.
  - Borough sponsored programs, whether tennis or otherwise, take precedence over all other play.
  - Food and drink are prohibited on courts.
  - Bicycles, carriages, skateboards, rollerblades, etc are not permitted on courts.
  - No animals are allowed in any part of the park, including the tennis court enclosures.
  - All injuries must be reported immediately to the Recreation & Parks Department.
  - No paid or unpaid group lessons will be permitted on courts except those sponsored by the Recreation & Parks Department and listed in the Department's brochure.
  - No paid or unpaid private lessons will be permitted on the tennis courts. Violators (teacher and student) will lose court privileges.
  - The Recreation & Parks Department has the right to revoke any Tennis Badge I.D. or eject any player for failure to comply with the aforementioned rules.

SECTION II: All remaining provisions of Section 293-5 will remain in full force and effect.

SECTION III: This Ordinance shall take effect upon final passage and publication in the manner provided by law.

Approved:

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Anthony R. Suarez, Mayor

Attest:

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Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 13, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2108

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

“BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF THE SYNTHETIC TURF ATHLETIC FIELD AT WILLIS FIELD IN, BY AND FOR THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”

introduced on the 13<sup>th</sup> day of July, 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				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 13, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2108

“BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF THE SYNTHETIC TURF ATHLETIC FIELD AT WILLIS FIELD IN, BY AND FOR THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”

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

Section 1. The Borough of Ridgefield, in the County of Bergen, State of New Jersey (the "Borough"), is hereby authorized to replace the synthetic turf athletic field at Willis Field in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$550,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$550,000, and (4) \$27,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$523,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$50,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$27,000, appropriated for down payments on capital improvements or for the capital improvement fund in

budgets heretofore adopted for the Borough, are now available to finance said purpose. The sum of \$27,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$523,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$523,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law, and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$523,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose shall be applied to the payment of the cost of such purpose or, if bond anticipation notes have been issued, to the payment of the bond

anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue bonds or notes to finance the cost of the improvement described in Section 1 of this ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Approved:

Attest:

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Anthony R. Suarez, Mayor

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Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 13, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2109

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 375, ARTICLE II, SUBSECTION 375-5, NO PARKING AREAS, AND ARTICLE VII, SUBSECTION 375-28, STOP INTERSECTIONS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

introduced on the 13<sup>th</sup> day of July, 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**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 13, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2109

“AN ORDINANCE AMENDING CHAPTER 375, ARTICLE II, SUBSECTION 375-5, NO  
PARKING AREAS, AND ARTICLE VII, SUBSECTION 375-28, STOP INTERSECTIONS,  
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 a new subsection (to be assigned by code publisher) as follows:

On the northerly side of Maple Avenue beginning at a point where said northern curb line of Maple Avenue intersects with the western curb line of Broad Avenue and travels in a westerly direction along Maple Avenue a distance of 78 feet to a driveway for the address commonly known as 865 Broad Avenue.

Section II: Section 375-28 of Article VII of Chapter 375 of the Code of the Borough of Ridgefield, entitled “Stop Intersections”, be and hereby is amended by adding to the existing language of said ordinance a new subsection (to be assigned by code publisher) as follows:

Monroe Place at the intersection of Oakdene Avenue. A stop sign shall be installed on the southwest corner of Monroe Place to control the northern vehicular traffic on Monroe Place at the intersection of Oakdene Avenue.

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

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

Approved:

Attest:

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Anthony R. Suarez, Mayor

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Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 294-2009

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, Winner Ford, Inc. was awarded a State contract Number A73844 for Vehicles, Sport Utility for the period March 13, 2009 through March 12,2010; 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 for the purchase of Vehicles, Sport Utility in the FY 2009/2010 budget.

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 one Vehicle, Sport Utility from Winner Ford, Inc. through the NJ State contract in the amount of \$28,313.00 without public bidding.

BE IT FURTHER RESOLVED, that funds for said purchase are certified from the Capital Improvement Fund in the FY 2009/2010 budget.

Approved:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

Attest:

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

	COUNCIL VOTE			
	YES	NO	ABSTAIN	ABSENT
Lonzifero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 295-2009

WHEREAS, FieldTurf USA, Inc. in relation to a settlement agreement with the Borough of Ridgefield is set to perform certain work on Willis Field (the "Project"); and

WHEREAS, the Borough Council has determined that the proposed Project should be authorized consistent with adequate oversight by the Borough Engineer's office and in accordance with the terms of the agreement between FieldTurf and the Borough of Ridgefield; and

WHEREAS, the Borough Attorney has negotiated said agreement with FieldTurf for terms that are satisfactory to the Mayor and Council; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Borough Administrator is hereby authorized sign the agreement for the work to be performed at Willis Field.

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 296-2009

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Carl Jenne be and hereby is authorized to prepare digital tax maps for the Borough of Ridgefield in accordance with Proposal #R09006 in the amount of \$30,000.

BE IT FURTHER RESOLVED that Chief Financial Officer has certified the availability of funds.

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

CERTIFICATION OF AVAILABILITY OF FUNDS

This is to certify that there are funds available, either by Ordinance or budget appropriation for the following disbursement of public funds:

Item: Preparation of Digital Tax Maps  
Vendor: Jenne Associates  
Funding: \$30,000 – 2009/2010 Engineering Budget

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Joseph Luppino,  
Chief Financial Officer

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Lonzisero

RESOLUTION NO. 297-2009

WHEREAS, N.J.S.A. 19:37-1, et. seq. provides that the governing body of any municipality may ascertain the sentiment of the legal voters of the municipality upon a question or policy pertaining to the government or internal affairs thereof; and

WHEREAS, many Ridgefield seniors have spent their lives living in Ridgefield, raising their children in Ridgefield, and now trying to retire in Ridgefield; and

WHEREAS, as the result of substantial financial pressures on Ridgefield residents, including the cost of living and property taxes, many seniors may not be able to retire comfortably in the homes they currently occupy; and

WHEREAS, many seniors would like to stay close to their family, friends and relatives without having to move to age restricted communities in other parts of the State; and

WHEREAS, the Mayor and Council is desirous of ascertaining the sentiment of the legal voters as to whether or not the Borough of Ridgefield should support its senior residents by leasing or buying land to construct condominiums for Borough residents over the age of (55) fifty-five.

WHEREAS, said land would remain the property of the Borough of Ridgefield and the Borough would oversee the project's design and sale or rent of said condominiums which would be restricted to persons over the age of (55) fifty-five; and

WHEREAS, the governing body desires, pursuant to statute, to have the County Clerk print upon the official ballots to be used in the upcoming November general election a question on this subject as phrased below;

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

1. The Mayor and Council hereby declares it is in the public's interest to submit to the voters of Ridgefield a question as formulated below in order to ascertain the sentiment of the voters in the Borough of Ridgefield pursuant to N.J.S.A. 19:37-1, et. seq.
2. The Mayor and Council accordingly directs that the Borough Clerk shall submit this resolution, upon passage, to the County Clerk with the request that the question presented herein be placed on the ballot in the November 2009 general election to be voted upon by

the voters of the Borough of Ridgefield in a non-binding referendum pursuant to the statute above stated.

3. The Mayor and Council determines that the question to be presented to the voters shall be as follows:

Should the Borough of Ridgefield lease or purchase property for the purpose of the construction of condominiums which would be restricted to individuals over the age of (55) fifty-five?

<b>COUNCIL VOTE</b>				
	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Todd

RESOLUTION NO. 298-2009

WHEREAS, East West Fire Apparatus, LLC. Has been retained to perform professional services relating to the procurement of a Triple Combination Pumper/ Aerial Device commonly referred to as a Quint type unit (the "Project"); and

WHEREAS, the Borough Attorney has negotiated an agreement with East West Fire Apparatus, LLC for terms that are satisfactory to the Mayor and Council; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Mayor or Borough Administrator are hereby authorized sign the agreement for professional services in an amount not to exceed \$4,000.00.

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Lonzisero				
Todd				
Vincentz				
Severino				
Castelli				
Acosta				
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

**THIS CONTRACT**, entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2009

**BY AND BETWEEN**

**THE BOROUGH OF RIDGEFIELD**, a Municipal Corporation of the State of New Jersey, with offices located at 604 Broad Avenue, Ridgefield, New Jersey 07657 (hereinafter “Ridgefield” or “the Borough”);

- and -

**EAST WEST FIRE APPARATUS, LLC**, with offices located at 9 South View Street, Pleasantville, NY 10570 (hereinafter referred to as the “Consultant”);

**WITNESSETH:**

**WHEREAS**, Ridgefield requires certain specialized planning services to prepare and submit bid specifications for the procurement of a 2009 Triple Combination Pumper/ Aerial Device commonly referred to as a Quint type unit, (hereinafter the “Apparatus”) in accordance with state regulations; and

**WHEREAS**, the Consultant is willing to perform such services for the Borough of Ridgefield.

**NOW, THEREFORE**, it is agreed by and between the parties hereto as follows:

1. This Contract shall constitute a Professional Services Contract for the preparation and use of bid specifications for a Apparatus, in accordance with the needs of the Borough and the Consultant shall do, perform and carry out such services in a satisfactory manner.

2. **SCOPE OF SERVICES**. The Consultant agrees to perform all of the necessary services for the evaluation and identification of specific requirements for an Apparatus for the Borough Fire Department and the preparation and submission of bid specifications for an Apparatus in accordance with the needs of the Borough as determined by the Consultant with the assistance of the Ridgefield Fire Department (the “Procurement Services”) and the Consultant shall do, perform and carry out in a satisfactory and proper manner all such Procurement Services. To the extent the Consultant or others in the firm provide Procurement Services or undertake activities as a consultant on behalf of the Consultant, such services shall be deemed to

be as an independent professional contractor under this Professional Services Contract with Ridgefield.

3. **COMPENSATION.** The Consultant shall be compensated at the rate of One Hundred and Ten Dollars (\$110.00) per hour for services performed. The consultant is authorized to work up to twenty-four (24) hours on the project, including meeting with the Ridgefield Fire Department. The total compensation described herein shall not exceed the amount of two thousand six hundred and forty dollars and 00/100 (\$2,640.00) appropriated for Consultant unless authorized by the Mayor or Ridgefield Council or for the performance of added emergent services. Consistent with current practice, invoices shall be submitted detailing all of the services that are performed.

4. **TIME AND PERFORMANCE.** Services of the Consultant under this Contract shall be performed for the period commencing upon execution of this Professional Services Contract and ending when the work is complete. The billing for payment under this Contract shall be by the submission of invoices specifically detailing the hours of services rendered, with a detailed description of same. Payment shall be in accordance with the specified hourly rate and approved vouchers.

5. **PART II - TERMS AND CONDITIONS INCORPORATED HEREIN.** Part II, Terms and Conditions, attached hereto and made a part hereof, is incorporated into and made part of this Contract, except to the extent inconsistent with the terms and provisions herein, or any Ridgefield Ordinance, or any law of the State of New Jersey.

IN WITNESS WHEREOF, the parties hereto set their hands and seals as of the date first above written.

**ATTEST:**

**THE BOROUGH OF RIDGEFIELD  
Corporation of the State of New Jersey**

\_\_\_\_\_  
**Martin A. Gobbo, Municipal Clerk**

By: \_\_\_\_\_  
**Anthony R. Suarez, Mayor**

**WITNESS**

**EAST WEST FIRE APPARATUS, LLC**

\_\_\_\_\_

By: \_\_\_\_\_

**BOROUGH OF RIDGEFIELD**  
**CONTRACT FOR PROFESSIONAL SERVICES**  
**PART II**  
**TERMS AND CONDITIONS**

**1. TERMINATION OF CONTRACT.**

Notwithstanding the term of this contract or any other provisions, Ridgefield may terminate this contract at any time by a notice in writing from Ridgefield to the Consultant (hereinafter sometimes referred to as the "Consultant"). Termination may be for cause or for the convenience of Ridgefield; no reason for termination is required or need be cited by Ridgefield, which reserves the right and option to terminate this contract at any time. In the event of termination, all unfinished or finished documents, data, studies, files and reports prepared by the Consultant under this Contract or prior Contracts for the same or similar services to Ridgefield, shall, at the option of Ridgefield, become its property and shall be delivered to Ridgefield upon Ridgefield's request. Subsequent to the delivery of the foregoing, the Consultant shall be entitled to receive just and equitable compensation for all satisfactory work completed by the Consultant at the rate and to the maximum amount specified in Part I of this Contract. Notwithstanding the above, the Consultant shall not be relieved of liability to Ridgefield by virtue of any breach of the Contract by the Consultant for the purpose of set-off until such time as the exact amount of damages or other losses due Ridgefield from the Consultant is determined. The Consultant shall have no right to retain or withhold any documents, data, studies, reports, etc., prepared by the Consultant for or on behalf of Ridgefield, regardless of whether payment has been made therefor, and the Consultant waives any lien he or she may have to the same. The Consultant's rights and claims shall be limited to monetary compensation as specified in this contract.

**2. CHANGES AND AMENDMENTS.**

Ridgefield may, from time to time, request changes or amendments in the scope of the services of the Consultant to be performed hereunder. Such changes or amendments, including changes in the amount of the Consultant's compensation, which are mutually agreed upon by and between Ridgefield and the Consultant, shall be incorporated into written amendments to this Contract and submitted to Ridgefield for approval. No change or amendment which enlarges the scope of the services or changes the amount of the Consultant's compensation shall be valid or binding upon Ridgefield until duly authorized by formal action of the governing body.

**3. PERSONNEL.**

Consultant represents that he or she has or will secure at his or her own expense all personnel, equipment, materials, books, secretarial services, utilities and other materials in performing the services under this Contract. Such personnel shall not be employees of or have any contractual relationship with Ridgefield. All services required hereunder will be performed by the Consultant or under his or her supervision.

#### **4. CLAIMS AND DISPUTES PERTAINING TO COMPENSATION OR RATES.**

Claims or disputes pertaining to rates or other compensation for the Consultant or any of his or her employees performing work under this Contract shall not delay or affect the continued performance of the Consultant hereunder. All or portions of payments requested in vouchers submitted by Consultant may be withheld by Ridgefield, without liability and without affecting the progress of the work hereunder, until the claim or dispute has been satisfactorily resolved.

#### **5. COMPLIANCE WITH THE LAWS.**

Consultant shall comply with all applicable laws, ordinances and codes of the State and all other governmental agencies having jurisdiction and shall and does hereby agree to forever defend Ridgefield with respect to full compliance therewith.

#### **6. PROHIBITION ON CAMPAIGN CONTRIBUTIONS**

Consultant agrees, acknowledges and understands that pursuant to the terms of N.J.S.A. 19:44A-20.5 et seq., that it is prohibited from making a reportable campaign contribution during the term of the Contract to a municipal candidate, municipal candidate committee (individual or joint) or municipal political party committee in the Borough of Ridgefield if a member of that political party is in an elective public office of the municipality when the contract is awarded.

#### **7. INSURANCE.**

Consultant will carry all statutory workers compensation insurance for its employees and will provide professional liability insurance with a minimum aggregate limit of \$250,000.00. If requested, the Consultant shall deliver certificates of insurance, satisfactory in form and content to Ridgefield, forthwith.

#### **8. PERSONAL SERVICE CONTRACT.**

This is a personal service contract with the Consultant and neither he/she nor their firm, may assign, sublet or transfer this Contract, nor any interest herein, nor any of the services required to be performed hereby, without the written consent of Ridgefield.

#### **9. DIRECTIONS AND AUTHORIZATION.**

All work hereunder shall be performed at the direction of and under the supervision of the director of the department of the municipality for which the services are being performed; the Consultant's services shall be in accordance with his responsibilities under the Code, this Contract and the applicable law. In addition, Consultant agrees to accept direction only from the Business Administrator, the Mayor, or by formal action of the governing body; performing services at the request of any other agency, official, or employee shall constitute a violation of this contract and shall not in any way bind Ridgefield.

#### **10. ORAL MODIFICATION.**

This Contract may not be modified or changed orally.

**11. AFFIRMATIVE ACTION.**

The Consultant agrees to submit within seven (7) days of this contract one of the following:

- A. A photocopy of its Federal Letter of Affirmative Action Plan Approval, or
- B. A photocopy of its Certificate of Employees Information Report, or
- C. A completed Affirmative Action Employee Information Report (AA 392).

The Consultant further agrees to comply with the mandatory requirements set forth in Exhibit "A" attached hereto and made a part hereof.

**ATTEST:**

**THE BOROUGH OF RIDGEFIELD  
Corporation of the State of New Jersey**

\_\_\_\_\_  
**Martin A. Gobbo, Municipal Clerk**

By: \_\_\_\_\_  
**Anthony R. Suarez, Mayor**

**WITNESS:**

**EAST WEST FIRE APPARATUS, LLC**

\_\_\_\_\_

By: \_\_\_\_\_

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Severino

RESOLUTION NO. 299-2009

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

MILDRED ROJAS

be hired as a per-diem employee for the Building Department at the hourly rate of \$10.00

COUNCIL VOTE

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

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Severino

RESOLUTION NO. 300-2009

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Carl Jenne be and hereby is authorized to oversee the Willis Field Turf Replace Project for the Borough of Ridgefield in accordance with Proposal #R09005 in the amount of \$4,800.

BE IT FURTHER RESOLVED that Chief Financial Officer has certified the availability of funds.

COUNCIL VOTE

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

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

CERTIFICATION OF AVAILABILITY OF FUNDS

This is to certify that there are funds available, either by Ordinance or budget appropriation for the following disbursement of public funds:

Item:           Oversee Willis Field Turf Replacement Project  
Vendor:        Jenne Associates  
Funding:       \$4,800 – 2009/2010 Engineering Budget

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Joseph Luppino,  
Chief Financial Officer

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 301-2009

WHEREAS, N.J.S.A. 40A:4-59 provides that if, during the first three months of any fiscal year, the amount of any appropriation reserve for the immediately preceding fiscal year is insufficient to pay the claims authorized or incurred during said preceding year which were chargeable to said appropriation, and there shall be an excess in any appropriation reserves over and above the amount deemed necessary to fulfill its purpose, the governing body may, by resolution adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to an appropriation reserve or any appropriation in the prior budget deemed to be insufficient to fulfill its purpose or for which no reserve was provided.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer is herewith directed to execute the following transfers in the SFY 2009 budget appropriation reserves:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
First Aid Organization		
Other Expenses	\$13,500	
Utilities: Gasoline	16,000	
Legal Services		
Other Expenses		\$ 10,000
Recreation Commission		
Other Expenses		500
Utilities: Electric & Gas		5,500
First Aid Clothing Allowance	_____	<u>13,500</u>
Total	<u>\$29,500</u>	\$ <u>29,500</u>

Approved:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

Attest:

\_\_\_\_\_  
Martin A. Gobbo, Borough Clerk

**COUNCIL VOTE**

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

The undersigned, being the Chief Financial Officer of the Borough of Ridgfield, 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.

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Joseph Luppino,  
Chief Financial Officer

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting July 27, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 302-2009

BE IT RESOLVED, that warrants totaling \$1,743,788.07  
be drawn on the following accounts:

CURRENT	\$1,669,988.31
TRUST	\$14,288.55
CAPITAL	\$8,658.74
POOL	\$50,852.47
TOTAL	\$1,743,788.07

COUNCIL VOTE

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

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Martin A. Gobbo,  
Borough Clerk