

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session and Regular Meeting of the Mayor and Council

Date: March 11, 2013

Open Public Meetings Statement by
Mayor Suarez

Public Session to Adjourn to C.T.O.:
Executive Session: Adjourn:

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

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-PUBLIC SESSION

	Adj. to Ex.		Public	
	Pres.	Abs.	Pres.	Abs.
Mayor Suarez				
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				

ROLL CALL-EXEC. SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Severino		
Acosta		
Jimenez		
Penabad		
Shim		

120-2013	Councilman Jimenez	Introduction of CY2013 Budget
121-2013	Councilman Jimenez	Self Examination of Annual Budget
122-2013	Councilman Jimenez	Increase in Reserve for Uncollected Taxes

As advertised, hearing will be held on Ordinance No. 2219 entitled, “A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$291,000 FOR BANTA PLACE IMPROVEMENTS WITHIN THE BOROUGH TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$291,000 FROM A BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT”

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

Public Hearing

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

Final Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2220 entitled, "YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND ESTABLISH A CAP BANK (N.J.S.A. 40a:4-45.14)"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2221 entitled, "AN ORDINANCE AMENDING CHAPTER 35 OF THE CODE OF THE BOROUGH OF RIDGEFIELD, ENTITLED FIRE DEPARTMENT"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2222 entitled, "BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$170,000 FOR SANITARY SEWER IMPROVEMENTS AT HOYT AVENUE AND EDGEWATER AVENUE FOR AND BY THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$161,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION"

First Reading of Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

123-2013	Councilman Castelli	Appointment to Parks & Recreation Commission
124-2013	Councilman Acosta	Award Bid-Banta Place Roadway Improvements
125-2013	Councilman Jimenez	Return of Escrow-Block 1911, Lot 11
126-2013	Councilman Jimenez	Dedication by Rider-Youth Commission Donations
127-2013	Councilman Jimenez	Authorize RFQ-COAH Related Services
128-2013	Councilman Jimenez	Tax Appeal Settlement-Block 3702, Lot 9
129-2013	Councilman Jimenez	Tax Appeal Settlement-2010 Block 2203, Lot 18
130-2013	Councilman Jimenez	Tax Appeal Settlement-2011 Block 2203, Lot 18

131-2013	Councilman Jimenez	Tax Appeal Settlement-2012 Block 2203, Lot 18
132-2013	Councilman Jimenez	Change Order-Gallen Contracting
133-2013	Mayor Suarez	National Start Walking Day

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

RESOLUTIONS:

134-2013 Councilman Jimenez Warrants

COMMENTS BY MAYOR:

Banner Request at Columbus Park:

Notre Dame Interparochial Academy
March 20-April 20, 2013

Coin Toss Request:

Ridgefield Memorial High School Baseball
Sunday, April 14, 2013

Application for Raffles License:

RMHS PTA
Carnival
April 24, 2013 – 6:00-10:00 p.m.
April 25, 2013 – 6:00-10:00 p.m.
April 26, 2013 – 6:00 p.m.-12:00 a.m.
April 27, 2013 – 2:00 p.m.-12:00 a.m.
April 28, 2013 – 2:00-10:00 p.m.
Veteran’s Field

RMHS Booster Club
500-to-1 Raffle
June 7, 2013 – 7:00 p.m.
Five Firemen's Field

COMMENTS BY COUNCILMEN:

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

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

Respectfully submitted,

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Mayor Suarez

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

- _____ Personnel matters in various departments of the Borough.
- _____ Pending and Potential Litigation
- _____ Tax Court Litigation.
- _____ Potential real estate transactions in which the Borough may engage.

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

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

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 120-2013

BE IT RESOLVED that the following statements of revenue and appropriations attached hereto constitute the local Budget of the Borough of Ridgefield, Bergen County, New Jersey for Calendar Year 2013.

BE IT FURTHER RESOLVED that said Budget be published in The Record in the issue of March 18, 2013, and that a hearing on the Budget and Tax Resolution will be held at the Community Center on April 22, 2013 at 7:30 P.M. or as soon thereafter as the matter may be reached.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 121-2013

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Ridgefield has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2013 budget year, so now therefore

BE IT RESOLVED, by the Borough Council of the Borough of Ridgefield that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated,

- b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
 6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 122-2013

WHEREAS, the Borough of Ridgefield collected only 97.37% of the 2012 taxes due to the extraordinary delinquencies, and

WHEREAS, the Borough of Ridgefield's average collection percentage for the prior 3 years is 97.66%, as calculated below, and

	<u>Collection Percentage</u>
TY 2012	97.44
FY 2011	97.74
FY 2010	<u>97.80</u>
Total	<u>292.98</u>
3-Year Average	97.66

WHEREAS, the lower percentage collected in 2012 has an effect on the "Reserve for Uncollected Taxes" in 2013, and

WHEREAS, the Governing Body desires to anticipate 97.55% collection for 2012, to help reduce the "Reserve for Uncollected Taxes", with prior written consent of the Director of Local Government Services,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Ridgefield, County of Bergen, State of New Jersey, that the prior written consent of the Director of Local Government Services be requested to anticipate 97.55% collection of taxes in 2013 in figuring the "Reserve for Uncollected Taxes".

BE IT FURTHER RESOLVED that three certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

Adopted this 11th day of March and certified
as a true copy of an original.

Clerk

APPROVED: _____, 2013

Director, Division of Local Government Services

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2219

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 \$291,000 FOR BANTA PLACE IMPROVEMENTS WITHIN THE BOROUGH TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$291,000 FROM A BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT”

introduced on the 25th day of February, 2013, do now pass a final reading and be adopted, and that the Borough Clerk be and she is authorized and directed to publish once, the aforesaid title, together with a notice of the date of its passage on final reading and approval thereof in The Record, a newspaper circulating in the Borough of Ridgefield.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 25, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2219

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$291,000 FOR BANTA PLACE IMPROVEMENTS WITHIN THE BOROUGH TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$291,000 FROM A BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT”

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

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby respectively authorized as a general improvement to be made by the Borough of Ridgefield, New Jersey, for the said improvements or purposes stated in Section 2, there are hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations heretofore made thereof and amounting in the aggregate to \$291,000 from a Bergen County Community Development Block Grant (FY2009-\$100,000, FY2011-\$100,000, FY2012-\$91,000).

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

Banta Place Improvements within the Borough of Ridgefield.	<u>\$291,000</u>
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SECTION 3. It is hereby determined and stated:

(a) That said purpose is not a current expense. That the same is an improvement which the municipality may lawfully make and that no part of the cost of said improvement has been or shall be specifically assessed on properties specifically benefited.

It is not necessary to finance said appropriation by the issuance of obligations by the Borough of Ridgefield pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the appropriation thereof shall be available from a Bergen County Community Development Block Grant.

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 \$291,000 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. Silvestri
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2220

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

“YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND ESTABLISH A CAP BANK (N.J.S.A. 40a:4-45.14)”

introduced on the 11th day of March, 2013, 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 25th day of March, 2013 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2220

“YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND ESTABLISH A CAP BANK (N.J.S.A. 40a:4-45.14)”

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Ridgefield in the County of Bergen finds it advisable and necessary to increase its 2013 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.5% increase in the budget for said year, amounting to \$228,149.85 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Ridgefield, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2013 budget year, the final appropriations of the Borough of Ridgefield shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$532,349.65, and that the 2013 municipal budget for the Borough of Ridgefield be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2221

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 35 OF THE CODE OF THE BOROUGH OF RIDGEFIELD, ENTITLED FIRE DEPARTMENT”

introduced on the 11th day of March, 2013, 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 25th day of March, 2013 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Castelli

ORDINANCE NO. 2221

“AN ORDINANCE AMENDING CHAPTER 35 OF THE CODE OF THE BOROUGH OF
RIDGEFIELD, ENTITLED FIRE DEPARTMENT”

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

Section I.

Chapter 35 of the Code of the Borough of Ridgefield, entitled “Fire Department” be and hereby is amended by adding to the existing provisions of that ordinance a new subpart to be denominated Section 35-_____, to be entitled “Background Checks and Disqualification from Membership”:

A. Every applicant for membership in the Fire Department shall consent to having a criminal and motor vehicle background search run on that applicant. In addition, an applicant may be required to disclose his or her criminal and motor vehicle history in a membership application.

B. Any person who has been convicted of a first, second or third degree crime as determined by the laws of the State of New Jersey, or an equivalent violation in another jurisdiction, shall be disqualified from membership. Any person who has been convicted of the crime of arson pursuant to the provisions of N.J.S.A. 2C:17-1 shall be disqualified from membership. Any person who has been convicted of an offense involving dishonesty shall be disqualified from membership.

C. Any person who has been convicted of three or more fourth degree offenses as determined by the laws of the State of New Jersey, or equivalent violations in another jurisdiction, within a period of five years measured from the date of the membership application shall be disqualified from membership.

D. Any person who has been convicted of a crime defined as a sexual offense pursuant to the provisions of N.J.S.A. 2C:14-1, or its equivalent in another jurisdiction, shall be disqualified from membership.

E. Any person who has been convicted of three or more disorderly persons offenses within a period of five years measured from the date of the membership application in circumstances where all three of the disorderly persons offenses constitute offenses of moral turpitude, shall be disqualified from membership.

F. Any person who has three or more prior convictions for driving while intoxicated pursuant to the provisions of N.J.S.A. 39:4-50, or its equivalent in another jurisdiction, shall be disqualified from membership.

G. Any person who is determined to have deliberately given false information on the membership application shall be disqualified from membership.

Section II.

Section 35-13 of the Code of the Borough of Ridgefield, entitled "Requirements for Active Membership", shall be amended by adding to the existing provisions of that Section a new Subsection C as follows:

C. All firefighters who operate firefighting apparatus are required to have a valid New Jersey driver's license. Firefighters are hereby required to promptly report to their chief any suspension or revocation of their driving privileges. Further, all firefighters are required to submit, from time to time, to motor vehicle checks to reflect the status of their driving privileges.

Section III. Repealer.

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

Section IV. Severability.

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

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2222

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

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$170,000 FOR SANITARY SEWER IMPROVEMENTS AT HOYT AVENUE AND EDGEWATER AVENUE FOR AND BY THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$161,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION”

introduced on the 11th day of March, 2013, 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 25th day of March, 2013 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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

ORDINANCE NO. 2222

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$170,000 FOR SANITARY SEWER IMPROVEMENTS AT HOYT AVENUE AND EDGEWATER AVENUE FOR AND BY THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$161,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION”

BE IT ORDAINED, BY THE BOROUGH COUNCIL 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 improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Borough of Ridgefield, New Jersey (the “Borough”) as general improvements. For the said Improvements there is hereby appropriated the amount of \$170,000, such sum includes the sum of \$8,500 as the down payment as required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$161,500 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$161,500 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued is for sanitary sewer improvements at Hoyt Avenue and Edgewater Avenue, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$161,500.

(c) The estimated cost of the Improvements is \$170,000 which amount represents the initial appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended 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 full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Civic Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Civic Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$161,500 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

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 bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$161,500.

SECTION 10:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Castelli

RESOLUTION NO. 123-2013

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

MARTHA PRIDAY

be appointed to the Parks and Recreation Commission for the remainder of 2013.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Acosta

RESOLUTION NO. 124-2013

WHEREAS, the Borough of Ridgefield previously advertised for bids for “Banta Place Roadway Improvements”; and

WHEREAS, sealed bids were received and opened on Wednesday, February 13, 2013 at 10:30 a.m.; and

WHEREAS, five bids were submitted, one by D&L Paving Contractors, Inc. in the amount of \$176,964.22, one by Stanziale Construction LLC in the amount of \$177,770.65, one by Crossroads Pavement Maintenance LLC in the amount of \$190,379.40, one by AJM Contractors, Inc. in the amount of \$193,103.50, and one by J.J. Sinisi, Inc. in the amount of \$211,467.27; and

WHEREAS, the Borough Engineer, the Borough Attorney and the Borough Purchasing Agent have reviewed the bid submissions; and

WHEREAS, all parties are agreed to recommend the award of the contract to the low bidder D&L Paving Contractors, Inc.;

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

1. The bid for Banta Place Roadway Improvements be and hereby is awarded to the low bidder D&L Paving Contractors, Inc.
2. The Borough Attorney be and hereby is authorized to prepare a contract consistent with that award.
3. The Mayor and Borough Clerk be and hereby are authorized and directed to execute on behalf of the Borough such contract when prepared by the Borough Attorney. The Borough Clerk shall notify both the successful and unsuccessful bidders of the action taken by the Mayor and Council by providing them with a copy of this Resolution.
4. Funds for this award are certified by the Chief Financial Officer from Ordinance 2219.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 125-2013

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

<u>Applicant</u>	<u>Amount</u>
Khorozian, Ridgefield Auto Center Blk 1911/Lot 11	\$1,419.28

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
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 126-2013

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

WHEREAS, N.J.S.A.40A:5-29 provides for Ridgefield Youth Commission Donations by the municipality to provide for the operating costs to administer this act; and

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

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay for expenditures of the Ridgefield Youth Commission Trust Fund under N.J.S.A.40A-5:29.
2. The Clerk of the Borough of Ridgefield, County of Bergen is hereby directed to forward two certified copies to the Director of the Division of Local Government Services.
3. This Resolution amends Resolution 289-2011 previously submitted to the Division, but not acted upon pending clarification

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri, Borough Clerk

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 127-2013

WHEREAS, as of January 1, 2006, N.J.S.A. 19:44A-20.1 et seq., commonly known as the “State Pay to Play Law, enacted by the New Jersey State Legislature became effective; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., a municipality may not award a contract with a value in excess of \$17,500.00 to a business entity that has made a contribution within one year of the date the contract is to be awarded that is reportable by the recipient under P.L. 1973, c.83 (C.19.44A-1 et seq.) to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such contract is awarded or to any candidate committee of any person who is serving in an elective public office of the municipality when such contract is awarded, unless the contract is awarded under a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a “fair and open process” constitutes the following: (1) public advertisement of a Request for Qualifications (“RFQ”) with twenty (20) days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly open and announce the qualifications when awarded; and

WHEREAS, it has become necessary for the Borough of Ridgefield (“the Borough”) to engage persons or entities to perform COAH-related services for the Borough, and to serve in the Borough’s position as COAH Administrator; and

WHEREAS, the Borough desires to appoint such person or entity by a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen and State of New Jersey that RFQs for services for COAH-related activities to include and not be limited to serve specifically as the Borough’s COAH Administrator is hereby authorized; and

BE IT FURTHER RESOLVED, that all of the RFQs for COAH-related services as set forth hereinabove shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq. and all submissions in response shall be evaluated on the basis of the most advantageous submission, all factors considered, including, but not limited to:

- 1) Experience and reputation in the field

- 2) Knowledge of the Borough and the subject matter to be addressed under the contract
- 3) Availability to accommodate any required meetings of the Borough or Borough Agency
- 4) Any other factors demonstrated to be in the best interest of the Borough or Borough Agency.
- 5) Proposed level of compensation to be received by the appointee.

BE IT FURTHER RESOLVED, that on or before March 15, 2013 the Borough Clerk be and she is hereby authorized and directed to publish notice of the RFQs for the COAH-related services enumerated above by the following means:

(1) on the Borough's internet web site. (The Borough Clerk is also authorized to publish the RFQ documents themselves on the Borough Website.); (2) on the Borough's bulletin Board at Town Hall; and (3) in The Record, a newspaper circulating in the Borough of Ridgefield. The notice of RFQs shall include the following:

- 1) A description of the requested professional or extraordinary unspecifiable service for which the RFQ is made;
- 2) A statement that Qualifications must be submitted by 10:00 AM on April 4, 2013;
- 3) A statement that the RFQs are being made by the Borough;
- 4) The address and phone number of the Borough Clerk's office and a statement that applicants may obtain the RFQ document from the Clerk's office if they cannot obtain the RFQ documents from the Borough's website;
- 5) A statement that the RFQ is being made through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED, that the Borough Attorney is authorized and directed, in consultation with the members of the Finance Committee of the Mayor and Council, to effectuate the drafting of the RFQ, which shall include the evaluation criteria hereinabove stated.

BE IT FURTHER RESOLVED, that the Borough Clerk or her designee shall publicly open and read aloud the submissions responding to the RFQs, including the name of the applicant and any other pertinent information on April 4, 2013, at 10:00 AM in the Council Chambers at Borough Hall.

BE IT FURTHER RESOLVED, that the position included hereinabove is one which the Borough of Ridgefield reasonably believes will be subject to appointment for the year 2013. However, all appointments are subject to the availability of funds and the continuing needs of the Borough. Accordingly, inclusion of a position in this resolution is not a representation or warranty that such position will be filled, or that if filled, it will be subject to the process contained herein.

BE IT FURTHER RESOLVED, that the Borough Council has determined that the terms of this Resolution constitute a fair and open process as to all positions included herein.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 128-2013

WHEREAS, Robert E. Spiotti, Esq., representing Carol Diana Petersen, have filed a tax appeal challenging assessments at 809 Pleasantview Terrace, Block 3702, Lot 9 for 2011;

WHEREAS, the original assessment in issue is:

LAND: Three Hundred Twenty-Five Thousand (\$325,000.00) Dollars
IMPROVEMENTS: Zero (\$00.00) Dollars
TOTAL: Three Hundred Twenty-Five Thousand (\$325,000.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2011 at:

LAND: Two Hundred Seventy-Five Thousand (\$275,000.00) Dollars
IMPROVEMENTS: Zero (\$00.00) Dollars
TOTAL: Two Hundred Seventy-Five Thousand (\$275,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, 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;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 129-2013

WHEREAS, Daniel G. Keough, Esq., representing Dragomir & Koviljka Zivkovic, have filed a tax appeal challenging assessments at 610 Broad Avenue, Block 2203, Lot 18 for 2010;

WHEREAS, the original assessment in issue is:

LAND: Three Hundred Ninety-Eight Thousand Two Hundred (\$398,200.00)
Dollars
IMPROVEMENTS: Five Hundred One Thousand Eight Hundred (\$501,800.00) Dollars
TOTAL: Nine Hundred Thousand (\$900,000.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2010 at:

LAND: Three Hundred Ninety-Eight Thousand Two Hundred
(\$398,200.00) Dollars
IMPROVEMENTS: Four Hundred One Thousand Eight Hundred (\$401,800.00)
Dollars
TOTAL: Eight Hundred Thousand (\$800,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, 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;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 130-2013

WHEREAS, Daniel G. Keough, Esq., representing Dragomir & Koviljka Zivkovic, have filed a tax appeal challenging assessments at 610 Broad Avenue, Block 2203, Lot 18 for 2011;

WHEREAS, the original assessment in issue is:

LAND: Three Hundred Ninety-Eight Thousand Two Hundred (\$398,200.00)
Dollars
IMPROVEMENTS: Five Hundred One Thousand Eight Hundred (\$501,800.00) Dollars
TOTAL: Nine Hundred Thousand (\$900,000.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2011 at:

LAND: Three Hundred Ninety-Eight Thousand Two Hundred
(\$398,200.00) Dollars
IMPROVEMENTS: Three Hundred Fifty-One Thousand Eight Hundred (\$351,800.00)
Dollars
TOTAL: Seven Hundred Fifty Thousand (\$750,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, 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;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 131-2013

WHEREAS, Daniel G. Keough, Esq., representing Dragomir & Koviljka Zivkovic, have filed a tax appeal challenging assessments at 610 Broad Avenue, Block 2203, Lot 18 for 2012;

WHEREAS, the original assessment in issue is:

LAND: Three Hundred Eighty-Two Thousand Three Hundred (\$382,300.00)
Dollars
IMPROVEMENTS: Four Hundred Eighty Six Thousand Nine Hundred (\$486,900.00) Dollars
TOTAL: Eight Hundred Sixty-Nine Thousand Two Hundred (\$869,200.00) Dollars

WHEREAS, the parties have exchanged discovery and appraisal reports and have entered into settlement discussions and proposed settlement;

NOW, THEREFORE, BE IT RESOLVED by the Governing body that it does hereby authorize and approve a proposed settlement as follows:

1. Adjusted assessment for 2012 at:

LAND: Three Hundred Eighty-Two Thousand Three Hundred
(\$382,300.00) Dollars
IMPROVEMENTS: Three Hundred Seventeen Thousand Seven Hundred (\$317,700.00)
Dollars
TOTAL: Seven Hundred Thousand (\$700,000.00) Dollars

2. That the Special Tax Attorney is hereby authorized and directed to execute a Stipulation of Settlement for filing with the Tax Court;
3. That the Tax Collector is hereby authorized and directed, upon receipt of the Tax Court Judgment, 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;
4. That the within settlement is subject to review and approval thereof by the taxpayer.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 132-2013

WHEREAS, the project known as Emergency Sanitary Sewer Repair at 550 Edgewater Avenue was awarded to Gallen Contracting in the amount of \$34,000.00; and

WHEREAS, certain additional time and materials have resulted in field changes necessary for the efficient completion of this project in the increased amount of \$2,920.75; and

WHEREAS, said changes are prudent as it would be detrimental to the Borough of Ridgefield to halt and rebid the project, causing delays in its completion:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield in the County of Bergen and State of New Jersey that Change Order No. 1 in the amount of Two Thousand Nine Hundred Twenty Dollars and Seventy Five Cents (\$2,920.75) for Gallen Contracting on the project known as Emergency Sanitary Sewer Repair at 550 Edgewater Avenue is and hereby approved, amending the contract to \$36,920.75.

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies no funds are required for the purpose of this Change Order from the DPW 2013 annual budget.

BE IT FURTHER RESOLVED that the Borough Attorney is hereby authorized to amend the contract to reflect changes in the project and consult with the Borough Engineer to recover monies expended on this project from Public Service Electric and Gas.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Mayor Suarez

RESOLUTION NO. 133-2013

WHEREAS, each year 1.2 million Americans suffer a new and recurrent coronary attack, and cardiovascular disease is the nation's leading cause of death with direct and indirect costs estimated to be \$475.3 billion in 2009 and will triple by 2030; and

WHEREAS, more physical activity can help improve these statistics; and

WHEREAS, some adults may gain up to two hours of life expectancy for every hour of regular, vigorous physical activity, such as very brisk walking; and

WHEREAS, in addition to the possibility of increased life expectancy, regular walking has many proven benefits for an individual's overall health. Brisk walking for 30 minutes a day can lower both bad cholesterol (LDL) levels and high blood pressure. It may also help individuals who are overweight prevent weight gain, and reduce their risk of stroke; and

WHEREAS, the American Heart Association's Start! Initiative calls on all citizens of Ridgefield to walk at least 30 minutes today; and

WHEREAS, the purpose behind National Start! Walking Day is to get Americans to become more physically active by walking and taking a more active role in their health.

NOW, THEREFORE, Mayor Anthony R. Suarez, in recognition of the importance of regular physical activity, hereby proclaims April 3, 2013

“National Start! Walking Day”

in Ridgefield, NJ and urge all citizens to show their support for walking and the fight against heart disease and commemorate this day by walking at the Ridgefield Nature Center and the Slocum Path.

By increasing awareness of the importance of physical activity to reduce the risk for cardiovascular disease, we can save thousands of lives each year.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

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

Joseph Luppino,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 11, 2013

Presented by Councilman Jimenez

RESOLUTION NO. 134-2013

BE IT RESOLVED, that warrants totaling \$2,427,051.38
be drawn on the following accounts:

CURRENT	\$2,341,866.91
TRUST	\$8,348.17
CAPITAL	\$74,807.80
POOL	\$2,028.44
TOTAL	\$2,427,051.38

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Severino				
Acosta				
Jimenez				
Penabad				
Shim				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk