

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session and Regular Meeting of the Mayor and Council

Date: March 1, 2017

Open Public Meetings Statement by Mayor Suarez

Public Session to Adjourn to C.T.O.: 6:32 P.M.
Executive Session: Adjourn: 6:32 P.M.

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

Executive Session: 6:30 P.M. C.T.O.: 6:32 P.M.
Adjourn: 7:27 P.M.

Public Session: 7:30 P.M. C.T.O.: 7:31 P.M.
Adjourn: 7:45 P.M.

Pledge of Allegiance

Invocation

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-PUBLIC SESSION

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

ROLL CALL-EXEC. SESSION

	PRESENT	ABSENT
Mayor Suarez	X	
Castelli	X	
Acosta	X	
Penabad	X	
Shim	X	
Jimenez	X	
Kontolios	X	

As advertised, hearing will be held on Ordinance No. 2319 entitled, “BOND ORDINANCE PROVIDING FOR VARIOUS 2017 ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$609,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$299,000 AND A BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AMOUNT OF \$83,894 EXPECTED TO BE RECEIVED BY THE BOROUGH) AND AUTHORIZING THE ISSUANCE OF \$215,339 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

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

CONSENT AGENDA:

91-2017	Councilman Castelli	Redevelopment Committee
92-2017	Councilman Jimenez	Return of Escrow
93-2017	Councilman Acosta	Limousine License Renewal
94-2017	Councilman Kontolios	Establish Green Team
95-2017	Councilman Acosta	Appoint Special Police Officers

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

RESOLUTIONS:

96-2017	Mayor Suarez	Appoint Mayor's Alternate-Planning Board
97-2017	Councilman Jimenez	Warrants

COMMENTS BY MAYOR:

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 1, 2017

Presented by Mayor Suarez

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

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

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Jimenez				
Kontolios				
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 1, 2017

Presented by Councilman Jimenez

ORDINANCE NO. 2319

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

“BOND ORDINANCE PROVIDING FOR VARIOUS 2017 ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$609,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$299,000 AND A BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AMOUNT OF \$83,894 EXPECTED TO BE RECEIVED BY THE BOROUGH) AND AUTHORIZING THE ISSUANCE OF \$215,339 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

introduced on the 15th day of February 2017, do now pass a final reading and be adopted, and that the Borough Clerk be and she is authorized and directed to publish once, the aforesaid title, together with a notice of the date of its passage on final reading and approval thereof in The Record, a newspaper circulating in the Borough of Ridgefield.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting February 15, 2017

Presented by Councilman Jimenez

ORDINANCE NO. 2319

“BOND ORDINANCE PROVIDING FOR VARIOUS 2017 ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$609,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$299,000 AND A BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AMOUNT OF \$83,894 EXPECTED TO BE RECEIVED BY THE BOROUGH) AND AUTHORIZING THE ISSUANCE OF \$215,339 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Borough of Ridgefield, in the County of Bergen, State of New Jersey (the “Borough”). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$609,000, which is inclusive of a grant expected to be received from the New Jersey Department of Transportation in the amount of \$299,000 and a Bergen County Community Development Block Grant expected to be received in the amount of \$83,894 (collectively, the Grants), and \$10,767 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.* (the “Local Bond Law”). Said down payment is now available therefor by virtue of a provision or provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes or from moneys actually held by the Borough.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$609,000 appropriation not provided for by application of said down payment, and until the Grants have been received, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$215,339 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$215,339 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued are various 2017 Roadway Improvements, said improvement or purpose shall include, but is not limited to, improvements to portions of the following roadways: Van Renssalaer Court (from Lancaster Road to the end thereof); Oak Street

(from Edgewater Avenue to Ray Avenue); Elm Street (from Willis Park to Shaler Boulevard); and Abbott Avenue (from Banta Place to Slocum Avenue); which improvements shall include, as applicable, excavation, milling, paving, reconstruction and boxing out and resurfacing or full depth pavement replacement, and, where necessary, the sealing of pavement cracks, repairing and/or installation of curbs, sidewalks and driveway aprons, installation of curb ramps in compliance with the ADA, resetting utility castings, drainage and sanitary or storm sewer work and/or improvements, roadway painting, landscaping and aesthetic improvements including, but not limited to, seeding and installing top soil or landscaping; and also including all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans therefor on file in the office of the Borough Clerk and available for public inspection and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$215,339.

(c) The estimated cost of said improvement or purpose is \$609,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Grants in the amount of \$382,894 and the down payment for said improvement or purpose in the amount of \$10,767, which amount is calculated based on the Borough portion of said improvement or purpose not funded by the Grants.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Bergen make a contribution or grant in aid to the Borough, including the Grants, for the improvement and purpose authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Bergen. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Bergen, including the Grants, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. 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 the notes issued pursuant to this bond 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 in accordance with the provisions 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 purchaser thereof upon receipt of payment of the purchase price and accrued

interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the Borough may lawfully undertake as a general improvement, 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 said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and 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 or notes provided for in this bond ordinance by \$215,339 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$121,800 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this

bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The Borough Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (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 Mach 1, 2017

Presented by Councilman Castelli

RESOLUTION NO. 91-2017

WHEREAS, the Borough of Ridgefield has previously declared the property commonly known as “the Pfister Property”, being Block 503, Lot 1, as an area in need of redevelopment; and

WHEREAS, the Borough has begun discussions with the owner of the property in connection with attempting to put in place a redevelopment plan; and

WHEREAS, it is in the best interests of the Borough of Ridgefield that the Mayor and Council formally designate a Redevelopment committee;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Redevelopment Committee of the Mayor and Council be designated to include Mayor Suarez; Councilman Castelli; Councilman Jimenez; and Borough Administrator Ray Ramirez.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez,
Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 1, 2017

Presented by Councilman Jimenez

RESOLUTION NO. 92-2017

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

WHEREAS, the Planning Board has determined that the projects are substantially complete and therefore the balance of the Escrow can be released; and

WHEREAS, the Escrow Accounts identified below have balances remaining after application of all Profession Review Fees that have been satisfied and there appears no further basis to retain the Escrow Deposits,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, that the Escrow balances referenced below be released as follows:

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

BLOCK	LOT	NAME	AMOUNT
3204	1	Clear Wireless LLC	\$773.50
2906	8	Adlehardt Construction Corp	\$1563.00

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri,
Borough Clerk

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 1, 2017

Presented by Councilman Acosta

RESOLUTION NO. 93-2017

BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that a
Limousine License be issued to:

Jung Yong Yun

for the period of March 4, 2017 through March 3, 2018.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 1, 2017

Presented by Councilman Kontolios

RESOLUTION NO. 94-2017

WHEREAS, the Borough Council of the Borough of Ridgefield strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Borough Council of the Borough of Ridgefield wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on “Green” issues, the Borough Council wishes to establish a Green Team;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Ridgefield that we do hereby establish a Green Team consisting of members who shall be residents or employees of the Borough of Ridgefield, appointed annually, but whose initial term of appointment shall be through April 30, 2018.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Ridgefield that the Mission, Goals and Objectives for the Green Team through April 30, 2018 are established as follows:

Mission

The Ridgefield Green Team will advise the Borough Council on ways to improve municipal operations with “Green” initiatives which are economically and environmentally sound through research and evaluation.

Green Team Goals (Year 1)

1. Expand the membership of the Green Team.
2. Submit a report and recommendations to the Borough Council by April 30, 2018 to include a prioritized action plan that is guiding the Green Team’s efforts in earning Sustainable Jersey certification.

Objectives

1. Collaborate with Borough employees, service providers and other governmental agencies to share resource information and ideas consistent with the Mission of the Green Team.
2. Encourage participation of all employees to solicit ideas on green initiatives.

3. Research and analyze green initiatives which make practical environmental and financial sense.
4. Develop strategies for sustainable green initiatives in municipal operations.
5. Seek out and leverage public participation.
6. Seek out and leverage public-private partnerships.

NOW THEREFORE BE IT FINALLY RESOLVED, by the Borough Council of the Borough of Ridgefield that the Green Team is hereby established.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 1, 2017

Presented by Councilman Acosta

RESOLUTION NO. 95-2017

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

TAYLOR GONZALES
FRANK VITALE
GARTH BROWN

as Special Police Officers effective March 2, 2017 at the hourly rate of \$14.00.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 1, 2017

Presented by Mayor Suarez

RESOLUTION NO. 96-2017

BE IT RESOLVED that the Mayor appoints

MICHAEL MOAT

as the Mayor's Alternate on the Planning Board for calendar year 2017.

MAYOR'S APPOINTMENT – NO COUNCIL VOTE NEEDED

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.

Diane Sherry,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 1, 2017

Presented by Councilman Jimenez

RESOLUTION NO. 97-2017

BE IT RESOLVED, that warrants totaling **\$480,233.29**
be drawn on the following accounts:

CURRENT	\$446,618.38
TRUST	\$23,730.53
CAPITAL	\$2,918.00
POOL	\$5,359.23
DOG LICENSE	\$9.00
UNEMPLOYMENT TRUST	\$1,598.15
TOTAL	\$480,233.29

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

Russell Castelli,
Council President

Linda M. Silvestri,
Borough Clerk