

BOROUGH OF RIDGEFIELD

A G E N D A

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

Date: March 23, 2009

Open Public Meetings Statement by Mayor Suarez

Work Session: 5:30 P.M. C.T.O.: 5:30 P.M. Adjourn: 6:30 P.M.

- Steve Weinberg, Community Action Services- Ridgefield Housing Rehabilitation Program
• DPW Building Underground Storage Tank- DEP Violation
• Streetscape

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

Executive Session: 6:30 P.M. C.T.O.: 6:35 P.M. Adjourn: 8:15 P.M.

Public Session: 7:30 P.M. C.T.O.: 8:15 P.M. Adjourn: 9:10 P.M.

Pledge of Allegiance

Invocation: Reverend Donald P. Sheehan, St. Matthew’s Roman Catholic Church

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-WORK SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Lonzisero, Todd, Vincentz, Severino, Castelli, Acosta.

ROLL CALL-EXEC. SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Lonzisero, Todd, Vincentz, Severino, Castelli, Acosta.

ROLL CALL-PUBLIC SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Lonzisero, Todd, Vincentz, Severino, Castelli, Acosta.

As advertised, hearing will be held on Ordinance No. 2081 entitled, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 317 “RECYCLING”, ARTICLE I, “GENERAL PROVISIONS”, SECTION 317-5 “SEPARATION AND COLLECTION REQUIREMENTS FOR RESIDENTIAL USERS”, SUB-SECTION 317-5(B) “DESIGNATION

OF RECYCLABLE MATERIALS”, AND SECTION 317-6 “SEPARATION AND COLLECTION REQUIREMENTS FOR COMMERCIAL USERS”, SUB-SECTION 317-6(B) “DESIGNATION OF RECYCLABLE MATERIALS”, IN ACCORDANCE WITH THE BERGEN COUNTY SOLID WASTE MANAGEMENT PLAN UPDATE”

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

As advertised, hearing will be held on Ordinance No. 2082 entitled, “AN ORDINANCE AMENDING ORDINANCE NO. 1661 ENTITLED, AN ORDINANCE FIXING FEES FOR PROGRAMS OF THE RECREATION AND PARKS DEPARTMENT”

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

NOTE: Ordinance No. 2083 entitled, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 366 “TOW TRUCKS”, SECTION 366-12 “ISSUANCE OR DENIAL OF LICENSE”, TO CHANGE THE NUMBER OF ALLOWABLE TOW TRUCK COMPANIES FROM FOUR TO SIX” was tabled.

Introduction of Ordinance No. 2084 entitled, “AN ORDINANCE GRANTING MUNICIPAL CONSENT FOR THE PLACEMENT OF FACILITIES AND THE ESTABLISHMENT OF CABLE TELEVISION SERVICE IN THE BOROUGH OF RIDGEFIELD, COUNTY OF BERGEN AND STATE OF NEW JERSEY”

Introduction of Ordinance

Roll Call

Introduction of Ordinance No. 2085 entitled, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 131 ‘ANIMALS’, ARTICLE II “DOMESTIC ANIMALS” SECTION 131-8 “LICENSE FEES: EXPIRATION DATE”, IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE DEPARTMENT OF HEALTH”

First Reading of Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

	Motion:	Second:
130-2009	Councilman Vincentz	Authorize to Advertise-License to Operate Snack Bar
133-2009	Councilman Lonzisero	Authorize Part-Time Court Employee to Work Additional Hours to Cover for Full-Time Employees During Vacations
134-2009	Councilman Vincentz	Exceed Bid Threshold-Police Vehicle
135-2009	Councilman Lonzisero	Amend and Supplement Resolution No. 123-2009
136-2009	Councilman Vincentz	Settlement Stipulation-Block 1104, Lot 8
137-2009	Councilman Vincentz	Settlement Stipulation-Block 2303, Lots 13 and 14
140-2009	Councilman Lonzisero	Emergency Professional Services-AccuTech
141-2009	Councilman Vincentz	Emergency Temporary Budget Appropriation
142-2009	Councilman Vincentz	Hire 2009 Swim Pool Personnel
143-2009	Councilman Vincentz	Hire 2009 Summer Playground Director
144-2009	Councilman Vincentz	Professional Service Agreement-A. Hernandez
145-2009	Councilman Vincentz	Professional Service Agreement-S. Resch
146-2009	Councilman Lonzisero	Appoint Zoning Board of Adjustment Attorney-REMOVED FROM AGENDA
147-2009	Councilman Vincentz	Professional Service Agreement-Zoning Board of Adjustment Attorney
149-2009	Councilman Lonzisero	Appoint Zoning Board of Adjustment Engineer-REMOVED FROM AGENDA

COUNCIL VOTE

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

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 March 23, 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
- Discussion Ron Schmidt Settlement Agreement
 - Willis Field
 - Borough Hall

____ Tax Court Litigation.

____ Potential real estate transactions in which the Borough may engage.

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

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Lonisero

ORDINANCE NO. 2081

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

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 317 “RECYCLING”, ARTICLE I, “GENERAL PROVISIONS”, SECTION 317-5 “SEPARATION AND COLLECTION REQUIREMENTS FOR RESIDENTIAL USERS”, SUB-SECTION 317-5(B) “DESIGNATION OF RECYCLABLE MATERIALS”, AND SECTION 317-6 “SEPARATION AND COLLECTION REQUIREMENTS FOR COMMERCIAL USERS”, SUB-SECTION 317-6(B) “DESIGNATION OF RECYCLABLE MATERIALS”, IN ACCORDANCE WITH THE BERGEN COUNTY SOLID WASTE MANAGEMENT PLAN UPDATE”

introduced on the 9th day of March, 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
Lonisero	X			
Todd	X			
Vincentz	X			
Severino	X			
Castelli	X			
Acosta	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

Presented by Councilman Lonzisero

ORDINANCE NO. 2081

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 317 “RECYCLING”, ARTICLE I, “GENERAL PROVISIONS”, SECTION 317-5 “SEPARATION AND COLLECTION REQUIREMENTS FOR RESIDENTIAL USERS”, SUB-SECTION 317-5(B) “DESIGNATION OF RECYCLABLE MATERIALS”, AND SECTION 317-6 “SEPARATION AND COLLECTION REQUIREMENTS FOR COMMERCIAL USERS”, SUB-SECTION 317-6(B) “DESIGNATION OF RECYCLABLE MATERIALS”, IN ACCORDANCE WITH THE BERGEN COUNTY SOLID WASTE MANAGEMENT PLAN UPDATE”

WHEREAS, in response to a statewide decline in recycling, the New Jersey Department of Environmental Protection (“NJDEP”) adopted an update to the New Jersey Solid Waste Management Plan (“State Plan”) to reinvigorate recycling throughout New Jersey; and

WHEREAS, the Bergen County Board of Chosen Freeholders adopted an update to the Bergen County Solid Waste Management Plan dated May 16, 2007 (the “County Plan Update”) that addressed the issues raised in the State Plan; and

WHEREAS on November 30, 2007, the NJDEP Commissioner certified that the County Plan Update incorporates the required provisions of the State Plan and reaffirms several ongoing solid waste management practices for Bergen County; and

WHEREAS, each Bergen County municipality is required to submit an updated version of the municipality’s recycling ordinance to the Bergen County Utilities Authority for review and approval no later than April 15, 2009; and

WHEREAS, the Governing Body of the Borough of Ridgefield desires to revise and supplement Chapter 317, Recycling, Article I, General Provisions, Section 317-5, Separation and Collection Requirements for Residential Users, Sub-Section 317-5(B), Designation of Recyclable Materials, and Section 317-6, Separation and Collection Requirements for Commercial Users, Sub-Section 317-6(B), Designation of Recyclable Materials, so that same are consistent with the Bergen County Plan Update.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, being the governing body thereof, that Chapter 317, Recycling, Article I, General Provisions, Section 317-5, Separation and Collection Requirements for Residential Users, Sub-Section 317-5(B), Designation Of Recyclable Materials of the Code of the Borough of Ridgefield, be and is hereby amended and supplemented to make same consistent with the Bergen County Plan Update as follows:

§ 317-5 (B) Designation of recyclable materials.

- (1) Mandatory. The following are identified as mandatory materials:
 - (a) Aluminum.
 - (b) Glass.
 - (c) Leaves.
 - (d) Newspapers/magazines.
 - (e) Ferrous metals (white metals).
 - (f) PET beverage containers.
 - (g) Plastic bottles.
 - (h) Bimetal (tin) cans.
 - (i) Grass clippings.
 - (j) White goods.
 - (k) Grass.
 - (l) Household-generated batteries.
 - (m) Construction and Demolition Debris (concrete, brick, tree parts, nonferrous metal, asphalt, corrugated cardboard; where practical).
 - (n) Corrugated Cardboard.
 - (o) Mixed Paper.
 - (p) Type 1 and 2 Plastic Containers.
- (2) Voluntary. The following are identified as voluntary recyclable materials:
 - (a) Automotive waste oil.

BE IT FURTHER ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, being the governing body thereof, that Chapter 317, Recycling, Article I, General Provisions, Section 317-6, Separation and Collection Requirements for Commercial Users, Sub-Section 317-6(B), Designation Of Recyclable Material of the Code of the Borough of Ridgefield, be and is hereby amended and supplemented to make same consistent with the Bergen County Plan Update as follows:

§ 317-6 (B) Designation of recyclable materials.

- (1) Mandatory. The following are identified as mandatory recyclable materials:
 - (a) Automotive waste oil.
 - (b) Corrugated cardboard.
 - (c) Glass, color-separated.
 - (d) Ferrous metals (white metals).
 - (e) Food waste.
 - (f) High-grade office paper.
 - (g) Leaves.
 - (h) Aluminum.
 - (i) White goods.
 - (j) Mixed paper.

- (k) Construction and demolition debris (concrete, brick, tree parts, nonferrous metal, asphalt, corrugated cardboard; where practical).
- (l) Grass.
- (m) Newspapers.
- (n) Household-generated batteries.
- (o) Type 1 and 2 Plastic Containers.

The remainder of this Chapter shall remain unchanged and in full force and effect.

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

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2082

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

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

introduced on the 9th day of March, 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	X			
Todd	X			
Vincentz	X			
Severino	X			
Castelli	X			
Acosta	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2082

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

BE IT ORDAINED by the Mayor and Council of the Borough of Ridgefield that fee for
the following programs by and within the Borough be amended as follows:

Summer Camp (K-8 th grade)		\$70.00
Rainy Day Camp		\$60.00
In Town Soccer (K-6 th grade)		\$40.00
	Resident	Non-Resident
Fall Season Travel Soccer (K-6 th grade)*	\$30.00	\$70.00
Fall Season Travel Soccer (7 th -8 th grade)*	\$40.00	\$70.00

*teams must be 50% Ridgefield residents

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2084

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

“AN ORDINANCE GRANTING MUNICIPAL CONSENT FOR THE PLACEMENT OF FACILITIES AND THE ESTABLISHMENT OF CABLE TELEVISION SERVICE IN THE BOROUGH OF RIDGEFIELD, COUNTY OF BERGEN AND STATE OF NEW JERSEY”

introduced on the 23rd day of March, 2009, 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 27th day of April, 2009 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 he is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2084

"AN ORDINANCE GRANTING MUNICIPAL CONSENT FOR THE PLACEMENT OF FACILITIES AND THE ESTABLISHMENT OF CABLE TELEVISION SERVICE IN THE BOROUGH OF RIDGEFIELD, COUNTY OF BERGEN AND STATE OF NEW JERSEY."

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

WHEREAS, on July 28, 1986 the Mayor and Council of the Borough of Ridgefield adopted Ordinance No. 1312, which granted its consent to Vision Cable Television Company, Inc., predecessor in interest to TWFanch-one Co., ("Company"), to place in and upon certain highways, streets, alleys, sidewalks, public ways and other public places in the Borough of Ridgefield, poles, wires, cables, underground conduits, manholes and other television conductors and fixtures necessary for the maintenance and operation of a cable television and cable communication system in the Borough of Ridgefield; and

WHEREAS, the Borough has determined that the Company has complied with the terms and conditions of its existing franchise and has provided quality service to the residents of the Borough and has demonstrated that it has the financial and technical ability to continue to provide such service to the Borough in accordance with the terms of its franchise;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, Bergen County, New Jersey that:

Section I. Purpose of the Ordinance

The Municipality hereby grants to TWFanch-one Co.[doing business as Time Warner Cable] "Company", which name is designated on the amended application and filed with the Board of Public Utilities of the State of New Jersey, its non-exclusive consent to place in, upon, along, across, above, over and under the highways, streets, alleys, sidewalks, public ways and public places in the Municipality, poles, wire, cables, underground conduits, manhole and other television conductors and fixtures necessary for the maintenance and operation in the Municipality of a cable television system and cable communications system. All of the commitments and statements contained in the application and any amendment thereto submitted in writing to the Municipality by the Company except as modified herein, are binding upon the Company as current conditions of this Consent. The Application, the contents of which may be modified by the Company from time to time in the ordinary course of business, provided that such modifications do not materially reduce the benefits to be provided to the municipality or

subscribers, shall be annexed hereto and made a part hereof as long as it does not conflict with State or federal law.

Section II. Definitions

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. Such meaning or definition of terms is supplemental to those definitions given under federal law, including but not limited to the rules and regulations of the Federal Communications Commission (47 C.F.R. §76.1 et seq.) and the Communications Act of 1934, (47 U.S.C. §521 et seq as amended) and the Cable Television Act (N.J.S.A. 48:5A-1 et seq.) and shall in no way be construed to broaden, alter or conflict with the Federal or State definitions:

(a) "Municipality" is the Borough of Ridgefield, County of Bergen, in the State of New Jersey.

(b) "Company" or "company" is the grantee of rights under this Ordinance and is known as TWFanch-one Co., which name is designated on the amended application filed with the Board of Public Utilities of the State of New Jersey, and which does business as Time Warner Cable.

(c) "Act" or "Cable Television Act" is Chapter 186 of the General Laws of New Jersey, 1972, Section 48:5A-1 et seq., as amended.

Section III. Statement of Findings

Public hearings concerning the franchise herein granted to the Company were held after proper public notice pursuant to the terms and conditions of the Act, the informal renewal proceedings initiated by the Company by letter dated March 18, 1999, and communications with the Board of Public Utilities and on dates meeting the approval of representatives of all applicants. The hearings have been held as above stated and have been fully open to the public, and the Municipality having received at these hearings all comments regarding the qualifications of the Company to receive this franchise, the Municipality hereby finds that the Company possesses the necessary legal, technical, character, financial and other qualifications, and that the Company's operating and construction arrangements are adequate and feasible. On July 23, 2001 the Municipality adopted Ordinance No. 1755 which granted continued municipal consent to the Company to own and operate its cable television and cable communications system in the Borough for a term of five years. Thereafter, the Company filed a Petition with the New Jersey Board of Public Utilities, pursuant to N.J.S.A. 48:5A-17, as well as under federal law, in which the Company contended that a term of five years was insufficient and unlawful. This matter was subsequently assigned to an Administrative Law Judge and settlement discussions were commenced. As a result, a settlement has been reached, pursuant to which the within ordinance is being adopted by the Borough.

Section IV. Duration of Franchise

The consent herein granted shall expire on October 6, 2011, which date is ten years from the date of expiration of the Company's Renewal Certificate of Approval issued by the Board of Public Utilities in Docket No. CE97040218.

Section V. Franchise Expiration and Renewal

If the Company seeks a successive consent, it shall prior to the expiration of this consent, apply for a municipal consent and Certificate of Approval in accordance with the Cable Television Act and applicable State and Federal Rules and Regulations. In accordance with the law relating thereto, this consent shall continue in effect until such time that a decision is made relative to the renewal of said Certificate of Approval.

Section VI. Franchise Fee

Pursuant to the terms and conditions of the Act, the Company shall, during each year of operation under the consent granted herein, pay to the Municipality, two percent (2%) of the gross revenues from all recurring charges in the nature of the subscription fees paid from subscribers to its cable television reception service in the Municipality, or such other amount that may be awarded pursuant to the municipality's petition under N.J.S.A. 48:5A-30(c) of the Act.

Section VII. Franchise Territory

The consent granted herein to the Company shall apply to the entirety of the Borough of Ridgefield, and any property hereafter annexed by the Municipality by law.

Section VIII. Construction Timetable

The Company shall be required to complete any proposed construction within the service area described in the application. Any timetable as presented in the application incorporated herein has been determined to be reasonable by the Municipality.

Section IX. Extension of Service

The Company shall be required to proffer service along any public right-of-way to any person's residence or business located in those areas of the franchise territory described herein, in accordance with the proposal for the provision of services as described in the application. Any additional extension of the system will be made in accordance with the line extension policy in the application.

Section X. Construction Requirements

Restoration: In the event that the Company or its agents shall disturb any pavement, street surfaces, sidewalks, driveways or other surfaces in the natural topography, the Company shall at its sole expense restore and replace such places or things so disturbed in as good condition as existed prior to the commencement of said work.

Relocation: If any time during the period of this consent the Municipality shall alter or change the grade of any street, alley or other way or place, the Company, upon reasonable notice by the Municipality, shall remove, re-lay and relocate its equipment at the expense of the Company.

Temporary Removal of Cables: The Company shall temporarily move or remove appropriate parts of its facilities to allow moving of buildings, machinery or in other similar circumstances. The expense shall be borne by the party requesting such action except when requested by the Municipality, in which case the Company shall bear the cost.

Removal or Pruning Trees: During the exercise of its rights and privileges under this franchise, the Company shall have the authority to prune trees upon and overhanging streets, alleys, sidewalks and public places of the Municipality so as to prevent the branches of such trees from coming in contact with the wires and cables of the Company. Such trimming shall be only to the extent necessary to maintain proper clearance for the Company's facilities and must be in compliance with the reasonable standards of pruning as established by the Environmental Commission and the Arborist.

Section XI. Local Office

During the term of this franchise and any renewal thereof, the Company shall maintain a local business office or agent for the purpose of receiving, investigating and resolving all complaints regarding the quality of service, equipment, malfunctions and similar matters. The present address of the Company for such purpose is 200 Roosevelt Avenue, Palisades Park, New Jersey. Such local business office shall be open during normal business hours, but in no event less than 9:00 a.m. through 5:00 p.m., Monday through Friday, holidays excepted.

Section XII. Municipal Complaint Officer

The Office of Cable Television is hereby designated as the Complaint Officer of the Municipality pursuant to N.J.S.A. 48:5A-26 (b). The Cable Television Advisory Committee formed by the Mayor and Council of the Municipality, or any designated persons or entity which may be appointed from time to time by the Mayor and Council of the Municipality, shall be empowered to receive any complaints and to process and forward these complaints to the Office of Cable Television. All complaints shall be received and processed in accordance with N.J.A.C. 14:17-6.5.

Section XIII Performance Bond

During the life of the franchise, the Company shall give a performance bond to the Municipality in the sum of \$25,000.00. Such bond shall be to ensure the faithful performance of all undertakings of the Company as represented in its application for municipal consent incorporated herein.

Section XIV Rates for CATV Reception Service

The rates of the Company shall be subject to regulation as permitted by federal and state law.

Section XV Basic Service

The Basic Service includes those channels that the company is required to carry by FCC rules and any channel that the company carries without a separate or additional charge.

Section XVI Liability Insurance

The Company agrees to maintain and keep in full force and effect at its sole expense at all times during the term of this consent, sufficient liability insurance naming the Borough of Ridgefield as an additional insured and insuring against loss in the minimum amounts of (1) \$1,000,000.00 for bodily injury or death to any one person, within the limit, however, of \$1,000,000.00 for bodily injury or death resulting from any one accident; (2) \$500,000.00 for property damage resulting from any one accident; and (3) \$500,000.00 for all other types of liability; or for any other amounts statutorily mandated.

Section XVII Municipal Liability

The Company shall hold the Municipality harmless for any liability arising out of the Company's operation and construction of its CATV system.

Section XVIII Free Service

The Company shall continue to provide free basic monthly service to schools, libraries and other municipal facilities as is done presently, and will in the future, endeavor to reasonably expand upon this free service, if, and to the extent that, same is reasonable, feasible and is required by law.

Section XIX Separability

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section XX Consistency with Future Federal and State Rules, Regulations,
and Orders

This consent shall be subject to applicable state and federal law.

Section XXI Force Majeure

The Company shall not be responsible for the failure to perform any of its obligations hereunder which may result from floods, fires, earthquakes, tornadoes or other acts of God; acts

of war or civil disobedience; strikes or other labor or job actions; or other circumstances beyond the reasonable control of the Company.

Section XXII Revocation of Ordinance No. 1755.

The Borough hereby revokes Ordinance No. 1755 which was adopted in October 2001 and which provided for only a five year consent from the Borough to the Company.

Section XXII Effective Date of the Ordinance

This municipal consent shall become effective as of the date upon which the Municipality receives written notification that the Company accepts the terms and conditions herein.

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Todd

ORDINANCE NO. 2085

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

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 131 ‘ANIMALS’, ARTICLE II “DOMESTIC ANIMALS” SECTION 131-8 “LICENSE FEES: EXPIRATION DATE”, IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE DEPARTMENT OF HEALTH”

introduced on the 23rd day of March, 2009, 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 27th day of April, 2009 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 he is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Todd

ORDINANCE NO. 2085

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 131 “ANIMALS”, ARTICLE II “DOMESTIC ANIMALS” SECTION 131-8 “LICENSE FEES; EXPIRATION DATE”, IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE DEPARTMENT OF HEALTH”

WHEREAS, in response to a growing concern over the cost of animal control services; and

WHEREAS, the Board of the Ridgefield Department of Health met and discussed the issue at the February 11, 2009 meeting; and

WHEREAS they determined that an increase in licensing fees can help offset some of the cost for animal control services; and

WHEREAS, the Governing Body of the Borough of Ridgefield desires to revise and supplement Chapter 131 “Animals”, Article II “Domestic Animals” Section 131-8 “License Fees; Expiration Date”, so that same are consistent with the recommendations of the Ridgefield Department of Health..

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, being the governing body thereof, that Chapter 131 “Animals”, Article II “Domestic Animals” Section 131-8 “License Fees; Expiration Date” of the Code of the Borough of Ridgefield be and is hereby amended and supplemented as follows:

§ 131-8 License fees; expiration date.

- A. The person applying for the dog license shall pay a fee of either:
 - (1) Twelve dollars (\$12) per year for any sterilized dog over the age of six months, which proof of sterilization must be presented at the time of application; or
 - (2) Fifteen dollars (\$15) per year for any non-sterilized dog over the age of six months.

- B. In addition, three-year licenses shall be available at a cost of:
 - (1) Thirty-four dollars (\$34) covering a three-year period for any sterilized dog over the age of six months, which proof of sterilization must be presented at time of application; or

(2) Forty-three dollars (\$43) for any non-sterilized dog over the age of six months.

- C. Except for the three-year licenses, which shall be renewed every three years, each license shall be renewed annually. Proof of rabies immunization must be presented at the time of license or renewal application. Said licenses, and renewals thereof, shall expire on the 30th day of June in each year. There shall be added to any license fee paid after July 31 of each year a late charge of twenty dollars (\$20).

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

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 130-2009

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

‘BIDS FOR THE LICENSE TO OPERATE THE SNACK BAR AT THE MUNICIPAL SWIMMING POOL COMPLEX, RIDGEFIELD, NEW JERSEY FOR YEARS 2009 AND 2010’

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 131-2009

WHEREAS, on February 6, 2001, TW Fanch-One Co. d/b/a Time Warner Cable submitted an Application for Renewal of Municipal Consent to the Borough, seeking approval of the continued construction, operation and maintenance by Time Warner Cable of its cable system in the Borough; and

WHEREAS, the Borough adopted Ordinance No. 1755 which granted such consent to Time Warner Cable for a period of five years which caused Time Warner Cable to file a petition before the New Jersey Board of Public Utilities seeking a Renewal Certificate of Approval for a period of at least ten years; and

WHEREAS, this petition filed by Time Warner Cable was forwarded to the Office of Administrative Law for disposition as a contested case; and

WHEREAS, the parties have engaged in discussions with regard to a settlement of this matter and have reached an agreement on the disposition of all issues in this matter,

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

1. The Stipulation of Settlement of the Administrative Law matter between the Borough and Time Warner Cable is hereby approved and Stephen F. Pellino, counsel for the Borough in this matter is hereby authorized to execute this stipulation on behalf of the Borough.
2. The letter agreement between Time Warner Cable and the Borough is hereby approved in the form attached hereto as Exhibit A and Stephen F. Pellino, counsel for the Borough in this matter is hereby authorized to execute this agreement on behalf of the Borough.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 132-2009

WHEREAS, the Rent Leveling Board (the "Board") did hear an application of Burling Associates, LLC d/b/a/ "Ridgefield Gardens" seeking a determination that certain improvements constituted a capital improvement which is to be paid in proportionate amounts over the useful life of the improvement by the tenants pursuant to the terms of Section § 322-9 of the Ridgefield Rent Leveling Ordinance for the capital improvement made to the electric systems at rental apartments known as Ridgefield Gardens; and

WHEREAS, the Board, after Hearings were granted and conducted, voted in favor of granting Burling Associates, LLC the surcharge; and

WHEREAS, the Ridgefield Tenants Organization, Inc. initially appealed to the Governing Body and was later substituted by Mr. Robert J. Williams and Mr. Jerome Ross (the "Appeal"); and

WHEREAS, in an effort to expedite the process to bring about a final resolution, the Mayor and Council passed Ordinance No. 2074 amending the Borough Code under § 322-15(D) of the Ridgefield Rent Leveling Ordinance to require a conclusion of an appeal hearing within 60 days of receiving a complete record; and

WHEREAS, the 60 day time period began to run as of the effective date of the Ordinance; and

WHEREAS, the Mayor and Council, despite its best efforts, were unable to meet to hold the hearing within the 60 day time period to consider the Appeal; and

WHEREAS, at the last regular meeting of the Mayor and Council held on February 23, 2009, the governing body passed Resolution No. 117-2009 to extend the time period to consider the Appeal an additional 30 days pursuant to Ordinance § 322-15(D) as amended by Ordinance No. 2074; and

WHEREAS, the time to consider that Appeal had already expired on February 19, 2009 in accordance with Ordinance § 322-15(D) as amended by Ordinance No. 2074, or 60 days from the effective date of the ordinance; and

WHEREAS, it has been determined that the Governing Body no longer has jurisdiction to hear the Appeal based on the automatic affirmation provided by the Ordinance § 322-15(D) as amended by Ordinance No. 2074; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that Resolution No. 117-2009 is hereby rescinded and the decision of the Rent Leveling Board is deemed affirmed pursuant to Ordinance § 322-15(D) as amended by Ordinance No. 2074.

COUNCIL VOTE

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

Approved:

Attest:

 Anthony R. Suarez, Mayor

 Martin A. Gobbo,
 Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Lonzisero

RESOLUTION NO. 133-2009

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Khaled Jabar be and is hereby authorized to work an additional 30.5 hours per pay period when needed to cover for full-time Municipal Court employees during their scheduled 2009 vacations.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 134-2009

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, Chas S. Winner, Inc. was awarded a State contract Number A72467 for Police Vehicles, Sedans, Rear Wheel Drive for the period September 11, 2008 through September 10, 2009; 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 in the purchase of a new Police Vehicle, Sedan for the Police Department.

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 a new Police Vehicle, Sedan through the NJ State contract in the amount of \$25,917.00 without public bidding.

BE IT FURTHER RESOLVED, that funds for said purchase are certified from the Police Vehicle Purchase line item budget account.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Lonzisero

RESOLUTION NO. 135-2009

WHEREAS, the Borough of Ridgefield awarded the contract for sewer and roadway improvements at various locations (the "Project") to Joseph M. Sanzari, Inc. at the last regular meeting on March 9, 2009; and

WHEREAS, the Governing Body wishes to change the contract amount to \$93,228.30 for Alternate #3 from the original bid package submitted by Joseph M. Sanzari, Inc.; and

WHEREAS, Joseph M. Sanzari, Inc. will still be the lowest bidder for this project if the Borough uses Alternate #3; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough hereby amends Resolution 123-2009 Awarding Bid to Joseph M. Sanzari, Inc.; and

BE IT FURTHER RESOLVED that the Mayor or Borough Administrator are authorized to execute the Contract to be prepared by the Borough Attorney; and

BE IT FURTHER RESOLVED that the amount of the Contract shall now be \$93,228.30 for the completion of the Project;

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer has confirmed the availability of such funds for the award of the Contract.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

CERTIFICATION OF AVAILABILITY OF FUNDS
RESOLUTION NO. 135-2009

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

Item: Sewer and Roadway Improvements
Vendor: Joseph M. Sanzari
Funding: \$93,228.30 –Capital Ordinance No. 2080

Joseph Luppino,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 136-2009

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment on Block 1104 Lot 8, also known as 701 Grand Avenue, for the years 2007 and 2008;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that 701 Grand Avenue Realty, LLC be issued a refund for \$1,370.00 for 2007 and \$2,982.00 for 2008;

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$4,352.00 made payable to 701 Grand Avenue Realty, LLC and mailed to Skoloff & Wolfe, PC, 293 Eisenhower Parkway, Livingston, New Jersey 07039.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 137-2009

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment on Block 2303 Lots 13 and 14, also known as 1038 Hoyt Avenue for the year 2008;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Hoyt Avenue Assoc./Kulite be refunded \$1,118.25 for Block 2303 Lot 13 for the year 2008 and \$372.75 for Block 2303 Lot 14 for the year 2008;

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue a check in the total amount of \$1,491.00 made payable to Hoyt Ave Assoc./Kulite and the Irwin Law Firm, PA and mailed to 80 Main Street, Suite 410, West Orange, New Jersey 07052.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Severino

RESOLUTION NO. 138-2009

WHEREAS, in accordance with N.J.S.A. 40:55D-53, the Borough of Ridgefield has received a request for the reduction of a Borough held Performance Guarantee in the form of a Bond for site improvements at a development known as Kathleen Court on the property known as Block 2607, Lots 1, 2, 3 & 4 on the Official Tax Map of the Borough of Ridgefield, County of Bergen, New Jersey; and

WHEREAS, the Mayor and Council of the Borough of Ridgefield have received and reviewed a report from the Borough Engineer dated March 9, 2009, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the aforesaid report recommends a partial reduction in the current Performance Guarantee Bond amount being held by the Borough; and

WHEREAS, the Mayor and Council desire to reduce the Performance Guarantee Bond amount in accordance with the recommendations of the Borough Engineer.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, that the Performance Guarantee in the form of a Bond amount posted for the Development known as Kathleen Court shall be reduced as follows:

(1) Performance Guarantee:

The Performance Guarantee Bond for site improvements in the original amount of \$186,264.00, shall be reduced by 75%, so that the amount to remain shall be to \$46,566.00; and

BE IT FURTHER RESOLVED, that the above reductions shall be subject to the payment of all fees required by the Planning Board and/or Developer's Agreement for the aforesaid development.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. The Developer
- b. The Bond Insurance Company
- c. Borough Engineer
- d. Borough Administrator

e. DeCotiis, FitzPatrick, Cole & Wisler, LLP

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Severino

RESOLUTION NO. 139-2009

WHEREAS, in accordance with N.J.S.A. 40:55D-53, the Borough of Ridgefield has received a request for the reduction of a Borough held Performance Guarantee in the form of a Bond for site improvements at a development known as Overpeck on the property known as Block 3501, Lot 1 on the Official Tax Map of the Borough of Ridgefield, County of Bergen, New Jersey; and

WHEREAS, the Mayor and Council of the Borough of Ridgefield have received and reviewed a report from the Borough Engineer dated March 9, 2009, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the aforesaid report recommends a partial reduction in the current Performance Guarantee Bond amount being held by the Borough; and

WHEREAS, the Mayor and Council desire to reduce the Performance Guarantee Bond amount in accordance with the recommendations of the Borough Engineer.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, that the Performance Guarantee in the form of a Bond amount posted for the Development known as Overpeck Plaza shall be reduced as follows:

(1) Performance Guarantee:

The Performance Guarantee Bond for site improvements in the original amount of \$750,000.00, shall be reduced by 50%, so that the amount to remain shall be to \$375,000.00; and

BE IT FURTHER RESOLVED, that the above reductions shall be subject to the payment of all fees required by the Planning Board and/or Developer's Agreement for the aforesaid development.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. The Developer
- b. The Bond Insurance Company
- c. Borough Engineer
- d. Borough Administrator

e. DeCotiis, FitzPatrick, Cole & Wisler, LLP

COUNCIL VOTE

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

Approved:

Attest:

Nicholas P. Lonzisero,
Council President

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Lonisero

RESOLUTION NO. 140-2009

WHEREAS, the Borough of Ridgefield requires professional services in connection with a New Jersey Department of Environmental Protection (“DEP”) Notice of Violation (“NOV”) for the Department of Public Works (“DPW”) underground storage tank leak for the installation of temporary wells/sampling (“the Project”);

WHEREAS, the Borough Engineer hired a subconsultant AccuTech Environmental Services to evaluate the deficiencies raised by the DEP at the Project site; and

WHEREAS, the DEP has informed the Borough that these deficiencies must be corrected or the Borough will face continuing violations; and

WHEREAS, the Borough must have this work performed immediately on an emergency basis; and

WHEREAS, the total cost for the work is estimated at \$7,025.00; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Borough is hereby authorizing AccuTech Environmental Services to perform the work associated with the Project to cure whatever deficiencies noticed by the DEP in an amount not to exceed \$7,025.00 for the entirety of the Project.

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer has confirmed the availability of such funds for the award of the Contract.

Approved:

Anthony R. Suarez, Mayor

Attest:

Martin A. Gobbo,
Borough Clerk

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

CERTIFICATION OF AVAILABILITY OF FUNDS
RESOLUTION NO. 140-2009

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

Item: Professional Services
Vendor: AccuTech Environmental Services
Funding: \$7,025.00 –Current Budget; Engineering

Joseph Luppino,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 141-2009

WHEREAS, an emergency has arisen with respect to current fund appropriations; and

WHEREAS, no adequate provision has been made in the fiscal 2009 temporary budget appropriations for the aforesaid purpose, and N.J.S.A. 40A: 4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the fiscal year 2009 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A.40A:4-20) including this resolution total \$10,652,819.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that in accordance with N.J.S.A. 40A:4-20, that an emergency temporary appropriation be and the same is hereby made for:

CURRENT FUND

General Administration	
Salaries & Wages	12,900.34
Rent Leveling	
Salaries & Wages	437.06
Other Expenses	743.00
Mayor & Council	
Salaries & Wages	3,889.85
Other Expenses	1,835.66
Municipal Clerk	
Salaries & Wages	7,229.01
Other Expenses	3059.44
Financial Administration	
Salaries & Wages	10,893.19
Other Expenses	4,995.00
Assessment of Taxes	
Salaries & Wages	1,274.47
Other Expenses	292.83
Professional Services	2,039.63
Collection of Taxes	
Salaries & Wages	6,368.00
Other Expenses	1,660.84

Legal Services & Costs	
Retainer	4,095.90
Other Expenses	17,982.00
Engineering Services	
Other Expenses	10,905.75
Planning Board	
Other Expenses	1,221.00
Professional Services	43.70
Board of Adjustment	
Other Expenses	437.06
Construction Code Officials	
Salaries & Wages	13,376.33
Other Expenses	2,104.83
Property Maintenance	
Other Expenses	688.20
Insurance	
Workers Compensation	33,300.00
Employee Health	173,826.00
Unemployment	3,524.25
Police Department	
Salaries & Wages	278,863.20
Vehicle Purchase	3,441.00
Dispatch Services	
Salaries & Wages	5,259.18
Emergency Management	
Salaries & Wages	2,497.50
Other Expenses	999.00
First Aid	
Clothing Allowance	6,715.50
Other Expenses	3,163.50
Community Service Officers	
Salaries & Wages	7,825.50
Other Expenses	1,165.50
Fire Department	
Clothing Allowance	16,171.31
Other Expenses	9,923.40
Hydrant Service	7,840.90
Fire Prevention	
Salaries & Wages	4,719.30
Other Expenses	2,145.91
Municipal Prosecutor	
Salaries & Wages	1,165.50
Department of Public Works	
Salaries & Wages	104,034.80
Other Expenses	12,404.25
Sanitation Collection	

Salaries & Wages	18,430.93
Other Expenses	5,334.94
Sanitary Landfill	33,300.00
Public Buildings & Grounds	
Other Expenses	12,841.31
Maintenance of Vehicles	
Streets & Roads	4,162.50
Fire	2,497.50
Police	3,996.00
Ambulance	499.50
Sanitation	2,081.25
Construction	83.25
Health	41.63
Board of Health	
Salaries & Wages	10,048.07
Other Expenses	6,243.75
Environmental Commission	
Other Expenses	830.42
Administration of Public Assistance	
Salaries & Wages	1,998.00
Other Expenses	499.50
Recreation Commission	
Salaries & Wages	11,655.00
Other Expenses	10,239.75
Youth Commission	
Salaries & Wages	915.75
Other Expenses	104.06
Celebration of Public Events	
Other Expenses	2,164.50
Public Library Contribution	57,342.60
Utilities	
Street Lighting	15,651.00
Electric & Gas	23,060.25
Telephone	9,768.00
Water	1,332.00
Sanitary Sewer-BCUA	154,706.30
Gasoline	15,817.50
Contingent Liabilities	416.25
Municipal Court	
Salaries & Wages	18,481.50
Other Expenses	3,330.00
Public Defender	
Other Expenses	832.50
Contribution to:	
PFRS	621,050.00
PERS	245,000.00

Social Security	28,305.00
Pension of Widow	1,831.50
Volunteer Fireman Pension	416.25
Volunteer Fireman Overage Pension	832.50
Debt Service	
Interest on Bonds	234,660.00
TOTAL CURRENT FUND	\$2,348,259.00

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 142-2009

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the following persons be hired as personnel for the Ridgefield Pool for the 2009 pool season at the hourly or seasonal rates indicated:

Bello	Albert	Lifeguard	\$ 7.50
Bickford	Richard	Lifeguard	\$ 8.00
Bonacci	Cathy	Desk	\$13.60
Bujas	Monica	Lifeguard	\$ 8.00
Buzancic	Fedja	Lifeguard	\$ 9.75
Camponogara	Ivan	Lifeguard	\$ 8.50
Camponogara	Sabina	Lifeguard	\$ 8.00
Cancian	Alex	Lifeguard	\$ 8.00
Carrera	Mike	Lifeguard	\$ 8.00
Catherina	Kevin	Lifeguard	\$ 8.75
Catherina	Patrick	Lifeguard	\$10.00
China	Alex	Lifeguard	\$ 9.50
Feliciano	Jason	Instructor	\$10.00
Ferdinand	Arielle	Lifeguard	\$ 8.50
Goldman	Alyssa	Lifeguard	\$ 8.00
Greco	Phillipp	Maintenance	\$ 8.00
Greco	Joette	Rec. Secretary	\$10.50
Gutshteyn	Evita	Desk	\$11.00
Handschin	Ryan	Lifeguard	\$ 8.00
Herbig	Jonathan	Lifeguard	\$ 9.50
Jang	John	Lifeguard	\$ 8.00
Kolenovic	Emily	Lifeguard	\$ 8.50
Konrad	Sabina	Lifeguard	\$ 8.00
Kopec	Paulina	Lifeguard	\$ 8.00
Lada	Aleksandra	Instructor	\$10.25
Lado	David	SUB MAN	\$10.50
Lado	Robert	SUB MAN	\$11.25
Lee	Danny	Lifeguard	\$ 8.75
Lynch	Kaitlyn	Lifeguard	\$ 8.75
Magriples	Katherine	Lifeguard	\$ 8.25
Magriples	Kristena	Lifeguard	\$ 8.00
Melendez	Nancy	Gate	\$ 8.75
Meller	Edward (JJ)	HEAD GUARD	\$13.25

Midgley	Cody	Lifeguard	\$ 8.50
Mouzakitis	Alecco	Gate	\$ 9.00
Mouzakitis	Evangelous	Lifeguard	\$10.00
Muccia	Amanda	HEAD GUARD	\$13.50
Muneyyirici	John	Lifeguard	\$ 8.00
Park	Janice	Lifeguard	\$ 8.50
Penabad	Andrew	Lifeguard	\$ 9.50
Ruppert	Keith	Lifeguard	\$ 9.50
Ruppert	Kyle	Lifeguard	\$ 9.00
Sinclair	Allison	HEAD GUARD	\$13.00
Sinclair	Stephanie	Lifeguard	\$10.25
Skoblar	Daniel	Lifeguard	\$ 8.00
Skoblar	Matthew	Lifeguard	\$ 9.00
Skoblar	Philip	Lifeguard	\$ 9.50
Spoleti	Daniella	Instructor	\$10.25
Spoleti	Gabriella	Lifeguard	\$ 8.25
Tejada	Jefferson	Lifeguard	\$ 8.00
Trifari	Ethan	Lifeguard	\$ 8.00
Turro	Leigh	Lifeguard	\$ 8.00
Turro	Stephen	Gate/Desk	\$ 9.00
Vermeal	Ashley	Lifeguard	\$ 8.00
Vermeal	Kyle	Lifeguard	\$ 8.25
Vermeal	Sean	Lifeguard	\$10.00
Wiss	Rita	Desk	\$11.00
Wunder	Michael	SUB Gate	\$ 9.75
Wunder	Sharon	Manager	\$13,455
Yannuzzi	Alex	SUB MAN	\$11.00
Yamnuzzi	Rachel	SUB MAN	\$11.25
Zakarian	Lena	Lifeguard	\$10.25

Approved:

 Anthony R. Suarez, Mayor

Attest:

 Martin A. Gobbo,
 Borough Clerk

COUNCIL VOTE

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

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 143-2009

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

DEBBIE FUGNITTI

be hired as Summer Playground Director for the 2009 Summer Camp Season at the hourly rate of \$18.00

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 144-2009

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

1. Aristides F. Hernandez is hereby appointed as Public Defender for calendar year 2009 according to the terms and conditions of a certain professional services agreement which is attached hereto.
2. The Mayor and Borough Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Aristides F. Hernandez.
3. A notice of this action shall be printed in the Record.
4. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
PUBLIC DEFENDER

THIS IS A CONTRACT for professional services made by and between the Borough of Ridgely, County of Bergen, State of New Jersey, hereinafter called the "BOROUGH", and Aristides F. Hernandez, having offices at _____, _____, New Jersey, hereinafter called the "PUBLIC DEFENDER".

WHEREAS, the Mayor and Council of the Borough of Ridgely previously appointed Aristides F. Hernandez as PUBLIC DEFENDER for calendar year 2009; and

WHEREAS, pursuant to law, the Mayor and Council have authorized the Mayor and Borough Clerk to enter into an agreement with the Public Defender for professional services as PUBLIC DEFENDER without competitive bid; and

WHEREAS, it is desirable and appropriate that the parties enter into a formal contract to memorialize the rights, duties and obligations of the parties;

NOW, THEREFORE, IT IS AGREED by and between the parties, in consideration for the mutual promises and covenants contained herein, as follows:

1. **ENGAGEMENT:** The BOROUGH hereby engages the PUBLIC DEFENDER to serve as Borough PUBLIC DEFENDER for calendar year 2009, or until her/his successor qualifies. The PUBLIC DEFENDER hereby accepts such engagement and agrees to provide the services required under this agreement.
2. **SCOPE OF SERVICES:** The PUBLIC DEFENDER shall perform all appropriate services on an as needed basis for the BOROUGH, including all matters which in the reasonable opinion of the Mayor and Council should be referred to the PUBLIC DEFENDER and all matters which by law and/or tradition should be referred to and handled by the PUBLIC DEFENDER.
3. **PAYMENT FOR SERVICES:** The BOROUGH agrees to pay to the PUBLIC DEFENDER for services rendered pursuant to this agreement the sum of \$200.00 for each court session attended. The PUBLIC DEFENDER shall submit appropriate vouchers on a periodic basis for services rendered.
4. **ENGAGING OTHERS:** Nothing in this agreement shall prohibit the BOROUGH from engaging other public defenders for specific matters if in the opinion of the Mayor and Council such is necessary.
5. **INCORPORATION OF CERTAIN PROVISIONS:**

- A. The parties to this agreement agree to incorporate into same the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Department of the Treasury, pursuant to P.L. 1975, c.127, as amended and supplemented from time to time, and the PUBLIC DEFENDER agrees to fully comply with the terms, provisions and obligations of said regulation, provided that said subsection shall be applied subject to the terms of subsection 3.4(d) of said regulations.

- B. The parties to this agreement agree to incorporate into same the mandatory language of section 5.3 of the Regulations promulgated by the Department of the Treasury pursuant to P.L. 1975, c.127, as amended and supplemented from time to time and the PUBLIC DEFENDER agrees to comply fully with the terms, provisions and obligations of said regulation.

IN WITNESS WHEREOF, the parties have set their hands and seals on the day and year affixed next to their respective signatures.

DATE:

BOROUGH OF RIDGEFIELD

Anthony R. Suarez, Mayor

ATTEST:

Martin A. Gobbo,
Borough Clerk

WITNESS:

DATE:

Aristides F. Hernandez

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 145-2009

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

1. Sarah K. Resch is hereby appointed as Public Defender for calendar year 2009 according to the terms and conditions of a certain professional services agreement which is attached hereto.
2. The Mayor and Borough Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Sarah K. Resch.
3. A notice of this action shall be printed in the Record.
4. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
PUBLIC DEFENDER

THIS IS A CONTRACT for professional services made by and between the Borough of Ridgefield, County of Bergen, State of New Jersey, hereinafter called the "BOROUGH", and Sarah K. Resch, having offices at _____, _____, New Jersey, hereinafter called the "PUBLIC DEFENDER".

WHEREAS, the Mayor and Council of the Borough of Ridgefield previously appointed Sarah K. Resch as PUBLIC DEFENDER for calendar year 2009; and

WHEREAS, pursuant to law, the Mayor and Council have authorized the Mayor and Borough Clerk to enter into an agreement with the Public Defender for professional services as PUBLIC DEFENDER without competitive bid; and

WHEREAS, it is desirable and appropriate that the parties enter into a formal contract to memorialize the rights, duties and obligations of the parties;

NOW, THEREFORE, IT IS AGREED by and between the parties, in consideration for the mutual promises and covenants contained herein, as follows:

6. ENGAGEMENT: The BOROUGH hereby engages the PUBLIC DEFENDER to serve as Borough PUBLIC DEFENDER for calendar year 2009, or until her/his successor qualifies. The PUBLIC DEFENDER hereby accepts such engagement and agrees to provide the services required under this agreement.
7. SCOPE OF SERVICES: The PUBLIC DEFENDER shall perform all appropriate services on an as needed basis for the BOROUGH, including all matters which in the reasonable opinion of the Mayor and Council should be referred to the PUBLIC DEFENDER and all matters which by law and/or tradition should be referred to and handled by the PUBLIC DEFENDER.
8. PAYMENT FOR SERVICES: The BOROUGH agrees to pay to the PUBLIC DEFENDER for services rendered pursuant to this agreement the sum of \$200.00 for each court session attended. The PUBLIC DEFENDER shall submit appropriate vouchers on a periodic basis for services rendered.
9. ENGAGING OTHERS: Nothing in this agreement shall prohibit the BOROUGH from engaging other public defenders for specific matters if in the opinion of the Mayor and Council such is necessary.
10. INCORPORATION OF CERTAIN PROVISIONS:
 - A. The parties to this agreement agree to incorporate into same the mandatory language of subsection 3.4(a) of the Regulations promulgated by the

Department of the Treasury, pursuant to P.L. 1975, c.127, as amended and supplemented from time to time, and the PUBLIC DEFENDER agrees to fully comply with the terms, provisions and obligations of said regulation, provided that said subsection shall be applied subject to the terms of subsection 3.4(d) of said regulations.

- B. The parties to this agreement agree to incorporate into same the mandatory language of section 5.3 of the Regulations promulgated by the Department of the Treasury pursuant to P.L. 1975, c.127, as amended and supplemented from time to time and the PUBLIC DEFENDER agrees to comply fully with the terms, provisions and obligations of said regulation.

IN WITNESS WHEREOF, the parties have set their hands and seals on the day and year affixed next to their respective signatures.

DATE:

BOROUGH OF RIDGEFIELD

Anthony R. Suarez, Mayor

ATTEST:

Martin A. Gobbo,
Borough Clerk

WITNESS:

DATE:

Sarah K. Resch

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Lonziser

RESOLUTION NO. 146-2009

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield, at the recommendation of the Zoning Board of Adjustment, that

CRAIG P. BOSSONG

be appointed as Zoning Board of Adjustment Attorney for calendar year 2009.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonziser				
Todd				
Conner				
Veri				
Acosta				
Mayor Suarez				

REMOVED FROM AGENDA

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 147-2009

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

1. Craig P. Bossong is hereby appointed as Zoning Board of Adjustment Attorney for calendar year 2009 according to the terms and conditions of a certain professional services agreement which is attached hereto.
2. The Mayor and Borough Clerk be and hereby are authorized and directed to execute the attached Professional Services Agreement with Craig P. Bossong.
3. A notice of this action shall be printed in the Record.
4. A copy of this Resolution and a copy of the attached contract shall be made available for public inspection as required by law.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

CONTRACT FOR PROFESSIONAL SERVICES WITH
ZONING BOARD OF ADJUSTMENT ATTORNEY

THIS IS A CONTRACT for professional services made by and between the Borough of Ridgefield, County of Bergen, State of New Jersey, hereinafter called the "BOROUGH", and Craig P. Bossong, having offices at _____, _____, New Jersey, hereinafter called the "ZONING BOARD OF ADJUSTMENT ATTORNEY".

WHEREAS, the Mayor and Council of the Borough of Ridgefield previously appointed Craig P. Bossong as ZONING BOARD OF ADJUSTMENT ATTORNEY for calendar year 2009; and

WHEREAS, pursuant to law, the Mayor and Council have authorized the Mayor and Borough Clerk to enter into an agreement with the Zoning Board of Adjustment Attorney for professional services as ZONING BOARD OF ADJUSTMENT ATTORNEY without competitive bid; and

WHEREAS, it is desirable and appropriate that the parties enter into a formal contract to memorialize the rights, duties and obligations of the parties;

NOW, THEREFORE, IT IS AGREED by and between the parties, in consideration for the mutual promises and covenants contained herein, as follows:

1. **ENGAGEMENT:** The BOROUGH hereby engages the ZONING BOARD OF ADJUSTMENT ATTORNEY to serve as Borough ZONING BOARD OF ADJUSTMENT ATTORNEY for calendar year 2009, or until her/his successor qualifies. The ZONING BOARD OF ADJUSTMENT ATTORNEY hereby accepts such engagement and agrees to provide the services required under this agreement.

2. **SCOPE OF SERVICES:** The ZONING BOARD OF ADJUSTMENT ATTORNEY shall perform all appropriate services on an as needed basis for the BOROUGH, including all matters which in the reasonable opinion of the Mayor and Council should be referred to the ZONING BOARD OF ADJUSTMENT ATTORNEY and all matters which by law and/or tradition should be referred to and handled by the ZONING BOARD OF ADJUSTMENT ATTORNEY.

3. **PAYMENT FOR SERVICES:** The BOROUGH agrees to pay to the ZONING BOARD OF ADJUSTMENT ATTORNEY for services rendered pursuant to this agreement the sum of \$85.00 per hour and \$125.00 per meeting. The ZONING BOARD OF ADJUSTMENT ATTORNEY shall submit appropriate vouchers on a periodic basis for services rendered.

4. ENGAGING OTHERS: Nothing in this agreement shall prohibit the BOROUGH from engaging other attorneys for specific matters if in the opinion of the Mayor and Council such is necessary.
5. INCORPORATION OF CERTAIN PROVISIONS:
 - A. The parties to this agreement agree to incorporate into same the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Department of the Treasury, pursuant to P.L. 1975, c.127, as amended and supplemented from time to time, and the ZONING BOARD OF ADJUSTMENT ATTORNEY agrees to fully comply with the terms, provisions and obligations of said regulation, provided that said subsection shall be applied subject to the terms of subsection 3.4(d) of said regulations.
 - B. The parties to this agreement agree to incorporate into same the mandatory language of section 5.3 of the Regulations promulgated by the Department of the Treasury pursuant to P.L. 1975, c.127, as amended and supplemented from time to time and the ZONING BOARD OF ADJUSTMENT ATTORNEY agrees to comply fully with the terms, provisions and obligations of said regulation.

IN WITNESS WHEREOF, the parties have set their hands and seals on the day and year affixed next to their respective signatures.

DATE:

BOROUGH OF RIDGEFIELD

Anthony R. Suarez, Mayor

ATTEST:

Martin A. Gobbo,
Borough Clerk

WITNESS:

DATE:

Craig P. Bossong

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 148-2009

BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Linda Prina, Assistant Borough Clerk, receive a salary increase of \$2,000 retroactive to January 1, 2009 due to the additional responsibilities of processing workers compensation and general liability claims and maintaining and processing Borough-owned motor vehicle records and other related work.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Lonziserio

RESOLUTION NO. 149-2009

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

CARL JENNE

be appointed as Zoning Board of Adjustment Engineer for calendar year 2009.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonziserio				
Sevinc				
Acosta				
Mayor Suarez				

REMOVED FROM AGENDA

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
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 23, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 150-2009

BE IT RESOLVED, that warrants totaling \$1,825,584.08
be drawn on the following accounts:

CURRENT	\$1,788,177.29
TRUST	\$34,573.99
POOL	\$1,971.77
DOG LICENSE	\$13.20
COAH	\$847.83
TOTAL	\$1,825,584.08

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Severino

RESOLUTION NO. 151-2009

WHEREAS, the Borough of Ridgefield requires the services of a professional company to perform maintenance and replacement of the existing shingle roof, gutters and leaders at the Ridgefield Ambulance Corps Building (the "Project"); and

WHEREAS, the Governing Body did publish a Request for Proposals ("RFP") for the Project; and

WHEREAS, the Borough Clerk opened such bids on March 5, 2009; and

WHEREAS, the lowest bidder, Bragaton Construction, Inc. provided a bid package that is in order and meets all of the mandatory permissive statutory requirements; and

WHEREAS, the Governing Body has reviewed the lowest bid submitted by Bragaton Construction, Inc.; and

WHEREAS, under N.J.S.A. 40A:11-24, the Borough of Ridgefield had sixty (60) days from the opening of the bid to award the bid to Bragaton Construction, Inc.; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough hereby awards a Contract to perform maintenance and replacement of the existing shingle roof, gutters and leaders at the Ridgefield Ambulance Corps Building; and

BE IT FURTHER RESOLVED that the Mayor or Borough Administrator are authorized to execute the Contract to be prepared by the Borough Attorney; and

BE IT FURTHER RESOLVED that the amount of the Contract shall be \$29,600.00 for the completion of the Project;

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer has confirmed the availability of such funds for the award of the Contract.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A, Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Severino

RESOLUTION NO. 152-2009

WHEREAS, the Borough of Ridgefield requires the services of a professional company to perform tree pruning of certain trees on a list provided by the Department of Public Works (the "Project"); and

WHEREAS, the Governing Body did publish a Request for Proposals ("RFP") for the Project; and

WHEREAS, the Borough Clerk opened such bids on December 23, 2008; and

WHEREAS, the lowest bidder, Downes Tree Service provided a bid package that is in order and meets all of the mandatory permissive statutory requirements; and

WHEREAS, the Governing Body has reviewed the lowest bid submitted by Downes Tree Service; and

WHEREAS, under N.J.S.A. 40A:11-24, the Borough of Ridgefield had sixty (60) days from the opening of the bid to award the bid to Downes Tree Service; and

WHEREAS, the time to award the contract was extended thirty (30) days with the permission of the bidders;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough hereby awards a Contract to perform tree pruning of certain trees on a list provided by the Department of Public Works; and

BE IT FURTHER RESOLVED that the Mayor or Borough Administrator are authorized to execute the Contract to be prepared by the Borough Attorney; and

BE IT FURTHER RESOLVED that the amount of the Contract shall be \$4,445.00 for the completion of the Project;

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer has confirmed the availability of such funds for the award of the Contract.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Severino

RESOLUTION NO. 153-2009

WHEREAS, the Borough of Ridgefield requires the services of a professional company to perform stump and hazardous tree removal of certain trees on a list provided by the Department of Public Works (the "Project"); and

WHEREAS, the Governing Body did publish a Request for Proposals ("RFP") for the Project; and

WHEREAS, the Borough Clerk opened such bids on December 23, 2008; and

WHEREAS, the lowest bidder, Dujets Tree Experts, Inc. provided a bid package that is in order and meets all of the mandatory permissive statutory requirements; and

WHEREAS, the Governing Body has reviewed the lowest bid submitted by Dujets Tree Experts, Inc.; and

WHEREAS, under N.J.S.A. 40A:11-24, the Borough of Ridgefield had sixty (60) days from the opening of the bid to award the bid to Dujets Tree Experts, Inc.; and

WHEREAS, the time to award the contract was extended thirty (30) days with the permission of the bidders;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough hereby awards a Contract to perform stump and hazardous tree removal of certain trees on a list provided by the Department of Public Works; and

BE IT FURTHER RESOLVED that the Mayor or Borough Administrator are authorized to execute the Contract to be prepared by the Borough Attorney; and

BE IT FURTHER RESOLVED that the amount of the Contract shall be \$11,232.00 for the completion of the Project;

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer has confirmed the availability of such funds for the award of the Contract.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A, Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 23, 2009

Presented by Councilman Todd

RESOLUTION NO. 154-2009

WHEREAS, the Governing Body has determined that they would like to terminate the current Borough Administrator, Roberta Stern; and

WHEREAS, N.J.S.A. 40A:9-137, which governs the term of office of the Administrator states that the term “shall be at the pleasure of the governing body”; and

WHEREAS, N.J.S.A. 40A:9-138 authorizes the Governing Body to remove an administrator by resolution and approval of 2/3 vote of the Governing Body; and

WHEREAS, pursuant to N.J.S.A. 40A:9-138, the Governing Body shall cause to be paid 3 months salary for immediate removal or 3 months notice; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that employment of Roberta Stern as Borough Administrator for the Borough of Ridgefield is hereby terminated effective 90 days from the date of the expiration of her current contract.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk