

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session, and Regular Meeting of the Mayor and Council

Date: March 9, 2009

Open Public Meetings Statement by Mayor Suarez

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

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

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

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

Pledge of Allegiance

Invocation: Reverend Len Masquelier, English Neighborhood Reformed Church

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-EXEC. SESSION

	PRESENT	ABSENT
Mayor Suarez	X	
Lonzisero	X	
Todd	X	
Vincentz	X	
Severino	X	
Castelli	X	
Acosta	X	

ROLL CALL-PUBLIC SESSION

	PRESENT	ABSENT
Mayor Suarez	X	
Lonzisero	X	
Todd	X	
Vincentz	X	
Severino	X	
Castelli	X	
Acosta	X	

As advertised, hearing will be held on Ordinance No. 2078 entitled, “AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 375, PARKING, STOPPING AND STANDING ON SPECIFIC STREETS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

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

Public Hearing

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

Final Reading of Ordinance

Roll Call

NOTE: Ordinance No. 2079 entitled, "AN ORDINANCE ESTABLISHING THE BOROUGH OF RIDGEFIELD ETHICS IN AUTONOMOUS BOARDS ACT" was tabled.

As advertised, hearing will be held on Ordinance No. 2080 entitled, "A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$100,000 FOR VARIOUS SEWER AND ROADWAY IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$100,000 FROM A COMMUNITY DEVELOPMENT BLOCK GRANT"

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

Introduction of 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"

First Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2082 entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 1661 ENTITLED, AN ORDINANCE FIXING FEES FOR PROGRAMS OF THE RECREATION AND PARKS DEPARTMENT"

First Reading of Ordinance

Roll Call

Introduction of 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"

First Reading of Ordinance

Roll Call

PROPOSED CONSENT AGENDA:

	Motion:	Second:
118-2009	Councilman Vincentz	Increase of Change Fund for Tax Department
119-2009	Mayor Suarez	Appoint Additional Police and Fire Physicians and Surgeons
120-2009	Councilman Vincentz	Stipulation of Settlement-587 Bergen Boulevard
121-2009	Councilman Vincentz	Overpayment of Taxes-Block 1801, Lot 1
122-2009	Mayor Suarez	Proclamation-Poison Prevention Week
123-2009	Councilman Lonziserio	Award Bid-Sewer and Roadway Improvements
124-2009	Councilman Vincentz	Fully Exempt Veteran
125-2009	Councilman Vincentz	Audit Recommendation
126-2009	Councilman Lonziserio	Support Participation in the Sustainable Jersey Municipal Certification Program- REMOVED FROM CONSENT

COUNCIL VOTE

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

RESOLUTIONS:

127-2009	Councilman	Rescinding Resolution No. 117-2009 For Lack Of Jurisdiction
128-2009	Councilman Vincentz	Warrants

COMMENTS BY MAYOR:

N.J. State Firemen's Association Membership:

Jair E. Reyes
Company No. 1
953 Ray Avenue

APPROVED

COMMENTS BY COUNCILMEN:

COMMENTS BY ADMINISTRATOR:

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

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

Respectfully submitted,

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 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

- Eric Harrison

____ 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.

COUNCIL VOTE

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2078

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

“AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 375, PARKING, STOPPING AND STANDING ON SPECIFIC STREETS, OF THE CODE OF THE BOROUGH OF RIDGEFIELD”

introduced on the 23rd day of February, 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 February 23, 2009

Presented by Councilman Lonisero

ORDINANCE NO. 2078

“AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 375, PARKING, STOPPING
AND STANDING ON SPECIFIC STREETS, OF THE CODE OF THE BOROUGH OF
RIDGEFIELD”

Section I: Section 375-5 of Article II of Chapter 375 of the Code of the Borough of Ridgefield, entitled “No Parking Areas”, be and hereby is amended by adding to the existing language of said ordinance four new subsections (to be assigned by code publisher) as follows:

On the westerly side of Prospect Avenue beginning at the intersection of the western curb line of Prospect Avenue and the southern curb line of Banta Place and continuing in a southerly direction a distance of 65 feet.

On the westerly side of Prospect Avenue beginning at the intersection of the western curb line of Prospect Avenue and the northern curb line of Banta Place and continuing in a northerly direction a distance of 50 feet.

On the easterly side of Prospect Avenue beginning at the intersection of the eastern curb line of Prospect Avenue and the southern curb line of Banta Place and continuing in a southerly direction a distance of 67 feet.

On the easterly side of Prospect Avenue beginning at the intersection of the eastern curb line of Prospect Avenue and the northern curb line of Banta Place and continuing in a northerly direction a distance of 50 feet.

Section II: In all other respects, the terms and provisions of Chapter 375 of the Code of the Borough of Ridgefield are hereby ratified and affirmed.

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

Section IV: This ordinance shall take effect immediately upon 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 9, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2080

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

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$100,000 FOR VARIOUS SEWER AND ROADWAY IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$100,000 FROM A COMMUNITY DEVELOPMENT BLOCK GRANT”

introduced on the 23rd day of February, 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 February 23, 2009

Presented by Councilman Vincentz

ORDINANCE NO. 2080

“A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$100,000 FOR VARIOUS SEWER AND ROADWAY IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF RIDGEFIELD AND TO APPROPRIATE \$100,000 FROM A COMMUNITY DEVELOPMENT BLOCK GRANT”

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

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby respectively authorized as a general improvement to be made by the Borough of Ridgefield, New Jersey, for the said improvements or purposes stated in Section 2, there are hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations herefore made thereof and amounting in the aggregate to \$100,000 which is now available from a 2000/2001 Community Development Block Grant to be received from the Bergen County Department of Planning and Economic Development, Division of Community Development.

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

Various Sewer and Roadway Improvements to Streets as noted on a list maintained on file in Borough Hall consisting of the replacement and repair of damaged sewer pipes, repair of deteriorated inlets and manholes, milling and resurfacing of roadway, including all work and materials necessary and incidental thereto	<u>\$100,000</u>
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SECTION 3. It is hereby determined and stated:

- (a) That said purpose is not a current expense. That the same is an improvement which the municipality may lawfully make and that no part of the cost of said improvement has been or shall be specifically be assessed on properties specifically benefited.
- (b) It is not necessary to finance said appropriation by the issuance of obligations by the Borough of Ridgefield pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the appropriation thereof shall

be available from a 2000/2001 Community Development Block Grant to be provided by the Bergen County Department of Planning and Economic Development, Division of Community Development, in the amount of \$100,000.

SECTION 4. The Capital Budget of the Borough of Ridgefield is hereby amended or established to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing all detail of the amended or temporary Capital Budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and is available for public inspection.

SECTION 5. The sum of \$100,000 is hereby appropriated for the aforementioned purpose.

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

Presented by Councilman Lonziserio

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 first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 23rd day of March, 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
Lonziserio	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 9, 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 first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 23rd day of March, 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 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 9, 2009

Presented by Mayor Suarez

ORDINANCE NO. 2083

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 366 “TOW TRUCKS”, SECTION 366-12 “ISSUANCE OR DENIAL OF LICENSE”, TO CHANGE THE NUMBER OF ALLOWABLE TOW TRUCK COMPANIES FROM FOUR TO SIX”

introduced on the 9th 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 23rd day of March, 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 TO TABLE

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

TABLED:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

Presented by Mayor Suarez

ORDINANCE NO. 2083

“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”

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 366 Tow Trucks Section 366-12 Issuance or Denial of License of the Code of the Borough of Ridgefield be and is hereby amended and supplemented to increase number of tow truck companies selected by the Mayor and Council as follows:

§ 366-12. Issuance or denial of license.

The Mayor and Council shall, once every two years, select six towing companies to perform towing work pursuant to this chapter and to be licensed pursuant to this chapter for a term to commence on January 1 of the year of licensing to the last day of December of the second year following the grant of a license. The Mayor and Council, or its designated committee, may interview representatives of each applicant. The Mayor and Council shall award the license based on the following criteria, after reviewing the applications, criminal background checks, driver's license abstract reports and reports from the Chief of Police and other Borough agencies.

- A. Experience in field.
- B. Number, quality and capacity of tow trucks and ability to respond to various towing situations.
- C. Criminal history.
- D. Prior problems in the towing business.
- E. Ability to provide safe, prompt and efficient towing service pursuant to the terms and provisions of this chapter.
- F. Locations of offices and yards in relation to the Borough of Ridgefield.
- G. Recommendations of the Police Department.
- H. Compliance with the terms of the chapter.
- I. Completeness and accuracy of the application.

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.

TABLED:

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

RESOLUTION NO. 118-2009

WHEREAS, currently the Tax Collector has a change fund in the amount of \$50.00 and there is a need for a larger fund due to the volume of activity and the increased amount of property taxes.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer increase the amount of the Tax Collector change fund from \$50.00 to \$100.00 effective immediately;

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the State of New Jersey, Director of the Division of Local Government Services.

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 Mayor Suarez

RESOLUTION NO. 119-2009

BE IT RESOLVED, that the Mayor by and with the consent of the Council appoints:

VINETA SPUNTELIS-ZALITE, DC
MICHAEL ERRICHELLO, DC

as additional Police and Fire Physicians and Police and Fire Surgeons for the Year 2009.

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

RESOLUTION NO. 120-2009

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment on Block 1909 Lot 10, also known as 587 Bergen Boulevard for the year 2008.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that 617 Realty Management Co, Inc. be issued a refund in the amount of \$1,689.31 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 \$1,689.31 made payable to Michael I. Schneck, Trustee for 617 Realty Management Co, Inc. and mailed to Schneck, Holtzman, LLC 301 S. Livingston Avenue, Livingston NJ 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 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 121-2009

WHEREAS, an overpayment of taxes in the Borough of Ridgefield was received for the First Quarter 2003 taxes on Block 1801 Lot 1, further known as property located on Bell Drive;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that a refund in the amount of \$21,426.94 for the First Quarter 2003 be issued to Argix Direct;

BE IT FURTHER RESOLVED that the Chief Financial Officer/Treasurer be and he is hereby authorized to issue a check in the total amount of \$21,426.94 made payable to Argix Direct Attn: Alan Darwick and mailed to PO Box 1079, East Brunswick, New Jersey 08816-1079.

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 Mayor Suarez

Proclamation
RESOLUTION NO. 122-2009

WHEREAS, our society has become increasingly dependent on various household and industrial chemicals that comprise the materials surrounding us and that save labor and time; and

WHEREAS, these products, including the patent drugs used to ensure health and sustain life, when not used as directed or intended, can be hazardous or fatal; and

WHEREAS, consumers and health care professionals need and desire a source of information for their questions regarding the use of prescriptive and non-prescriptive medications; and

WHEREAS, approximately half of accidental poisonings which occur each year happen to children under five years of age; and

WHEREAS, the New Jersey Department of Health and Senior Services, has been working with its government counterparts and statewide organizations such as the New Jersey Pharmacists Association, the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Chapter of the American College of Emergency Physicians, the Academy of Medicine of New Jersey and the New Jersey Society of Health System Pharmacists on programs that inform citizens about the hazards of accidental poisoning; and

WHEREAS, the New Jersey Poison Information And Education System (NJPIES) is a poison control and drug information program that provides services to the residents and health professionals of every county on a 24-hour basis, 7 days a week; through the national toll free telephone number - 1-800-222-1222;

NOW, THEREFORE, I, Anthony R. Suarez, Mayor of the Borough of Ridgefield of New Jersey, do hereby proclaim

MARCH 15 - 21, 2009
AS
POISON PREVENTION WEEK

in the Borough of Ridgefield, and urge all citizens to take this opportunity to make their homes as safe as possible and to correct any potentially dangerous situations.

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 Lonziser

RESOLUTION NO. 123-2009

WHEREAS, the Borough of Ridgefield requires the services of a professional company to perform for sewer and roadway improvements at various locations (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 January 15, 2009; and

WHEREAS, the lowest bidder Joseph M. Sanzari, 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 Joseph M. Sanzari, 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 Joseph M. Sanzari, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Borough hereby awards a Contract to perform for sewer and roadway improvements at various locations; 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 \$79,951.30 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
Lonziser	X			
Todd	X			
Vincentz	X			
Severino	X			
Castelli	X			
Acosta	X			
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

CERTIFICATION OF AVAILABILITY OF FUNDS
RESOLUTION NO. 123-2009

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: \$79,951.30 –Capital Ordinance No. 2080

Joseph Luppino,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 124-2009

WHEREAS, the Tax Assessor has been notified by the Department of Veteran Affairs that Raymond J. Barkley, residing at 483 Columbia Avenue, also known as Block 1304 Lot 13, has been declared 100% totally disabled and has been approved for 100% tax exemption on their dwelling in accordance with N.J.S.A. 54:4-3.30 et. seq.;L. 1948, c259 as amended.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that the Tax Collector is hereby authorized to cancel said tax payments as of March 4, 2009.

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

RESOLUTION NO. 125-2009

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year ending June 30, 2008 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52-“A local officer or member of a local governing body who, after a date fixed for compliance fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than One Thousand Dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Ridgefield hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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 Lonisero

RESOLUTION NO. 126-2009

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Borough of Ridgefield strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, the Borough of Ridgefield hereby acknowledges that the residents of Ridgefield desire a stable, sustainable future for themselves and future generations; and

WHEREAS, the Borough of Ridgefield wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path the Borough of Ridgefield is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of the Borough of Ridgefield, we have a significant responsibility to provide leadership which will seek community bases sustainable solutions to strengthen our community;

NOW, THEREFORE, BE IT RESOLVED that to focus attention and effort within the Borough of Ridgefield on matters of sustainability, the Mayor and Council wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification;

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Ridgefield that we do hereby authorize the Borough Administrator or designated appointee to serve as the Borough of Ridgefield's agent for the Sustainable Jersey Municipal Certification process and authorize her to complete the Municipal Registration on behalf of the Borough of Ridgefield.

COUNCIL VOTE TO TABLE

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

TABLED:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting March 9, 2009

Presented by Councilman _____

REVISED 3/9/09 11:00 AM
RESOLUTION NO. 127-2009

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				
Todd				
Vincenzo				
Castelli				
Acosta				
Mayor Suarez				

REMOVED FROM AGENDA DUE TO LACK OF SPONSORSHIP

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 9, 2009

Presented by Councilman Vincentz

RESOLUTION NO. 128-2009

BE IT RESOLVED, that warrants totaling \$ 1,662,321.06
be drawn on the following accounts:

CURRENT	\$1,658,200.93
TRUST	\$3,660.96
CAPITAL	\$459.17
TOTAL	\$1,662,321.06

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Lonzisero	X			
Todd	X			
Vincentz	X			
Severino	X			
Castelli	X		71414	
Acosta	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Martin A. Gobbo,
Borough Clerk