

BOROUGH OF RIDGEFIELD

A G E N D A

Executive Session and Regular Meeting of the Mayor and Council

Date: May 9, 2022

Open Public Meetings Statement by Mayor Suarez

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

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

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

Public Session: 7:00 P.M. C.T.O.: Adjourn:

Pledge of Allegiance

Invocation

Citizens Comment on Agenda:

Correspondence:

ROLL CALL-PUBLIC SESSION

| | Adj. to Ex. | | Public | |
|--------------|-------------|------|--------|------|
| | Pres. | Abs. | Pres. | Abs. |
| Mayor Suarez | | | | |
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |

ROLL CALL-EXEC. SESSION

| | PRESENT | ABSENT |
|-----------|--------------|--------|
| | Mayor Suarez | |
| Castelli | | |
| Penabad | | |
| Jimenez | | |
| Kontolios | | |
| Larkin | | |
| Dorsett | | |

As advertised, hearing will be held on CY2021 Municipal Budget

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

Public Hearing

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

132-2022 Councilman Jimenez Adoption of CY2022 Budget

Introduction of Ordinance No. 2433 entitled, “BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$485,453

THEREFOR (INCLUDING GRANTS IN THE AMOUNT OF \$375,025) AND AUTHORIZING THE ISSUANCE OF \$106,138 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

First Reading of Ordinance

Roll Call

CONSENT AGENDA:

All items listed are considered to be routine and non-controversial by the Borough Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies the adoption of all resolutions and approval of applications and minutes.

- | | | |
|----------|----------------------|--|
| 133-2022 | Mayor Suarez | Proclamation- Asian American and Pacific Islander Heritage Month |
| 134-2022 | Mayor Suarez | Proclamation-Mental Health Awareness Month |
| 135-2022 | Councilwoman Larkin | Appointment to Anti-Bullying Committee |
| 136-2022 | Councilman Penabad | Appoint Data Reporting/Light Technician |
| 137-2022 | Councilman Castelli | Colliers Proposal - FY2021 CDBG Roadway Improvements |
| 138-2022 | Councilwoman Larkin | Approve Fireworks Contract |
| 139-2022 | Councilman Kontolios | Hire School Crossing Guard |
| 140-2022 | Councilman Castelli | Appoint Construction Official and Building Subcode Official |

Application for Fire Department Membership:

Anthony Iafelice
383 Pleasant Ave., Cliffside Park
Co. #2

Coin Toss Request:

RMHS Volleyball
Saturday, October 1, 2022
Rain Date: Sunday, October 2, 2022

| | COUNCIL VOTE | | | |
|--------------|--------------|----|---------|--------|
| | YES | NO | ABSTAIN | ABSENT |
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

RESOLUTIONS:

141-2022 Councilman Jimenez Warrants

COMMENTS BY MAYOR:

COMMENTS BY COUNCIL:

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,

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Mayor Suarez

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

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

| COUNCIL VOTE | | | | |
|--------------|-----|----|---------|--------|
| | YES | NO | ABSTAIN | ABSENT |
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

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

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

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

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilman Jimenez

ORDINANCE NO. 2433

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

“BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$485,453 THEREFOR (INCLUDING GRANTS IN THE AMOUNT OF \$375,025) AND AUTHORIZING THE ISSUANCE OF \$106,138 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

introduced on the 9th day of May, 2022, do now pass a first reading and that said Ordinance be further considered for final passage a regular meeting to be held on the 23rd day of May, 2022 at 7:00 PM or as soon thereafter as the matter may be reached at a regular meeting of the Borough Council to be held at the Community Center, 725 Slocum Avenue and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and she is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

| | YES | NO | ABSTAIN | ABSENT |
|--------------|-----|----|---------|--------|
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilman Jimenez

ORDINANCE NO. 2433

“BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$485,453 THEREFOR (INCLUDING GRANTS IN THE AMOUNT OF \$375,025) AND AUTHORIZING THE ISSUANCE OF \$106,138 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Ridgefield, in the County of Bergen, State of New Jersey (the “Borough”). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$485,453, said sum being inclusive of a grant from the New Jersey Department of Transportation in the amount of \$203,525 (the “DOT Grant”) and two Community Development Block Grants in the amount of \$171,500 (the “CDBG Grants,” and together with the DOT Grant, the “Grants”) and a down payment in the amount of \$4,290 now available for said improvements or purposes as required by the Local Bond Law, as amended and supplemented (N.J.S.A. 40A:2-1 etseq.) (the “Local Bond Law”). Said down payment is now available therefor by virtue of a provision or provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes or from moneys actually held by the Borough. Pursuant to N.J.S.A. 40A:2-11(c), as amended and supplemented, no down payment is required for the Slocum Avenue improvements or purposes set forth in Section 3(a) hereof, as a portion of such project is expected to be funded by a portion of the DOT Grant.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$485,453 appropriation not provided for by application hereunder of the down payment and the Grants, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$106,138 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$106,138 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are improvements to various roadways in the Borough, including but not limited to, Slocum Avenue (from Abbott Avenue to Broad Avenue), Linden Avenue (from Shetland Lane to Shaler Boulevard) and Bryant Place, such improvements including,

but not limited to, as applicable, milling, paving, reconstruction and resurfacing the roadways, the repairing and/or installation of curbs, sidewalks and driveway aprons, drainage work, roadway painting, landscaping and aesthetic improvements, and also including all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$106,138.

(c) The estimated cost of said improvements or purposes is \$485,453, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, is comprised of the Grants in the aggregate amount of \$375,025 and the down payment in the amount of \$4,290 for said improvements or purposes.

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

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

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

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

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

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$106,138 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$98,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

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

SECTION 9. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The Borough Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant

to Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”) for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

SECTION 2 - UPON ADOPTION FOR YEAR 2022

Be it Resolved by the COUNCIL MEMBERS RESOLUTION of the BOROUGH of RIDGEFIELD, County of BERGEN that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 11,436,094.44 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ - (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ 759,203.00 (Item 5 Below) Minimum Library Tax

RECORDED VOTE
(Insert last name)

| | | | | | |
|------|--|------|--|-----------|--|
| Ayes | | Nays | | Abstained | |
| | | | | Absent | |

SUMMARY OF REVENUES

| | | | |
|---|--------|----|---------------|
| 1. General Revenues | | | |
| Surplus Anticipated | 08-100 | \$ | 2,300,000.00 |
| Miscellaneous Revenues Anticipated | 13-099 | \$ | 8,980,733.00 |
| Receipts from Delinquent Taxes | 15-499 | \$ | 370,000.00 |
| 2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSED (Item 6(a), Sheet 11) | 07-190 | \$ | 11,436,094.44 |
| 3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY: | | | |
| Item 6, Sheet 42 | 07-195 | \$ | - |
| Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14) | 07-191 | \$ | - |
| TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY | | \$ | - |
| 4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY: | | | |
| Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14) | 07-191 | | |
| 5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX | 07-192 | \$ | 759,203.00 |
| Total Revenues | 13-299 | \$ | 23,846,030.44 |

SUMMARY OF APPROPRIATIONS

| | | |
|---|--------|-------------------------|
| 5. GENERAL APPROPRIATIONS: | XXXXXX | XXXXXXXXXXXXXXXXXX |
| Within "CAPS" | XXXXXX | XXXXXXXXXXXXXXXXXX |
| (a & b) Operations Including Contingent | 34-201 | \$ 14,815,557.00 |
| (e) Deferred Charges and Statutory Expenditures - Municipal | 34-209 | \$ 2,333,490.44 |
| (g) Cash Deficit | 46-885 | \$ - |
| Excluded from "CAPS" | XXXXXX | XXXXXXXXXXXXXXXXXX |
| (a) Operations - Total Operations Excluded from "CAPS" | 34-305 | \$ 3,015,802.00 |
| (c) Capital Improvements | 44-999 | \$ 75,000.00 |
| (d) Municipal Debt Service | 45-999 | \$ 2,355,500.00 |
| (e) Deferred Charges - Municipal | 46-999 | \$ 353,681.00 |
| (f) Judgments | 37-480 | \$ - |
| (h) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3) | 29-405 | \$ - |
| (g) Cash Deficit | 46-885 | \$ - |
| (k) For Local District School Purposes | 29-410 | \$ - |
| (m) Reserve for Uncollected Taxes | 50-899 | \$ 897,000.00 |
| 6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13) | 07-195 | |
| Total Appropriations | 34-499 | \$ 23,846,030.44 |

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 9th day of May, 2022. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2022 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 9th day of May, 2022, Linda Silvestri, Clerk
Signature

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Mayor Suarez

RESOLUTION NO. 133-2022

WHEREAS, New Jersey has a rich cultural history which includes the values of Asian Americans and Pacific Islanders; and

WHEREAS, the cultural diversity of our community is made up of many languages, beliefs, and traditions which strengthen the social fabric of our diverse state; and

WHEREAS, we respect the heritage and traditions of all cultures in Ridgefield and we are proud to be residents of a community with rich, diverse and ethnic heritage; and

WHEREAS, generations of Asian and Pacific Islander Americans have contributed to our state through their hard work, love of family and friends, and their service in our Armed Forces. We are grateful for their service in our military, and for protecting our Constitution and freedoms; and

WHEREAS, Asian American and Pacific Islander Heritage Month is an occasion to recognize and appreciate the rich history, culture, and achievements of Asian and Pacific Island Americans.

NOW THEREFORE, I, Anthony R. Suarez, Mayor of the Borough of Ridgefield, do hereby proclaim May 2022 as:

Asian American and Pacific Islander Heritage Month

in the Borough of Ridgefield, and encourage all residents to recognize and learn about the Asian American and Pacific Islander cultures, and the contributions they make to community.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri,
Borough Clerk

| COUNCIL VOTE | | | | |
|--------------|-----|----|---------|--------|
| | YES | NO | ABSTAIN | ABSENT |
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Mayor Suarez

RESOLUTION NO. 134-2022

WHEREAS, mental health is essential to everyone's overall health and well-being; and

WHEREAS, all individuals experience times of difficulty and stress in their lives; and

WHEREAS, prevention is an effective way to reduce the burden of mental health conditions; and

WHEREAS, there is a strong body of research that supports specific tools that all individuals can use to better handle challenges and protect their health and well-being; and

WHEREAS, mental health conditions are real and prevalent in our nation; and

WHEREAS, it is important to maintain mental health and learn the symptoms of mental illness in order to get help when it is needed; and

WHEREAS, with early and effective treatment those individuals with mental health conditions can lead full, productive lives; and

WHEREAS, every citizen and community can make a difference in helping end the silence and stigma that for too long has surrounded mental illness and discouraged people from getting help; and

NOW, THEREFORE BE IT RESOLVED, that I, Anthony R. Suarez, Mayor do hereby proclaim the month of May as Mental Health Awareness Month in the Borough of Ridgefield and call upon the residents, businesses and schools in the Borough of Ridgefield to recommit our community to increasing awareness and understanding of mental health, the steps our residents can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri, Borough Clerk

COUNCIL VOTE

| | YES | NO | ABSTAIN | ABSENT |
|--------------|------------|-----------|----------------|---------------|
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilwoman Larkin

RESOLUTION NO. 135-2022

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

SOUZAN HERNANDEZ

be appointed as an alternate member to Anti-Bullying Committee for the remainder of Calendar Year 2022.

COUNCIL VOTE

| | YES | NO | ABSTAIN | ABSENT |
|--------------|-----|----|---------|--------|
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilman Penabad

RESOLUTION NO. 136-2022

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

MICHAEL DeCARLO

be appointed as Data Reporting/Light Technician as recommended by the Fire Chiefs and Fire Committee and shall be compensated \$450.00 per quarter effective immediately.

COUNCIL VOTE

| | YES | NO | ABSTAIN | ABSENT |
|--------------|-----|----|---------|--------|
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilman Castelli

RESOLUTION NO. 137-2022

WHEREAS, there is a need for Professional Engineering Design Services regarding the design and construction administration services regarding the Fiscal Year 2021 CDBG Roadway Improvements grant for Roadway Improvements within the Borough of Ridgefield; and

WHEREAS, Colliers Engineering & Design., 400 Valley Road, Suite 304, Mount Arlington, NJ 07856, has submitted a proposal dated April 8, 2022 for such Services; and

WHEREAS, the Mayor and Council of the Borough of Ridgefield wishes to award a Professional Service Agreement with Colliers Engineering & Design for Professional Engineering Design Services for an amount not to exceed \$35,750.00.

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

1. The Mayor and the Borough Clerk be and hereby are authorized and directed to execute the Professional Services Agreement with Colliers Engineering & Design as required by law.
2. A notice of this action shall be printed in *The Record* and/or www.ridgefieldnj.gov.

BE IT FURTHER RESOLVED, that funding is available in the 2022 budget in the Capital Improvement Authorization 04-2150-55-2433-001 in an amount not to exceed \$35,750.00 as certified by the Chief Financial Officer; and that a duly executed copy of this resolution will be filed in the Office of the Borough Clerk.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri,
Borough Clerk

| COUNCIL VOTE | | | | |
|--------------|-----|----|---------|--------|
| | YES | NO | ABSTAIN | ABSENT |
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilwoman Larkin

RESOLUTION NO. 138-2022

WHEREAS, the Borough of Ridgefield wishes to provide its annual July 4th fireworks display on July 1, 2022; and

WHEREAS, the Borough has received a proposal from Serpico Pyrotechnics, LLC of 133 Orchid Court, Toms River, New Jersey; and

WHEREAS, the Borough Attorney has reviewed and approved the form of contract; and

WHEREAS, the amount of the contract is well below the bid threshold; and

WHEREAS, the Borough wishes to award said contract in the amount of \$16,000.00 in the form as annexed hereto; and

WHEREAS, this contract is not awarded pursuant to the fair and open process;

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

1. The Borough engages Serpico Pyrotechnics, LLC to perform the Borough's July 4th fireworks display to be held on July 1, 2022.

2. The contract is below the bid threshold and accordingly is not awarded through a bidding process.

3. Inasmuch as this contract is not awarded pursuant to a fair and open process, the contractor shall submit appropriate proof of his compliance with the provisions of N.J.S.A. 19:44(a)-20 et. seq.

4. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached form of contract subject to compliance by the vendor with all applicable pay to play legislation.

5. The Borough's Chief Financial Officer has certified the availability of funds from the following account of the CY2022 Budget:

| | | |
|---------------------|------------------------|-------------|
| 01-2010-30-4202-001 | Celebration of Holiday | \$16,000.00 |
|---------------------|------------------------|-------------|

COUNCIL VOTE

| | YES | NO | ABSTAIN | ABSENT |
|--------------|------------|-----------|----------------|---------------|
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

DISPLAY CONTRACT

The Borough of Ridgefield, hereinafter referred to as the “sponsor”, hereby agrees to purchase a firework display from Serpico Pyrotechnics, LLC/Starfire Corporation, Joint Venture hereinafter referred to as the “company” on the terms and conditions set forth hereinafter.

1. Purchase Price. The sponsor will pay to the company (all checks made payable to Serpico Pyrotechnics, LLC) the sum of Sixteen Thousand Dollars (\$16,000.00) for the display, said sum to be paid as follows:

a. The purchase price shall be paid to the company within 30 days after the display date which is hereinafter set forth.

b. In the purchase price is not paid within 30 days after the display date, all sums owed to the sponsor for the display will bear interest at the rate of 1.5% per month until paid in full. In addition to the foregoing, the sponsor shall pay all of the costs of collection of any amount due hereunder incurred by the company, including reasonable attorney’s fees and court costs. The aforementioned interest charge and collection costs including attorney’s fees shall apply to any sum due pursuant to the terms of this contract if not paid within 30 days of its due date.

2. Display Date. The date of the display will be July 1, 2022. The rain date will be a mutually accepted date by the parties in 2022.

3. Display Site. The sponsor shall provide an appropriate display site that meets the requirements of all applicable NFPA code sections and the applicable provisions of the New Jersey State Statutes and Department of Community Affairs Regulations. Additionally, the site must be approved by the company and the authority having jurisdiction over the display.

4. Site Security. The sponsor shall provide police and/or crowd security personnel, proper parking supervision, and ensure adequate patrol of the safety zone as marked and secured by the sponsor until the company crew chief advises that this is no longer necessary. Company personnel shall have control of the firing area during the display (although security shall continue to be the sponsor’s responsibility). The sponsor will be responsible for the cleanup of any fallout debris from the display; however, company personnel will dispose the boxes brought to the site by the company.

In the event any unauthorized persons or vehicles enter the safety zone, company personnel shall have the right to terminate the display.

Immediately following the display company personnel will search the display area for any unexploded fireworks and safely dispose of any that are found. A company representative or representative from the sponsor will inspect the site the morning after the display if required by the Borough Fire Inspector and safely dispose of any unexploded fireworks discovered during the inspection in accordance with NFPA code requirements. The company will, if requested by the authority having jurisdiction over the display provide a post-display inspection report within 48 hours after the display. The post-display inspection report will contain the time of the search; the results thereof; any product malfunctions and any injuries.

5. Permits. The sponsor shall be responsible for obtaining all permits and governing body resolutions required for the display

6. Postponement or Cancellation of the Display. In the event of inclement weather or excessive winds on the date of the display, the parties hereto shall confer and if they agree that the weather or wind conditions require the show to be postponed, the show will be postponed to a mutually agreeable date in 2022. In the event the show cannot be fired on the postponed date or another mutually agreeable date in 2022, the sponsor will pay to the company a sum equal to 50% of the total show price.

In the event the show is postponed on the day of the show there will be a postponement fee charged to the sponsor in an amount equal to the costs incurred by the company for transportation, insurance and labor, which sum will not exceed 10% of the total contract price for the show. Said fee shall be paid within 30 days of the date the show is postponed.

7. Insurance. The company shall have liability insurance in the amount of \$1,000,000.00/\$9,000,000.00 umbrella policy, workers compensation insurance and vehicle insurance. Proof of the foregoing insurances shall be provided to the sponsor when this contract is executed by both parties.

8. Personnel. The company shall provide trained personnel to set up, fire and break down the display in a workmanlike manner.

9. Miscellaneous. The company reserves the right to substitute product in the show with product equal to or greater in value at its discretion. The company shall not be responsible for events beyond its control, including the weather. In the event the display is damaged or destroyed by rain or wind or weather-related conditions, the risk of loss shall remain with the sponsor.

In the event the display is set up and it is postponed to the next day due to weather or wind conditions, the display will not be broken down. Additionally, the sponsor shall provide security for the site until the company crew arrives the next day to fire the show.

10. Signatures. This contract may be signed in counterparts by the parties.

The authorized representatives of the parties hereby agree to the aforementioned terms and conditions of this contract on the date and year set forth below.

Serpico Pyrotechnics, LLC./
Starfire Corporation

Borough of Ridgefield

Date

Jack A. Serpico

Date

**ADDENDUM TO CONTRACT AND AGREEMENT
FOR THE DISPLAY OF FIREWORKS BY AND BETWEEN
SERPICO PYROTECHNICS, LLC
AND THE BOROUGH OF RIDGEFIELD**

This is an addendum to the contract and agreement by and between Serpico Pyrotechnics, LLC/Starfire Corporation, having an office at 133 Orchid Court, Toms River, New Jersey (hereinafter "Contractor") and the Borough of Ridgefield (hereinafter "Borough").

1. Effect of Addendum: This addendum is intended to modify the main body of a certain contract by and between Contractor and Borough for a firework display to be held on July 1, 2022. Should there be a differences or discrepancies between the terms and conditions of this addendum, and the terms and conditions of the main body of the contract, the terms and conditions of this addendum shall prevail.

2. Insurance Requirements: The Contractor, prior to commencing work, shall provide at its own expense, insurance coverage that, at a minimum, is of the type and with the limits of liability as set forth below:

The Contractor, prior to commencing work, shall provide at its own expense, the following insurance to the Borough together with evidence of such insurance as stated below. Ten (10) days prior to cancellation or material change or notice of non-renewal of the policies, the Contractor shall give notice to the Borough, by registered mail, return receipt requested, for all of the following stated insurance policies. The Certificate of Insurance shall state:

"Should any of the above-described policies be cancelled before the expiration date thereof, the issuing company will mail ten (10) days written notice to the certificate holder named to the left."

All notices shall name the Contractor and identify the Agreement. All policies with the exception of workers' compensation shall be endorsed naming the Borough as additional

insured. All policies shall require that the insured will pay all defense claims and any judgments entered therein. It is expected that all policies will be issued on an "occurrence" basis. The Borough may waive or modify any requirement stated herein if the Borough, in its sole judgment and discretion, deems it would be in its best interest to do so.

All work done under the terms of this contract shall conform to the requirements of any applicable local, state or federal codes, laws or agencies. The contractor's attention is directed to the Occupational Safety and Health Act (OSHA). All work shall conform to the requirements of current OSHA standards. If there is a conflict between the method of work specified and the applicable OSHA standard, the OSHA regulation shall prevail. Anything not specifically mentioned in these specifications, but usual in work of this character, must be done by the contractor as if it were written herein. All safety violations shall be corrected immediately upon receipt of notice of violation.

Successful Contractor shall have the appropriate federal license and shall conform to all safety requirements as outline in local, state and federal laws. All personnel shall at all times wear approved protective clothing, safety vests and any other equipment required to meet current OSHA standards. They will obey all traffic and safety rules and regulations and shall not create any hazardous conditions within their operation.

A. Workers' Compensation

The Contractor (both Serpico & Starfire Corporation are covered by worker's compensation insurance) shall obtain Standard Workers' Compensation Insurance indemnifying the Contractor against any loss arising from liability or injuries sustained by any and all agents, servants or employees of the Contractor who shall be entitled to compensation under the Workers' Compensation Law of the State of New Jersey. If the Contractor is incorporated outside the State of New Jersey, the said policy must include the "Other States Endorsement."

B. General Liability

The Contractor shall obtain General Liability Insurance on an "occurrence" form with a one million dollar (\$1,000,000.00) combined single limit of liability per occurrence and a three million dollar (\$3,000,000.00) annual aggregate. The policy will include the ISO Simplified Occurrence Form, the policy will contain no endorsements that would limit or eliminate the coverage provided by the ISO version and will include ISO Form CG-25-03-03-97 Amendment - Aggregate Limits of Insurance (per project).

C. Automobile Liability

The Contractor shall obtain Automobile Liability Insurance with a minimum combined limit of liability of one million dollars (\$1,000,000.00) per accident. Said policy must include coverage for owned, non-owned and hired autos.

D. Umbrella / Excess Liability

Excess or Umbrella Liability Policy (to respond in excess of the commercial general liability, employer's liability and commercial automobile liability policies) at the limit of \$5,000,000.00 combined single limits per occurrence.

E. Policy Changes

If at any time, any of the foregoing policies shall be or become unsatisfactory to the Borough, as to form or substance, or if a company issuing any such policy shall be or become unsatisfactory to the Borough, the Contractor shall, upon notice to that effect from the Borough, within ten (10) days obtain a new policy, submit the same to the Borough for approval and submit a Certificate thereof as hereinabove provided. Upon failure of the Contractor to furnish, deliver and maintain such insurance as above provided, this Agreement, at the election of the Borough, may be forthwith declared suspended, discontinued or terminated. Failure of the Contractor to take out and/or maintain or the taking out and/or maintenance of any required insurance, shall not relieve the Contractor of any liability under the Agreement. All policies required above shall contain a ten (10) day notice of cancellation and/or non-renewal and shall require the insured to notify the Borough of its intent to either cancel or not to renew immediately.

F. Insurance Companies

The Contractor shall use an Insurance Company(ies) that has (have) an A.M. Best Rating of at least "A"X.

The Borough, at its sole judgment and discretion, if it considers it appropriate to do so, may allow the Contractor to utilize and insure with a rating less than "A"X. All such requests must be forwarded to the Borough for its review

and approval. The Contractor shall use an insurance company(ies) that is (that are) authorized to underwrite insurance risks for the specific line(s) of coverage by the Department of Banking and Insurance of the State of New Jersey.

G.Hold Harmless Provision

Contractual Liability Insurance: The Contractor shall indemnify, defend, and hold harmless the Borough, its consultants, its officers, agents, contractors, subcontractors, servants and employees, from and against any and all claims, demands, suits, proceedings, liabilities, judgments, awards, losses, damages, costs and expenses, including attorney's fees, because of bodily injury, sickness, disease or death, sustained by any person or persons or injury or damages to, or destruction of, any property directly or indirectly arising out of, relating to, or in connection with the work, whether or not due or claimed to be due, in whole or in part, to the active, passive or concurrent negligence or fault of the Contractor, its officers, agents, servants, or employees and/or any other person or persons and whether or not such claims, demands, suits or proceedings are just, unjust, groundless, false, or fraudulent. The Contractor shall furnish evidence to the Borough that with respect to accomplishing the work in the Agreement, it carries said Contractual Liability Insurance in the amounts specified in Paragraph B above.

As an express term of this contract, Contractor shall provide to the Borough appropriate certificates reasonably satisfactory to the Borough evidencing the insurance coverage set forth above. Failure to deliver the certificates shall be deemed a breach of the contract.

3. Display to be Done in Workman-like Manner: Contractor shall perform its work under this agreement in a professional and workman-like manner. The show details shall be as per the attached Schedule A prepared by the Contractor.

4. Necessary Licenses and Permits: Contractor hereby indicates that it possesses all necessary licenses and permits in order to allow it to perform the fireworks exhibition provided in the contract. Failure to have such licenses at the time of the display will constitute a default of this contract. The Borough will apply for and obtain necessary fire permits.

5. Prevailing Law: This contract shall be construed and interpreted in accordance with the laws of the State of New Jersey.

IN WITNESS WHEREOF, the parties have set their hands and seals on the date set forth below.

Date:

Attest:

Borough Clerk

BOROUGH OF RIDGEFIELD

By: _____
Mayor Anthony Suarez

Date:

Attest:

**SERPICO PYROTECHNICS,
LLC/STARFIRE CORP.**

By: _____
Jack A. Serpico, Authorized
Company Representative

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilman Kontolios

RESOLUTION NO. 139-2022

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

SIN WOO HA

be appointed as School Crossing Guard for the remainder of the 2021/2022 School Year at the hourly rate of \$13.15 effective immediately.

COUNCIL VOTE

| | YES | NO | ABSTAIN | ABSENT |
|--------------|-----|----|---------|--------|
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilman Castelli

RESOLUTION NO. 140-2022

WHEREAS, there is a need in the Borough of Ridgefield for a Construction Official and a Building Subcode Official; and

WHEREAS, the Borough wishes to appoint Gregory K. Yfantis as Construction Official and Building Subcode Official commencing May 10, 2022; and

WHEREAS, Gregory K. Yfantis is qualified to perform the duties of Construction Official and Building Subcode Official; and

WHEREAS, Gregory K. Yfantis has agreed to accept the appointment as Construction Official and Building Subcode Official;

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

1. Gregory K. Yfantis be and he hereby is appointed to the position of Construction Official and Building Subcode Official for the Borough of Ridgefield to serve part-time in those positions, working 10 hours per week at a salary of \$29,000 per annum. These appointments, pursuant to the provisions of the Uniform Construction Code, are for a term of four years commencing on May 10, 2022 and ending on May 9, 2026.

2. The Borough of Ridgefield further confirms the termination of a certain Interlocal Services Agreement with the Borough of Cliffside Park in which Gregory K. Yfantis served as Construction Official and Building Subcode Official in both municipalities.

3. The Borough Attorney be and he hereby is authorized to confirm the termination of that Agreement with the appropriate officials of the Borough of Cliffside Park.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri,
Borough Clerk

| COUNCIL VOTE | | | | |
|--------------|-----|----|---------|--------|
| | YES | NO | ABSTAIN | ABSENT |
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

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.

Francis J. Elenio,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting May 9, 2022

Presented by Councilman Jimenez

RESOLUTION NO. 141-2022

BE IT RESOLVED, that warrants totaling **\$4,816,962.81**
be drawn on the following accounts:

| | |
|--------------|-----------------------|
| CURRENT | \$3,495,882.19 |
| TRUST | \$64,131.42 |
| CAPITAL | \$1,246,375.00 |
| POOL | \$10,574.20 |
| TOTAL | \$4,816,962.81 |

COUNCIL VOTE

| | YES | NO | ABSTAIN | ABSENT |
|--------------|-----|----|---------|--------|
| Castelli | | | | |
| Penabad | | | | |
| Jimenez | | | | |
| Kontolios | | | | |
| Larkin | | | | |
| Dorsett | | | | |
| Mayor Suarez | | | | |

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk