

BOROUGH OF RIDGEFIELD

A G E N D A

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

Date: November 23, 2015

Open Public Meetings Statement by Mayor Suarez

Work Session: 6:00 P.M. C.T.O.: 6:07 P.M. Adjourn: 6:46 P.M.

- Disability Insurance Plan Options

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

Executive Session: 6:30 P.M. C.T.O.: 6:46 P.M. Adjourn: 7:20 P.M.

Public Session: 7:30 P.M. C.T.O.: 7:31 P.M. Adjourn: 8:11 P.M.

Pledge of Allegiance

Invocation:

Citizens Comment on Agenda: NONE

Correspondence:

ROLL CALL-WORK SESSION

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

ROLL CALL-EXEC. SESSION

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

ROLL CALL-PUBLIC SESSION

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

Presentation of Certificates to Anti-Bullying Committee Contest Winners

As advertised, hearing will be held on Ordinance No. 2293 entitled, “REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL OBLIGATION BONDS OF THE BOROUGH OF RIDGEFIELD, NEW JERSEY, APPROPRIATING \$8,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$8,550,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST THEREOF”

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 November 23, 2015

Presented by Mayor Suarez

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

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

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
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 November 23, 2015

Presented by Councilman Penabad

ORDINANCE NO. 2293

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

“REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL OBLIGATION BONDS OF THE BOROUGH OF RIDGEFIELD, NEW JERSEY, APPROPRIATING \$8,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$8,550,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST THEREOF”

introduced on the 9th day of November, 2015, do now pass a final reading and be adopted, and that the Borough Clerk be and she is authorized and directed to publish once, the aforesaid title, together with a notice of the date of its passage on final reading and approval thereof in The Record, a newspaper circulating in the Borough of Ridgefield.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta				X
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 9, 2015

Presented by Councilman Penabad

ORDINANCE NO. 2293

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN
GENERAL OBLIGATION BONDS OF THE BOROUGH OF RIDGEFIELD, NEW JERSEY,
APPROPRIATING \$8,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF
\$8,550,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST
THEREOF

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

SECTION 1: The Borough of Ridgefield, New Jersey (the "Borough") is hereby authorized to pay an aggregate amount not exceeding \$8,550,000 for the redemption, including redemption premium of (a) \$3,180,000 principal amount of the Borough's General Obligation Bonds issued in the original aggregate amount of \$4,950,000, dated October 15, 2006, which bonds are subject to redemption (on or after October 15, 2015) prior to their stated dates of maturity, and which mature on October 15, in each of the years 2016 to 2026 in an aggregate amount of \$3,180,000 inclusive and (b) \$4,756,000 principal amount of the Borough's General Improvement Bonds issued in the original aggregate amount of \$6,656,000, dated October 15, 2008, which bonds are subject to redemption (on or after April 15, 2018) prior to their stated dates of maturity, and which mature on April 15, in each of the years 2019 to 2025 in an aggregate amount of \$4,756,000 inclusive (the "Refunded Bonds"), and in accordance with the provisions of the resolution of the Borough Council of the Borough, duly adopted October 2, 2006 and September 22, 2008, respectively, copies of which are on file in the office of the Clerk of the Borough.

SECTION 2: An aggregate amount not exceeding \$125,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

SECTION 3: In order to finance the cost of the project described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount not exceeding \$8,550,000 pursuant to the Local Bond Law.

SECTION 4: In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates

and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the tenth anniversary of the date of the original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued, determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date; and provided, further, that the period during which the bond anticipation notes and any renewals thereof and any permanent bonds are outstanding, shall not exceed the period set for the maturity of the bonds by the Local Finance Board.

The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

SECTION 5: The Supplemental Debt Statement required by the Local Bond Law has been duly prepared 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the debt provided in this refunding bond ordinance by an amount not to exceed \$8,550,000 with a maximum deduction from the debt due to the refunding of the Refunded Bonds (i.e. \$7,936,000). The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law. Upon issuance of the Bonds and determination of the final amount thereof, if less than the \$8,550,000 authorized hereby, an amended Supplemental Debt Statement shall be made and filed, along with any other required filings, and this Council shall, by resolution, approve the cancellation of such amount authorized hereby, which has not been issued.

SECTION 6: A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director of the Division of Local Government Services and signed by the Chief Financial Officer of the Borough as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

SECTION 7: The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be

obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 8: This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted or the requirements set forth in N.J.A.C. 5:30-2.5 have been satisfied.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 23, 2015

Presented by Councilman Acosta

RESOLUTION NO. 280-2015

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 0249-33-014-006, heretofore issued to Pellit Inc. for premises located at 719-D Grand Avenue, Ridgefield, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Ridgefield does hereby approve, effective November 24, 2015 the transfer of the aforesaid Plenary Retail Consumption License to Barbrothers Ridgefield LLC and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Barbrothers Ridgefield LLC, effective November 24, 2015."

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri,
Borough Clerk

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta				X
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 23, 2015

Presented by Councilman Acosta

RESOLUTION NO. 281-2015

WHEREAS the Department of Community Affairs, State of New Jersey has promulgated regulations for the collection of Uniform Construction Code Enforcement Fees, and

WHEREAS the N.J. Uniform Construction Code 52:27D-119 permits the assessing of construction code enforcement fees in order to assist in bringing about compliance, and

WHEREAS such fees shall be used to offset the expenses of the Office of the Construction Code Official, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that such revenue received by the Municipality be placed in a specific trust fund and such trust fund shall be considered a "Dedication By Rider" to the budget of the local unit per N.J.S.A. 40A:4-39 for the sole purpose stated above.

BE IT ALSO RESOLVED that any cost of collection for such revenues, such as legal fees, be paid from this fund, and also that under no circumstances are such funds to be used for purposes of paying payroll, salaries or bonuses.

BE IT ALSO RESOLVED that the Mayor and Council of the Borough of Ridgefield hereby authorizes the Borough Clerk to submit two certified copies of this resolution to the Division of Local Government Services for approval.

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri, Borough Clerk

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta				X
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Certified to be a true copy of a Resolution adopted at a meeting of the Mayor and Council on 11-23-15

Linda M. Silvestri, Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 23, 2015

Presented by Councilman Penabad

RESOLUTION NO. 282-2015

WHEREAS, N.J.S.A. 40A:4-58 allows appropriation transfers during the last two months of the calendar year should it become necessary to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefor and there shall an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution setting forth the facts, adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient; no transfers may be made to appropriations for contingent expenses or deferred charges.

WHEREAS, the Mayor and Council of the Borough of Ridgefield are desirous of executing such transfers:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield that the Chief Financial Officer is herewith directed to execute the following Calendar Year 2015 budget appropriation transfers:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
Tax Assessor Professional Services		
Other Expenses		\$ 6,500
Legal Services O/E		35,000
Fire Department O/E		3,000
Borough Vehicles Road Department		8,000
Borough Vehicles Garbage		2,000
Board of Health		1,500
Gasoline	56,000	
	\$ 56,000	\$ 56,000

Approved:

Anthony R. Suarez, Mayor

Attest:

Linda M. Silvestri, Borough Clerk

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta				X
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
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.

Frank Berardo,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 23, 2015

Presented by Councilman Penabad

RESOLUTION NO. 283-2015

BE IT RESOLVED, that warrants totaling **\$591,429.61**
be drawn on the following accounts:

CURRENT	\$589,256.31
TRUST	\$1,364.50
POOL	\$808.80
TOTAL	\$591,429.61

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta				X
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting November 23, 2015

Presented by Councilman Penabad

RESOLUTION NO. 284-2015

WHEREAS, there is a need for a Tax Appeal Attorney in the Borough of Ridgefield; and

WHEREAS, George Campen was appointed to said position at the 2015 Reorganization Meeting; and

WHEREAS, George Campen has resigned from said position effective immediately;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that ROSE TUBITO be appointed Acting Tax Appeal Attorney for the remainder of 2015.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli	X			
Acosta				X
Penabad	X			
Shim	X			
Todd	X			
Vincentz	X			
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk