

BOROUGH OF RIDGEFIELD

A G E N D A

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

Date: October 18, 2017

Open Public Meetings Statement by Mayor Suarez

Work Session: 6:00 P.M. C.T.O.: 6:05 P.M. Adjourn: 6:15 P.M.

- Discuss Russell Avenue No Parking Area

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

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

Public Session: 7:30 P.M. C.T.O.: 7:33 P.M. Adjourn: 8:06 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, Jimenez, and Kontolios.

ROLL CALL-EXEC. SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Castelli, Acosta, Penabad, Shim, Jimenez, and Kontolios.

ROLL CALL-PUBLIC SESSION

Table with 3 columns: Name, PRESENT, ABSENT. Rows include Mayor Suarez, Castelli, Acosta, Penabad, Shim, Jimenez, and Kontolios.

Presentation of Proclamations:

- National Down Syndrome Awareness Month
Breast Cancer Awareness Month

Discussion on Best Practice Checklist

Introduction of Ordinance No. 2330 entitled, “AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN BOROUGH PROPERTY, NAMELY LOTS 10 AND 11 IN BLOCK 2902”

First Reading of Ordinance

Roll Call

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Introduction of Ordinance No. 2331 entitled, “AN ORDINANCE AMENDING SECTION 375-5 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED NO PARKING AREAS”

First Reading of Ordinance

Roll Call

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**CONSENT AGENDA:**

232-2017	Councilman Castelli	Shared Services Agreement for Sanitary Use
233-2017	Mayor Suarez	Call Upon Port Authority of New York and New Jersey to Widen the George Washington Bridge’s Sidewalks

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

**RESOLUTIONS:**

234-2017	Councilman Jimenez	Warrants
235-2017	Councilman Castelli	Authorize Ellas Environmental Proposal

COMMENTS BY MAYOR:

**N.J. State Firemen's Association Membership Application**

Brandonlee Diaz  
7309B Dane Court  
North Bergen  
Company No. 1

APPROVED

**Coin Toss Request:**

Slocum Skewes 8<sup>th</sup> Grade Class  
April 21, 2018

APPROVED

COMMENTS BY COUNCILMEN:

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

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

Respectfully submitted,

Linda M. Silvestri,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Mayor Suarez

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

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

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

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

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

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

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Linda M. Silvestri,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Councilman Castelli

ORDINANCE NO. 2330

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

“AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN BOROUGH PROPERTY,  
NAMELY LOTS 10 AND 11 IN BLOCK 2902”

introduced on the 18<sup>th</sup> day of October, 2017 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 1<sup>st</sup> day of November, 2017 at 7:30 P.M. 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 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	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Linda M. Silvestri,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Councilman Castelli

ORDINANCE NO. 2330

“AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN BOROUGH PROPERTY,  
NAMESLY LOTS 10 AND 11 IN BLOCK 2902”

WHEREAS, on June 21, 2017, the Mayor and Council authorized the advertising for bids for the sale of Lots 10 and 11, Block 2902 as property no longer needed for public purposes; and

WHEREAS, sealed bids were received; and

WHEREAS, on October 4, 2017, the Mayor and Council did adopt Resolution No. 231-2017 awarding the bid to Angelo Severino (Severino Construction Co. Inc.) in the amount of \$226,500; and

WHEREAS, the Mayor and Council now wishes to by Ordinance authorize the conveyance of these lands to the successor bidder;

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

Section I.

Pursuant to the provisions of *N.J.S.A. 40A:12-13(a)* the Mayor and Council does hereby authorize the conveyance of lands owned by the Borough of Ridgefield known as Lots 10 and 11 in Block 2902 to Severino Construction Co. Inc. as per the provisions of Resolution No. 231-2017; and the Mayor and Council does hereby ratify and confirm that the two lots are not needed for public use, that the Mayor and Council has elected a sealed bid process to offer the lots for sale; and that the process and bids submitted by Severino Construction Co. Inc. meet the requirements of the statute and all other legal requirements; and further that the Mayor and Borough Clerk be, and hereby are, authorized and directed to execute a deed as prepared by the Borough Attorney conveying said lands to Severino Construction Co. Inc.

Section II:

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section III.

If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance, and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section IV.

This Ordinance shall take effect immediately upon passage and publication according to law.

Approved:

Attest:

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Anthony R. Suarez, Mayor

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Linda M. Silvestri,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Councilman Acosta

ORDINANCE NO. 2331

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

“AN ORDINANCE AMENDING SECTION 375-5 OF THE CODE OF THE BOROUGH OF RIDGEFIELD ENTITLED NO PARKING AREAS”

introduced on the 18<sup>th</sup> day of October, 2017 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 1<sup>st</sup> day of November, 2017 at 7:30 P.M. 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 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	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Linda M. Silvestri,  
Borough Clerk



BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Councilman Acosta

ORDINANCE NO. 2331

“AN ORDINANCE AMENDING SECTION 375-5 OF THE CODE OF THE BOROUGH OF  
RIDGEFIELD ENTITLED NO PARKING AREAS”

BE IT ORDAINED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen, State of New Jersey, that Chapter 375 “Vehicles and Traffic”, Section 375-5 “No Parking Areas” of the Code of the Borough of Ridgefield be and is hereby amended and supplemented as follows:

Section I:

§ 375-5 No parking areas.

A. Parking is hereby prohibited on streets or parts thereof in the Borough of Ridgefield as follows:

(109) On the easterly side of Russell Avenue beginning at the intersection point where said easterly side of Russell Avenue intersects with the southerly side of River Street at the southeasterly corner of that intersection, and continues in a southerly direction along Russell Avenue from that point a distance of 100 feet.

(110) On the westerly side of Russell Avenue beginning at the intersection point where said westerly side of Russell Avenue intersects with the southerly side of River Street at the southwesterly corner of that intersection, and continues in a southerly direction along Russell Avenue from that point a distance of 112 feet.

(111) On the westerly side of Russell Avenue beginning at the intersection point where said westerly side of Russell Avenue intersects with the northerly side of Edgewater Avenue at the northwesterly corner of that intersection, and continues in a northerly direction along Russell Avenue from that point a distance of 91 feet.

(112) On the easterly side of Russell Avenue beginning at the intersection point where said easterly side of Russell Avenue intersects with the northerly side of Edgewater Avenue at the northeasterly corner of that intersection, and continues in a northerly direction along Russell Avenue from that point a distance of 88 feet.

Section II: In all other respects, the terms, conditions and provisions of Section 375-5 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:

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Anthony R. Suarez, Mayor

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Linda M. Silvestri,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Councilman Castelli

RESOLUTION NO. 232-2017

WHEREAS, the Borough of Ridgefield, Bergen County, New Jersey (“Ridgefield”) has been engaged in an ongoing dispute with the Borough of Palisades Park, Bergen County, New Jersey (“Palisades Park”) relative to Palisades Park’s use of Ridgefield’s sanitary sewer system which has resulted in litigation being instituted by Ridgefield against Palisades Park in the Superior Court of New Jersey, Law Division, Bergen County captioned, Borough of Ridgefield v. Borough of Palisades Park, Docket No. L-010875-15 (the “Litigation”); and

WHEREAS, as part of the proposed resolution of the Litigation, by Resolution No. 171-2017 the Mayor and Council authorized Weiner Law Group LLP, Ridgefield’s Special Counsel for Wastewater Litigation, to negotiate a new sewer agreement with Palisades Park in accordance with certain settlement parameters (the “Settlement Parameters”) that were approved by the aforesaid Resolution; and

WHEREAS, after extensive negotiations, Ridgefield and Palisades Park, through their respective counsel and experts, have arrived at a proposed new Shared Services Agreement for Sanitary Use in accordance with the Settlement Parameters previously approved by the Mayor and Council. A copy of the new Shared Services Agreement for Sanitary Use is annexed hereto and incorporated herein as Exhibit “A”.

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

1. The Mayor and Borough Clerk are hereby authorized to execute the Shared Services Agreement for Sanitary Use set forth in Exhibit A annexed hereto and incorporated herein.
2. Upon the execution of the Shared Services Agreement for Sanitary Use by both parties and the payment by Palisades Park to Ridgefield of the recalculated balance of the sewer charge arrearage currently in the amount of \$268,147.59, Special Counsel is authorized to execute and file with the Court a Stipulation of Dismissal dismissing the Litigation by Ridgefield against Palisades Park with prejudice.

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Linda M. Silvestri,  
Borough Clerk

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Mayor Suarez

RESOLUTION NO. 233-2017

WHEREAS, the George Washington Bridge's sidewalks are the only connection across the Hudson River between New York City and New Jersey for pedestrians, runners, and bicyclists; and

WHEREAS, the paths are heavily used, with an average of 1,700 cyclists and 900 pedestrians crossing each day; and

WHEREAS, the sidewalks are ten feet wide except where the bridge's suspender ropes pass through, where they are less than seven feet wide; and

WHEREAS, according to Federal Highway Administrator guidelines, shared-use paths should be at least ten feet wide and up to fourteen feet wide if they are heavily used; and

WHEREAS, the Port Authority of New York and New Jersey is planning an extensive renovation that will replace all of the bridge's suspender ropes beginning in 2017 and lasting until 2024; and

WHEREAS, as part of the project, the sidewalks will be replaced and new ramps that will provide access to the sidewalks will be constructed, but the sidewalks will not be widened; and

WHEREAS, the Port Authority's own Bicycle Policy states that its goals are to integrate "improved bicycle access" and "safe bicycle lanes", and to "promote the safe co-existence of motor vehicles, bicycles and pedestrians" at its facilities; and

WHEREAS, the width of the bridge's sidewalks do not meet federal standards for high-use pedestrian and bicycle paths; and

WHEREAS, the planned renovation project presents a unique opportunity to build sidewalks that would be able to safely and comfortably accommodate the increasing number of pedestrians and bicyclists expected to use the bridge in the decades to come.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Ridgefield calls upon the Port Authority of New York and New Jersey to widen the George Washington Bridge's sidewalks.

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Linda M. Silvestri,  
Borough Clerk

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.

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Diane Sherry,  
Chief Financial Officer

BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Councilman Jimenez

RESOLUTION NO. 234-2017

BE IT RESOLVED, that warrants totaling **\$3,152,985.85**  
be drawn on the following accounts:

CURRENT	\$3,101,959.76
TRUST	\$40,196.95
CAPITAL	\$9,510.09
POOL	\$1,256.45
DOG LICENSE	\$62.60
<b>TOTAL</b>	<b>\$3,152,985.85</b>

COUNCIL VOTE

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

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Linda M. Silvestri,  
Borough Clerk



BOROUGH OF RIDGEFIELD  
Bergen County, New Jersey

Meeting October 18, 2017

Presented by Councilman Castelli

RESOLUTION NO. 235-2017

WHEREAS, Ellas Environmental LLC was previously engaged by the Borough of Ridgefield to conduct the environmental clean up at town hall; and

WHEREAS, additional work is required to be done in connection with that clean up; and

WHEREAS, the Borough has received a proposal from Ellas Environmental LLC dated September 25, 2017 for the next phase of that work for a total amount of \$14,900.

BE IT RESOLVED that the proposal dated September 25, 2017 be accepted by the Borough subject to the certification of availability of funds.

**COUNCIL VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Castelli	X			
Acosta	X			
Penabad	X			
Shim	X			
Jimenez	X			
Kontolios	X			
Mayor Suarez				

Approved:

Attest:

\_\_\_\_\_  
Anthony R. Suarez, Mayor

\_\_\_\_\_  
Linda M. Silvestri,  
Borough Clerk