

AGENDA
MAYOR & COUNCIL MEETING
September 22, 2015
8:15 p.m.

Mayor Maguire calls meeting to order at:

Pledge of Allegiance to the Flag

ROLL CALL:

Present:

Absent:

Also Present:

Mayor Maguire Reads **Compliance Statement**, as required by Open Public Meeting Act, P.L. 1975, Chapter 231.

AGENDA CHANGES

PUBLIC PRIVILEGE OF THE FLOOR:

Mayor Maguire asks if anyone present wishes to be heard on any matter.

Speaker:

ORDINANCES – INTRODUCTION

None

ORDINANCES – PUBLIC HEARING

BOROUGH OF PARK RIDGE
ORDINANCE NO. 2015-014

AN ORDINANCE ESTABLISHING THE CLASSIFICATION AND COMPENSATION
FOR CERTAIN EMPLOYEES OF THE BOROUGH OF PARK RIDGE, BERGEN
COUNTY, NEW JERSEY FOR THE YEAR 2015

Mayor Maguire asks for a motion to open the Public Hearing on Ordinance No. 2015-014, An Ordinance Establishing the Classification and Compensation for Certain Employees of the Borough of Park Ridge, Bergen County, New Jersey for the Year 2015.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

Mayor Maguire asks the Clerk to read the Ordinance by title:

Clerk: Ordinance No. 2015-014, An Ordinance Establishing the Classification and Compensation for Certain Employees of the Borough of Park Ridge, Bergen County, New Jersey for the Year 2015.

Mayor Maguire asks the Borough Clerk to give a brief description of this ordinance.

Clerk:

Mayor Maguire asks if anyone wishes to be heard concerning the adoption of this ordinance.

Speaker:

Mayor Maguire asks for a motion to close the Public Hearing on this ordinance and that it be adopted with notice of final passage to be published in The Ridgewood News.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

CONSENT AGENDA:

Mayor Maguire asks if any Councilmember would like to have any resolution removed from the consent agenda and placed under New Business.

Speaker:

Mayor Maguire asks if any Council member would like to abstain from voting on any resolution on the consent agenda.

Speaker:

Mayor Maguire asks for a motion to accept the Consent Agenda (with the abstentions so noted).

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

RESOLUTIONS:

1. Authorizing the Release of Escrow to Lynn Israel
2. Probationary Appointment of Road Laborer- Christopher Wheeler
3. Authorizing Award of Contract for the Rehabilitation of Well #10- Quad Three Group
4. Authorizing Municipal Aid Grant Application and Execution of a Grant Agreement for the Glen Road Culvert Improvements
5. Authorizing Safe Streets to Transit Grant Application and Execution of a Grant Agreement for the PED Safety Improvements project

6. Authorizing Transit Village Grant Application and Execution of a Grant Agreement for the PED Safety Improvements Project
7. Authorizing Bikeways Grant Application and Execution of a Grant Agreement for the PED Safety Improvements Project
8. Authorize Leaf Removal Services- Organic Recycling
9. Authorize Renewal of Membership Joint Insurance Fund
10. Authorize Burchell Shared Services Agreement
11. Municipal Shared Services Defense Agreement
12. Payment of Bills- Utility
13. Payment of Bills- Borough

COMMUNICATIONS:

OLD BUSINESS:

NEW BUSINESS:

REPORTS OF THE GOVERNING BODY

Councilmember Cangialosi:

Councilmember Bosi:

Councilmember Oppelt:

Councilmember Hopper:

Councilmember Bertini:

Council President Misciagna:

APPROVAL OF MINUTES

Mayor Maguire asks for a motion to approve the minutes as follows:

Closed and Work Session Minutes Dated September 8, 2015.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

ADJOURN

A motion was made by _____ and seconded by _____ to adjourn the regular Mayor and Council meeting. Meeting adjourned at _____ p.m.

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2015 - 014**

**AN ORDINANCE ESTABLISHING THE CLASSIFICATION AND
COMPENSATION FOR CERTAIN EMPLOYEES OF THE BOROUGH
OF PARK RIDGE, BERGEN COUNTY, NEW JERSEY FOR THE YEAR
2015**

BE IT ORDAINED by the Mayor and Council of the Borough of Park Ridge in the County of Bergen, State of New Jersey that the compensation paid certain employees of the Borough of Park Ridge shall be as follows:

SECTION 1. That the minimum and maximum range of salary, wage or compensation to be paid to certain officials, appointees and employees of the Borough of Park Ridge, is hereby established, created, ratified and confirmed for the year 2015 as follows:

<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>	<u>BASIS</u>
Police Secretary	\$32,000	\$37,000	Annual

SECTION 2. All other applicable portions of Ordinance No. 2015-09 shall remain in effect.

SECTION 3. All ordinances or parts thereof inconsistent herewith are expressly repealed.

SECTION 4. This ordinance shall become effective after final passage and publication as required by law.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 261**

RELEASE OF ESCROW TO LYNN ISRAEL

WHEREAS, LYNN ISRAEL, 45 Fairview Avenue, known as Lot 2208, Block 6 on the tax map of the Borough of Park Ridge, has posted a CCO Engineering Review Bond in the amount of \$1,500.00 on June 23, 2010; and

WHEREAS, the Bond has been posted by Lynn Israel; and

WHEREAS, payments have been made for engineering costs from the initial deposit from this Bond; and

WHEREAS, there has been no activity on this escrow account since November 2011; and

WHEREAS, the project has been satisfactorily completed and the Borough of Park Ridge has issued a CO for the property; and

WHEREAS, the Land Use Administrator Julie Falkenstern has determined there are no outstanding claims against this escrow balance and there remains no reason to have this escrow account;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough Treasurer is hereby authorized to release the remaining escrow of \$540.00 to LYNN ISRAEL.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 262**

**PROBATIONARY APPOINTMENT OF
ROAD DEPARTMENT LABORER
Christopher Wheeler**

WHEREAS, the resignation of Steven Morey from the Road Department has left an opening in the Road Department; and

WHEREAS, the General Supervisor of Roads and the Director of Operations have recommended that said open position be filled with a new employee experienced as a Road Repairer; and

WHEREAS, the Director of Operations and General Supervisor of Roads have evaluated and interviewed Christopher Wheeler, a prospective employee who has fifteen years of experience working for municipal Public Works Department; and

WHEREAS, as a result of the interview, the Director of Operations and General Supervisor of Public Works have verified said candidate has all the qualifications and experience needed to effectively fill the open position; and

WHEREAS, the Board of Public Works Personnel Committee performed a second interview with the recommended candidate and concurs with this recommendation; and

WHEREAS, the Director of Operations and General Supervisor of Roads have recommended that Christopher Wheeler of 42 Fourth Avenue, Haskell, NJ, be hired for the position of Road Repairer in the Road Department; and

WHEREAS, based on his experience and qualifications, the Director of Operations recommends the starting annual salary for said employee be set at the Step 3 Road Repairer position as provided for in the effective UPSEU Collective Bargaining Agreement; and

WHEREAS, the Board of Public Works' Personnel Committee concur with said recommendation

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that Christopher Wheeler is hereby probationally appointed to the position of Laborer in the Road Department, effective September , 2015 at an annual salary of \$58,951.00 subject to Christopher Wheeler's satisfactory completion of the required ninety (90) day work test period.

BE IT FURTHER RESOLVED that the Borough Administrator be and is hereby authorized to submit the necessary paperwork to the New Jersey Civil Service Commission.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 263**

**AWARD OF CONTRACT FOR THE REHABILITATION OF THE WELL
#10 TREATMENT FACILITY**

WHEREAS, upon the recommendation by the Borough of Park Ridge Board of Public Works, the Mayor and Council did authorize funding in Capital Ordinance No. 2015-11 for the rehabilitation of the Well #10 treatment facility; and

WHEREAS, upon the recommendation of the Board of Public Works the Mayor and Council awarded a 2015 professional services contract to Quad Three Group, to provide rate engineer services, and said 2015 contract was awarded as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 with said hourly rates included therein; and

WHEREAS, Quad Three has provided a proposal dated September 8, 2015, a copy of which is attached, to provide the necessary engineering services associated with the design, bidding, and construction administration for the rehabilitation of the Well #10 treatment facility; and

WHEREAS, said proposal included prices for the various tasks to be performed, to be billed at Quad Three's contracted time and material rates with a not to exceed total price of \$30,108.00; and

WHEREAS, upon review, the Director of operations has recommended that the proposal of Quad Three Group be accepted; and

WHEREAS, the Board of Public Works of the Borough of Park Ridge has reviewed the proposal and concurs with the Director of Operations recommendation to hire Quad Three Group to perform necessary engineering for the Well #10 rehabilitation project; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the contract be awarded to Quad Three Group of Wilkes-Barre Pennsylvania to provide the necessary engineering for the rehabilitation of the Well #10 treatment facility subject to review by the Borough Attorney; and

BE IT FURTHER RESOLVED, which a true copy of this resolution shall be forwarded to Quad Three Group within ten (10) days of adoption.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 264**

**RESOLUTION APPROVING THE SUBMISSION OF A 2016 NEW
JERSEY DEPARTMENT OF TRANSPORTATION – MUNICIPAL AID
GRANT APPLICATION AND EXECUTION OF A GRANT
AGREEMENT FOR THE GLEN ROAD CULVERT IMPROVEMENTS-
ADDITIONAL FUNDING PROJECT.**

WHEREAS, the Borough of Park Ridge wishes to apply for and obtain funding through the New Jersey Department of Transportation – Municipal Aid grant program for the completion of the Glen Road Culvert Improvements-Additional Funding Project.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge do hereby authorize the submission of such a grant application, for the said project, titled *MA-2016-Glen Road Culvert Improvements-Addit-00107*.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 265**

RESOLUTION APPROVING THE SUBMISSION OF A 2016 NEW JERSEY DEPARTMENT OF TRANSPORTATION – SAFE STREETS TO TRANSIT GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT FOR THE PED SAFETY IMPROVEMENTS PROJECT.

WHEREAS, the Borough of Park Ridge wishes to apply for and obtain funding through the New Jersey Department of Transportation – Safe Streets to Transit grant program for the completion of the Ped Safety Improvements Project.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge do hereby authorize the submission of such a grant application, for the said project, titled *SST-2016-Ped Safety Improvements-00013*.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 266**

**RESOLUTION APPROVING THE SUBMISSION OF A 2016 NEW
JERSEY DEPARTMENT OF TRANSPORTATION – TRANSIT VILLAGE
GRANT APPLICATION AND EXECUTION OF A GRANT
AGREEMENT FOR THE PED SAFETY IMPROVEMENTS PROJECT.**

WHEREAS, the Borough of Park Ridge wishes to apply for and obtain funding through the New Jersey Department of Transportation – Transit Village grant program for the completion of the Ped Safety Improvements Project.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge do hereby authorize the submission of such a grant application, for the said project, titled *TV-2016-Ped Safety Improvements-00004*.

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 267**

**RESOLUTION APPROVING THE SUBMISSION OF A 2016 NEW
JERSEY DEPARTMENT OF TRANSPORTATION – BIKEWAYS GRANT
APPLICATION AND EXECUTION OF A GRANT AGREEMENT FOR
THE WOODCLIFF LAKE AND PARK RIDGE PEDESTRIAN BIKEWAY
PROJECT**

WHEREAS, the Borough of Park Ridge wishes to apply for and obtain funding through the New Jersey Department of Transportation – Bikeways grant program for the completion of the Woodcliff Lake and Park Ridge Pedestrian Bikeway Project; and,

WHEREAS, the Borough of Park Ridge in partnership with the Borough of Woodcliff Lake has developed a proposal for a pedestrian bikeway that will run contiguously throughout both municipalities; and,

WHEREAS, both the Borough of Park Ridge and the Borough of Woodcliff Lake believe that the proposed project will greatly benefit the residents of each municipality by providing an alternative transportation venue that will increase access to and from various recreational, governmental, educational and economic centers within both municipalities; and,

WHEREAS, the Borough of Woodcliff Lake will be submitting an application for funding through the New Jersey Department of Transportation – Bikeways grant program as the “primary applicant” on behalf of the Borough of Park Ridge and the Borough of Woodcliff Lake; and,

WHEREAS, the application being submitted by the Borough of Woodcliff Lake titled *BIKE-2016-Woodcliff Lake and Park Ridge Pede-00018* has been reviewed and is fully endorsed by the Borough of Park Ridge.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge do hereby authorize the submission of such a grant application.

BE IT FURTHER RESOLVED, that upon the receipt of an award the Borough of Park Ridge and Borough of Woodcliff Lake are hereby authorized to enter into a memorandum of understanding as it relates to the design, construction and maintenance of the proposed pedestrian bikeway within the respective municipalities

BE IT FURTHER RESOLVED, that upon the receipt of a grant award the Mayor and Clerk are hereby authorized to sign the grant agreement and that their signatures constitute acceptance of the terms and conditions of the grant agreement.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Park Ridge do hereby endorse the aforesaid.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
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Cangialosi						
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APPROVED:

TERENCE P. MAGUIRE, MAYOR

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 268**

**AUTHORIZING THE CONTRACT WITH
ORGANIC RECYCLING, INC.**

2015 Leaf Disposal Facility

WHEREAS, the Mayor and Council recognize that the Borough needs a facility to drop off leaves collected each year; and

WHEREAS, the Borough Administrator in conjunction with the Director of Operations and the Roads Supervisor have sought various vendors to price the cost of this service; and

WHEREAS, it is the recommendation that the Borough hire Organic Recycling, Inc. who will charge the price of \$11.45 (Eleven Dollars and Forty-Five Cents) per cubic yard for compacted leaves or \$10.30 (Ten Dollars and Thirty Cents) per cubic yard for loose leaves that are delivered to their composting facility pursuant to their September 3, 2014 proposal which is no increase from the 2014 price; and

WHEREAS, since this is a recycling contract it is an exception to the Local Public Contracts Law and no public bid is required.

WHEREAS, Organic Recycling Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Park Ridge in the previous one (1) year, and that the contract will prohibit them from making any reportable contributions through the term of the contract, and

WHEREAS, the MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq., N.J.A.C. 17:27 (Exhibit A) is hereby incorporated into this contract.

WHEREAS, the Chief Financial Officer has certified the funds are available in Account No. 5-01-26-308-000-258.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the Chief Financial Officer is authorized to sign purchase orders between the Borough of Park Ridge and Organic Recycling at a price of \$11.45 (Eleven Dollars and Forty-Five Cents) or \$10.30 (Ten Dollars and Thirty Cents) per cubic yard for the delivery of leaves to their facility; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Park Ridge authorize the Borough Attorney to prepare said contract for execution by the Mayor and Borough Clerk.

BE IT FURTHER RESOLVED that notice of this action as an exception to Local Public Contracts Law be published in the newspaper of record within ten (10) days from adoption.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
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APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 269**

**RESOLUTION FOR RENEWAL OF MEMBERSHIP
IN THE
BERGEN COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Borough of Park Ridge is a member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2015 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW THEREFORE, be it resolved as follows:

1. The Borough of Park Ridge agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 270**

**RESOLUTION AUTHORIZING BURCHELL SHARED SERVICES
AGREEMENT**

WHEREAS, the Borough of Park Ridge has filed or anticipates filing a Declaratory Judgment Action in the Superior Court of New Jersey, Bergen County, in furtherance of the Supreme Court's March 10, 2015 decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the "Supreme Court Decision"); and

WHEREAS, Fair Share Housing Center ("FSHC"), through the services of David Kinsey, has prepared what it considers to be the statewide fair share numbers (the "FSHC Numbers") for use by the 15 vicinage Mt. Laurel Judges to calculate a municipality's affordable housing obligation pursuant to the Supreme Court Decision; and

WHEREAS, the Borough of Park Ridge desires to participate in the preparation of a statewide fair share analysis to be undertaken by Rutgers, the State University of New Jersey ("Rutgers"), through Dr. Robert W. Burchell, Principal Investigator, and various other experts employed by Rutgers in order to establish a rational and reasonable methodology (the "Burchell Fair Share Analysis") for determination of a municipality's obligation to provide a realistic opportunity through its land use ordinances for its fair share of the region's affordable housing needs in accordance with the Mount Laurel Doctrine as set forth in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) ("Decision") and prior decision of the Courts of New Jersey, and the Fair Housing Act, N.J.S.A. 52:27D-301 et. seq.; and

WHEREAS, Rutgers, utilizing Dr. Burchell as the Principal Investigator and author has agreed to prepare the Burchell Fair Share Analysis within 90 days of being retained to establish his view of the proper way to determine each municipality's fair share obligation; and

WHEREAS, Dr. Burchell estimates the cost to prepare the initial Burchell Fair Share Analysis will be \$70,000.00; and

WHEREAS, it is anticipated that there will be a need for Dr. Burchell to analyze any challenges to his conclusions and prepare a rebuttal report to said challenges which is not included in the \$70,000.00; and

WHEREAS, it is anticipated that if each municipality contributes \$2,000.00, there will be sufficient monies to pay the cost to prepare the initial Burchell Fair Share Analysis, to analyze any challenges to the Initial Fair Share Analysis and to prepare a Rebuttal Report given the number of municipalities that have expressed an interest in retaining Burchell; and

WHEREAS, a Municipal Shared Services Defense Agreement (hereinafter "MSSDA"), has been prepared (a) so that monies can be collected to enter into an agreement with Rutgers (hereinafter "the Rutgers Agreement") and so that Burchell, along with various other experts from Rutgers, can perform the tasks described above and (b) so that the rights and responsibilities of each municipality that wishes to sign the agreement can retain Rutgers are defined; and

WHEREAS, the MSSDA provides that the Law Offices of Jeffrey R. Surenian and Associates, LLC ("Surenian") will serve as the administrative entity to sign the Rutgers agreement on behalf of the municipalities that signed the MSSDA and paid the \$2,000.00 fee; and

WHEREAS, it is imperative given the time constraints for municipalities that wish to retain Burchell to sign the MSSDA and pay the \$2,000.00 fee so that Burchell can conduct the necessary analysis; and

WHEREAS, notwithstanding the foregoing, it is possible that the MSSDA may need to be changed as a result of ongoing negotiations with the Rutgers agreement following execution of the MSSDA and the payment of the \$2,000.00 fee; and

WHEREAS, in such an event, any member that objects to the changes that Rutgers may require shall have the opportunity to relinquish membership in the Municipal Group and to receive back the \$2,000.00 payment as more specifically set forth in the MSSDA.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL FOR THE BOROUGH OF PARK RIDGE as follows:

1. The terms and conditions of the MSSDA attached hereto are hereby approved, ratified and confirmed.
2. The amount of \$2,000.00 is hereby authorized to be expended by the Borough of Park Ridge for Rutgers through Dr. Robert Burchell, Principal Investigator to prepare the Burchell Fair Share Analysis.
3. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Borough of Park Ridge and is appended hereto.
4. The Mayor be and is hereby authorized to executed the aforesaid MSSDA to memorialize the participation of the Borough of Park Ridge in the preparation of the Burchell Fair Share Analysis and to take any and all actions reasonably required to effectuate said Agreement.
5. The Borough of Park Ridge hereby authorizes Jeffrey R. Surenian, Esq. to execute on behalf of the Borough of Park Ridge the Research Agreement with Rutgers to initiate and complete Burchell Fair Share Analysis and to do such other actions to effectuate the purposes of said Research Agreement.
6. If further changes to the MSSDA are needed as a result of finalizing the Rutgers Agreement, within ten (10) days of notification by Surenian of the changes, the Borough of Park Ridge will inform Surenian if it objects to the changes and wishes to withdraw from the Municipal Court and obtain a refund of the \$2,000.00 it paid.
7. This Resolution shall take effect immediately.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 271**

MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT

WHEREAS, the Borough Council of the Borough of Park Ridge is about to enter into the Municipal Shared Services Defense Agreement (“MSSDA”) for the purpose as set forth therein, which included retaining a common expert in the Declaratory Judgment action (“Litigation”) that was filed in accordance with In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the “Decision”); and

WHEREAS, the MSSDA identified Dr. Robert Burchell, a distinguished professor at Rutgers University, as the expert to be retained; and

WHEREAS, Dr. Burchell became ill and has been unable to complete the obligations under the Research Agreement set forth in the MSSDA; and

WHEREAS, as a result, Rutgers University has exercised its right to terminate the Research Agreement as permitted under its terms; and

WHEREAS, the MSSDA requires modification to allow the members to retain one or more alternative experts, consultants and/or other professionals for the Litigation; and

WHEREAS, an Amendment to the MSSDA (“Amendment”) has been prepared to effectuate the modification; and

WHEREAS, the Borough Council of the Borough of Park Ridge recognizes that the Litigation requires immediate action and may require further expedited actions by its counsel determined to be necessary and appropriate; and

WHEREAS, the Borough Council of the Borough of Park Ridge has determined that it is in the best interests of the citizens of the Borough of Park Ridge to approve the Amendment, and/or affirm and ratify the Amendment, and to authorize their designated counsel to take actions on behalf of the municipality with regard to the multiplicity of issues raised and associated with in the continued implementation of the MSSDA;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL FOR THE BOROUGH OF PARK RIDGE as follows:

1. The terms and conditions of the MSSDA attached hereto are hereby approved, ratified and confirmed.
2. The Mayor and Borough Clerk or Deputy Clerk, be and are hereby authorized to execute the aforesaid Amendment.
3. The Borough Council of the Borough of Park Ridge hereby authorizes Jeffrey R. Surenian, Esq., to execute an agreement on behalf of the Borough with Econsult Solutions, Inc.
4. The Borough Council of the Borough of Park Ridge hereby authorizes Jeffrey R. Surenian, Esq., to execute on behalf of the Borough of Park Ridge with the approval of the Borough of Park Ridge’s designated counsel such other agreement(s) as are advisable to effectuate the purposes of the MSSDA as amended.
5. The Borough Council of the Borough of Park Ridge further authorizes its designated counsel to approve such other changes to the MSSDA as may be necessary to effectuate its purposes, and to take action on behalf of the municipality with regard to the multiplicity of issues raised and associated with the implementation of the MSSDA provided that the action will not require the municipality to appropriate and commit any additional funding for the MSSDA.

6. In the event such changes and actions require the municipality to appropriate and commit any additional funding for the MSSDA, the Borough of Park Ridge shall only be responsible for such funding if it authorizes same.

7. If additional monies are needed to effectuate the intent and purpose of the MSSDA, no such services shall be authorized by designated counsel without further action from the Borough.

8. This Resolution shall take effect immediately.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						
Misciagna						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator

**BOROUGH OF PARK RIDGE
RESOLUTION NO 015 – 272**

PAYMENT OF BILLS - UTILITY

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that they are in receipt of the following Board of Public Works Utility bills in the sum of \$ 240,744.65 which were previously approved and authorized for payment by the Board of Public Works Certifying Officer.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Misciagna						
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 015 – 273**

PAYMENT OF BILLS - BOROUGH

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the following bills in the sum of \$2,540,203.78 have been approved and that the Mayor, Clerk and Chief Financial Officer are hereby authorized and directed to issue warrants in payment of same.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Misciagna						
Hopper						
Bosi						
Oppelt						
Bertini						
Cangialosi						

APPROVED:

TERENCE P. MAGUIRE, MAYOR

Attest:

Kelley R. O'Donnell, RMC
Borough Clerk / Administrator