

Approved August 24, 2010

Municipal Building  
Park Ridge, NJ  
April 27, 2010 – 8:20 p.m.

A Regular Meeting of the Mayor and Council of the Borough of Park Ridge was called to order at the above time, place and date.

Mayor Ruschman led those attending in the Pledge of Allegiance to the Flag.

**ROLL CALL:**

Present: Councilmember Maguire, Councilmember Maughan,  
Councilmember Hopper, Councilmember Viola and Council President  
Kane, and Mayor Ruschman

Absent: None

Also Present: Robert J. Mancinelli, Esq., Borough Attorney  
Helene V. Fall, Borough Administrator  
Colleen Ennis, CFO  
Helyn N. Beer, Deputy Clerk

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

**COUNCILMAN KEITH MISCIAGNA SWORN IN**

Mayor Ruschman advises that the Mayor and Council adopted a resolution on April 13<sup>th</sup>, 2010 appointing Keith Misciagna to fill the vacancy on the Borough's Council. Mayor Ruschman stated that Freeholder Padilla was present to administer the Oath of Office.

Freeholder Padilla thanked the Mayor, Council and Councilman Misciagna for allowing him to come back to his other "home town" of Park Ridge to bestow this honor. He further stated that he was certain Keith would do a great job; he knows that he has always been very involved in the community. Freehold Padilla stated that he is certain that this is a very proud moment for Keith's father; a former Mayor of Hillsdale.

Freeholder Padilla administers the Oath. Councilman Misciagna takes his seat on the dais.

**ROLL CALL:**

The Deputy Clerk calls the roll as follows:

Mayor Ruschman, Councilmember Hopper, Councilmember Viola, Council President Kane, Councilmember Maughan, Councilmember Maguire, Councilmember Misciagna.

**SUSPEND THE REGULAR ORDER OF BUSINESS**

Mayor Ruschman asks for a motion to suspend the regular order of business for the presentation of Certificates of Recognition.

A motion was made by Councilmember Kane and seconded by Councilmember Hopper to confirm.

Roll Call: Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Yes.

Mayor Ruschman asks the coaches to help him distribute the certificates. Mayor Ruschman further stated that the athletes being recognized this evening participated in the Pascack Valley Indoor Soccer League and on March 21<sup>st</sup> three Park Ridge Indoor Soccer teams won Championships.

***Cookies by Design Cup***  
***7<sup>th</sup> & 8<sup>th</sup> Grade Girls***

|                  |                   |              |
|------------------|-------------------|--------------|
| Lilli Abraham    | Karen Carino      | Erica Huber  |
| Sarah Monahan    | Jessica Laurenzo  | Dana Matuson |
| Kristen Sherlock | Samantha Torsland |              |

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***Cookies by Design Cup***  
***3<sup>rd</sup> & 4<sup>th</sup> Grade Girls***

|                    |                 |                    |
|--------------------|-----------------|--------------------|
| Veronica Angiuli   | Gisselle Carino | Caroline Gruneis   |
| Madison Kelly      | Shine Lita      | Sarah McLoughlin   |
| Valerie Moran      | Serena Nappa    | Sophia Nappa       |
| Elizabeth O'Rourke | Sophia Perez    | Cedra Raffo        |
| Sara Shanley       | Dana Soulas     | Allison Uhl        |
| Jannal Vasoll      | Julia Wharton   | Victoria Zdanowicz |
|                    | Megan Ziegel    |                    |

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***Sailer Cup***  
***5<sup>th</sup> & 6<sup>th</sup> Grade Boys***

|                  |                 |                  |
|------------------|-----------------|------------------|
| Mitch Abraham    | Daniel Confreda | Preston DeMarco  |
| Alex Hansen      | Eric Katirachi  | Dominick Mazurek |
| Casey Osborn     | Frankie Owens   | James Pigot      |
| Matthew Rendeiro | Bennett Rosner  | Jake Torsland    |
|                  | Derek Zeug      |                  |

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Mayor Ruschman congratulated the coaches on a great job.

**AGENDA CHANGES**

Mrs. Beer stated that there were and that the Borough Attorney would explain resolutions #11 and #12 on the Consent Agenda.

Councilmember Misciagna asked Mayor Ruschman for permission to speak. Permission was granted. Councilmember Misciagna thanked the Mayor and Council for appointing him to the position. Councilmember Misciagna thanked his parents for coming and family. Understand there is a lot of work to do and promises to give his best. Knows there are some financial issues right now with the town, as his first act he would like to donate his stipend back to the town; to help an employee keep their job or help with health benefit costs. Mayor Ruschman apologized for not affording Keith the opportunity earlier and welcomed him to the Council.

Mr. Mancinelli stated that he would also discuss Ordinance No. 2010-011 amending Chapter 87. there will be one change with respect to the fee. The fee will be reduced from \$250 per lot to \$100 per lot. Based upon recommendation from the Planning Board. With respect to resolutions #010-110 and #010-111 with respect to the retirements of Louis Turli and Russell Kent; we are going to amend those resolutions to indicate that the lump some payment of \$20,000 for unused sick days is to be paid in the year 2011 upon the latter of the following dates, April 1<sup>st</sup> or upon the adoption of the 2011 Municipal Budget. With respect to the additional terminal sick time payout, we are going to delete reference to the word incentive and that \$5,000 payment will be paid no later than June 1<sup>st</sup> of 2011 provided the individuals do retire.

**PUBLIC PRIVILEGE OF THE FLOOR:**

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

Speaker:

**Guy Battaglia – Ellin Drive** thanked the Mayor and Council for the completion of the curbs on Ellin Drive. Wanted to notify the Council of some recent storm damage that occurred with the falling trees in town and the region, he has sent a letter to the town, the county and the neighbor that a tree sitting in a deeded easement does present a risk and therefore notifying them of such risk. In addition to that there is a rock placed in the middle of the easement that was mandated by the town to be removed from the easement to meet compliance for drainage on his adjacent property. Through this recent development with the curbs, this rock sits within the first 10 feet from the curb, which makes it the town's rock. In order for this easement to effectually handle the drainage we need this 6 foot boulder removed. He is asking the town to consider this as an option of their authority since it sits within the first 10 feet of the property, and it is impeding upon the effective drainage of the easement which is his total concern and objective. Mayor Ruschman stated that they will look into it.

Finally, Mr. Battaglia wanted to thank the town, the Mayor and Council for their continuous effort in helping us generate peace and supportive attitude in our community.

**Patrick D. Hunt – 154 Spring Valley Road** a 38 year resident of Park Ridge and a ten year homeowner of Park Ridge. Welcomed and congratulated the two new council members. On October 2<sup>nd</sup>, 2009 he submitted a letter to the Mayor and Council regarding a matter of the official designation of Musso Lane. It borders on his property. This letter to the Council was prompted by a letter he received from Susan Musso Hassel asking him to not walk his children along Musso Lane to West Ridge School. Mrs. Hassel stated it was private property and not a Right of Way, which is stated on his survey and ratified by the Council of the Borough of Park Ridge in 1962. He provided a copy. Mr. Mancinelli responded on behalf of the Borough in a letter, and then he subsequently addressed the Council in response to Mr. Mancinelli's letter. On April 15<sup>th</sup> Mayor Ruschman and Borough Administrator Fall advised him of a straw poll vote taken in closed session. Mr. Hunt's point of concern is that the Borough is providing tax payer funded services; snow plowing, periodic road maintenance and grading and placement of gravel as well as trash and leaf removal. Mr. Hunt does not understand how the Borough can provide tax payer funded services to private property. Believes it is unfair and opens up unnecessary liabilities and in the current economic environment and budget shortfall situation that we are facing we need to save every taxpayer dollar possible. He respectfully requests that the Borough Council reconsiders the decisions that have been made.

Mr. Ruschman thanked Mr. Hunt and advised him that it will be discussed hopefully at the next meeting. Time is needed to review the documents.

**George Mehm – 92 Greenbrook Place** congratulated Councilman Misciagna and stated that he will be missed from the Utility Board. Asked for the ability to comment on a few things from the Budget Presentation that was on the web site. It seems that the comments refer to the problems starting five and ten years ago. He further stated that he had reviewed the Borough's Audit reports and looked at the surpluses that we had during those times. The Budget report only showed the prior three years surplus, he feels it should have showed at least five years. Mr. Mehm then reviewed for those present the surplus used in 2005, 2006 and 2007. He further stated that the Budget report should have showed the surplus balances as of December 31<sup>st</sup> of those prior years. Mr. Mehm reported the surplus balances as of December 31<sup>st</sup> of the prior years and indicated of that balance how much was used for the subsequent years budget. George Mehm stated that it does not appear to be a five year issue, but rather a two year issue. He further stated that for a number of reasons the Borough was not able to replenish the surplus. Asked that the presentation be revised to reflect the two years.

Councilman Maughan thanked Mr. Mehm for his comments as did Mayor Ruschman.

**ORDINANCES – PUBLIC HEARING**

**ORDINANCE NO. 2010-011**

**AN ORDINANCE AMENDING CHAPTER 87; SUBDIVISION AND SITE PLAN REVIEW, SECTION 87-6 OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY**

Mayor Ruschman asks for a motion to open the Public Hearing on Ordinance No. 2010-011, an Ordinance amending Chapter 87; Subdivision and Site Plan Review, Section 87-6 of the Code of the Borough of Park Ridge, New Jersey.

A motion was made by Councilmember Maughan and seconded by Council President Kane to confirm.

Roll Call: Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Yes.

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

**Clerk: Ordinance No. 2010-011, an Ordinance amending Chapter 87; Subdivision and Site Plan Review, Section 87 - 6 of the Code of the Borough of Park Ridge, New Jersey.**

**WHEREAS**, the Planning Board of the Borough of Park Ridge has recommended that a fee be implemented to recoup the Borough's cost to update the tax map and/or the official map resulting from an approved subdivision or lot consolidation; and

**WHEREAS**, the Mayor and Council of the Borough of Park Ridge believe that this action will be in the best interest of the Borough and its citizens;

**NOW, BE IT ORDAINED** by the Borough Council of the Borough of Park Ridge, in the County of Bergen and State of New Jersey that Chapter 87 of the Code of the Borough of Park Ridge be and is hereby amended as follows:

**SECTION ONE:** § 87-6 shall be amended to provide a new subsection D as follows:

E. Fee for Tax Map Amendment resulting from Subdivision or Lot Consolidation

(1) Upon the approval of any minor or major subdivision or lot consolidation, the applicant shall pay to the Borough of Park Ridge a fee of \$100 per lot for the purpose of updating and amending the Borough Tax Map to reflect any necessary changes occasioned by such subdivision or lot consolidation.

**SECTION TWO:** All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency only.

**SECTION THREE:** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

**SECTION FOUR:** This Ordinance shall take effect immediately following final passage, adoption and publication as provided by law.

Mayor Ruschman asks the Borough Attorney to give a brief description of this ordinance.

Mr. Mancinelli: This ordinance creates a new subsection "B" of our Borough Code Chapter 87, specifically section 6, provides for a fee to be charged with respect to applications for minor or major subdivisions or lot consolidation which would be used to defray and offset the cost of updating the Borough's tax maps.

Mayor Ruschman asks the Clerk if she has received any correspondence concerning the adoption of this ordinance.

Clerk: Mrs. Beer stated that a letter of recommendation was received from the Park Ridge Planning Board.

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

Speaker: There was no one.

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

A motion was made by Councilmember Viola and seconded by Councilmember Maguire to confirm.

Roll Call: Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Yes.

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**ORDINANCE NO. 2010-012**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**

Mayor Ruschman asks for a motion to open the Public Hearing on Ordinance No. 2010-012, an Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank.

A motion was made by Council President Kane and seconded by Councilmember Hopper to confirm.

Roll Call: Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Yes.

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

**Clerk: Ordinance No. 2010-012, an Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank.**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Governing Body of the Borough of Park Ridge in the County of Bergen finds it advisable and necessary to increase its CY 2010 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Governing Body hereby determines that a 3.5% increase in the budget for said year, amounting to \$300,603 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE BE IT ORDAINED**, by the Governing Body of the Borough of Park Ridge, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring,

that, in the CY 2010 budget year, the final appropriations of the Borough of Park Ridge shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$300,603, and that the CY 2010 municipal budget for the Borough of Park Ridge be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mayor Ruschman asks the CFO to give a brief description of this ordinance.

Ms. Ennis: Stated that each year as NJ Municipalities develop their budgets the state requires two caps be put in place. The first is the 4% cap on the tax levy. The second is a 2.5% cap on the budget appropriations. The state does allow by ordinance for each municipality to pass a resolution allowing the appropriations cap to be increased to 3.5%. This ordinance allows us to go up the 3.5% if necessary and to establish a cap bank for future years. Our budget this year we actually decreased our budget from last year. The purpose of this ordinance is to build the CAP bank.

Mayor Ruschman asks the Clerk if she has received any correspondence concerning the adoption of this ordinance.

Clerk: None

Mayor Ruschman asks if anyone present wishes to be heard concerning the introduction of this ordinance.

Speaker:

**Councilmember Viola** asked if this ordinance was passed does it give us the authority to spend more money in the future and tax the residents more. *Ms. Ennis responded from the audience, audio not picked up by the microphone.* Councilmember Viola asked if this had been passed in prior years. Ms. Ennis stated that it was. Excess money received from tax collection goes into surplus. Councilmember Viola further stated that if the Council approves the CAP bank they are giving themselves the ability to spend more money and raise more taxes.

**Guy Battaglia – Ellin Drive** learning a lot about the civic responsibilities of the town. Mr. Battaglia asked if this ordinance allows the town to cover their expenses if they exceed last years. *Ms. Ennis responded from the audience; not picked up by the microphone.* Ms. Ennis explained the appropriations CAP to those present. If the Council adopts it does not mean the taxes will be raised, it is put in place if necessary. Mayor Ruschman stated that it is for only one year.

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

A motion was made by Councilmember Hopper and seconded by Councilmember Maughan to confirm.

Roll Call: Councilmember Hopper - yes, Councilmember Viola - no, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Yes.

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**ORDINANCES – INTRODUCTION**

None.

**CONSENT AGENDA:**

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

Speaker: None.

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

Speaker: Council President Kane and Councilmember Hopper abstained from voting on Resolution Authorizing Unemployment Claim Reimbursement.

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

A motion was made by Councilmember Maguire and seconded by Council President Kane to confirm.

Roll Call: Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Yes.

**RESOLUTIONS:**

**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-099**

**AUTHORIZE UNEMPLOYMENT CLAIM REIMBURSEMENT**

**WHEREAS**, beginning in 1978 municipalities were required to set aside funds to reimburse the State of New Jersey for unemployment benefits paid to former employees or part time employees of that municipality; and

**WHEREAS**, the Division of Unemployment and Disability Insurance of New Jersey Department of Labor and Industry had submitted a bill in the amount of \$7,188.00 as the borough share of unemployment claims made during the 1st quarter of 2010; and

**WHEREAS**, the borough's portion of said claim by employees is as follows:

| <b>EMPLOYEE</b> | <b>POSITION</b> | <b>PERIOD COVERED</b> | <b>AMOUNT</b> |
|-----------------|-----------------|-----------------------|---------------|
| Mary Rathgeb    | Administration  | 03/27/10              | \$6,370.00    |
| Joseph Felice   | Crossing Guard  | 02/20/10              | \$402.00      |
| Linda Strabone  | Crossing Guard  | 02/20/10              | \$416.00      |
| Total           |                 |                       | \$7188.00     |

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Park Ridge that the Borough Treasurer be and she is hereby authorized and directed to make said payment to the New Jersey Division of Unemployment and Disability Insurance.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-100**

**ESTABLISH GREEN TEAM**

**WHEREAS**, the Mayor and Borough Council of the Borough of Park Ridge previously determined to participate in the Sustainable Jersey Program; and

**WHEREAS**, the formation of a Green Team is the first step in establishing a community sustainability program; and

**WHEREAS**, Green Teams leverage the skills and expertise of team members to develop plans, implement programs and assist with educational opportunities which support the creation of a sustainable community in accordance with the requirements of the Sustainable Jersey Certification Program; and

**WHEREAS**, the Borough of Park Ridge previously had a Recycling Committee and now wishes to establish the Park Ridge Green Team consisting of the following members:

1. Municipal Staff consisting of at least two members of the following: Borough Administrator, Director of Operations, Municipal Recycling Coordinator and Borough Clerk.
2. A Councilmember Liaison selected by the Mayor.
3. Volunteer members of community boards consisting of a representative from the Board of Health, Open Space Committee, Recreation Committee and Shade Tree Committee.
4. A representative from the Board of Education.
5. A representative from the Chamber of Commerce.
6. No more than five members from the community at large.

**BE IT FURTHER RESOLVED BY** the Mayor and Council of the Borough of Park Ridge that the Park Ridge Green Team is hereby established and the Borough Administrator is hereby authorized to contact the various individuals and organizations as outlined above to determine representation on the Team and advertise for membership from the community at large for selection by the Mayor and Borough Council.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-101**

**AMEND PERSONNEL POLICIES TO CONFORM WITH  
EMPLOYMENT PRACTICES LIABILITIES INSURANCE RISK CONTROL REQUIREMENTS**

**WHEREAS**, every two years the JIF/MEL requires various Employment Practices Risk Control updates; and

**WHEREAS**, this update includes training for the employees and supervisors as well as updates to the Borough of Park Ridge’s Employee Manual itself; and

**WHEREAS**, once these items are completed the Borough Attorney must sign off confirming the updates were completed and a copy of the form is sent to the JIF/MEL; and

**WHEREAS**, these Employment Practices and Risk Control Updates allow the Borough of Park Ridge to maintain the lower deductible (\$20,000 per claim vs. \$100,000 and co-insurance of 20% of the first \$250,000 of the claim vs. 20% of the entire claim); and

**WHEREAS**, attached to this resolution are the various sections of the Employee Manual which are required to be updated and incorporated into the Borough of Park Ridge’s Employee Manual; and

**WHEREAS**, the Borough Administrator recommends said changes and the Borough Attorney concurs.

**NOW, THEREFORE BE IT RESOLVED BY** the Mayor and Borough Council of the Borough of Park Ridge that the required updates to the Borough of Park Ridge’s Employee Manual, as attached, be and are hereby implemented.

**BE IT FURTHER RESOLVED** that the Borough Administrator circulate said changes to the respective Departments and that Department Heads insure that a copy of these changes be provided to each employee and posted in each department.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-102**

**ESTABLISH DONATION PROGRAM 2010**

**WHEREAS**, the Mayor and Borough Council wish to establish a donation program wherein residents, businesses and corporate entities may donate items required by the Borough of Park Ridge and/or sponsor various programs offered by the Borough of Park Ridge to not only improve the quality of services and programs within the Borough of Park Ridge, but which will increase the quality of life for those who live, work and visit the Borough of Park Ridge; and

**WHEREAS**, this donation program establishes various levels of sponsorship as well as identifies various other programs and items which are available for funding as attached hereto.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Park Ridge that the Borough Administrator be and is hereby authorized to advertise said donation program.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-103**

**A RESOLUTION TO AFFIRM THE BOROUGH OF PARK RIDGE’S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS**

**WHEREAS**, it is the policy of Borough of Park Ridge to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

**WHEREAS**, the governing body of Borough of Park Ridge has determined that certain procedures need to be established to accomplish this policy.

**NOW, THEREFORE BE IT ADOPTED** by the governing body of the Borough of Park Ridge that:

**Section 1:** No official, employee, appointee or volunteer of the Borough of Park Ridge by whatever title known, or any entity that is in any way a part of the Borough of Park Ridge shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person’s constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough of Park Ridge’s business or using the facilities or property of the Borough of Park Ridge.

**Section 2:** The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of Park Ridge to provide services that otherwise could be performed by the Borough of Park Ridge.

**Section 3:** Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

**Section 4:** The Borough Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

**Section 5:** No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

**Section 6:** The Borough Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough of Park Ridge as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

**Section 7:** The Borough Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

**Section 8:** At least annually, the Borough Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Park Ridge. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Park Ridge’s web site.

**Section 9:** This resolution shall take effect immediately.

**Section 10:** A copy of this resolution shall be provided to the official newspaper of the Borough of Park Ridge in order for the public to be made aware of this policy and the Borough of Park Ridge’s commitment to the implementation and enforcement of this policy.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-104**

**Authorize HVAC Maintenance Agreement –  
Police Pistol Range 2010**

**WHEREAS**, the Borough of Park Ridge is in need of a preventative HVAC agreement for the Police Pistol Range for 2010; and

**WHEREAS**, pursuant to the Local Public Contracts Law NJSA 40A:11-1 et seq. contracts below the bid threshold may be awarded after solicitations of competitive quotations; and

**WHEREAS**, the Borough Administrator has solicited quotations and there were two responsive quotations; and

**WHEREAS**, the Borough Administrator has recommended that the contract for this work be awarded to the firm submitting the lowest proposal, who performed this work in 2009, NJ Heating and Cooling Inc., 25 Just Road, Fairfield NJ pursuant to their proposal dated February 4, 2010 in the annual amount of \$3,773 from on or about May 1, 2010 through April 30, 2011 with an hourly rate of \$115 for service calls during normal working hours per the agreement; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in account 0-01-25-243-000-063.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Park Ridge that a purchase order be authorized for issuance in the amount not to exceed \$3,773 for this agreement.

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**BOROUGH OF PARK RIDGE**  
**RESOLUTION NO. 09-105**  
  
**STATE TRAINING FEES**

**WHEREAS**, the State Bureau of Construction Code enforcement of the Department of Community Affairs instituted a State Training Fee that is based on the cubic feet volume of new construction; and

**WHEREAS**, the municipality collects these fees for the state and pursuant to NJAC 5:23-4.19 payment of these fees must be made quarterly; and

**WHEREAS**, \$1937 based upon 167,337 cubic feet of new construction and \$797,775 of construction in alterations has been collected for the period of January 1 through March 31, 2010;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Park Ridge that the Treasurer be and she is hereby directed to draw a check to the Treasurer, State of New Jersey.

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**BOROUGH OF PARK RIDGE**  
**RESOLUTION NO. 010-106**  
  
**AUTHORIZE STIPEND PAYMENT**

**WHEREAS**, the collective bargaining agreement between the Borough of Park Ridge and the Park Ridge Utility Employees Association provides for an annual stipend for those employees who obtain a W-1 Public Water Distribution system license, a T-1 Public Water Treatment license or a C-1 Public Wastewater Collection System license; and

**WHEREAS**, the collective bargaining agreement between the Borough of Park Ridge and the Park Ridge Borough Employees Association provides for an annual stipend for those employees who obtain certifications in their respective fields;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Park Ridge that the Borough Treasurer is hereby authorized and directed to pay the following employees an annual stipend for having successfully completed the requirements for the following certifications:

| <u>EMPLOYEE</u>     | <u>LICENSE(S)</u>   | <u>STIPEND</u> |
|---------------------|---------------------|----------------|
| James R. Babcock    | W-1, C-1, T-1       | \$1,725        |
| Daniel P. Boyle     | W-1, C-1, T-1       | \$1,725        |
| Timothy J. Malloy   | W-1, C-1, T-1       | \$ 431.25      |
| Paul F. Neumann     | W-1, C-2, T-1       | \$1,725        |
| Jay A. Ottens       | C-1                 | \$ 575         |
| Kenneth C. Reynolds | W-1, C-1, T-2       | \$1,725        |
| Linda Campion       | Court Administrator | \$ 350         |
| Lillian Denmark     | Dep. Court Admin.   | \$ 350         |
| Joan Higgins        | BH Registrar        | \$ 350         |
| Elizabeth Maggio    | BH Deputy Registrar | \$ 350         |
| Elena Rega          | CCO Tech Asst.      | \$ 250         |

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**BOROUGH OF PARK RIDGE  
 RESOLUTION NO. 010-107**

**AUTHORIZATION FOR WEEKLY STIPEND TO  
 ROAD DEPARTMENT FOREMAN**

**WHEREAS**, Peter Wayne currently serves as the Road Department Foreman in the Borough of Park Ridge; and

**WHEREAS**, due to the retirement of the General Supervisor of Roads there will be a vacancy in the position effective May 1, 2010; and

**WHEREAS**, the Board of Public Works has recommended that Peter Wayne be compensated for this responsibility with a weekly stipend of \$100 effective May 1, 2010; and

**WHEREAS**, the Park Ridge Utilities Employees Association has formally approved this arrangement, in writing, on April 21, 2010.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Park Ridge that Peter Wayne shall receive a weekly additional stipend of \$100 for his additional responsibilities in the Road Department effective May 1, 2010.

**BE IT FURTHER RESOLVED**, that a true copy of this resolution shall be sent to Peter Wayne within ten (10) days of its adoption.

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**BOROUGH OF PARK RIDGE  
 RESOLUTION NO. 010-108**

**AWARD OF CONTRACT - ACTIVATED CARBON REPLACEMENT FOR THE WELL #17  
 FILTRATION UNIT**

**WHEREAS**, the Mayor and Council did authorize the receipt of bids for ACTIVATED CARBON REPLACEMENT FOR THE WELL #17 FILTRATION UNIT; and

**WHEREAS**, pursuant to the Notice to Bidders, duly advertised, three bids were received on April 20, 2010 as follows:

| <b>Bidding Contractor List</b>  |                |              |
|---------------------------------|----------------|--------------|
| <b>Bidder</b>                   | <b>Address</b> | <b>Total</b> |
| Norit Americas Inc.             | Marshall, Tx   | 32,000.00    |
| Calgon Carbon Corp.             | Pittsburgh, PA | 28,600.00    |
| Siemens Water Technologies Corp | Elizabeth, NJ  | 36,600.00    |

**WHEREAS**, the Board of Public Works recognizes Calgon Carbon Corp., of Pittsburg, PA as the lowest responsible bidder and said company has complied with the requirements of the bid proposal.

**WHEREAS**, the Board of Public Works of the Borough of Park Ridge has recommended that the Mayor and Council accept the bid of Calgon Carbon Corp. of Pittsburg, PA, in the amount of \$28,600; subject to review by the Borough Attorney

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Park Ridge that the bid of Calgon Carbon Corp. of Pittsburgh, PA in the amount of Twenty-Eight Thousand Six Hundred Dollars (\$28,600) is accepted; and

**BE IT FURTHER RESOLVED** that a true copy of this resolution be forwarded to Calgon Carbon Corp. within ten (10) days of its adoption.

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**BOROUGH OF PARK RIDGE  
 RESOLUTION NO. 010-109**

**AWARD OF CONTRACTS- FURNISH AND DELIVERY OF WATER DISTRIBUTION MATERIALS**

**WHEREAS**, the upon the recommendation by the Borough of Park Ridge Board of Public Works, the Mayor and Council did authorize the receipt of bids for unit prices for the FURNISH AND DELIVERY OF WATER DISTRIBUTION MATERIALS; and

**WHEREAS**, pursuant to the Notice to Bidders, duly advertised, two bids were received on April 20, 2010; and

**WHEREAS**, attached is a table showing the tabulation of the bids submitted; and

**WHEREAS**, upon review of the bids, Water Works Supply Company is the lowest apparent bidder for the section 1 (Cast Iron Materials, etc.) and Raritan Supply Company is the lowest apparent bidder for section 2 (Service Materials); and

**WHEREAS**, the Director of Operations has reviewed both bids and has concluded that both have complied with the requirements of the bid specifications and therefore are the lowest responsible bid for each section respectively; and

**WHEREAS**, based on the above, the Director of Operations has recommended splitting the award of this contract, Section 1 of the bid to Water Works Supply Company and section 2 to Raritan Supply Company.

**WHEREAS**, the Board of Public Works of the Borough of Park Ridge concurs with these findings and has recommended to the Mayor and Council that Section 1 of the bid be awarded to the Water Works Supply Company of Pompton Plains, NJ subject to review by the Borough Attorney; and

**WHEREAS**, the Board of Public Works further recommends the award for Section 2 of the bid be awarded to Raritan Supply Company of Edison, NJ subject to review by the Borough Attorney.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Park Ridge that Water Works Supply Company of Pompton Plains, NJ is awarded contract for Cast Iron Materials, etc (section 1 of the bid); and

**BE IT FURTHER RESOLVED** that Raritan Supply Company of Edison, NJ is awarded the contract for Service Materials (section 2 of the bid).

**BE IT FURTHER ESOLVED** that a true copy of this resolution shall be sent to Water Works Supply Company and Raritan Supply Company within ten (10) days of adoption.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-110**

**RETIREMENT OF LOU TURLI**

**WHEREAS**, the Mayor and Council has been advised that the Public Works Superintendent, Lou Turli, is retiring effective April 30, 2010; and

**WHEREAS**, Lou Turli and the Borough of Park Ridge will enter into a retirement agreement which will set forth the rights and obligations of both parties upon his retirement including the lump sum payment of \$20,000.00 for his unused sick days to be paid in the year 2011 by April 1<sup>st</sup> or upon the adoption of the 2011 Municipal Budget, whichever date is later, and an additional terminal sick time payout incentive in the amount of 5,000.00 to be paid no later than June 1, 2010 provided that he retires as contemplated herein; and

**WHEREAS**, Lou Turli shall receive medical and dental insurance coverage as set forth in the Bargaining Agreement between the Borough of Park Ridge and the Park Ridge Utility Employees Association dated January 1, 2005 through December 31, 2009; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Park Ridge accept the retirement of Lou Turli and that the Mayor is authorized to execute a contract with Lou Turli in a form and substance approved by the Borough Attorney which sets forth the rights and duties of the parties after his retirement; and

**BE IT FURTHER RESOLVED** that a true copy of this Resolution shall be sent to Lou Turli within ten (10) days from the date of adoption.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 010-111**

**RETIREMENT OF RUSSELL KENT**

**WHEREAS**, the Mayor and Council has been advised that the Public Works Lineman, Russell Kent, is retiring effective April 30, 2010; and

**WHEREAS**, Russell Kent and the Borough of Park Ridge will enter into a retirement agreement which will set forth the rights and obligations of both parties upon his retirement including the lump sum payment of \$20,000.00 for his unused sick days to be paid in the year 2011 by April 1<sup>st</sup> or upon the adoption of the 2011 Municipal Budget, whichever date is later, and an additional terminal sick time payout incentive in the amount of 5,000.00 to be paid no later than June 1, 2010 provided that he retires as contemplated herein; and

**WHEREAS**, Russell Kent shall receive medical and dental insurance coverage as set for in the Bargaining Agreement between the Borough of Park Ridge and the Park Ridge Utility Employees Association dated January 1, 2005 through December 31, 2009; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Park Ridge accept the retirement of Russell Kent and that the Mayor is authorized to execute a contract with Russell Kent in a form and substance approved by the Borough Attorney which sets forth the rights and duties of the parties after his retirement; and

**BE IT FURTHER RESOLVED** that a true copy of this Resolution shall be sent to Russell Kent within ten (10) days from the date of adoption.

**COMMUNICATIONS:**

None.

**OLD BUSINESS:**

None.

**NEW BUSINESS:**

***THE FOLLOWING COMMITTEE APPOINTMENT ARE FOR ONE YEAR, THEY ARE THE MAYOR'S APPOINTMENTS WITH COUNCIL CONFIRMATION***

**RECREATION AND CULTURAL COMMITTEE**

Mayor Ruschman asks for a motion to appoint the following members to the Recreation and Cultural Committee, these appointments are in addition to those made previously at the Reorganization Meeting held January 1, 2010.

Donna Kenyon

Barbara Maglio

Tony Marchowsky

Theresa Weissenborn

A motion was made by Councilmember Hopper and seconded by Councilmember Maughan to confirm.

Roll Call: Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Yes.

**APPROVAL OF MINUTES**

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

Closed and Work Session Minutes dated March 23, 2010

Closed and Work Session Minutes dated April 13, 2010

Public Hearing Minutes dated December 22, 2009

Council members Maguire, Hopper and Misciagna to abstain.

Public Hearing Minutes dated January 5, 2010

Council members Maughan, Hopper and Misciagna to abstain.

Public Hearing Minutes dated February 2, 2010  
Council members Hopper and Misciagna to abstain.

Public Hearing Minutes dated February 9, 2010  
Council members Maguire, Hopper and Misciagna to abstain.

Public Hearing Minutes dated February 23, 2010  
Council members Hopper and Misciagna to abstain.

Public Hearing Minutes dated March 15, 2010  
Council members Viola and Misciagna to abstain.

Public Hearing Minutes dated March 23, 2010  
Councilmember Misciagna to abstain.

A motion was made by Councilmember Maughan and seconded by Councilmember Viola to confirm.

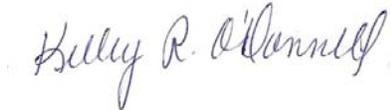
Roll Call: Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Maughan-Yes, Councilmember Maguire-yes, Councilmember Misciagna-yes and Council President Kane-Abstain.

**ADJOURN**

A motion was made by Councilmember Maughan and seconded by Councilmember Viola to adjourn the regular Mayor and Council meeting.

**Meeting adjourned at 9:15p.m.**

Respectfully submitted,



Kelley R. O'Donnell, RMC  
Borough Clerk