

Approved, September 14, 2010

Municipal Building
Park Ridge, NJ
August 24, 2010 – 8:20 p.m.

A Regular Meeting of the Park Ridge Mayor and Council 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 Viola, Councilmember Maughan (arrived at 8:30 PM), Councilmember Maguire, Councilmember Misciagna, Council President Kane, Mayor Ruschman.

Absent: Councilmember Hopper

Also Present: Robert J. Mancinelli, Esq., Borough Attorney
Helene V. Fall, Borough Administrator
Colleen Ennis, CFO
Kelley R. O'Donnell, Borough Clerk

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

AGENDA CHANGES

Clerk advised there were none.

ORDINANCES – PUBLIC HEARING

ORDINANCE NO. 2010-031

AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION-N.J.S.A. 40A:4-53 FOR THE PREPARATION AND EXECUTION OF A BOROUGH - WIDE REASSESSMENT OF THE PREVIOUS REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR.

Mayor Ruschman asked for a motion to open the Public Hearing on Ordinance No. 2010-031, an Ordinance Authorizing an Emergency Appropriation NJSA 40A:4-53 for the Preparation and Execution of a Borough-Wide Reassessment

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – not present (arrived at 8:30 PM), Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane – yes.

Mayor Ruschman asked the Clerk to read the ordinance by title:

Clerk: Ordinance No. 2010-031, an Ordinance Authorizing an Emergency Appropriation NJSA 40A:4-53 for the Preparation and Execution of a Borough-Wide Reassessment of the Previous Revaluation of Real Property for the use of the Local Assessor

BOROUGH OF PARK RIDGE

BERGEN COUNTY, NEW JERSEY

ORDINANCE NO. 2010-031

AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION-N.J.S.A. 40A:4-53 FOR THE PREPARATION AND EXECUTION OF A BOROUGH - WIDE REASSESSMENT OF THE PREVIOUS REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR.

BE IT ORDAINED, by the Governing Body of the Borough of Park Ridge in the County of Bergen, New Jersey, that pursuant to N.J.S. 40A:4-53 (Ch. 48, P.L. 1956 as amended by Ch. 144, P.L. 1965 and Ch. 38, P.L. 1969) the sum of \$110,000 is hereby appropriated for the preparation and execution of a complete program of a Borough-wide reassessment of the previous revaluation of real property for the use of and by the local assessor and shall be deemed a special emergency appropriation as defined and provided for in N.J.S. 40A:4-53.

The Chief Financial Officer is hereby authorized to issue negotiable notes to meet this emergency appropriation in the manner and method provided for in N.J.S.A. 40A:4-55, and provision for payment thereof shall be provided for in succeeding annual budgets by the inclusion of at least one-fifth (1/5) of the amount authorized pursuant to said act until the appropriation has been fully provided for. Such notes shall bear the designation: "Special Emergency Notes – Preparation and Execution of a Borough-Wide Reassessment".

That two (2) certified copies of this ordinance be filed with the Director of the Division of Local Government Services; however, no approval is required by the Division.

This Ordinance shall take effect after publication thereof and final passage as required by law.

Mayor Ruschman asked the Borough Administrator to give a brief description of this ordinance.

Ms. Ennis: Explained this ordinance is the funding mechanism for the reassessment for Tax Year 2011.

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

Clerk: None.

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

Speaker: No one.

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

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – not present (arrived at 8:30 PM), Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane – yes.

ORDINANCES – INTRODUCTION

ORDINANCE NO. 2010-032

CAPITAL ORDINANCE OF THE BOROUGH OF PARK RIDGE IN THE COUNTY OF BERGEN, NEW JERSEY APPROPRIATING THE SUM OF \$44,450 FROM THE CAPITAL IMPROVMENT FUND FOR VARIOUS EQUIPMENT AND IMPROVEMENTS

Mayor Ruschman asked for a motion to introduce on first reading Ordinance No. 2010-032, a Capital Ordinance of the Borough of Park Ridge in the County of Bergen, New Jersey appropriating the sum of \$44,450 from the Capital Improvement Fund for Various Equipment and Improvements.

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – not present (arrived at 8:30 PM), Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane – yes.

Mayor Ruschman asked the Clerk to read the ordinance by title.

Clerk: Ordinance No. 2010-032, a Capital Ordinance of the Borough of Park Ridge in the County of Bergen, New Jersey appropriating the sum of \$44,450 from the Capital Improvement Fund for Various Equipment and Improvements.

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2010-032**

**CAPITAL ORDINANCE OF THE BOROUGH OF PARK RIDGE IN THE COUNTY OF BERGEN, NEW
JERSEY APPROPRIATING THE SUM OF
\$44,450 FROM THE CAPITAL IMPROVMENT FUND FOR VARIOUS EQUIPMENT AND
IMPROVEMENTS**

BE IT ORDAINED by the Borough Council of the Borough of Park Ridge, in the County of Bergen and State of New Jersey that the sum of \$44,450 be appropriated from the Capital Improvement fund for various equipment and improvements as outlined below for the payment of the cost of said purpose:

1. Roof Upgrades
2. Various Roads Department Equipment
3. Various Fire Department Equipment
4. Various Police Department Equipment
5. Various Building Upgrades
6. Various Sewer Equipment
7. Various Vehicle Maintenance Equipment
8. Various Radio Equipment

SECTION I.

The sum \$44,450 is hereby appropriated from and charged to the Capital Improvement Fund heretofore created and established by the Borough of Park Ridge and shall be applied to payment of the costs and expenses of the items set forth in Section I hereof.

SECTION II.

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

SECTION III.

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.

SECTION IV.

This ordinance shall take effect immediately following final passage, adoption and publication as provided by law.

Mayor Ruschman asked the Borough Administrator to give a brief description of this ordinance.

Ms. Fall: Explained that the 2010 Budget provides the full funding for the purchase of various equipment and projects. This ordinance appropriates these funds for items including walk behind mower, rescue tool, forcible entry tool, turnout gear, mobile data computer, portable high pressure water jetter, wheel balancer, and portable radio equipment.

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

Speaker: No one.

Mayor Ruschman asked for a motion to pass this ordinance on first reading and that it be published in full in The Ridgewood News with notice of Public Hearing to be held on September 14, 2010.

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – yes, Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane –yes.

ORDINANCE NO. 2010-033

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A BUCKET LOADER FOR THE USE OF THE ROAD DEPARTMENT IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$170,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Mayor Ruschman asked for a motion to introduce on first reading Ordinance No. 2010-033, a Bond Ordinance to Authorize the Acquisition of a Bucket Loader for the Use of the Road Department in, by and for the Borough of Park Ridge, in the County of Bergen, State of New Jersey, to appropriate the sum of \$170,000 to pay the cost thereof, to make a down payment, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of bond anticipation notes in the anticipation of the issuance of such bonds.

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – yes, Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane –yes.

Mayor Ruschman asked the Clerk to read the ordinance by title.

Clerk: Ordinance No. 2010-033, a Bond Ordinance to Authorize the Acquisition of a Bucket Loader for the Use of the Road Department in, by and for the Borough of Park Ridge, in the County of Bergen, State of New Jersey, to appropriate the sum of \$170,000 to pay the cost thereof, to make a down payment, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of bond anticipation notes in the anticipation of the issuance of such bonds.

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2010-033**

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A BUCKET LOADER FOR THE USE OF THE ROAD DEPARTMENT IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$170,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Park Ridge, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Park Ridge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to acquire new additional or replacement equipment and machinery consisting of an integrated tool bucket loader for the use of the Road Department in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$170,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the total estimated cost of said purpose is \$170,000, and (4) \$8,500 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$161,500, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$5,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$8,500, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$8,500 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$161,500 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$161,500 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$161,500 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Ruschman asked the Borough Administrator to give a brief description of this ordinance.

Ms. Fall: Explained that this ordinance provides the funding for the replacement of a 1987 loader with the purchase of an integrated tool bucket loader.

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

Speaker: No one.

Mayor Ruschman asked for a motion to pass this ordinance on first reading and that it be published in full in The Ridgewood News with notice of Public Hearing to be held on September 14, 2010.

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – yes, Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane –yes.

CONSENT AGENDA:

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

Speaker: None.

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

Speaker: Councilmember Maughan and Councilmember Viola advised they would be abstaining from Resolution No. 4 - Award Architect Contract for Preparation of Cost Estimate FY 2011 BC CDBG Application

Mayor Ruschman asked for a motion to accept the Consent Agenda with the abstentions so noted.

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – yes, Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane –yes.

RESOLUTIONS:

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-215**

**CHANGE ORDER NO. 1
PASCACK VALLEY COOPERATIVE PRICING SYSTEM
2009 NJDOT PROJECT
Owl Contracting**

WHEREAS, the Mayor and Council of the Borough of Park Ridge, awarded Owl Contracting a contract on July 13, 2010 for the base bid not to exceed \$171,267.70 plus an additional amount as contingency up to \$28,732.30 which totals the maximum amount of the NJDOT grant of \$200,000 as part of the Pascack Valley Cooperative Pricing System (#107-PVCPS) NJDOT Projects; and

WHEREAS, NJDOT has disallowed \$5,200 via letter dated July 26, 2010 for Police Office Traffic Directors thereby freeing up this amount from the original \$171,267.70; and

WHEREAS, the Chief Financial Officer had previously certified the funds were available in Bond Ordinance No. 2010-025 in the amount not to exceed \$200,000 for adoption of Resolution No. 010-166; and

WHEREAS, Maser Consulting, via letter dated August 2, 2010 submitted a proposal for Change order No. 1 (attached) which would bring the limits of the project to just south of W. Park Avenue, for an additional amount of \$22, 094.50; and

WHEREAS, this Change order has been reviewed by Borough Engineer Mancuso who recommends said Change order to maximize the use of the grant funds and the Borough Administrator concurs.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that Change order No. 1 in the amount of \$22,094.50 be approved and applied to the contingent amount of \$28,732.30 already part of the \$200,000 original contract award amount previously approved via Resolution No. 010-166.

**AMEND ENGINEERING CONTRACT FOR PASCACK VALLEY COOPERATIVE PRICING SYSTEM
NJDOT ROAD RESURFACING PROGRAM FIFTH STREET – PHASE 1**

WHEREAS, via Resolution No. 09-109 the Mayor and Council of the Borough of Park Ridge awarded a contract to Maser Consulting, PA of 2000 Valley Road, Suite 400, Mount Arlington, NJ 07856, to prepare plans and specifications including construction management and inspection for the 2009 Pascack Valley Cooperative Pricing System NJDOT Road Resurfacing Program – Fifth Street – Phase 1 in the not to exceed amount of \$13,174; and

WHEREAS, via letter dated August 2, 2010 (attached to original) Maser Consulting PA has advised that the in order to coordinator with the contractor, Owl Contracting and administer the necessary n-site construction administration services for Change order No. 1 the charge for these additional engineering services will be \$1,400; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this project in account #C-04-55-922-000-002; and

WHEREAS, all other requirements as outlined in Resolution No. 09-109 shall remain in force and effect.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the contract amount for this work be increased by \$1,400 for a total not to exceed amount of \$14,574.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-217**

**EXTEND COMPLETION DATE OF CONTRACT FOR PASCACK VALLEY COOPERATIVE PRICING
SYSTEM – 2010 ROAD REPAVING PROGRAM**

WHEREAS, on May 25, 2010 the Borough of Westwood, acting as Lead Agency for the Pascack Valley Cooperative Pricing System (#107-PVCPS), received bids for the 2010 Road Resurfacing Program; and

WHEREAS, the Borough of Westwood as Lead Agency for the Pascack Valley Cooperative Pricing System (107-PVCPS) awarded of a master contract to DLS Contracting, Inc. on behalf of the municipalities of Emerson, Old Tappan, Oradell, Park Ridge, River Vale, Westwood and Woodcliff Lake in an amount not to exceed \$1,516,712.60 with each municipality contracting directly with DLS Contracting Inc., for their portion of the contract which provided for a completion date of August 31, 2010; and

WHEREAS, Mayor and Council of the Borough of Park Ridge awarded a contract to DLS Contractors, Inc. for the base bid not to exceed \$191,724, the alternate bid of \$117,357 plus an additional \$30,000 as contingency for extras by adoption of Resolution no. 010-146 which provided for a completion date of August 31, 2010 by reference to the master contract; and

WHEREAS, DLS Contractor has requested, by letter dated August 10, 2010 an extension of said contract completion date; and

WHEREAS, the Borough Engineer has recommended an extension date of October 15, 2010 and the Borough Administrator concurs.

NOW, THEREFORE BE IT RESOVLED by the Mayor and Borough Council of the Borough of Park Ridge that the contract completion date be and is hereby extended to October 15, 2010.

BE IT FURTHER RESOVLED that a copy of this resolution be provided to the municipalities participating in this cooperative program as well as to DLS Contractors, Inc.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-218**

**AWARD ARCHITECT CONTRACT FOR PREPARATION OF COST ESTIMATE
FY 2011 BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION JOSEPH
J. BRUNO, AIA**

WHEREAS, the Borough of Park Ridge is in need of architectural services to prepare a preliminary construction budget to be used for the FY 2011 Bergen County Community Development Block Grant Application for the upgrade of a) the existing bathrooms at the Sulak Field and Colony Field to ensure that these facilities are barrier free and comply with the requirements of the Americans with Disability Act and b) upgrade of the handrails and deck surfacing (if required) of the Sulak Field Pedestrian Bridge to comply with the Federal accessibility requirements; and

WHEREAS, Joseph J. Bruno, AIA, Architect and Planner has submitted two quotes, dated July 22nd, wherein the preliminary design phase to prepare the preliminary construction budget for the application will be done at no cost; and

WHEREAS, should the Borough be successful with one or both of these applications and determine to proceed with the grant, the fees for the construction document and construction management phase would be \$4,000 and \$2,500 respectively; and

WHEREAS, the Borough Administrator recommends utilizing the professional services of Mr. Bruno as outlined in said proposals; and

WHEREAS, the Mayor and Borough Council reviewed these proposals at the August 10, 2010 meeting and concur.

WHEREAS, funds for the construction document and construction management phase of one or both of these projects would be subject to the Mayor and Borough Council providing said funds in the 2011 Municipal Budget – Capital portion should the Borough be successful in the said grant applications and the Mayor and Borough Council determine to move forward with one or both of said projects.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that they authorize the use of the services of Mr. Bruno for the preliminary design phase to prepare the preliminary construction budget for the application with the understanding that should the Borough be successful with the grant application for one or both of these projects and should the Mayor and Borough Council determine to proceed with one or both of these grant projects, that the services of Mr. Bruno, as outlined in the July 22, 2010 quotes would be utilized for the construction document and construction management phase of one or both of these projects by adoption of a separate resolution subject to funding availability.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-219**

**AMEND ARCHITECT CONTRACT FOR ADA COMPLIANT POOL BATHROOMS JOSEPH BRUNO
BC Community Development Project**

WHEREAS, via Resolution No. 09-157 the Mayor and Council of the Borough of Park Ridge awarded a contract to Joseph Bruno, AIA to develop the plans and specifications and provide construction management and inspection for the ADA Improvements at the Municipal Pool in the not to exceed amount of \$5,500; and

WHEREAS, via letter dated July 22, 2010 (attached to original) Mr. Bruno has submitted his final invoice in the amount of \$2,750 which includes an additional \$1,000 for additionally requested field observations to ensure closest possible compliance with the construction and to ensure the on-time completion of this project prior to the Pool’s 2010 opening; and

WHEREAS, the Borough Administrator has recommended the approval of the additional fee for a total not to exceed amount for this contract to be \$6,500; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this project in account #0-09-55-700-570-002; and

WHEREAS, all other requirements as outlined in Resolution No. 09-157 shall remain in force and effect.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the contract amount for this work be increased by \$1,000 for a total not to exceed amount of \$6,500.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-220**

**PROVISION OF REAL PROPERTY TAX REASSESSMENT SERVICES
Tax Year 2011**

WHEREAS, the Borough of Park Ridge requires the professional service of an appraiser and appraisal company to assist the Tax Assessor in the completion of a Borough wide reassessment program as of October 1, 2010 for the Tax Year 2011; and

WHEREAS, Appraisal Systems, Inc., 266 Harristown Road, 3rd Floor, Glen Rock, NJ 07452 is on the list of State of New Jersey Approved Revaluation Firms; and

WHEREAS, Appraisal Systems, Inc. has submitted a quote, dated July 26, 2010 as supplemented by letter dated August 11, 2010 to assist the Tax Assessor in the completion of the Borough wide reassessment program, in an amount not to exceed \$81,000; and

WHEREAS, Appraisal Systems, Inc. has completed and submitted the mandatory Business Entity Disclosure Certification for Non-Fair and Open Contracts as required pursuant to N.J.S.A. 19:44A-20.8 which certifies that they have not made any reportable contributions to a political candidate or candidate committee in the Borough of Park Ridge pursuant to N.J.S.A. 19:44A-1 et seq and that they are prohibited from making any reportable contributions pursuant to N.J.S.A. 19:44A et seq. through the term of the contract; and

WHEREAS, the Borough Attorney has advised that the appointment and the contract are exempted from the competitive bidding requirements of the Local Public Contracts Law, (NJSA 40A:11-1 et seq.) as “Professional Services,” pursuant to NJSA 40A:11-5 (1) (a); and

WHEREAS, the Tax Assessor recommends the use of Appraisal Systems, Inc. to assist in the completion of the Borough wide reassessment since they are familiar with the tax base having completed the most recent revaluation and the Borough Administrator concurs;

WHEREAS, the Mayor and Council wish to appoint Rick Del Guercio, SCGRE, CTA of the firm and the firm Appraisal Systems, Inc., 266 Harristown Road, 3rd Floor, Glen Rock, NJ 07452 to assist in the provision of real property tax reassessment services; and

WHEREAS, the Mayor and Council have chosen to award this contract as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the Borough Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the term of this contract is one (1) year; and

WHEREAS, appropriations shall be included in Account No. 0-01-46-875-000-000 for such services said certification of funds provided by the Chief Financial Officer; 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 and attached to the original of this resolution.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the appointment of Rick Del Guercio, SCGRE, CTA of the firm and the award of the contract to firm Appraisal Systems, Inc., 266 Harristown Road, 3rd Floor, Glen Rock, NJ 07452, in an amount not to exceed \$81,000 is hereby ratified and confirmed and the Mayor and Borough Clerk are authorized to execute a contract on behalf of the Borough of Park Ridge, said contract to be in the form as approved by the Borough Attorney; and

BE IT FURTHER RESOLVED that the vendor shall supply the Borough of Park Ridge with Federal Affirmative Action Plan Approval or State Certificate of Employee Information Report within the time period specified by NJAC 17:27; and

BE IT FURTHER RESOLVED that said contract is subject to the approval of the appropriate County and State Tax officials.

BE IT FURTHER RESOLVED that Notice of this action shall be published in the newspaper The Bergen Record within ten (10) days of adoption.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-221**

**RESOLUTION
BOROUGH OF PARK RIDGE
Review of Wireless/Cellular Telephone Programs**

WHEREAS, the Mayor and Borough Council of the Borough of Park Ridge, as part of their continuing efforts to contain costs and to ensure that all municipal funds are spent in an effective and efficient manner, wish to undertake an audit of cellular billings; and

WHEREAS, the Borough of Park Ridge has received a quote dated August 17, 2010 from JAS Performance, 120 N. Main Street, Suite #205, New City NY 10956 to perform the following:

1. Review all cellular telephone billings to determine the extent to which the Borough’s cellular bills may be reduced and in certain circumstances, whether refunds may be obtained for over charges.
2. Undertake the necessary steps to accomplish savings and/or refunds for the Borough.

and

WHEREAS, in the event that a savings or a refund is achieved by JAS Performance on behalf of the Borough of Park Ridge, the Borough of Park Ridge agrees to pay JAS Performance the following only if the Borough determines, in its sole discretion, to undertake any of the changes:

1. Two (2) months of savings for the Borough’s current account and any lines that are transferred into the Borough account.
2. 33% of any refund posted to the account for a billing error identified by JAS Performance.

WHEREAS, if no such savings or refunds are accomplished and/or the Borough of Park Ridge determines to undertake none of the recommendations, the Borough of Park Ridge shall not pay any fee or amount to JAS Performance; and

WHEREAS, the Borough and JAS Performance agree that the total per month cellular service amount will be determined and the parties agree that this will be sum used in determining the savings achieved except that charges for equipment at any time, or fees relating to not telephones will not be considered in the audit; and

WHEREAS, the Borough of Park Ridge, as part of this audit, agrees to authorize JAS Performance to contact its cellular provider for the purposes of research on behalf of the Borough and JAS Performance agrees to keep confidential all calling records and not use the information for any other purpose than this one-time audit; and

WHEREAS, the Borough of Park agrees to review the recommendations within 30 days of receipt of the written report and reserves the sole right to decline part or all of the recommendations without explanation and without obligation for implementation or payment of fees or amounts to JAS Performance; and

WHEREAS, any changes to the Borough’s cellular plan may only be initiated/implemented by the Borough of Park Ridge; and

WHEREAS, subject to the verification by the Borough, payments due to JAS Performance will be due within 45 days after receipt by the Borough of the cellular bill reflecting the savings or refund obtained through JAS Performance’s efforts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge authorize the contract with JAS Performance the Mayor and Borough Clerk are authorized to execute a contract on behalf of the Borough of Park Ridge, said contract to be in the form as approved by the Borough Attorney.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-222**

**AUTHORIZING REFUND OF REDEMPTION
MONIES TO OUTSIDE LIENHOLDER**

WHEREAS, at the Municipal Tax Sale held on December 3, 2008, a lien was sold on Block 1203 Lot 37, also know as 29 South Fifth Street in Park Ridge, for 2007 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate #08-931 was sold to Crusader Lien Services for a 0% redemption fee and a \$15,800 premium and,

WHEREAS, HSBC Mortgage Corporation on behalf of Robert and Trudy F. Eatroff, owners, has effected redemption of Certificate #08-931 as of August 27, 2010, in the amount of \$35,490.92.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is authorized to issue a check in the amount of \$35,490.92, payable to Crusader Lien Services, 179 Washington Lane, Jenkintown, PA 19046, for the redemption of Tax Sale Certificate #08-931.

BE IT FURTHER RESOLVED, that the Finance Officer be authorized to issue a check in the amount of \$15,800 (premium) to the aforementioned lienholder.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-223**

RETIREMENT OF CHARLES BARTHEL

WHEREAS, the Mayor and Council has been advised by the NJ Police and Firemen’s Retirement System that Police Officer, Charles Barthel, has retired due to a qualifying disability incurred while employed by the Borough effective July 31, 2010; and

WHEREAS, Charles Barthel shall be entitled to receive certain retirement benefits in accordance with normal Borough policies and practices as set forth in the Collective Bargaining Agreement between the Borough of Park Ridge and the New Jersey State Policemen’s Benevolent Association, Local 206, Park Ridge Unit, effective January 1, 2009 through December 31, 2012 as amended by a certain Memoranda Of Understanding dated June 29, 2010; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge accept the retirement of Charles Barthel in accordance with the terms herein;

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

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 010-224**

RETIREMENT OF ROBERT MINUGH, JR.

WHEREAS, the Mayor and Council has been advised that the Electric Department Lineman, Robert Minugh, Jr., has retired effective July 31, 2010; and

WHEREAS, Robert Minugh, Jr., shall be entitled to receive certain retirement benefits including medical and dental insurance coverage in accordance with normal Borough policies and practices as set forth in the Collective Bargaining Agreement between the Borough of Park Ridge and the Park Ridge Utility Employees Association effective January 1, 2005 through December 31, 2009 as amended by a certain Memoranda Of Understanding dated June 29, 2010; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge accept the retirement of Robert Minugh, Jr. in accordance with the terms herein;

BE IT FURTHER RESOLVED that a true copy of this Resolution shall be sent to Robert Minugh, Jr., within ten (10) days from the date of adoption.

COMMUNICATIONS:

None.

OLD BUSINESS:

None.

NEW BUSINESS:

Mayor Ruschman advised he was appointing **Mr. Donald Schwamb** to fill the unexpired term of **Alternate No. 1** on the **Planning Board** through December 31, 2010.

PUBLIC PRIVILEGE OF THE FLOOR:

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

Speaker:

Mr. Frazza – 32 N. Fifth Street. Was here last month – provided the Mayor and Council with pictures of the storm in 2005 and the one this past Sunday as well as some written historical information. Spoke last time about the need for an engineering study; real issue is the size of the hole in the culvert. Has spoken in the past to Ms. Mancuso – a study would need to look at drainage, curbing, number of storm drains and pipe capacity.

He reviewed the two sets of pictures – in the Sunday storm the pictures show 20 foot river through the side of his house, logs clogging the culvert hole and water coming over the street. Reviewed the pictures from the 2005 storm when the former homeowner lived there – much the same problem. Knows it is a big expense and wanted to offer information for a study.

Mayor Ruschman advised he knew that both Ms. Mancuso and Mr. Beattie were out there after the latest storm.

Mr. Frazza advised there are two trees which he believes are going to fall in the river; believes the culvert hole should be the same size as the one on the Colony Bridge which is about 3 times the size of the one on N. Fifth Street.

Mayor Ruschman advised that this is something which would be talked about in the future.

APPROVAL OF MINUTES

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

Public Hearing minutes dated July 28, 2009

Councilmembers Misciagna, Hopper and Maguire to abstain. Councilmember Viola also advised he would abstain.

Public Hearing minutes dated April 13, 2010

Councilmember Misciagna to abstain

Public Hearing minutes dated April 27, 2010

Public Hearing minutes dated May 11, 2010

Public Hearing minutes dated June 7, 2010

Public Hearing Minutes dated June 22, 2010
Councilmember Maughan to abstain

Public Hearing minutes dated July 13, 2010
Council members Maguire and Viola to abstain

Public Hearing minutes dated July 27, 2010

Closed Session minutes dated August 10, 2010
Work Session Minutes dated August 10, 2010
Public Hearing minutes dated August 10, 2010

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

Roll Call: Councilmember Viola - yes, Councilmember Maughan – yes, Councilmember Maguire - yes, Councilmember Misciagna - yes, Council President Kane –yes.

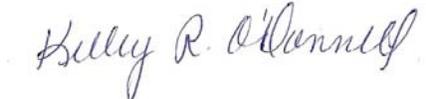
Councilmember Maughan advised that he was in the hallway during the vote on the funding ordinance for the Reassessment; he asked that his vote in the affirmative be recorded.

ADJOURN

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

Meeting adjourned at 8:40 p.m.

Respectfully submitted,



Kelley R. O'Donnell, RMC
Borough Clerk