

**Municipal Building
Park Ridge, NJ
February 1, 2011-8:20p.m.**

A Special 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 Kilmartin (via telephone), Councilmember Misciagna, Councilmember Hopper, Councilmember Viola, Councilmember Kane, Council President Maguire, Mayor Ruschman.

Absent: None.

Also Present: Borough Administrator Fall, Borough Clerk O'Donnell, Borough Attorney Mancinelli

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

PROCLAMATION

Mayor Ruschman read the following proclamation:

ACTIVITY PROFESSIONALS WEEK

WHEREAS, New Jersey's activity professionals deserve recognition for improving the lives of our older adults and service-dependent senior citizens; and

WHEREAS, activity professionals work with health care professionals, care providers and regulatory agencies to enhance the lives of those served by nursing homes, convalescent hospitals, senior centers, retirement homes, assisted living centers and day programs; and

WHEREAS, activity professionals assist in providing programs related to community involvement, mental stimulation, community service, and all types of activities related to maintaining normal life pursuits for the elderly; and

WHEREAS, designating January 16-21, 2011 as "Activity Professionals Week" will increase public awareness of these professionals and their dedicated efforts to help our elderly residents maintain a healthier, more active mental outlook.

NOW, THEREFORE, I, Donald J. Ruschman, Mayor of the Borough of Park Ridge do hereby proclaim January 16 through January 21, 2011 as Activity Professionals Week in the Borough of Park Ridge to increase public awareness of the role these important individuals play in improving the quality of life for many older adults.

AGENDA CHANGES

The Borough Clerk advised of the addition of Resolution 011-042 Adopting 2011 Bylaws.

PUBLIC PRIVILEGE OF THE FLOOR:

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

Speaker: No one.

ORDINANCES – INTRODUCTION

**ORDINANCE NO. 2011-001
AN ORDINANCE AMENDING ORDINANCE 99-10 AND ESTABLISHING A NEW
CHAPTER 14, ARTICLE III, FIRE DEPARTMENT OF THE CODE OF THE
BOROUGH OF PARK RIDGE, NEW JERSEY CODIFYING A LENGTH OF SERVICE
AWARDS PROGRAM (LOSAP) FOR THE PARK RIDGE FIRE DEPARTMENT AND
THE TRI-BORO VOLUNTEER AMBULANCE CORPS**

Mayor Ruschman asked for a motion to introduce on first reading by title Ordinance 2011-001, an ordinance amending Ordinance 99-10 and establishing a new Chapter 14, Article III, Fire Department of the Code of the Borough of Park Ridge, New Jersey codifying a Length of Service Awards Program (LOSAP) for the Park Ridge Fire Department and the Tri-Boro Volunteer Ambulance Corps.

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

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes,
Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane
- yes, Council President Maguire - yes

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

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2011- 001**

**AN ORDINANCE AMENDING ORDINANCE 99-10 AND ESTABLISHING A NEW CHAPTER 14,
ARTICLE III, FIRE DEPARTMENT OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW
JERSEY CODIFYING A LENGTH OF SERVICE AWARDS PROGRAM (LOSAP) FOR THE PARK
RIDGE FIRE DEPARTMENT AND THE TRI-BORO VOLUNTEER AMBULANCE CORPS**

WHEREAS, on August, 10, 1999, the Mayor and Council of the Borough of Park Ridge created a LOSAP according to specific by-laws and point system approved in Ordinance 99-10; and

WHEREAS, the LOSAP became effective as of November 2, 1999 which is the date when said program was approved and ratified by the voters of the Borough of Park Ridge; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge hereby codify the aforesaid LOSAP by establishing a new section within the Borough Code as Chapter 14, Article III.

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 14, Article III, of the Code of the Borough of Park Ridge is hereby established as follows:

SECTION I.

ARTICLE III, Length of Service Awards Program

LENGTH OF SERVICE AWARDS PROGRAM (LOSAP)

§ 14-17. Purpose.

§ 14-18. Program established.

§ 14-19. Annual contributions.

§ 14-20. Approval of program by voters.

§ 14-21. Increase in annual contribution, procedure.

[HISTORY: Adopted by the Mayor and Council of the Borough of Park Ridge on 08-10-1999 as Ord. No. 99-10. Amendments noted where applicable.]

§ 14-17. Purpose.

The purpose of this chapter is to establish a Length of Service Awards Program (LOSAP) for active volunteer members of the Borough's Fire Department and Tri-Borough Ambulance Corps. The LOSAP program is designed to enhance the ability of the Borough to provide fire and first aid protection and help the fire and first aid squads recruit and maintain membership.

§ 14-18. Program established.

Pursuant to N.J.S.A. 40A:14-183 there is hereby established, within the Borough of Park Ridge, an emergency services volunteer length of service award program, hereinafter referred to as LOSAP.

§ 14-19. Annual contributions.

A. The LOSAP program shall provide for the fixed annual contribution to a tax deferred income account for each eligible volunteer for fire and first aid members that satisfies a criteria set forth in this Act.

B. The LOSAP program shall provide for an annual contribution for each eligible volunteer member who accumulates a minimum of one hundred (100) points during a calendar year pursuant to a point system attached hereto and made a part hereof.

C. Effective with the year 2009, the annual contribution amount for each year of future service for each eligible volunteer member shall be One Thousand Three Hundred Ninety Two and 97/100 dollars (\$1392.97). The annual contribution for the volunteer members of the Tri-Boro Volunteer Ambulance Corp. shall be shared equally with the Borough of Woodcliff Lake and the Borough of Montvale.

§ 14-20. Approval of program by voters.

The LOSAP program shall be deemed effective as of November 2, 1999 which is the date when said program was approved and ratified by the voters of the Borough of Park Ridge.

§ 14-21. Increase in annual contribution, procedure.

A. After ratification of the LOSAP as provided in this Act, the maximum annual contribution may be increased without public hearing or public question provided such increased contributions do not exceed the number calculated by multiplying the original contribution as approved by public question by the consumer price index factor. The consumer price index factor shall be established as set forth in N.J.S.A. 40A:14-185.

B. Any amounts appropriated annually for a LOSAP program shall be included in the budget of the municipality as a separate line item.

**SCHEDULE A
(Section 14-19)
LOSAP POINT SYSTEM
(FIRE DEPARTMENT)
PRFD LOSAP POINT CHART**

revised 11-19-10

KEY	DESCRIPTION	POINTS	
A	Attendance percent (fires and drills)	1	point for each percent
B	Midnight to 6am calls (if ≥60%)	10	
C	Drills (if ≥60%)	10	
D	Drills organized by non officers	5	
E	Longevity	1	point for each year
F	Sponsor new member (after M+C approval)	15	
G	Complete "FF 1, 2 or 3" Academy Training	15	for the year achieved
H	Junior program Instructor	1	point for each drill
I	Ex- Chief	7	
J	Current officer (Dept and Association)	5	
K	PR-1 (Approved driver)	2	
L	PR-2 (Approved driver)	2	
M	PR-3 (Approved driver)	2	
N	PR-5 (Approved driver)	2	
O	PR-6 (Approved driver)	2	
P	Approved Training Class	5	
Q	Chief Engineer	7	
R	Engineer	5	
S	Chief's Call	2	
T	Depot Square on Christmas Eve	2	
U	Approved Extra Credit Detail	1	
V	Fire Prevention activities (per event)	2	
W	Funeral Detail	2	
X	Parade participation	2	
Y	Attend NJ. State Convention	5	

Z	Convention Stay back crew	5	
AB	Yearly Physical Completed by Jan 1	5	
AC	Attendance at Association Meetings	1	per meeting

SCHEDULE B
(Section 14-19)
LOSAP POINT SYSTEM
(FIRST AID SQUAD)

Tri-Boro Volunteer Ambulance Corps
Eligibility Point System

Each member that accumulates a minimum of one hundred (100) points is eligible for the maximum amount set by the Borough of Park Ridge

Category **Points**

Position

Captain	25
Night Lieutenant	15
Day Lieutenant	15
President	15
Vice President	15
Treasurer	15
Recording Secretary	15
Corresponding Secretary	15
LOSAP Administrator	25

Activity

Meetings	3 each
Drills	3 each
Extras (includes)	3 each
Special Events determined by Captain	
Picnics	
Sporting events (ex. Football games)	
Municipal events requiring coverage	
Cleaning of the Bays and Rigs	

Longevity 1 point for each year of service

General Alarms 2 points with a Max of 40 points per year

Duty Shift

12 hours duty shift/ per week with Saturday
 Or 18 hours per week

1 point per week Max of 30 per year.

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 Attorney to give a brief description of the ordinance.

Mr. Mancinelli explained that this ordinance creates a new Chapter 14 Article III to codify the existing LOSAP program adopted in 1999 by the voters of Park Ridge. It also updates the program to reflect current point system for the Fire Department and the Tri-Borough Ambulance Corps.

Mayor Ruschman asked if anyone present wished 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 by title and that it be published in full in The Ridgewood News with notice of public hearing to be held on February 22, 2011.

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

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire - yes

ORDINANCE NO. 2011-002

AN ORDINANCE AMENDING CHAPTER 40, ALCOHOLIC BEVERAGES, OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

Mayor Ruschman asked for a motion to introduce on first reading by title Ordinance 2011-002, an ordinance amending Chapter 40, Alcoholic Beverages, of the Code of the Borough of Park Ridge, New Jersey.

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

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire - yes

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

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2011-002**

AN ORDINANCE AMENDING CHAPTER 40, ALCOHOLIC BEVERAGES, OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

WHEREAS, the Mayor and Borough Council of the Borough of Park Ridge, may be ordinance, increase annually liquor license fees no more than 20% each year to a maximum of \$2,500 for plenary retail consumption and distribution licenses;

WHEREAS, the last time these fees were changed occurred by adoption of Ordinance No. 2001-01; and

WHEREAS, the Mayor and Borough Council of the Borough of Park Ridge believe it to be in the best interest of the Borough of Park Ridge and its citizens to increase these fees to the State allowed maximum.

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

SECTION I.

That Section 40-2. License Fees be deleted and replaced in its entirety as follows:

The annual fees for the issuance and renewal of alcoholic beverage licenses of the classes designated shall be as follows:

A. Plenary retail consumption license.

YEAR	FEE
2011	\$1,244.00
2012	\$1,492.00
2013	\$1,790.00
2014	\$2,148.00
2015	\$2,500.00 (maximum)

B. Plenary retail distribution license.

YEAR	FEE
2011	\$708.00
2012	\$849.00
2013	\$1,018.00
2014	\$1,221.00
2015	\$1,465.00

C. Club license: \$70.

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 the ordinance.

Ms. Fall: Explained that this ordinance establishes the fees for the plenary retail consumption and plenary retail distribution liquor licenses for the next five years; the club license fee remains unchanged.

Mayor Ruschman asked if anyone present wished 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 by title and that it be published in full in The Ridgewood News with notice of public hearing to be held on February 22, 2011.

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

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire - yes

ORDINANCES – ADOPTION

None

CONSENT AGENDA:

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

Councilmember Hopper asked that Resolution No. 1 and No. 23 be pulled.

Councilmember Viola asked that Resolutions No. 13, 14, 15, 16, 23 and 24 be pulled. After reconsideration Councilmember Viola asked that Resolutions No. 15 and 16 be returned to the consent agenda.

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

None.

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

A motion was made by Councilmember Viola and seconded by Councilmember Kane to confirm except as those Resolutions noted below as pulled from Consent which were placed under New Business for discussion and action.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire - yes

RESOLUTIONS:

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-016**

**AUTHORIZATION TO REISSUE THE REQUEST FOR
QUALIFICATIONS FOR RATE ENGINEER**

WHEREAS, the New Jersey Local Unit Pay-to-Play Law NJSA 19:44A-20.4 et seq. specifies the processes by which municipalities may award contracts in excess of \$17,500; and

WHEREAS, the Park Ridge Mayor and Borough Council, by resolution #010-309 adopted November 23, 2010, did authorize the Borough Clerk to advertise for and receive proposals for the professional services of Rate Engineer; and

WHEREAS, the Qualification Statements were due on December 21, 2010; and

WHEREAS, there were no submissions received for the position of Rate Engineer; and

WHEREAS, the Board of Public Works has made a recommendation to the Mayor and Council that the Borough Clerk be authorized to reissue the Request for Qualification Statements; and

WHEREAS, the Mayor and Council at the December 28, 2010 meeting verbally authorized the Borough Clerk to reissue the Request for Qualification Statements.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough Clerk is hereby authorized to advertise for and receive proposals under the Fair and Open Process for the professional services of Rate Engineer.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-017**

ADDITIONAL FEES – MARRIAGE LICENSES

WHEREAS, Assembly Bill 618 was signed into law December 31, 1981, effective February 1, 1982; and

WHEREAS, this bill provides for charging an additional \$25.00 fee for marriage licenses to be used for programs for shelters for victims of domestic violence; and

WHEREAS, payments to the Division of Youth and Family Services must be forwarded on a quarterly basis.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Treasurer send a check in the amount of \$75.00 to the Treasurer, State of New Jersey for the quarter ending 12/31/10.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-018

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, \$2,379 based upon 127,648 cubic feet of new construction and \$1,162,705 of construction in alterations has been collected for the period of October 1 through December 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.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-019**

AUTHORIZE BID FOR SOLID WASTE DISPOSAL LOCATIONS

BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough Clerk be and is hereby authorized to advertise for receipt of bids for the following project:

Alternate Solid Waste Disposal Locations Effective on or about June 1, 2011

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-020**

**EXTEND LEASE AGREEMENT
P&M FOOD CONCESSIONS INC. D/B/A PETE & MARY'S SNACK BAR AND PETE LABARBIERA
2011 POOL CONCESSION**

WHEREAS, the Mayor and Council of the Borough of Park Ridge on March 23, 2009 entered into a lease with P&M FOOD CONCESSIONS INC. D/B/A PETE & MARY'S SNACK BAR AND PETE LABARBIERA (Tenant) to provide food concession for the Park Ridge Municipal Pool Snack Bar; and

WHEREAS, said lease provides that the Tenant is granted the right of renewing said lease twice for one (1) additional term; and

WHEREAS, the Mayor and Borough Council, by letter dated December 17, 2010 received a request to exercise said renewal for the second one (1) year term; and

WHEREAS, the Park Ridge Pool Commission, by letter dated December 15, 2010 has recommended that said second one (1) year term renewal be granted with the rent for the concession to be raised by \$100.00 for a total of \$3,300.00.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that it hereby approved the second one (1) year renewal of said lease for the 2011 Pool Season.

BE IT FURTHER RESOLVED that a copy of this resolution be provided to the Tenant and to the Pool Commission.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-021**

**ACCEPT BIDS
AUCTION OF SURPLUS PROPERTY AND ONLINE AUCTION OF SURPLUS PROPERTY**

WHEREAS, the Borough of Park Ridge is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:11-36 the Borough of Park Ridge may sell any personal property which is no longer needed for public use; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge previously approved the sale of the said surplus property in an "as is" condition without express or implied warranties as attached hereto via the Internet sale of the surplus property conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract with the successfully bidder paying a 12.5% Buyers Premium to GovDeals; and

WHEREAS, said auction concluded on January 6, 2011 with the results as outlined in the attached Schedule A with the mandatory minimum bids noted and the highest bids noted; and

WHEREAS, the Borough Administrator recommends acceptance of said bids as noted on the attached Schedule A; and

WHEREAS, in accordance with N.J.S.A. 39:10-9.1 the certificate of ownership for the Chevy Impalas and the Ford Crown Victorias shall state that the motor vehicle was used as a police patrol vehicle and notice is provided that the buyer shall continue to so state on each subsequent sale or transfer; and

WHEREAS, the Borough of Park Ridge will not release any vehicles/equipment to the successful bidders until the Borough of Park Ridge has received verification from GovDeals that payment has been received from the winning bidder, the Borough will not deliver the vehicles/equipment to the successful bidder and the vehicles/equipment are to be transferred and taken off the site within five business days after the sale has occurred and payment received; and

WHEREAS, items not picked up within the above prescribed time period will be offered to the second highest bidder.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Park Ridge that it hereby accepts the bids as outlined in the attached Schedule A.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-022**

**APPOINT PUBLIC AGENCY COMPLIANCE OFFICER
2011**

BE IT RESOVLED that the Borough Administrator, Helene V. Fall, be appointed as the public agency compliance officer for the calendar year 2011.

BE IT FURTHER RESOLVED that a copy of this resolution be provided to the:

Public Agency Unit
State of New Jersey
Department of the Treasury
Division of Public Contracts
Equal Employment Opportunity Compliance
PO Box 209
Trenton, NJ 08625-0209

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-023**

**AWARD OF CONTRACT
SIXTH STREET AND LEROY PLACE WITH ALTERNATES FOR PARK AVENUE AND DEGROFF
PLACE**

WHEREAS, on December 21, 2010 the Borough of Park Ridge received bids for the above cited project;
and

WHEREAS, eleven (11) bids were received; and

WHEREAS, the bids were reviewed by Eve Mancuso, P.E. of Brooker Engineering, PLLC and Borough
Attorney Mancinelli; and

WHEREAS, Borough Attorney Mancinelli advised that the bid submitted Vincent J. Construction LLC,
291 McKinley Blvd., Paramus, NJ 07652, the apparent low bidder, (\$176,182 base bid plus alternates of \$1,500,
\$2,000 and \$900) had the following deficiencies with the bid response and recommended that this bid be rejected:

1. The principal did not sign the bid bond.
2. The surety consent provided does not conform with our sample set forth in the bid specs. The form in the bid package requires the bond to be in an amount equal to 100% of the Contract price. The one submitted by the bidder provides for payment of the difference between the awarded bid and the lowest amount in excess of said bid, for which PR may be able to award said contract within a reasonable time.
3. If this company has more than 50 employees, it was a requirement that it submit either a) Federally approved Affirmative action Program; b) a NJ Certificate of Employee Information Report; or c) a completed Employee Information Report (form AA-302).

and, the Borough Administrator concurs; and

WHEREAS, Ms. Mancuso summarized the bid prices in her report dated December 29, 2010 and recommends the award of contract to the second low bidder, M. Ingannamorte & Son, Inc. 211 LaRoche Avenue, Harrington Park, NJ 07640 in the base bid amount of \$201,610 and the alternate bid amounts of \$3,500, \$1,500 and \$1,800 respectively for a total of \$208,410; and

WHEREAS, that the Chief Financial Officer has certified the funds are available in Account no. C-04-55-915-000-004.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge authorize the appropriate Borough Attorney, Robert Mancinelli is to prepare and execute a contract with M. Ingannamorte & Son, Inc. the base bid amount of \$201,610 and the alternate bid amounts of \$3,500, \$1,500 and \$1,800 respectively for a total of \$208,410.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-024**

**AUTHORIZE TRI-BORO MUTUAL AID AGREEMENT
2011**

WHEREAS, the Tri-Boro Mutual Aid Association comprised of the Borough of Park Ridge, the Borough of Montvale and the Borough of Woodcliff Lake have provided manpower and equipment for both standby and emergencies for many years; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the appropriate Borough officials be and are hereby authorized to formally agree to supply equipment and manpower to each other in case of fire, emergency and/or standby whenever outside assistance is required for the calendar year 2011.

BE IT FURTHER RESOLVED that such services shall be provided at no cost to each other.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-025**

**VOUCHER NO. 2
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 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 Changeorder No. 1 approved on August 24, 2010 which brought the limits of the project to just south of W. Park Avenue, for an additional amount of \$22,094.50 which was 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; and

WHEREAS, Maser Consulting, by letter dated December 30, 2010 has recommended that payment No. 2 be authorized to Owl Contracting in the amount of \$114,165.31 which includes the hold back of the 2% retainage:

Base Bid	\$171,267.70
Contingent – includes Changeorder No. 1	\$ 28,732.30
TOTAL	\$200,000.00
Voucher No. 1	(\$64,892.53)
Voucher No. 2	(\$114,165.31)

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Chief Financial Officer is authorized to make payment of Voucher No. 2 to Owl Contracting in the amount of \$114,165.31.

BE IT FURTHER RESOLVED that payment be processed on the January 25, 2011 bill list.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-026**

BOARD OF EDUCATION PAYMENTS

BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Collector – Treasurer be and is hereby authorized to remit to the Board of Education of the Borough of Park Ridge and make the necessary transfer of funds for the next six months in accordance to the following schedule:

	<u>2011</u>	
January		\$1,899,817.50
February		\$1,899,814.00
March		\$1,899,814.00
April		\$1,899,814.00
May		\$1,899,814.00
June		\$1,899,814.00
February – Debt Service		\$ 122,963.50
Total:		\$11,521,851.00

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-027**

ESTABLISHMENT OF CURRENT FUND PETTY CASH

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county or municipality by application and resolution, and,

WHEREAS, a Current Fund Petty Cash Fund in the amount of \$750 has previously been approved by the Division of Local Government Services naming Colleen Ennis as the Custodian of Petty Cash, and,

WHEREAS, the custodian for this fund is, Colleen Ennis, who is bonded for the amount of \$1,000,000; such custodian shall maintain records for this fund in a manner conducive to proper accounting and auditing procedures;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge hereby authorizes the Treasurer to issue a Current Fund check in the amount of \$750 payable to the order of Colleen Ennis, Custodian of Petty Cash.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-028**

APPOINT COMMUNITY DEVELOPMENT REPRESENTATIVES

WHEREAS, the Mayor and Council of the Borough of Park Ridge have entered into a Three Year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1, et seq. and Title I of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2010 through June 30, 2011;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge hereby appoint Terence Maguire as its Council representative to participate on the Community Development Regional Committee; and

BE IT FURTHER RESOLVED that Kelley R. O'Donnell is hereby appointed as the Mayor's representative; and

BE IT FURTHER RESOLVED that Helene V. Fall is appointed as the alternate representative to said committee.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011- 029**

Municipal Representatives for Open Space Committee

WHEREAS, the Borough of Park Ridge has entered into a Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et seq. to participate in the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund; and

WHEREAS, said Agreement requires that one municipal representative be appointed by the governing body of the community to be part of the Open Space Trust Municipal Park Improvement and Land Acquisition Program Regional Committee for the term of one year coinciding with the fiscal year July 1, 2010 through June 30, 2011;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge hereby appoint Terence Maguire as its Council representative to participate on the Bergen County Open Space, Recreation, Farmland and Historic preservation Trust Fund Committee; and

BE IT FURTHER RESOLVED that Kelley R. O'Donnell, Borough Clerk is hereby appointed as the Mayor's representative; and

BE IT FURTHER RESOLVED that Helene V. Fall, Borough Administrator is appointed as the alternate representative to said committee.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-030**

**CONFIRM SUBMISSION OF LAYOFF PLAN TO NJ CIVIL SERVICE COMMISSION COURT
CONSOLIDATION**

WHEREAS, the Mayor and Council of the Borough of Park Ridge by adoption of Resolution No. 010-322 authorized the execution of a Shared Services Agreement for Joint Municipal Court Services with the Borough of Montvale and the Borough of Woodcliff Lakes to commence on or about April 1, 2011; and

WHEREAS, as a Civil Service municipality the Borough of Park Ridge is required to submit a layoff plan to the NJ Civil Service Commission addressing the status of the two (2) part-time employees of the Municipal Court, for approval by the Commission; and

WHEREAS, it is necessary for the Borough of Park Ridge to implement a layoff plan for these two (2) employees; and

WHEREAS, it is noted that the court administration personnel will be chosen from the current court personnel of the three (3) municipalities; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge had previously authorized the Park Ridge Borough Administrator to submit the required layoff plan to the NJ Civil Service Commission; and

WHEREAS, the Borough Administrator submitted said plan dated January 5, 2011 to ensure that the NJ Civil Service Commission had adequate time to review and approve said plan by the anticipated start date of the Joint Municipal Court of on or about April 1, 2011.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that it hereby confirms submission of said layoff plan to the NJ Civil Service Commission.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-031**

**CONFIRM SUBMISSION OF EMPLOYMENT RECONCILIATION PLAN TO NJ CIVIL SERVICE
COMMISSION COURT CONSOLIDATION**

WHEREAS, the Mayor and Council of the Borough of Park Ridge by adoption of Resolution No. 010-322 authorized the execution of a Shared Services Agreement for Joint Municipal Court Services with the Borough of Montvale and the Borough of Woodcliff Lake to commence on or about April 1, 2011; and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act (NJSA 40A:65-et seq.) local governments are able to realize cost savings, streamline service delivery and improve effectiveness through shared services; and

WHEREAS, as part of the requirement of this Act, when one or more of the Local Units has adopted Title 11A, Civil Service, the agreement shall include an employment reconciliation plan approved by the NJ Civil Service Commission and the Borough of Park Ridge is such a Local Unit; and

WHEREAS, the Shared Court Committee consisting of members duly appointed by the respective governing bodies of the Borough of Park Ridge, Borough of Montvale and the Borough of Woodcliff Lake have authorized the Park Ridge Borough Administrator to submit said Employment Reconciliation Plan; and

WHEREAS, the need to submit said Plan has been discussed with the Park Ridge Mayor and Borough Council; and

WHEREAS, Resolution No. 010-322 states the court administration personnel will be chosen from the current court personnel of the three municipalities; and

WHEREAS, to meet said time frames for implementation the Borough Administrator of the Borough of Park Ridge submitted said Employment Reconciliation Plan to the NJ Civil Service Commission on January 5, 2011.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that it hereby confirms submission of said Employment Reconciliation Plan by the Park Ridge Borough Administrator to the NJ Civil Service Commission.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-032**

**RESOLUTION AUTHORIZING AUCTION OF SURPLUS PROPERTY AND ONLINE AUCTION OF
SURPLUS PROPERTY**

WHEREAS, the Borough of Park Ridge is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:11-36 the Borough of Park Ridge may sell any personal property which is no longer needed for public use; and

WHEREAS, the Borough of Park Ridge is desirous of selling said surplus property in an “as is” condition without express or implied warranties; and

WHEREAS, the Borough of Park Ridge, by adoption of Resolution No. 010-277 authorized that the Internet sale of the surplus property be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract with the successfully bidder paying a 12.5% Buyers Premium to GovDeals – noted as a clarification to Resolution No. 010-277; and

WHEREAS, a list of the surplus property to be sold is attached as Schedule A with the mandatory minimum bids; and

WHEREAS, the surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property; and

WHEREAS, the Borough of Park Ridge reserves the right to accept or reject any bid submitted with such determination to be made by the Park Ridge Mayor and Borough Council at their February 22, 2011 meeting scheduled to begin at 8:15 PM or as soon thereafter as the matter may be reached; and

WHEREAS, the vehicles/equipment may be inspected weekdays (no Saturdays or Sundays or Holidays) between February 4, 2011 and February 17, 2011 between the hours of 8 AM and 2 PM at the Park Ridge Public Works Facility located at 18 Sulak Lane, Park Ridge, NJ.

WHEREAS, in accordance with N.J.S.A. 39:10-9.1 the certificate of ownership for the Chevy Impalas and the Ford Crown Victorias shall state that the motor vehicle was used as a police patrol vehicle and notice is provided that the buyer shall continue to so state on each subsequent sale or transfer; and

WHEREAS, the Borough of Park Ridge will not release any vehicles/equipment to the successful bidders until the Borough of Park Ridge has received verification from GovDeals that payment has been received from the winning bidder, the Borough will not deliver the vehicles/equipment to the successful bidder and the vehicles/equipment are to be transferred and taken off the site within five business days after the sale has occurred and payment received; and

WHEREAS, items not picked up within the above prescribed time period will be offered to the second highest bidder.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Park Ridge that it hereby authorizes that this auction will take place over the Internet, at www.govdeals.com, beginning on February 4, 2011 at 9AM and concluding on February 17, 2011 as specifically indicated for each item, if more than one item being auctioned. Bidders/buyers must pre-register at www.govdeal.com. Interested bidders/buyers are directed to look at the specific concluding time for each piece of equipment listed since they will have staggered closing times on February 17, 2011.

BE IT FURTHER RESOLVED that a direct link to the GovDeals Internet site will also be available from the Borough of Park Ridge’s website at www.parkridgeboro.com.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-033**

**AUTHORIZE AGREEMENT WITH BERGEN COUNTY HEALTH DEPARTMENT –VARIOUS
SERVICES
2011**

WHEREAS, the Borough of Park Ridge is required to provide for State mandated health services of a technical and a professional nature to comply with the Public Health Practice Standards of Performance for Local Boards of Health in New Jersey including Public Health Infrastructure System Administration with Health Officer Coverage, Direct Nursing Service Coverage including Communicable Disease Reportable Surveillance System, Immunizations Audits, Health Consultations and Direct Registered Environmental Health Specialist Services Coverage including maintenance of local inspection and enforcement procedures in accordance with the New Jersey Sanitary Code and Practice Standards including retail food inspection, septic, pool, nuisance response, emergency coverage and response, etc.; and

WHEREAS, the Bergen County Department of Health Services has provided, by their letter dated October 27, 2010 a proposal to provide said services in accordance with the applicable State laws and regulations said proposal attached to the original of this resolution; and

WHEREAS, the Park Ridge Board of Health has reviewed said proposal and recommended, at their January 20, 2010 meeting, award of said contract in the amount of \$47,272.96 with the proposed hours/units as included therein.

WHEREAS, the Borough of Park Ridge may contract for the furnishing of health services pursuant to N.J.S.A. 26:3A-2 et seq. with the County of Bergen, Department of Health Services; and said agreement.

WHEREAS, the Chief Financial Officer has certified to the availability of funds, in the 2011 Budget, Budget Account No. 01-27-330-000-000.

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Park Ridge does authorize the Mayor and Borough Clerk to authorize 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. 011-034**

AUTHORIZE ANNUAL CDL RANDOM ALCOHOL AND DRUG TESTING PROGRAM – 2011

WHEREAS, the Federal law (Omnibus Transportation Employee Testing Act, Title V of P. L. 102-143) requires all transportation-related employers to perform mandatory drug and alcohol testing. Employees affected are those holding a valid CDL and who drive, as part of their work, certain sized vehicles; and

WHEREAS, States and municipalities are considered employers under the federal law and drivers that meet these criteria are subject to the testing requirements; and

WHEREAS, the federal policy for CDL holders requires pre-employment, post-accident, reasonable suspicion, random, and return-to-work drug testing; and

WHEREAS, WorkPlace Connection, Valley Health System, 15 Essex Road, Suite 504, Paramus, NJ has submitted a proposal dated January 1, 2011 for the provision of said services for the calendar year 2011 including the State mandated Business Registration Certificate copy attached to the original of this resolution; and

WHEREAS, the total cost for said services is not anticipated to exceed either the Pay-to-Play (P.L. 2005 c. 271) threshold and/or the State Bid threshold during calendar year 2011; and

WHEREAS, the Director of Operations has recommended the Borough of Park enter into a contract for the calendar year 2011 with WorkPlace Connection by memo dated January 18, 2011 for the provision of these services and additional related services, as may be needed and the Borough Administrator concurs; and

WHEREAS, the Chief Financial Officer has certified to the availability of funds, in 2011 Budget Account Nos. 01-26-290-000-029, 07-55-502-000-505 and 05-55-502-000-505 (shared proportionally by department – Electric, Water and Roads).

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Park Ridge does authorize the Mayor and Borough Clerk to authorize 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. 011-035**

**AUTHORIZE AGREEMENT WITH BERGEN COUNTY HEALTH DEPARTMENT – BLOOD BORNE
PATHOGENS COMPLIANCE PROGRAM
2011**

WHEREAS, the Borough of Park Ridge is required to provide for State mandated health services of a technical a professional nature for the Blood Borne Pathogens Compliance Program; and

WHEREAS, the Bergen County Department of Health Services has provided, by their letter dated October 27, 2010 a proposal to provide said services in accordance with the requirement of NJ PEOSHA including training programs, vaccinations, record and report generation as well as billing support documentation; and

WHEREAS, the annual fee is \$2,600 for training and coordination plus the cost to provide vaccine and vaccine administration as follows: \$48 per vaccine dose with a three (3) does cost per participant of \$144 which is the same fees charged in 2010; and

WHEREAS, the total cost for said services is not anticipated to exceed either the Pay-to-Play (P.L. 2005 c. 271) threshold and/or the State Bid threshold during calendar year 2011; and

WHEREAS, the Borough Administrator has recommended the Borough of Park Ridge enter into a contract for the calendar year 2011 with the Bergen County Health Department for the provision of these services and additional related services as outlined in said proposal, as may be needed; and

WHEREAS, the Chief Financial Officer has certified to the availability of funds, in the 2011 Budget, Budget Account No. 01-27-330-000-191.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Park Ridge does authorize the Mayor and Borough Clerk to authorize 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. 011-036**

**UNDERTAKE JOINT STUDY WITH THE BOROUGH OF MONTVALE AND THE BOROUGH OF
WOODCLIFF LAKE – POLICE**

WHEREAS, the Bergen County Prosecutor has advised that there are funds available for municipalities to conduct a consolidation and merger study for Police Departments, either of departments and/or divisions or other functions related to law enforcement; and

WHEREAS, the Bergen County Prosecutor has advised that there are certain conditions with respect to accessing the funds including a formal Request for Proposal process for selection of a vendor and/or the use of a cooperative purchasing arrangement with all vendors and contracts being subject to the approval of the Bergen County Prosecutor; and

WHEREAS, in addition to the selection of the vendor the Bergen County Prosecutor has advised that those municipalities opting to use the funds available through the above program may be required to refund said funding should a determination be made not to proceed with a consolidation and merger; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge have reviewed in concept the possibility of undertaking said study with the Borough of Montvale and the Borough of Woodcliff Lake; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge are desirous of undertaking such a study to ascertain if the Borough of Park Ridge could realize significant cost savings, streamline service delivery and improve effectiveness; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough Park Ridge that it wishes to undertake this study with the Borough of Montvale and the Borough of Woodcliff Lake and utilize the funding available through the Bergen County Prosecutor's Office.

BE IT FURTHER RESOLVED that a separate recommendation will be made by the Tri-Boro Shared Services Subcommittee to the three municipalities as to the methodology to be used with respect to vendor selection.

BE IT FURTHER RESOLVED that the Borough of Park Ridge wishes to be the lead agency.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-037**

APPOINT FUND COMMISSIONERS 2011

BE IT RESOLVED that the Governing Body of the Borough of Park Ridge does hereby appoint the following fund commissioners for the year 2011:

Bergen County Municipal Joint Insurance Fund:
Borough Clerk Kelley R. O'Donnell as Fund Commissioner
Borough Administrator Helene V. Fall as Alternate

Bergen Municipal Employees Benefit Fund:
Borough Administrator Helene V. Fall as Fund Commissioner
Borough Clerk Kelley R. O'Donnell as Alternate

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011 – 038**

**APPOINTMENT OF RATE ENGINEER
BOARD OF PUBLIC WORKS**

WHEREAS, the Borough of Park Ridge Board of Public Works requires the professional services of an individual or firm to provide Rate Engineering services; and

WHEREAS, the appointments and contracts for “Professional Services” are exempted from the competitive public bidding requirements of the Local Public Contracts Law, (NJSA 40A:11-1 et. seq.), pursuant to NJSA 40A:11-5(1)(a); and

WHEREAS, the Park Ridge Mayor and Council have chosen to award these contracts as fair and open contracts pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, on January 7, 2011 the Borough of Park Ridge Mayor and Council issued Requests for Qualifications (RFQ’s) from qualified engineering firms or individuals for said professional service; and

WHEREAS, on January 19, 2011 the RFQ’s were opened and distributed to the Board of Public Works for their review; and

WHEREAS, after reviewing all of the RFQ’s received for said professional service, at the January 19, 2011 meeting of the Park Ridge Board of Public Works, the personnel committee recommended Quad Three Group of 37 North Washington Street, Wilkes-Barre, PA 18701 be appointed as Rate Engineer; and

WHEREAS, the Board of Public Works concurs with this recommendation of the personnel committee; 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 that the Mayor and Council of the Borough of Park Ridge does hereby appoint Quad Three Group of 37 North Washington Street, Wilkes-Barre, PA 18701 as Rate Engineer effective February 1, 2011.

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized to sign an agreement approved as to form and substance by the Borough Attorney with Quad Three Group; and

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

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-039**

INTEREST ON DELINQUENT TAXES

WHEREAS, the penalty for nonpayment of taxes becoming delinquent on and after February 1, 2011 shall be at the rate of eight per centum (8%) per year for the first \$1,500.00 of delinquency and eighteen per centum (18%) per year on amounts over \$1,500.00; and

WHEREAS, Section 54:4-67 of the Revised Statutes has been amended to allow the Tax Collector to collect no interest if payment of any installment is made within ten (10) days after the date upon which the same became payable, provided it meets with the approval of the Mayor and Council;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is granted permission to withhold interest charges for a period of ten (10) days after the date upon which the installment became payable, provided it is received within the period.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-040**

AUTHORIZING PART TIME EMPLOYMENT OF CLERICAL ASSISTANCE FOR PAYROLL PREPARATION

WHEREAS, the Borough of Park Ridge is in need of part-time hourly Clerical Assistance for payroll preparation and related functions; and

WHEREAS, the Chief Financial Officer has recommended, and the Borough Administrator concurs that Joann Beutel be appointed to perform the part-time clerical hourly duties for payroll approximately 8 -10 hours for each payroll period, at the hourly rate of \$20 per hour not to exceed \$6,000 per year.

WHEREAS, the schedule would be set by the Chief Financial Officer with no paid time off (sick, vacation, holidays); and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge agree with the recommendation to enter into an agreement with Joann Beutel as per the terms outlined above to provide part-time hourly clerical assistance for the preparation of payroll and related functions; and

BE IT FURTHER RESOLVED that the Mayor is authorized to execute said agreement.

BE IT FURTHER RESOLVED that a true copy of this resolution shall be sent to Joann Beutel within ten (10) days of adoption.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-041**

PAYMENT OF BILLS

WHEREAS, the January payment of bills has been postponed until the first meeting of February, and;

WHEREAS, there are certain payments which must be made prior to the next meeting;

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the following are approved for payment and that the Mayor, Clerk and Chief Financial Officer are hereby authorized and directed to issue warrants in payment of same.

Bergen Municipal Employee Benefit Fund
Bergen Municipal Joint Insurance Fund
Boswell Engineering
Borough of Montvale-Senior Van
Colleen Ennis, Custodian of Petty Cash
July 4-Ever
Owl Contracting
Park Ridge Board of Education
Treasurer, State of New Jersey – Burial & Marriage Fees
Treasurer, State of New Jersey – DCA Training Fees
Symetra Life Insurance
Unum Disability Insurance

COMMUNICATIONS:

Mayor Ruschman reported on the Email received 1/5/2011 from the Pool Commission, advising that Mr. David Conkling had resigned. The Commission requested that the person appointed to fill this unexpired term be someone who could assist with their communication needs (Mayor's newsletter, Borough web site, PKRG, Community Life etc.) as a replacement.

OLD BUSINESS:

Councilmember Kane spoke about the new bylaws which were adopted at the Reorganization meeting and wished tonight, to speak about those changes made to the bylaws, specifically the appointment/selection process for the Council Liaison appointments to the standing committees. He spoke about the process used this past December to select the professionals and the liaison

assignments which he thought were productive and positive; he was surprised at the January 1st change to the bylaws which changed this process.

Councilmember Viola expressed his concern at the change made to bylaws which changed the assignment process and felt that liaison assignments made based by seniority was a-political and used by the State and Federal governments. He asked that this be discussed next week. Mayor Ruschman advised he wished it discussed now as only one assignment was going to be changed – the liaison to the Board of Public Works.

Councilmember Kane commented that for him that wasn't the issue, the issue was more about the process.

Councilmember Viola commented that his assignments were changed from the December discussions.

Mayor Ruschman affirmed that only one assignment was changed – that of the liaison to the Board of Public Works. The Mayor advised he was contacted by each member of the Board of Public Works who wished to keep Council President Maguire as their liaison and the Mayor wished to comply with the Board's request. Mayor stated that he thinks highly of Councilmember Kane but when contacted by the Board about the Council liaison, felt he had to comply.

Council President Maguire stated that the changes to the bylaws should not have come as a surprise as we were not happy with the changes made in 2010 – specifically removing the public participation from the beginning of the meeting and the change made to the Mayor's ability to make the liaison appointments. Both had been previously discussed.

Councilmember Kane commented that he thought the liaison selection process used in December had been successful and had resulted in good discussions.

Councilmember Misciagna commented that his opposition to the changes made to the bylaws in 2010, specifically removing the public participation portion at the start of the meeting and changing the authority of Mayor, was clear at the time made.

Councilmember Viola advised we had set up a seniority system for liaison selections and have now changed it to a one-man rule or political rule.

Councilmember Misciagna responded that out of all of the assignments only one was changed; Councilmember Viola advised that his assignment was changed as he was not supposed to be the Library Trustee. Mayor Ruschman clarified that Councilmember Viola was his representative to the Library Board, and that Councilmember Kilmartin was direct appointment to the Library Trustee.

Mayor Ruschman also commented that he agreed that the December meeting was a good process and remained supportive of it. Mr. Mancinelli clarified that the December meeting was not changed from the bylaws. Council President Maguire stated that the decisions made regarding the professionals at the December meeting have not been changed.

Councilmember Hopper questioned why the Reorganization agenda did not include the liaison assignments; the agenda itself was issued late on New Year's Eve.

Mayor Ruschman responded that he did not want the liaison assignments to have an impact on the Reorganization meeting.

NEW BUSINESS:

Councilmember Kane spoke about the Joint Court Agreement and some language changes which had been proposed to the Agreement previously discussed and approved; specifically the changed dealt with a potential claim for payment of the balance of the Park Ridge Judge's salary due for 2011 per the contract and some redundant language in the proposed Agreement regarding implementation costs.

A motion was made by Councilmember Misciagna to authorize the signing of the amended Agreement seconded by Councilmember Kane.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper – yes, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire - yes

THE FOLLOWING COMMITTEE APPOINTMENT IS FOR ONE YEAR, IT IS THE MAYOR'S APPOINTMENT WITH COUNCIL CONFIRMATION

GREEN TEAM COMMITTEE

Mayor Ruschman asked for a motion to appoint the following member to the Green Team Committee, this appointment is in addition to those already made at the reorganization meeting held January 1, 2011.

Vinny Lemba

Motion made by Councilmember Misciagna and seconded by Councilmember Hopper to approve.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire - yes

CABLE ACCESS COMMITTEE (PKRG-TV)

Mayor Ruschman asked for a motion to appoint the following member to the Cable Access Committee, this appointment is in addition to those already made at the reorganization meeting held January 1, 2011.

Bill Lagno

Michael Miller

Rob Rizzuto

Venkat Shanmugam

Ahsha Simms

Sue Tudisco

Ron Vrandenburg

Motion made by Council President Maguire and seconded by Councilmember Misciagna to approve.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire – yes

POOL COMMISSION

Mayor Ruschman asked for a motion to appoint Jean Joyce, who was recommended by Pool Commission President Scheulen to fill the unexpired term of David Conkling.

Motion made by Council President Maguire and seconded by Councilmember Misciagna to approve.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes, Councilmember Hopper - abstains, Councilmember Viola - yes, Councilmember Kane - yes, Council President Maguire - yes

Mayor Ruschman announced the Standing Committees and Liaisons for 2011.

STANDING COMMITTEES – 2011
FINANCE & ADMINISTRATION

FIRE
INSURANCE
NEGOTIATIONS
OPERATIONS/BUILDINGS & GROUNDS
PERSONNEL
PUBLIC HEALTH & WELFARE
PUBLIC SAFETY/TRI BORO PUBLIC SAFETY
SHARED SERVICES

**Kane, Kilmartin and
Maguire (alternate)**
Viola
Viola
Misciagna and Viola
Maguire
Maguire and all
Viola
Misciagna
Hopper and Misciagna

BOARDS & COMMITTEES LIAISONS FOR 2011

BERGEN COUNTY 9-1-1
BOARD OF EDUCATION
BOARD OF HEALTH
BUSINESS COMMUNITY
CABLE TV/PKRG-TV
D.A.R.E. COMMITTEE/MUNICIPAL ALLIANCE
EMERGENCY MANAGEMENT COUNCIL
HANDICAP AWARENESS ADVISORY
HISTORICAL ADVISORY
LIBRARY BOARD
LOCAL ASSISTANCE
MUNICIPAL POOL
OPEN SPACE COMMITTEE/BEAUTIFICATION
PASCACK MENTAL HEALTH CENTER
P.R.A.A.
PUBLIC AGENCY COMPLIANCE
**RECREATION & CULTURAL
FIELD COORDINATOR**
SAFETY COMMITTEE
SENIOR CITIZEN ADVISORY
SHADE TREE
TECHNOLOGY COMMITTEE

Police
Kilmartin
Viola
Maguire
Maguire
Kane
Hopper
Administrator
Viola
Kilmartin
Viola
Kilmartin
Maguire
Viola
Misciagna
Administrator
Hopper
Andy Hodgins
Misciagna
Kilmartin
Kane
Kane

Resolutions Pulled from Consent Agenda:

No. 1 - Authorization to Reissue the Request for Qualifications for Rate Engineer and No. 23 Appointment of Rate Engineer – Board of Public Works:

Councilmember Hopper requested clarification as to why were both were on the agenda. The Clerk explained that they were both needed since the January meetings had been cancelled and the resolutions procedurally explained what happened.

Mayor Ruschman asked for a motion to approve Resolutions No. 1 and 23.

Motion made by Council President Maguire and seconded by Councilmember Hopper to approve.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes,
Councilmember Hopper - yes, Councilmember Viola - yes, Councilmember Kane
- yes, Council President Maguire - yes

No. 13 Appoint Community Development Representatives and No. 14 Appoint Municipal Representatives for Open Space Committee:

Councilmember Viola questioned why the member of Council was the same on both. Mayor Ruschman explained that it had been customary for the Planning Board Representative to serve

on both and recalled that Councilmember Wells had served on both since there were related to each other.

Mayor Ruschman asked for a motion to approve Resolution No. 13 and Resolution No. 14.

Motion made by Councilmember Kane and seconded by Councilmember Misciagna to approve.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes,
Councilmember Hopper – yes, Councilmember Viola - yes, Councilmember Kane
- yes, Council President Maguire - yes

No. 24 Interest on Delinquent Taxes:

Councilmember Viola questioned whether there was a mechanism to create a process to allow the governing body to consider helping taxpayers based upon the economic situation of the taxpayer i.e. senior or indigent persons who had financial difficulties. Mr. Mancinelli advised there was not; Councilmember Kilmartin confirmed no. CFO Ennis advised that the governing body could change the maximum amounts charged for delinquent taxes but it would be applied to everyone.

Motion made by Councilmember Kane and seconded by Councilmember Misciagna to approve.

Roll Call: Councilmember Kilmartin - yes, Councilmember Misciagna - yes,
Councilmember Hopper – yes, Councilmember Viola - yes, Councilmember Kane
- yes, Council President Maguire - yes

REPORTS OF THE GOVERNING BODY:

Councilmember Kilmartin: Councilmember Kilmartin advised she had no report this evening.

Councilmember Kane: Thanked the Mayor for being here this evening. Spoke about the Shared Court Agreement and the advisory committee that he and Councilmember Viola had been working on these past months. Montvale and Woodcliff Lake were eager to get it done. Spoke about the Technology Committee being able to assist the Pool Commission and other various groups to communicate with the residents.

Councilmember Misciagna: Councilmember Misciagna advised he had no report this evening.

Council President Maguire: Complimented the Road Department on a job well done during the past month; aware of the great job they have done with the multiple storms.

Councilmember Hopper: Congratulated the Roads Department as well; thanked the Mayor for being able to come back for the meeting and to sign the Court Agreement; spoke about the Volunteer Holiday Party in January – excellent attendance; spoke about the Recreation Committee and the election of their officers – Tony Markowsky continued as Chairperson, Paul Wharton as Vice Chairperson and Liz Falkenstern as Secretary. Advised the Easter Egg Hunt scheduled for March 13th. Advised the Green Team had also reorganized and Jim McDermott was selected as Chairperson, Danielle Canwood as Vice Chairperson and Barbara Coleman Secretary.

Councilmember Viola: Also thanked the Mayor for flying back to ensure there was a quorum at tonight's meeting. Advised would hold the balance of his report to the next meeting.

Mayor Ruschman: Recently there have been rumors, accusations, allegations, and suspicions about attempts by some Councilmembers to cause a lack of quorum at meetings necessitating two meetings in January to be canceled. This has never happened in my 17 years on the Governing Body. There is no way these charges can be authenticated so I must assume they are not true.

However, it if were true, or if any Councilmember were to purposely cause a situation where a quorum could not be met, I would say this.

We would be cheating our employees, our staff, our vendors and most importantly our residents. We were not elected to play games; we were elected to fulfill our oath of office – specifically I refer to the portion which reads “That I will faithfully, impartially and justly perform all the duties of the office of Councilmember according to the best of my ability – so help me God”.

My presence here tonight demonstrates my commitment to that oath. I would hope you all feel as strongly as I.

Let me be clear about this topic – it has nothing to do with politics. I think we all agree that we can disagree, which is healthy. But we should agree that we do it at meetings. If we don't have that opportunity because we cannot meet – we are once again cheating our residents and they will hold us accountable. They will be right to do so.

At the Reorganization meeting I made a plea for unity amongst the Governing Body. The people of Park Ridge are sick and tired of the lack of civility exhibited at our public meetings. I know it – I am sure you all know it. The fact that we have not been able to have a meeting for the entire month of January because of a lack of quorum does not bode well for unity.

We must do better. Let us put this unfortunate situation behind us and move on to the doing the job we were elected to do. The people of Park Ridge expect it of us.

APPROVAL OF MINUTES

Mayor Ruschman asked for a motion to approve the minutes of the Mayor and Council Meetings as follows:

Public Hearing Minutes dated December 14, 2010
Councilwoman Kilmartin to abstain

Closed and Work Session minutes dated December 28, 2010
Councilwoman Kilmartin to abstain

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

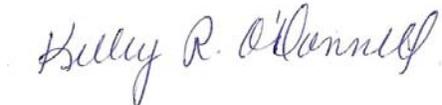
Roll Call: Councilmember Kilmartin - abstains, Councilmember Misciagna - yes,
Councilmember Hopper – yes, Councilmember Viola - yes, Councilmember Kane
- yes, Council President Maguire - yes

ADJOURN

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

Meeting adjourned at 9:07 p.m.

Respectfully submitted,



Kelley R. O'Donnell, RMC
Borough Clerk